

**FAIRFIELD CITY COUNCIL
REGULAR MEETING AGENDA
FAIRFIELD MUNICIPAL BUILDING
5350 PLEASANT AVENUE
FAIRFIELD, OHIO 45014**

Monday, December 8, 2014

7:00 PM

MAYOR.....STEVE MILLER
COUNCILMEMBER 1ST WARD.....ADAM B. JONES
COUNCILMEMBER 2ND WARD.....MARTY JUDD
COUNCILMEMBER 3RD WARD.....DEBBIE PENNINGTON
COUNCILMEMBER 4TH WARD.....TERRY SENGER

COUNCILMEMBER AT-LARGE...CHAD OBERSON
COUNCILMEMBER AT-LARGE...MIKE SNYDER
COUNCILMEMBER AT-LARGE...BILL WOESTE
CITY MANAGER.....ARTHUR E. PIZZANO
CLERK OF COUNCIL.....ALISHA WILSON
LAW DIRECTOR.....JOHN H. CLEMMONS

Guidelines for Citizen Comments: Thank you for your interest and participation in city government. Fairfield City Council's Guidelines for Citizen Comments describe the rules for addressing City Council. The guidelines are posted in the Council Chambers.

ADA Notice: The City of Fairfield is pleased to provide accommodations to disabled individuals or groups and encourage full participation in city government. Should special accommodations be required, please contact the Clerk of Council at 867-5383 at least 48 hours in advance of the meeting.

1. **Call to Order**
2. **Prayer/Pledge of Allegiance**
3. **Roll Call**
4. **Agenda Modifications**
5. **Executive Session Requests**
6. **Special Presentations and Citizen Comments**
7. **Public Hearing(s)**
 - a) 2015 Budget Hearing
8. **Mayor/Council Reports**
 - a) Fairfield Works Presentation
9. **Approval of Minutes**
 - a) Regular Meeting Minutes of December 1, 2014

10. **OLD BUSINESS**

(A) **DEVELOPMENT SERVICES COMMITTEE**

Bill Woeste, Chairman; Adam Jones, Vice Chairman, Mike Snyder, Member

- (1) Ordinance amending Ordinance No. 166-84, the Codified Ordinances of Fairfield, Ohio, Section 1141.02, the City of Fairfield, Ohio, Zoning Map by approving the amended concept plan for the Patterson Place Planned Unit Development by approving the Final Development Plan for Senior Housing on Patterson Drive.

- Ordinance – Hold Second Reading for Planning Commission Recommendation

11. NEW BUSINESS

(A) **DEVELOPMENT SERVICES COMMITTEE**

Bill Woeste, Chairman; Adam Jones, Vice Chairman, Mike Snyder, Member

- (1) Ordinance to authorize the City Manager to execute a Community Reinvestment Area Agreement and a Community Reinvestment Area Compensation Agreement which will provide property tax incentives for Element Materials Technology, Inc. and Morel Ventures, LLC for the renovation and expansion of an office and warehouse facility at 3701 Port Union Road and declaring an emergency.

- Motion – Read by Title Only (Optional)
- Ordinance – First Reading
- Motion – Suspend Second and Third Readings
- Motion – Adoption

(B) **FINANCE & BUDGET COMMITTEE**

Terry Senger, Chairman; Debbie Pennington, Vice Chairman, Chad Oberson, Member

- (1) Ordinance to make estimated appropriations for the expenses and other expenditures of the City of Fairfield, Ohio, during the period beginning January 1, 2015, and ending December 31, 2015.

- Motion – Read by Title Only (Optional)
- Ordinance – First Reading
- Motion – Suspend Second and Third Readings
- Motion – Adoption

- (2) Ordinance to reconcile accounts.

- Motion – Read by Title Only (Optional)
- Ordinance – First Reading
- Motion – Suspend Second and Third Readings
- Motion – Adoption

- (3) Ordinance providing for the issuance of \$21,408.60 of bonds by the City of Fairfield, Ohio, to pay part of the cost of sidewalk repair in the city and declaring an emergency.

- Motion – Read by Title Only (Optional)
- Ordinance – First Reading
- Motion – Suspend Second and Third Readings
- Motion – Adoption

- (4) Ordinance providing for the issuance of \$18,332.67 of bonds by the City of Fairfield, Ohio, to pay part of the cost of sidewalk repair in the city and declaring an emergency.

- Motion – Read by Title Only (Optional)
- Ordinance – First Reading
- Motion – Suspend Second and Third Readings
- Motion – Adoption

- (5) Ordinance providing for the issuance of \$17,283.08 of bonds by the City of Fairfield, Ohio, to pay part of the cost of sidewalk repair in the city and declaring an emergency.

- Motion – Read by Title Only (Optional)
- Ordinance – First Reading
- Motion – Suspend Second and Third Readings
- Motion – Adoption

(6) Ordinance providing for the issuance of \$36,218.25 of bonds by the City of Fairfield, Ohio, to pay part of the cost of sidewalk repair in the city and declaring an emergency.

- Motion – Read by Title Only (Optional)
- Ordinance – First Reading
- Motion – Suspend Second and Third Readings
- Motion – Adoption

(7) Ordinance providing for the issuance of \$93,242.60 of bonds by the City of Fairfield, Ohio, to pay part of the cost of sidewalk repair in the city and declaring an emergency.

- Motion – Read by Title Only (Optional)
- Ordinance – First Reading
- Motion – Suspend Second and Third Readings
- Motion – Adoption

(8) Non-Contractual Appropriations - \$32,315.80 for Ross Road Emergency Water System repairs

- Motion – Read by Title Only (Optional)
- Ordinance – First Reading
- Motion – Suspend Second and Third Readings
- Motion – Adoption

12. **Meeting Schedule**

Monday, January 12	Regular Meeting, 7:00 p.m.
Monday, January 26	Regular Meeting, 7:00 p.m.
Monday, February 9	Regular Meeting, 7:00 p.m.

13. **Executive Session of Council (if needed)**

14. **Adjournment**

AGENDA

**COUNCIL-MANAGER BRIEFING
FAIRFIELD MUNICIPAL BUILDING
5350 PLEASANT AVENUE**

**MONDAY, DECEMBER 8, 2014
6:00 P.M.**

1. Parks Master Plan Presentation



Public Hearing Notice

Fairfield City Council
November 26, 2014

City of Fairfield Budget Hearing Proposed 2015 Budget

The City of Fairfield will hold a Public Hearing at 7:00 p.m. on Monday, December 8, 2014 in the Council Chambers of the Fairfield Municipal Building, 5350 Pleasant Avenue, Fairfield, Ohio. The purpose of the hearing is to receive written and oral comments from the public concerning the proposed annual budget for the year 2014 and the use of funds contain in the proposed budget which is summarized below.

A copy of this information, the entire budget and additional background materials are available for public inspection weekdays from 8:00 a.m. to 5:00 p.m. at the Fairfield Municipal Building, 5350 Pleasant Avenue, Fairfield, Ohio, in the offices of the Finance Director and the Clerk of Council.

Alisha Wilson
Clerk of Council

For insertion in the Journal News on November 26, 2014.

MINUTES
REGULAR MEETING OF COUNCIL
DECEMBER 1, 2014

Call to Order

Mayor Miller called the Regular Meeting of Council to order at 7:00 pm at the Fairfield Municipal Building, 5350 Pleasant Ave.

Prayer/Pledge of Allegiance

Councilmember Woeste led in prayer and the Pledge of Allegiance.

Roll Call

Clerk Wilson called the roll of Council. Present members were Councilmember Adam Jones, Councilmember Marty Judd, Councilmember Debbie Pennington, Councilmember Terry Senger, Councilmember Chad Oberson, Councilmember Mike Snyder, and Councilmember Bill Woeste.

Agenda Modifications

No agenda modifications.

Executive Session Requests

No requests for Executive Session.

Special Presentations and Citizen Comments

No special presentations or citizen comments.

Public Hearing(s)

No Public Hearings.

Mayor/Council Reports

Councilmember Woeste reminded everyone to continue the buy local campaign throughout the holiday shopping season which is going very well so far.

Councilmember Snyder reported that the Fairfield City Schools will add Chinese courses to their foreign language offerings. He also announced the Hamilton Fairfield Symphony Orchestra and Chorale Concert "The Majesty of Christmas" on Saturday, December 6 at 7:30 PM at New Life Vineyard on Princeton Road. Tickets are available online, www.hfso.org, or at the door.

Councilmember Oberson announced that leaf collection is back on schedule and cautioned everyone to be careful in the morning, as ice has been predicted for overnight.

Councilmember Senger reported that the 2015 Budget Review sessions were completed this evening during the 6:00 PM briefing, and the public hearing and vote on the 2015 budget will be December 8.

Councilmember Pennington reported that Light Up Fairfield will take place on Saturday, December 6 at Village Green from 3:00-6:00 PM. The tree lighting ceremony will start at approximately 5:30 PM and the list of activities is available online. The Holiday Open House at Elisha Morgan Mansion at Gilbert Park is Saturday and Sunday, December 6 and 7, from 1:00-4:00 PM and is open to the public. The Four

Seasons Garden Club has decorated the home and it looks beautiful. There will be historical displays by the Fairfield Historicals Society and Friends of Elisha Morgan will provide refreshments.

Councilmember Judd reported on the "Layup for Lauren" Challenge that Mayor and Council participated in, to honor Lauren Hill, who is battling brain cancer. The fundraiser took place at Hamilton High School in collaboration with Hamilton City Council and Mayor, as well as other community groups and local athletes. There was a great turn-out and everyone had a good time, as well as raising awareness and funds to be donated to research for the disease.

Councilmember Jones read a thank-you note from a city resident to Officer Russell Strickland for great public service in some advice he gave them. Councilmember Jones thanked Officer Strickland for the outstanding work.

Approval of Minutes

Regular Meeting Minutes of November 24, 2014

- The Regular Meeting Minutes of November 24, 2014 were approved as written

OLD BUSINESS

DEVELOPMENT SERVICES COMMITTEE

Bill Woeste, Chairman; Adam Jones, Vice Chairman, Mike Snyder, Member

Ordinance amending Ordinance No. 166-84, the Codified Ordinances of Fairfield, Ohio, Section 1141.02, the City of Fairfield, Ohio, Zoning Map by approving the amended concept plan for the Patterson Place Planned Unit Development by approving the Final Development Plan for Senior Housing on Patterson Drive.

Legislative Action: The second reading of this ordinance was held pending the Planning Commission recommendation.

NEW BUSINESS

PUBLIC SAFETY COMMITTEE

Adam Jones, Chairman; Marty Judd, Vice Chairman, Terry Senger, Member

Simple Motion: Motion to approve liquor permit application in the name of Fairfield Pub, Inc. dba Fairfield Pub, 465 Nilles Road, Fairfield, OH 45014. (Permit Classes: D5)

Councilmember Jones, seconded by Councilmember Senger, moved to approve the liquor permit application for Fairfield Pub. Motion carried 7-0. SIMPLE MOTION NO. 23-14. APPROVED 7-0.

FINANCE & BUDGET COMMITTEE

Terry Senger, Chairman; Debbie Pennington, Vice Chairman, Chad Oberson, Member

Ordinance to reconcile accounts.

Councilmember Terry Senger, seconded by Councilmember Debbie Pennington moved to read the following ordinance by title only. Motion Carried 7-0.

Background: City Manager Pizzano recommended an ordinance to reconcile accounts. Legislative Action: Councilmember Senger presented the first reading of this ordinance.

Councilmember Terry Senger, seconded by Councilmember Chad Oberson moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 7-0. Councilmember Terry Senger, seconded by Councilmember Marty Judd moved to adopt. Motion Carried 7-0. ORDINANCE NO. 107-14. APPROVED 7-0.

Meeting Schedule

Clerk Wilson read the following meeting schedule:

- Monday, December 8 Council-Manager Briefing, 6:00 p.m.; Regular Meeting, 7:00 p.m.
- Monday, January 12 Regular Meeting, 7:00 p.m.
- Monday, January 26 Regular Meeting, 7:00 p.m.

Executive Session of Council (if needed)

No Executive Session.

Adjournment

The Regular Meeting of Council adjourned at 7:10 PM.

ATTEST:

Clerk of Council
Date Approved _____

Mayor's Approval

**City of Fairfield, Ohio
City Council Meeting Communication**

Date 11-10-2014

Item:

An ordinance approving a Final Development Plan for a 119 unit senior apartment building on approximately 5.6 acres of land located on Patterson Drive.

Financial Impact:

None.

Synopsis:

The proposal is to construct a three story, 119 unit senior apartment building. The proposed density for the site is 21 units per acre. The development will consist of both one-bedroom and two-bedroom units. Plans and elevations will be located in City Council's workroom for viewing.

Background:

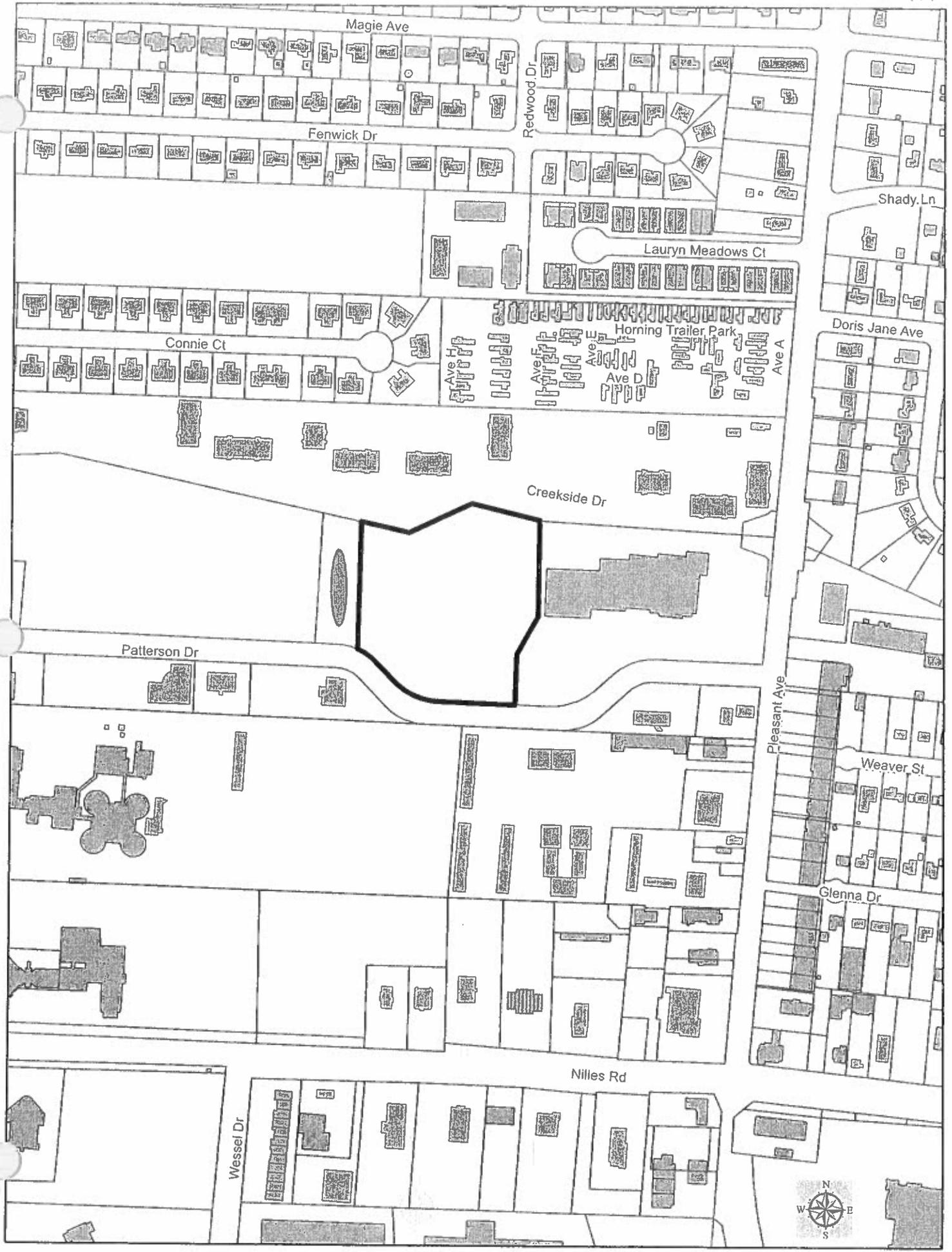
A Concept Plan, referred to as Patterson Place, was approved in 2010 for a three story senior apartment building and patio homes. The apartment building was proposed to be built in two phases with 120 total units using federal tax credits. The previous applicant was unable to obtain the tax credits for the \$18 million project.

Recommendation:

It is recommended that City Council have a first reading on this ordinance at the November 10, 2014 meeting and set the public hearing date for November 24, 2014.

Legislative Actions: Rules Suspension and Adoption Requested? No.
Emergency Provision Needed? No.

Prepared by: Pat Downer (Planning Manager)
Approved for Content by: Kimberly Buchanan
Financial Review (where applicable) M. Hopp
Legal Review (where applicable) John A. Clemmons
Accepted for Council Agenda: Alvin Wilson



ORDINANCE NO. _____

ORDINANCE AMENDING ORDINANCE NO. 166-84, THE CODIFIED ORDINANCES OF FAIRFIELD, OHIO, SECTION 1141.02, THE CITY OF FAIRFIELD, OHIO, ZONING MAP BY APPROVING THE AMENDED CONCEPT PLAN FOR THE PATTERSON PLACE PLANNED UNIT DEVELOPMENT BY APPROVING THE FINAL DEVELOPMENT PLAN FOR SENIOR HOUSING ON PATTERSON DRIVE.

BE IT ORDAINED by the Council of the City of Fairfield, Ohio, that:

Section 1. The official Zoning Map of the City of Fairfield, Ohio, which is incorporated into Ordinance No. 166-84, The Codified Ordinances of Fairfield, Ohio, Section 1141.02, is hereby amended by changing the zoning classification of the 5.6 acres located on Patterson Drive (Part Lot 198 of the City of Fairfield, Butler County, Ohio) from its present planned unit development concept plan residential classification by approving the amended concept plan for Patterson Place Planned Unit Development and the final development plan for Senior Housing on Patterson Drive, a copy of which plan, including the written terms and conditions which constitute a material part thereof, is on file in the office of the Clerk of Council and which are incorporated herein by reference.

Section 2. The Director of Development Services is hereby directed to change the official Zoning Map of the City of Fairfield, Ohio in accordance with this ordinance.

Section 3. This ordinance shall take effect at the earliest period allowed by law.

Passed _____ Mayor's Approval

Posted _____

First Reading _____ Rules Suspended _____

Second Reading _____

Third Reading _____

ATTEST:

Clerk of Council

This is to certify that this Ordinance has been duly published by posting and summary publication as provided by Charter.

Clerk of Council

Active Clients\City of Fairfield\Ordinances\2014\Patterson Drive PUD - Ord

City of Fairfield, Ohio
City Council Communication

Date: 12-8-14

Item:

An ordinance authorizing the City Manager to execute a Community Reinvestment Area Agreement and a Community Reinvestment Area Compensation Agreement, which will provide property tax incentives for Element Materials Technology, Inc. and Morel Ventures LLC, for the renovation and expansion of an office and warehouse facility at 3701 Port Union Road.

Financial Impact:

Morel Ventures LLC will renovate and expand its office and warehouse facility that it leases to Element Materials Technology. The expansion will generate additional property taxes. Element will retain existing jobs and add new jobs in the City of Fairfield that will generate income taxes.

Synopsis:

Element Materials Technology is a global network of laboratories with experts specializing in materials testing, product qualification testing and failure analysis. The company employs more than 1,000 scientists, engineers and technicians in laboratories across the United States and Europe. It contracts with numerous customers in a wide variety of industries, including aerospace & defense, oil & gas, automotive parts, and biomedical devices.

Earlier this year, Element Materials Technology purchased Fairfield-based Accutek Testing Laboratory, located at 3701 Port Union Road (at the corner of Port Union and Bypass 4). Element also has two other facilities in the region, in Sharonville and in Woodlawn. In an effort to increase operational efficiencies, Element is considering consolidating its three local facilities into Fairfield.

Should the proposed project move forward, Element will invest nearly \$2.5 million into the facility. The major components of the project include the construction of new mezzanine office space and the conversion of warehouse space into new office and laboratory space. Element currently employs 40 at the Fairfield site. Upon completion of the project, it will close its other two local facilities, relocating 20 jobs from Sharonville and 50 from Woodlawn. The company will also create at least 10 new jobs within one year. In total, the Fairfield facility will house at least 120 jobs.

Approval of the ordinance would authorize the City Manager to enter into two agreements. The first is a three-party Community Reinvestment Area Agreement. The CRA Agreement would provide a six-year, 75% property tax incentive on the new valuation caused by the building renovation and expansion. The second agreement is a four-party Compensation Agreement. Element has agreed to compensate the Fairfield City School District in an amount of \$5,250 per year and Butler Tech in an amount of \$160 per year for the six-year term of the agreement. The Fairfield City School District Board of Education approved the agreement at its meeting on November 20, 2014.

Recommendation:

It is recommended that City Council suspend the rules requiring a second and third reading of this ordinance and pass as an emergency.

Legislative Actions: Rules Suspension and Adoption Requested?
 Emergency Provision Needed?

Yes.
 Yes.

Prepared by:

Approved for Content by:

Financial Review (where applicable)

Legal Review (where applicable)

Accepted for Council Agenda:

Gary Kethaven
Timothy Borkum
Mark Hagan
John A. Simmons
Alison Wilson

COMMUNITY REINVESTMENT AREA AGREEMENT

This agreement made and entered into by and between the City of Fairfield, Ohio, an Ohio municipal corporation, with its main offices located at 5350 Pleasant Avenue, Fairfield, Ohio 45014 (hereinafter referred to as "Fairfield"), Element Materials Technology, Inc., an Ohio corporation, (hereinafter referred to as "Element") with its main office located at 1245 Hillsmith Drive, Cincinnati, Ohio 45215, and Morel Ventures LLC, (hereinafter referred to as "Morel") with its main office located at 3701 Port Union Road, Fairfield, Ohio 45014.

WITNESSETH;

WHEREAS, Fairfield has encouraged the development of real property and the acquisition of personal property located in the area designated as the "City of Fairfield Community Reinvestment Area"; and

WHEREAS, Morel owns an office and manufacturing facility that it leases to Element and is desirous of renovating and expanding the facility and Element is desirous of leasing the facility to expand its operations (hereinafter referred to as the "PROJECT") within the boundaries of the City of Fairfield Community Reinvestment Area, provided that the appropriate development incentives are available to support the economic viability of said PROJECT; and

WHEREAS, the Council of the City of Fairfield, Ohio by Ordinance No. 173-95 adopted November 27, 1995, designated the "City of Fairfield Community Reinvestment Area" pursuant to Chapter 3735 of the Ohio Revised Code; and

WHEREAS, effective January 4, 1996, the Director of Development of the State of Ohio determined that the aforementioned area designated in said Ordinance No. 173-95 contains the characteristics set forth in Section 3735.66 of the Ohio Revised Code and certified said area as a Community Reinvestment Area under Chapter 3735; and

WHEREAS, Fairfield, having the appropriate authority to offer development incentives for the above-stated type of project, is desirous of providing Morel and Element with incentives available for the development of the PROJECT in said City of Fairfield Community Reinvestment Area under Chapter 3735 of the Ohio Revised Code; and

WHEREAS, Morel and Element have submitted a proposed agreement application (herein attached as Exhibit A) to Fairfield, said application is hereinafter referred to as "APPLICATION"; and

WHEREAS, Element has remitted the required state application fee of \$750.00 made payable to the Ohio Development Services Agency with the application to be forwarded with the final agreement; and

WHEREAS, the Development Services Director of Fairfield as Housing Officer has investigated the application of Morel and Element and has recommended the same to the City Council of Fairfield on the basis that Morel and Element are qualified by financial responsibility and business experience to create and preserve employment opportunities in said City of Fairfield Community Reinvestment Area and improve the economic climate of the City of Fairfield; and

WHEREAS, the project site as proposed by Morel and Element is located in the Fairfield City School District and the Board of Education of the Fairfield City School District has been notified in accordance with Ohio Revised Code Sections 3735.671 and 5709.83 and been given a copy of the APPLICATION and this AGREEMENT; and

WHEREAS, pursuant to Ohio Revised Code Section 3735.67 (A), and in conformance with the format required under Section 3735.671 (B) of the Ohio Revised Code, the parties hereto desire to set forth their agreement with respect to matters hereinafter contained;

NOW, THEREFORE, in consideration of the mutual covenants hereinafter contained and the benefit to be derived by the parties from the execution hereof, the parties herein agree as follows:

1. Morel shall renovate and expand an existing manufacturing facility at 3701 Port Union Road, Fairfield, Ohio to house the operations of Element. Said addition shall be constructed on part of Parcel A0700199000012 as the same is known and designated on the Auditor's revised list of lots in the City of Fairfield, Butler County, Ohio (as shown in the attached Exhibit "B").

The PROJECT will involve a total investment in building of One Million Four Hundred Fifty Thousand Dollars (\$1,450,000.00).

The PROJECT will begin on or before December 15, 2014 and all construction and installation shall be completed by December 31, 2015.

2. Element estimates that it will retain 110 existing employees and create the equivalent of 10 new full time employees within a time period not exceeding twelve (12) months after the completion of the construction of the PROJECT, which is defined as the date of issuance of the conditional or final Certificate of Occupancy, and will maintain these employees for the remainder of the term of this AGREEMENT.
3. Element shall provide to the proper Tax Incentive Review Council any information reasonably required by the Council to evaluate the enterprise's compliance with the agreement, including returns filed pursuant to Section 5711.02 of the Ohio Revised Code if requested by the Council.
4. Fairfield hereby grants Morel and Element a tax exemption for real property improvements made to the PROJECT site pursuant to Section 3735.67 of the Ohio Revised Code for the following number of years and percentages:

Years of Tax Exemption

Tax Exemption Amount (Percentage)

6 years

75%

The exemption commences the first year for which the real property improvements would first be taxable were that property not exempted from taxation. No exemption shall extend beyond December 31, 2022 (for tax year 2021).

Morel and Element must file the appropriate tax forms (DTE 24) with the Butler County Auditor to effect and maintain the exemptions covered in the agreement.

5. Fairfield specifically agrees to waive the fee specified in Ohio Revised Code Section 3735.671 (D).
6. Element as part of this agreement, and as authorized in Section 3735.71 (A)(2)(c), shall enter into a Community Reinvestment Area Compensation Agreement with the Fairfield City School District and the Butler Technology and Career Development Schools detailing annual cash payments for each year it receives the above mentioned exemption.
7. Morel and Element shall pay such real and tangible personal property taxes as are not exempted under this agreement and as otherwise are required by law to be paid and are charged against such property and shall file all tax reports and returns as required by law. If Morel and Element fail to pay such taxes or file such returns and reports, all incentives and exemptions granted under this agreement are rescinded beginning with the year for which such taxes are charged or such reports or returns are required to be filed and thereafter.
8. Fairfield shall perform such acts as are reasonably necessary or appropriate to effect, claim, reserve, and maintain exemptions from taxation granted under this agreement including, without limitation, joining in the execution of all documentation and providing any necessary certificates required in connection with such exemptions.
9. If for any reason Fairfield revokes the designation of the area, entitlements granted under this agreement shall continue for the number of years specified under this agreement, unless Morel and Element materially fail to fulfill their obligations under this agreement and Fairfield terminated or modifies the exemptions from taxation pursuant to this agreement.
10. If Morel and Element materially fail to fulfill their obligations under this agreement, or if Fairfield determines that the certification as to delinquent taxes required by this agreement is fraudulent, Fairfield may terminate or modify the exemptions from taxation granted under this agreement. Fairfield may require the repayment of the

amount of taxes that would have been payable had the property not been exempted from taxation under this agreement.

11. Morel and Element hereby certify that at the time this agreement is executed, they do not owe any delinquent real or tangible personal property taxes to any taxing authority of the State of Ohio, and does not owe delinquent taxes for which it is liable under Chapter 5733., 5735., 5739., 5741., 5743., 5747., or 5753. of the Ohio Revised Code, or, if such delinquent taxes are owed, Morel and Element currently are paying the delinquent taxes pursuant to an undertaking enforceable by the State of Ohio or an agent or instrumentality thereof, has filed a petition in bankruptcy under 11 U.S.C.A. 101, et seq., or such a petition has been filed against Morel and Element. For the purposes of the certification, delinquent taxes that remain unpaid on the latest day prescribed for payment without penalty under the chapter of the revised code governing payment of those taxes.
12. Morel and Element and Fairfield acknowledge that this agreement must be approved by formal action of the legislative authority of the City of Fairfield, Ohio as a condition for the agreement to take effect. This agreement takes effect upon such approval.
13. Fairfield has developed a policy to ensure recipients of Community Reinvestment Area tax benefits practice non-discriminating hiring in its operations. By executing this agreement, Morel and Element are committing to following non-discriminating hiring practices acknowledging that no individual may be denied employment solely on the basis or race, religion, disability, color, national origin, or ancestry.
14. Exemptions from taxation granted under this agreement shall be revoked if it is determined that Morel and Element, any successor property owner, or any related member (as those terms are defined in Division (E) of Section 3735.671 of the Ohio Revised Code) has violated the prohibition against entering into this agreement under Division (E) of Section 3735.671 or Section 5709.62, 5709.63, or 5709.632 of the Ohio Revised Code prior to the time prescribed by that division or any of those sections.
15. This agreement is not transferable or assignable without the express written approval of Fairfield.

IN WITNESS WHEREOF, the City of Fairfield, Ohio, by Arthur E. Pizzano, its City Manager, and pursuant to Ordinance No. _____, has caused this instrument to be executed this _____ day of _____, 2014 and Element Materials Technology, Inc., by Matthew Webb, its General Manager, has caused this instrument to be executed this _____ day of _____, 2014 and Morel Ventures LLC, by Matthew Webb, its Officer, has caused this instrument to be executed this _____ day of _____, 2014.

Witness:

CITY OF FAIRFIELD, OHIO

By _____
Arthur E. Pizzano, City Manager

ELEMENT MATERIALS TECHNOLOGY,
INC.

By _____
Matthew Webb, General Manager

MOREAL VENTURES LLC

By _____
Matthew Webb, Officer

Approved as to form:

Approved as to content:

John H. Clemmons
Fairfield City Law Director

Timothy Bachman
Fairfield Development Services Director

OHIO DEPARTMENT OF DEVELOPMENT

John Kasich
Governor

OHIO DEPARTMENT OF DEVELOPMENT
OHIO COMMUNITY REINVESTMENT AREA ZONE PROGRAM

PROPOSED AGREEMENT for Community Reinvestment Area tax incentives between the City of Fairfield located in the County of Butler and Element Materials Technology

1a. Name of business, home or main office address, contact person, and telephone number (attach additional pages if multiple enterprise participants).

Element Materials Technology _____
enterprise name

Matt Webb _____
contact person

513 771 2536 _____
telephone number

1245 Hillsmith Drive, Cinti, OH 45215
address

OH _____
State that company was incorporated in

1b. Project site:

Crissy Zannoni _____
contact person

513-984-4112 x1210 _____
telephone number

3701 Port Union Road, Fairfield 45014
address

2a. Nature of business (manufacturing, distribution, wholesale or other).

Materials Testing Laboratory serving aerospace, medical device, automotive, industrial manufacturing markets and more. _____

2b. List primary 6 digit NAICS # 541380, 541330 _____
Business may list other relevant SIC numbers.

2c. If a consolidation, what are the components of the consolidation? (Must itemize the location, assets, and employment positions to be transferred)

Element Materials Technology proposes to consolidate two facilities into the Accutek Testing Lab facility at 3701 Port Union Road in Fairfield. The two facilities to be consolidated include:

1) a materials test lab facility at 1245 Hillsmith Drive, Cincinnati, OH 45215, employing 50 engineers, technicians, finance and other business development and support personnel

and 2) a machine and fabrication shop at 12077 Mosteller Road Cincinnati, OH 45241, employing 20 machinists and machine operators in support of the materials test lab. All test frames, machine shop equipment, office machines and equipment will be consolidated in the combined Fairfield facility as well.

2d Form of business of enterprise (corporation, partnership, proprietorship, or other).-

Corporation _____

3. Name of principal owner(s) or officers of the business (attach list if necessary).

Matthew Webb, General Manager

4. Is business seasonal in nature? Yes _____ No X

5a. State the enterprise's current employment level at the proposed project site:

Current employment at proposed site is 41 FTEs

5b. Will the project involve the relocation of employment positions or assets from one Ohio location to another? Note that relocation projects are restricted in non-distress based Ohio Enterprise Zones. A waiver from the Director of the Ohio Department of Development is available for special limited circumstances. The business and local jurisdiction should contact ODOD early in the discussions.

Yes X No _____

5c. If yes, state the locations from which employment positions or assets will be relocated and the location to where the employment positions or assets will be located:

20 positions from Sharonville to Fairfield; 50 positions from Woodlawn to Fairfield

5d. State the enterprise's current employment level in Ohio (itemized for full and part-time and permanent and temporary employees):

Cincinnati Market ~110 employees, Cleveland Market ~50 employees, Columbus market ~2 employees

5e. State the enterprise's current employment level for each facility to be affected by the relocation of employment positions or assets: 50 positions in Woodlawn (all move to Fairfield); 20 positions in Sharonville (all move to Fairfield)

5f. What is the projected impact of the relocation, detailing the number and type of employees and/or assets to be relocated? 50 FTE positions from Woodlawn to Fairfield; 20 positions from Sharonville to Fairfield; positions will include engineers, technicians, office staff, finance department and machinists and machine operators

6a. Has the Enterprise previously entered into a tax incentive agreement with the local legislative authorities at any site where the employment or assets will be relocated as a result of this proposal? Yes _____ No X

6b. If yes, list the local legislative authorities, date, and term of the incentives for each tax

incentive agreement: NA

7. Does the Enterprise owe:
- a. Any delinquent taxes to the State of Ohio or a political subdivision of the state?
Yes _____ No X
 - b. Any moneys to the State or a state agency for the administration or enforcement of any environmental laws of the State? Yes _____ No X
 - c. Any other moneys to the State, a state agency or a political subdivision of the State that are past due, whether the amounts owed are being contested in a court of law or not.
Yes _____ No X
 - d. If yes to any of the above, please provide details of each instance including but not limited to the location, amounts and/or case identification numbers (add additional sheets if necessary).

8. Project Description (attach additional pages if necessary):

3701 Port Union Road Facility will undergo improvements and additions to current facility in order to accommodate 70 additional employees and machine shop and test lab equipment from the other two facilities

9. Project will begin December 15, 2014_ and be completed April 1, 2014____
provided a tax exemption is provided.

- 10a. Estimate the number of new employees the business intends to hire at the facility that is the project site (job creation projection must be itemized by full and part-time and permanent and temporary): 10 new FTE positions will be created at the combined facility _____

- 10b. State the time frame of this projected hiring: 1 years

- 10c. State proposed schedule for hiring (itemize by full and part-time and permanent and temporary employees): 10 FTEs to be hired by 12/31/2015 -- all full time permanent _____

- 11a. Estimate the amount of annual payroll such new employees will add (new annual payroll must be itemized by full and part-time and permanent and temporary new employees).

\$550,000 _____ Full Time (permanent)

\$ _____ Part Time (temporary)

\$ _____ Permanent

\$ _____ Temporary

- 11b. Indicate separately the amount of existing annual payroll relating to any job retention claim resulting from the project: \$1,900,000 (Accutek), \$4,050,000 (Element), (The annual payroll of existing Ohio jobs before

expansion into a new facility in the City of Fairfield.)

12. Market value of the existing facility as determined for local property taxation.
\$2,050,000_____
- 13a. Business's total current investment in the facility as of the proposal's submission.
Estimated \$800,000 investment (including renovation upon purchase in 2010 and expansion in 2013)_____
- 13b. State the businesses' value of on-site inventory required to be listed in the personal property tax return of the enterprise in the return for the tax year (stated in average dollar value per most recent 12 month period) in which the agreement is entered into (baseline inventory):
\$0.00. Service industry which does not carry saleable inventory
14. An estimate of the amount to be invested by the enterprise to establish, expand, renovate or occupy a facility:
- | | | |
|----|--------------------------------------|--------------------|
| A. | Acquisition of Land/Buildings: | \$NA |
| B. | Additions/New Construction: | \$150,000 |
| C. | Improvements to existing buildings: | \$1,300,000 |
| D. | Machinery & Equipment: | \$750,000 |
| E. | Furniture & Fixtures: | \$50,000 |
| F. | Inventory: | \$50,00 |
| | Total New Project Investment: | \$2,300,000 |
15. Business's reasons for requesting tax incentives (be quantitatively specific as possible)

Element Materials Technology proposes to bring 70 FTE positions to the property at 3701 Port Union in the City of Fairfield; it intends to create 10 new FTE positions at this location within the first 12 months of the project. These existing and new positions will create income for the City of Fairfield via the 1.5% payroll income tax. This expansion of jobs and capabilities at the Element w Port Union facility cannot be accommodated without significant additions and improvements to the property. Tax incentives make a stronger business case to present relocation to the Port Union facility to our board vs. considering expansion/relocation in other municipalities.

Submission of this application expressly authorizes the City of Fairfield of Butler County to contact the Ohio Environmental Protection Agency to confirm statements contained within this application including item #7 and to review applicable confidential records. As part of this application, the business may also be required to directly request from the Ohio Department of Taxation or complete a waiver form allowing the Ohio Department of Taxation to release specific tax records to the local jurisdictions considering the incentive request.

Applicant agrees to supply additional information upon request.

The applicant affirmatively covenants that the information contained in and submitted with this application is complete and correct and is aware of the ORC Sections 9.66(C)(1) and 2921.13(D)(1) penalties for falsification which could result in the forfeiture of all current and future economic development assistance benefit as well as a fine of not more than \$1,000 and/or a term of imprisonment of not more than six months.

Element Materials Technology

Name of Enterprise

Date


Signature

Matt Webb, General Manager
Typed Name and Title

* A copy of this proposal must be forwarded by the local governments to the affected Board of Education along with notice of the meeting date on which the local government will review the proposal. Notice must be given a minimum of fourteen (14) days prior to the scheduled meeting to permit the Board of Education to appear and/or comment before the legislative authorities considering the request.

** Attach to final CRA Agreement as Exhibit A

Please note that copies of this proposal must be included in the finalized Community Reinvestment Area Agreement and be forwarded to the Ohio Department of Taxation and the Ohio Department of Development within fifteen (15) days of final approval.

Exhibit B
Element Materials Technology
3701 Port Union Road



COMMUNITY REINVESTMENT AREA COMPENSATION AGREEMENT

This agreement between the City of Fairfield, a municipal corporation with its principal office at 5350 Pleasant Avenue, Fairfield, Ohio 45014 (hereinafter "City"), the Fairfield City School District Board of Education, a public school district with its principal offices at 4641 Bach Lane, Fairfield, Ohio 45014 (hereinafter "Schools"), Butler Technology and Career Development Schools, a public joint vocational school district with its principal offices at 3603 Hamilton Middletown Road, Hamilton, Ohio 45011 (hereinafter "Butler Tech"), and Element Materials Technology, Inc., an Ohio corporation with its principal offices at 1245 Hillsmith Drive, Cincinnati, OH 45215 (hereinafter "Element"), specifies the manner and procedure to be used pursuant Ohio Revised Code (ORC) Section 5709.82 authorizing general compensation relating to Element's Community Reinvestment Area project.

Whereas, the Ohio Community Reinvestment Area Program, pursuant to ORC Section 3735.66 authorizes municipalities to grant real property tax exemptions on eligible new investments; and

Whereas, the City of Fairfield, by Ordinance No. 173-95 adopted November 27, 1995 designated an area within the municipality as a Community Reinvestment Area;

Whereas, effective January 4, 1996, the Director of the Ohio Department of Development determined the area designated by the municipality contains the characteristics set forth in Section 3735.66 of the ORC and certified the area as a Community Reinvestment Area;

Whereas, City provided Schools and Butler Tech notice of the project prior to formal action as required within ORC section 3735.671 (A) (1) or 5709.83;

Whereas, City elects to grant a tax exemption to Element and enter into a formal Community Reinvestment Area Agreement; and

Whereas, City and Schools and Butler Tech and Element pursuant to ORC section 5709.82 elect to enter into a Compensation Agreement concerning the benefits relating to the aforementioned project.

Now Therefore, in consideration of the foregoing and of the mutual promises, covenants and agreements hereinafter set forth, City and Schools and Butler Tech and Element agree as follows:

Section 1. Schools Compensation. Element shall make an annual cash payment in the amount of Five Thousand Two Hundred Fifty Dollars (\$5,250.00) to Schools by January 31 of each calendar year subsequent to an exemption year in which the business received a real property tax benefit.

Section 2. Butler Tech Compensation. Element shall make an annual cash payment in the amount of One Hundred Sixty Dollars (\$160.00) to Butler Tech by January 31 of each

calendar year subsequent to an exemption year in which the business received a real property tax benefit.

Section 3. Waiver of Notice Provision. Schools and Butler Tech hereby waive any notice or approval provisions pursuant to ORC 3735.671 (A) (1) or 5709.83.

Section 4. Amendments. This agreement may be amended or modified by the parties, only in writing, signed by all parties to the agreement or by applicable law changes. Should the State of Ohio significantly alter the manner in which funding is provided to local and joint vocational school districts, then all parties agree to reconsider the terms of this agreement for possible amendment.

Section 5. Entire Agreement. This agreement sets forth the entire agreement and understanding between the parties as to the subject matter contained herein and merges and supersedes all prior discussions, agreements, and undertakings of every kind and nature between the parties with respect to the subject matter of this agreement.

Section 6. Notices. All payments, certificates, reports and notices which are required to or may be given pursuant to the provisions of this agreement shall be sent by regular mail, postage prepaid, and shall be deemed to have been given or delivered when so mailed to the following addresses:

City:	City Manager 5350 Pleasant Avenue, Fairfield, Ohio 45014
Schools:	Treasurer 4641 Bach Lane, Fairfield, Ohio 45014
Butler Tech:	Chief Financial Officer 3603 Hamilton Middletown Road, Hamilton, Ohio 45011
Element:	General Manager 3701 Port Union Road, Fairfield, Ohio 45014

Any party may change its contact or address for receiving notices and reports by giving written notice of such change to the other parties.

Section 7. Severability of Provisions. The invalidity of any provision of this agreement shall not affect the other provisions of this agreement, and this agreement shall be construed in all respects as if any invalid portions were omitted.

In witness thereof, the City of Fairfield by Arthur E. Pizzano, its City Manager, and pursuant to Ordinance No. _____, has caused this instrument to be executed this _____ day of _____, 2014, the Fairfield City School District Board of Education by Nancy Lane, its Treasurer, has caused this instrument to be executed this _____ day of _____, 2014, Butler Technology and Career Development School Board of Education by Ed Pokora, its Chief Financial Officer, has caused this instrument to be executed this _____ day of _____, 2014, and Element Materials Technology, Inc. by Matthew Webb, its General Manager, has caused this instrument to be executed this _____ day of _____, 2014.

Witness:

FAIRFIELD CITY SCHOOL DISTRICT
BOARD OF EDUCATION

By _____
Nancy Lane, Treasurer

ELEMENT MATERIALS TECHNOLOGY,
INC.

By _____
Matthew Webb, General Manager

BUTLER TECHNOLOGY AND CAREER
DEVELOPMENT BOARD OF
EDUCATION

By _____
Ed Pokora, Chief Financial Officer

CITY OF FAIRFIELD

By _____
Arthur E. Pizzano, City Manager

Approved as to content:

Timothy Bachman
Fairfield Director of Development Services

Approved as to form:

John H. Clemmons
City of Fairfield Law Director

ORDINANCE NO. _____

ORDINANCE TO AUTHORIZE THE CITY MANAGER TO EXECUTE A COMMUNITY REINVESTMENT AREA AGREEMENT AND A COMMUNITY REINVESTMENT AREA COMPENSATION AGREEMENT WHICH WILL PROVIDE PROPERTY TAX INCENTIVES FOR ELEMENT MATERIALS TECHNOLOGY, INC. AND MOREL VENTURES, LLC FOR THE RENOVATION AND EXPANSION OF AN OFFICE AND WAREHOUSE FACILITY AT 3701 PORT UNION ROAD AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Fairfield, Ohio, that:

Section 1. The City Manager is hereby authorized to execute a Community Reinvestment Area Agreement and a Community Reinvestment Area Compensation Agreement which will provide property tax incentives for Element Materials Technology, Inc. and Morel Ventures, LLC for the renovation and expansion of an office and warehouse facility at 3701 Port Union Road in accordance with the agreements on file in the office of the City Manager.

Section 2. This Ordinance is hereby declared to be an emergency measure necessary for the urgent benefit and protection of the City and its inhabitants for the reason that the project be authorized to proceed and create additional employment as soon as possible; wherefore, this ordinance shall take effect immediately upon its passage.

Passed	_____	_____
		Mayor's Approval
Posted	_____	
First Reading	_____	Rules Suspended _____
Second Reading	_____	Emergency _____
Third Reading	_____	

ATTEST:

Clerk of Council

This is to certify that this Ordinance has been duly published by posting and summary publication as provided by Charter.

Clerk of Council

Active Clients\City of Fairfield\Ordinances\2014\Community Reinvestment Area Agr – Element & Morel - Ord

**CITY OF FAIRFIELD, OHIO
CITY COUNCIL COMMUNICATION**

ITEM NO. 11 (B)(1)

December 8, 2014

ITEM

It is necessary for City Council to pass the annual appropriation ordinance for the 2015.

FINANCIAL IMPACT

City expenditures, which include the departmental budgets, debt service and transfers as contained in the 2015 Operating Budget, total \$70,622,503 and the estimated revenues are \$73,278,048.

SYNOPSIS

The following operating funds, which support city services and comprise 66% of the total operating budget will increase by 5.06% with total projected expenditures of \$46,603,467 as compared to \$44,359,435 originally budgeted for 2014. The breakdown by fund types is as follows:

<u>Funds</u>	<u>2014</u>	<u>2015</u>	<u>Amount</u>	<u>%</u>
General (Less Transfers)	\$24,279,769	\$25,405,025	\$1,125,256	4.63%
Street (Garage) Funds	\$3,951,655	\$4,152,844	\$201,189	5.09%
Fire/EMS Fund	\$5,502,682	\$5,723,731	\$221,049	4.02%
Water/Sewer Funds	\$9,013,008	\$9,623,280	\$610,272	6.77%
Recreation Facilities	\$1,612,321	\$1,698,587	\$86,266	5.35%
Totals	\$44,359,435	\$46,603,467	\$2,244,032	5.06%

BACKGROUND

The Annual Operating budget is prepared and submitted annually to the Fairfield City Council in accordance with Article VI, Section 6.02 (A)(6) of the Fairfield City Charter.

STAFF RECOMMENDATION

It is recommended that City Council authorize and direct the preparation of legislation adopting the 2015 annual operating budget effective for January 1, 2015.

LEGISLATIVE ACTIONS:

Suspension of Rules & Adoption Requested?
Emergency Provision Needed?

Yes
No

Prepared by: May Hagan
 Approved for Content by: May Hagan
 Financial Review (where applicable) by: May Hagan
 Legal Review (where applicable) by: Justin Clements
 Accepted by Council Agenda: Justin Clements

Ordinance Number -

AN ORDINANCE TO MAKE ESTIMATED APPROPRIATIONS FOR THE EXPENSES AND OTHER EXPENDITURES OF THE CITY FAIRFIELD, OHIO DURING THE PERIOD BEGINNING JANUARY 1, 2015 AND ENDING DECEMBER 31, 2015.

BE IT ORDAINED by the Council of the City of Fairfield, Ohio:

Section 1. That to provide for the estimated expenses and other expenditures of the City of Fairfield, Ohio during the beginning January 1, 2015 and ending December 31, 2015, the following sums are hereby set aside and appropriated as follows, TO WIT:

Section 2. That sums are hereby appropriated from the various funds of the City to accounts of the City for the purposes therein described as follows:

FROM: UNAPPROPRIATED FUND	100	GENERAL FUND	<u>27,455,025.00</u>
TO:			
110		MAYOR & CITY COUNCIL	209,302.00
		Personnel	185,972.00
		Other	23,330.00
115		MAYOR	15,714.00
		Personnel	11,324.00
		Other	4,390.00
120		CITY MANAGER	537,391.00
		Personnel	516,022.00
		Other	21,369.00
125		GENERAL SERVICES	4,895,327.00
		Personnel	33,989.00
		Other	4,861,338.00
130		LAW DIRECTOR	514,550.00
		Personnel	500.00
		Other	514,050.00
145		HUMAN RESOURCES	283,504.00
		Personnel	221,504.00
		Other	62,000.00
150		PLANNING & ECONOMIC DEVL	677,328.00
		Personnel	636,228.00
		Other	41,100.00
155		BUILDING & ZONING INSPECTION	865,451.00
		Personnel	773,412.00
		Other	92,039.00
160		SPECIAL APPROPRIATION	0.00

	Personnel	0.00	
	Other	0.00	
210	FINANCE ADM & ACCOUNTING		696,748.00
	Personnel	666,648.00	
	Other	30,100.00	
211	INCOME TAX		679,973.00
	Personnel	608,203.00	
	Other	71,770.00	
213	INFORMATION TECHNOLOGY		591,070.00
	Personnel	531,795.00	
	Other	59,275.00	
310	POLICE		10,781,590.00
	Personnel	10,109,790.00	
	Other	761,800.00	
315	MUNICIPAL COURT		1,782,968.00
	Personnel	1,507,668.00	
	Other	275,300.00	
316	JUSTICE CENTER		846,100.00
	Personnel	0.00	
	Other	846,100.00	
410	PUBLIC WORKS ADMINISTRATION		201,007.00
	Personnel	172,032.00	
	Other	28,975.00	
411	CONSTRUCTION SERVICES		693,787.00
	Personnel	570,112.00	
	Other	123,675.00	
412	MUNICIPAL BUILDING		356,498.00
	Personnel	181,648.00	
	Other	174,850.00	
510	PARKS & RECREATION ADM		941,601.00
	Personnel	808,301.00	
	Other	133,300.00	
512	PARKS MAINTENANCE OPERATIONS		1,029,706.00
	Personnel	649,906.00	
	Other	379,800.00	
513	MARSH PARK FISHING LAKE		114,271.00
	Personnel	54,671.00	
	Other	59,600.00	
530	COMMUNITY ARTS CENTER		741,139.00

	Personnel	238,266.00	
	Other	502,873.00	
TOTAL GENERAL FUND			<u>27,455,025.00</u>
FROM: UNAPPROPRIATED FUND 201 STREET CONST, MAINT & REPAIR			<u>2,935,022.00</u>
TO:			
420	STREETS & TRANSPORTATION		2,935,022.00
	Personnel	1,687,682.00	
	Other	1,247,340.00	
TOTAL STREET CONST, MAINT & REPAIR			<u>2,935,022.00</u>
FROM: UNAPPROPRIATED FUND 202 STATE HIGHWAY IMP			<u>152,175.00</u>
TO:			
420	STREETS & TRANSPORTATION		152,175.00
	Personnel	152,175.00	
	Other	0.00	
TOTAL STATE HIGHWAY IMP			<u>152,175.00</u>
FROM: UNAPPROPRIATED FUND 203 FIRE LEVY			<u>5,723,731.00</u>
TO:			
320	FIRE SUPPRESSION		5,417,931.00
	Personnel	4,734,181.00	
	Other	683,750.00	
330	PARAMEDIC PREVENTION		305,800.00
	Personnel	0.00	
	Other	305,800.00	
TOTAL FIRE LEVY			<u>5,723,731.00</u>
FROM: UNAPPROPRIATED FUND 205 COUNTY MOTOR VEHICLE			<u>16,000.00</u>
TO:			
160	SPECIAL APPROPRIATION		16,000.00
	Personnel	0.00	
	Other	16,000.00	
160	SPECIAL APPROPRIATIONS		0.00
	Personnel	0.00	
	Other	0.00	
TOTAL COUNTY MOTOR VEHICLE			<u>16,000.00</u>

FROM: UNAPPROPRIATED FUND	206	TAX RECREATION	1,000.00
			<hr/> <hr/>
TO:			
160	SPECIAL APPROPRIATIONS		0.00
	Personnel	0.00	
	Other	1,000.00	
TOTAL TAX RECREATION			1,000.00
			<hr/> <hr/>
FROM: UNAPPROPRIATED FUND	211	LAW ENFORCEMENT	22,000.00
			<hr/> <hr/>
TO:			
310	POLICE		22,000.00
	Personnel	0.00	
	Other	22,000.00	
TOTAL LAW ENFORCEMENT			22,000.00
			<hr/> <hr/>
FROM: UNAPPROPRIATED FUND	212	MUNICIPAL MOTOR VEHICLE	329,713.00
			<hr/> <hr/>
TO:			
420	STREETS & TRANSPORTATION		329,713.00
	Personnel	329,713.00	
	Other	0.00	
TOTAL MUNICIPAL MOTOR VEHICLE			329,713.00
			<hr/> <hr/>
FROM: UNAPPROPRIATED FUND	213	LAW ENFORCEMENT & EDU	40,000.00
			<hr/> <hr/>
TO:			
310	POLICE		40,000.00
	Personnel	0.00	
	Other	40,000.00	
TOTAL LAW ENFORCEMENT & EDU			40,000.00
			<hr/> <hr/>
FROM: UNAPPROPRIATED FUND	214	DRUG & ALCOHOL TREATMENT	18,000.00
			<hr/> <hr/>
TO:			
315	MUNICIPAL COURT		18,000.00
	Personnel	0.00	
	Other	18,000.00	
TOTAL DRUG & ALCOHOL TREATMENT			18,000.00
			<hr/> <hr/>
FROM: UNAPPROPRIATED FUND	215	LOCAL LAW ENFORCE BLOCK	25,522.00
			<hr/> <hr/>
TO:			
160	SPECIAL APPROPRIATION		0.00

		Personnel	0.00	
		Other	0.00	
310	POLICE			25,522.00
		Personnel	0.00	
		Other	25,522.00	
TOTAL LOCAL LAW ENFORCE BLOCK				<u><u>25,522.00</u></u>
FROM: UNAPPROPRIATED FUND 216 PROBATION SERVICES				<u><u>374,928.00</u></u>
TO:				
315	MUNICIPAL COURT			374,928.00
		Personnel	323,928.00	
		Other	51,000.00	
TOTAL PROBATION SERVICES				<u><u>374,928.00</u></u>
FROM: UNAPPROPRIATED FUND 217 COURT COMPUTER				<u><u>85,000.00</u></u>
TO:				
315	MUNICIPAL COURT			85,000.00
		Personnel	0.00	
		Other	85,000.00	
TOTAL COURT COMPUTER				<u><u>85,000.00</u></u>
FROM: UNAPPROPRIATED FUND 218 SPECIAL PROJECTS				<u><u>95,382.00</u></u>
TO:				
315	MUNICIPAL COURT			95,382.00
		Personnel	68,382.00	
		Other	27,000.00	
TOTAL SPECIAL PROJECTS				<u><u>95,382.00</u></u>
FROM: UNAPPROPRIATED FUND 219 MEDIATION SERVICES				<u><u>2,500.00</u></u>
TO:				
315	MUNICIPAL COURT			2,500.00
		Personnel	0.00	
		Other	2,500.00	
TOTAL MEDIATION SERVICES				<u><u>2,500.00</u></u>
FROM: UNAPPROPRIATED FUND 220 TAX INCREMENT EQUIVALENT				<u><u>90,000.00</u></u>
TO:				
160	TAX INCREMENT EQUIVALENT			90,000.00

	Personnel		0.00	
	Other		90,000.00	
TOTAL TAX INCREMENT EQUIVALENT				<u><u>90,000.00</u></u>
<hr/>				
FROM: UNAPPROPRIATED FUND	221	INDIGENT DRIVER INTERLOCK		<u><u>10,000.00</u></u>
TO:				
315	INDIGENT DRIVER INTERLOCK			10,000.00
	Personnel		0.00	
	Other		10,000.00	
TOTAL INDIGENT DRIVER INTERLOCK				<u><u>10,000.00</u></u>
<hr/>				
FROM: UNAPPROPRIATED FUND	301	GENERAL BOND RETIREMENT		<u><u>3,144,050.00</u></u>
TO:				
160	SPECIAL APPROPRIATION			3,144,050.00
	Personnel		0.00	
	Other		3,144,050.00	
TOTAL GENERAL BOND RETIREMENT				<u><u>3,144,050.00</u></u>
<hr/>				
FROM: UNAPPROPRIATED FUND	401	STREET IMPROVEMENT		<u><u>2,067,000.00</u></u>
TO:				
160	SPECIAL APPROPRIATION			2,067,000.00
	Personnel		0.00	
	Other		2,067,000.00	
TOTAL .2% STREET IMPROVEMENT				<u><u>2,067,000.00</u></u>
<hr/>				
FROM: UNAPPROPRIATED FUND	402	CAPITAL IMPROVEMENT		<u><u>1,743,500.00</u></u>
TO:				
160	SPECIAL APPROPRIATION			1,743,500.00
	Personnel		0.00	
	Other		1,743,500.00	
TOTAL .2% CAPITAL IMPROVEMENT				<u><u>1,743,500.00</u></u>
<hr/>				
FROM: UNAPPROPRIATED FUND	407	WATER EXPANSION		<u><u>15,000.00</u></u>
TO:				
160	SPECIAL APPROPRIATION			15,000.00
	Personnel		0.00	
	Other		15,000.00	
TOTAL WATER EXPANSION				<u><u>15,000.00</u></u>

FROM: UNAPPROPRIATED FUND	408	SEWER EXPANSION	15,000.00
			<u><u>15,000.00</u></u>
TO:			
160	SPECIAL APPROPRIATION		15,000.00
	Personnel	0.00	
	Other	15,000.00	
TOTAL SEWER EXPANSION			<u><u>15,000.00</u></u>
<hr/>			
FROM: UNAPPROPRIATED FUND	409	FLOOD PROTECTION	0.00
			<u><u>0.00</u></u>
TO:			
160	SPECIAL APPROPRIATION		0.00
	Personnel	0.00	
	Other	0.00	
TOTAL FLOOD PROTECTION			<u><u>0.00</u></u>
<hr/>			
FROM: UNAPPROPRIATED FUND	410	STATE ISSUE II	50,000.00
			<u><u>50,000.00</u></u>
TO:			
160	SPECIAL APPROPRIATION		50,000.00
	Personnel	0.00	
	Other	50,000.00	
TOTAL STATE ISSUE II			<u><u>50,000.00</u></u>
<hr/>			
FROM: UNAPPROPRIATED FUND	411	DOWNTOWN DEVELOPMENT	1,000.00
			<u><u>1,000.00</u></u>
TO:			
160	SPECIAL APPROPRIATION		1,000.00
	Personnel	0.00	
	Other	1,000.00	
TOTAL DOWNTOWN DEVELOPMENT			<u><u>1,000.00</u></u>
<hr/>			
FROM: UNAPPROPRIATED FUND	413	PARK DEVELOPMENT FUND	0.00
			<u><u>0.00</u></u>
TO:			
160	SPECIAL APPROPRIATION		0.00
	Personnel	0.00	
	Other	0.00	
TOTAL PARK DEVELOPMENT FUND			<u><u>0.00</u></u>
<hr/>			
FROM: UNAPPROPRIATED FUND	501	SPECIAL ASSESSMENT	251,000.00
			<u><u>251,000.00</u></u>
TO:			
160	SPECIAL APPROPRIATION		251,000.00

	Personnel	0.00	
	Other	251,000.00	
TOTAL SPECIAL ASSESSMENT			<u><u>251,000.00</u></u>
FROM: UNAPPROPRIATED FUND 601 WATER REVENUE			<u><u>5,180,915.00</u></u>
TO:			
212	UTILITY COLLECTION		323,623.00
	Personnel	175,133.00	
	Other	148,490.00	
610	PUBLIC UTILITY ADMINISTRATION		231,552.00
	Personnel	134,702.00	
	Other	96,850.00	
611	WATER SUPERVISION		694,810.00
	Personnel	298,410.00	
	Other	396,400.00	
612	WATER PUMPING TREATMENT		2,107,261.00
	Personnel	827,121.00	
	Other	1,280,140.00	
613	WATER DISTRIBUTION & MAINT		1,206,669.00
	Personnel	796,679.00	
	Other	409,990.00	
619	WATER DEBT SERVICE		617,000.00
	Personnel	0.00	
	Other	617,000.00	
TOTAL WATER REVENUE			<u><u>5,180,915.00</u></u>
FROM: UNAPPROPRIATED FUND 602 WATER BOND & INTEREST			<u><u>317,000.00</u></u>
TO:			
619	WATER DEBT SERVICE		317,000.00
	Personnel	0.00	
	Other	317,000.00	
TOTAL WATER BOND & INTEREST			<u><u>317,000.00</u></u>
FROM: UNAPPROPRIATED FUND 603 WATER BOND REDEMPTION			<u><u>0.00</u></u>
TO:			
619	WATER DEBT SERVICE		0.00
	Personnel	0.00	
	Other	0.00	

TOTAL WATER BOND REDEMPTION			<u><u>0.00</u></u>
FROM: UNAPPROPRIATED FUND 604 WATER REPLACEMENT & IMP			<u><u>5,000.00</u></u>
TO:			
160	WATER REPLACEMENT & IMP		5,000.00
	Personnel	0.00	
	Other	5,000.00	
TOTAL WATER REPLACEMENT & IMP			<u><u>5,000.00</u></u>
FROM: UNAPPROPRIATED FUND 605 WATER SURPLUS			<u><u>4,000.00</u></u>
TO:			
160	SPECIAL APPROPRIATION		4,000.00
	Personnel	0.00	
	Other	4,000.00	
TOTAL WATER SURPLUS			<u><u>4,000.00</u></u>
FROM: UNAPPROPRIATED FUND 606 WATER GUARANTEED TRUST			<u><u>50,000.00</u></u>
TO:			
212	UTILITY COLLECTION		50,000.00
	Personnel	0.00	
	Other	50,000.00	
TOTAL WATER GUARANTEED TRUST			<u><u>50,000.00</u></u>
FROM: UNAPPROPRIATED FUND 620 SEWER REVENUE			<u><u>6,515,365.00</u></u>
TO:			
212	UTILITY COLLECTION		1,020,030.00
	Personnel	143,290.00	
	Other	876,740.00	
610	PUBLIC UTILITY ADMINISTRATION		168,302.00
	Personnel	134,702.00	
	Other	33,600.00	
621	SEWER SUPERVISION		952,955.00
	Personnel	396,955.00	
	Other	556,000.00	
622	SEWER PLANT		1,718,205.00
	Personnel	905,555.00	
	Other	812,650.00	
623	SEWER COLLECTION & MAINT		1,199,873.00

	Personnel		943,423.00	
	Other		256,450.00	
629	SEWER DEBT SERVICE			1,456,000.00
	Personnel		0.00	
	Other		1,456,000.00	
TOTAL SEWER REVENUE				<u>6,515,365.00</u>
FROM: UNAPPROPRIATED FUND 621 SEWER BOND & INTEREST				<u>1,211,500.00</u>
TO:				
629	SEWER DEBT SERVICE			1,211,500.00
	Personnel		0.00	
	Other		1,211,500.00	
TOTAL SEWER BOND & INTEREST				<u>1,211,500.00</u>
FROM: UNAPPROPRIATED FUND 622 SEWER BOND REDEMPTION				<u>0.00</u>
TO:				
629	SEWER DEBT SERVICE			0.00
	Personnel		0.00	
	Other		0.00	
TOTAL SEWER BOND REDEMPTION				<u>0.00</u>
FROM: UNAPPROPRIATED FUND 623 SEWER REPLACEMENT & IMP				<u>4,000.00</u>
TO:				
160	SEWER REPLACEMENT & IMP			4,000.00
	Personnel		0.00	
	Other		4,000.00	
TOTAL SEWER REPLACEMENT & IMP				<u>4,000.00</u>
FROM: UNAPPROPRIATED FUND 624 SEWER SURPLUS				<u>16,000.00</u>
TO:				
160	SPECIAL APPROPRIATION			16,000.00
	Personnel		0.00	
	Other		16,000.00	
TOTAL SEWER SURPLUS				<u>16,000.00</u>
FROM: UNAPPROPRIATED FUND 630 SOLID WASTE MANAGEMENT				<u>2,171,500.00</u>
TO:				
212	UTILITY COLLECTION			0.00

	Personnel	0.00	
	Other	0.00	
630	SOLID WASTE MANAGEMENT		2,171,500.00
	Personnel	0.00	
	Other	2,171,500.00	
TOTAL SOLID WASTE MANAGEMENT			<u>2,171,500.00</u>
FROM: UNAPPROPRIATED FUND 640 RECREATIONAL FACILITIES			<u>1,698,887.00</u>
TO:			
511	AQUATIC CENTER OPERATIONS		201,355.00
	Personnel	128,105.00	
	Other	73,250.00	
514	AQUATIC CENTER DEBT		14,100.00
	Personnel	0.00	
	Other	14,100.00	
515	GOLF PRO SHOP		702,138.00
	Personnel	382,788.00	
	Other	319,500.00	
520	GOLF MAINTENANCE		781,294.00
	Personnel	426,219.00	
	Other	355,075.00	
TOTAL RECREATIONAL FACILITIES			<u>1,698,887.00</u>
FROM: UNAPPROPRIATED FUND 641 RECREATION ACTIVITY			<u>510,785.00</u>
TO:			
510	PARKS & RECREATION ADM		510,785.00
	Personnel	281,285.00	
	Other	229,500.00	
TOTAL RECREATION ACTIVITY			<u>510,785.00</u>
FROM: UNAPPROPRIATED FUND 702 EMPLOYEES BENEFITS			<u>5,505,000.00</u>
TO:			
160	SPECIAL APPROPRIATION		5,505,000.00
	Personnel	5,500,000.00	
	Other	5,000.00	
TOTAL EMPLOYEES BENEFITS			<u>5,505,000.00</u>

FROM: UNAPPROPRIATED FUND	705	MUNICIPAL GARAGE SERVICES	989,978.00
			<hr/> <hr/>
TO:			
430	FLEET MANAGEMENT		989,978.00
	Personnel	623,903.00	
	Other	366,075.00	
TOTAL MUNICIPAL GARAGE SERVICES			989,978.00
			<hr/> <hr/>
FROM: UNAPPROPRIATED FUND	706	COMPENSATED LEAVE	0.00
			<hr/> <hr/>
TO:			
160	COMPENSATED LEAVE		0.00
	Personnel	0.00	
	Other	0.00	
TOTAL COMPENSATED LEAVE			0.00
			<hr/> <hr/>
FROM: UNAPPROPRIATED FUND	707	WEST CHESTER JEDD I	1,780,025.00
			<hr/> <hr/>
TO:			
211	WEST CHESTER JEDD 1		0.00
	Personnel	0.00	
	Other	0.00	
211	WEST CHESTER JEDD I		1,780,025.00
	Personnel	0.00	
	Other	1,780,025.00	
TOTAL WEST CHESTER JEDD I			1,780,025.00
			<hr/> <hr/>
TOTAL APPROPRIATIONS			70,622,503.00
			<hr/> <hr/>

Section 3. That the Finance Director is hereby directed to make payment from any of the foregoing appropriations upon receiving proper certification and vouchers approved by board or officers authorized by law to approve the same or an ordinance or resolution of Council to make expenditures; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or ordinance. Provided further, that an appropriation for contingencies can only be expended for the purposes constituting a legal obligation against the City, and for no other purposes other than those covered by the specific appropriations herein made.

Section 4. That this Ordinance shall take effect at the earliest period allowed by law and is hereby declared to be necessary for the orderly fiscal management of said City and in order to assure the proper payment of financial obligations of the City of Fairfield, Ohio including salaries and wages of employees and is necessary for the general welfare of the citizens and shall take effect immediately upon its passage.

Passed _____

Posted _____

Mayor's Approval

First Reading _____

Rules Suspended _____

Second Reading _____

Third Reading _____

ATTEST: _____
Clerk of Council

This is to certify that this Ordinance has been duly published by posting and summary publication as provided by Charter.

Clerk of Council

CITY OF FAIRFIELD, OHIO
CITY COUNCIL COMMUNICATION

ITEM NO. _____

December 8, 2014

ITEM

It is necessary for the City Council to pass appropriations to reconcile accounts.

FINANCIAL IMPACT

Supplemental appropriations required in the amount of \$450,000 to cover additional expenditures in the General, Water Revenue and Sewer Revenue funds.

SYNOPSIS

An additional \$150,000 from General fund is needed to cover a revenue shortfall in the Recreational Facilities fund. An additional \$200,000 for the Water Revenue fund and \$100,000 for the Sewer Revenue are needed to cover all capital projects for 2014.

BACKGROUND

The following adjustment in the annual appropriation budget should be made to fund the remainder of 2014:

From:	Unappropriated	General Fund	\$150,000
To:	10012527-271000	Transfers (to Recreational Facilities Fund)	150,000
From:	Unappropriated	Water Revenue Fund	\$200,000
To:	60161927-271000	Transfers (to Water Surplus Fund)	200,000
From:	Unappropriated	Sewer Revenue Fund	\$100,000
To:	62062927-271000	Transfers (to Sewer Surplus Fund)	100,000

STAFF RECOMMENDATION

It is recommended that City Council authorize and direct the preparation of legislation amending the annual operating budget.

LEGISLATIVE ACTIONS:	Suspension of Rules & Adoption Requested?	Yes
	Emergency Provision Needed?	No

Prepared by: May Hoge
Approved for Content by: May Hoge
Financial Review (where applicable) by: May Hoge
Legal Review (where applicable) by: John Clements
Accepted by Council Agenda: John Clements

ORDINANCE NO. _____

ORDINANCE TO AMEND ORDINANCE NO. 109-13 ENTITLED "AN ORDINANCE TO MAKE ESTIMATED APPROPRIATIONS FOR THE EXPENSES AND OTHER EXPENDITURES OF THE CITY OF FAIRFIELD, OHIO, DURING A PERIOD BEGINNING JANUARY 1, 2014, AND ENDING DECEMBER 31, 2014."

BE IT ORDAINED by the Council of the City of Fairfield, Ohio, that:

Section 1. Ordinance No. 109-13, the 2014 Appropriation Ordinance, is hereby amended in the following respects:

From:	Unappropriated General Fund	\$150,000
To:	10012527-271000 Transfers (to Recreational Facilities Fund)	150,000

From:	Unappropriated Water Revenue Fund	\$200,000
To:	60161927-271000 Transfers (to Water Surplus Fund)	200,000

From:	Unappropriated Sewer Revenue Fund	\$100,000
To:	62062927-271000 Transfers (to Sewer Surplus Fund)	100,000

Section 2. This Ordinance shall take effect at the earliest period allowed by law.

Passed _____

Mayor's Approval

Posted _____

First Reading _____

Rules Suspended _____

Second Reading _____

Third Reading _____

ATTEST:

Clerk of Council

This is to certify that this Ordinance has been duly published by posting and summary publication as provided by Charter.

Clerk of Council

Active Clients\City of Fairfield\Ordinances\2014\Reconcile Accounts – Ord 2

CITY OF FAIRFIELD, OHIO
CITY COUNCIL COMMUNICATION

ITEM NO. _____

December 8, 2014

ITEM

It is necessary for the City Council to authorize the issuance of Sidewalk Special Assessment Bonds in the amount of \$93,242.59.

FINANCIAL IMPACT

The Sidewalk bonds will be purchased by the City Treasury, which is permitted under State law. Debt service payments will be repaid from special assessments placed on properties for sidewalks and apron repaired by the City and collected with the real estate tax.

SYNOPSIS

In accordance with State law, City Council must now pass an ordinance to issue bonds for all outstanding assessments are this time. The bonds to be issued will be purchased by the City Treasury. The bonds will carry an interest rate of 3%.

BACKGROUND

The Sidewalk Program required that property owners repair sidewalks that were marked for replacement. Resolutions for 2011 through 2014 were passed authorizing the work to be done during the respective years. Invoices for sidewalk repairs were sent out to property owners that benefit from the repairs. As of October 2014, property owners with \$93,242.59 in assessments were still outstanding.

STAFF RECOMMENDATION

It is recommended that City Council authorize and direct the preparation of legislation to authorize the issuance bonds for the repair of sidewalks against lands and lots benefited by such improvements. The legislation will require the emergency clause as unpaid assessments were certified to the County Auditor in September, 2014.

LEGISLATIVE ACTIONS:

Suspension of Rules & Adoption Requested?

Yes

Emergency Provision Needed?

Yes

Prepared by: May Hym
Approved for Content by: May Hym
Financial Review (where applicable) by: May Hym
Legal Review (where applicable) by: J. L. A. Clemmons
Accepted by Council Agenda: Ken Wilson

CERTIFICATE OF MEMBERSHIP

The undersigned, Finance Director of the City of Fairfield, Butler County, Ohio, hereby certifies that the following were the officers and members of council during the period when proceedings were taken authorizing the issuance of \$21,408.60 Sidewalk Special Assessment Bonds, (2011 Sidewalk Program), dated as of December 19, 2014:

Mayor	<u>Steve Miller</u>
Finance Director	<u>Mary Hopton</u>
City Manager	<u>Arthur Pizzano</u>
Clerk of Council	<u>Alisha Wilson</u>
Member of Council	<u>Adam B. Jones</u>
Member of Council	<u>Marty Judd</u>
Member of Council	<u>Debbie Pennington</u>
Member of Council	<u>Terry Senger</u>
Member of Council	<u>Chad Oberson</u>
Member of Council	<u>Mike Snyder</u>
Member of Council	<u>Bill Woeste</u>
Law Director	<u>John H. Clemmons</u>
	<u>Finance Director</u>

TRANSCRIPT CERTIFICATE

The undersigned, clerk of council of said municipality, hereby certifies that the following is a true and complete transcript of all proceedings relating to the authorization and issuance of the above-identified obligation.

Clerk of Council

CERTIFICATE AS TO MAXIMUM MATURITY OF BONDS

The undersigned, being the fiscal officer of the City of Fairfield, County of Butler, Ohio, within the meaning of Section 133.01 of the Uniform Public Securities Law of the Ohio Revised Code, hereby certifies that the estimated life or period of usefulness of the improvement financed with the proceeds of the sale of \$21,408.60 of bonds, for the purpose of providing funds to pay the property owner's share of the cost of sidewalk repair in the City is at least five (5) years and that the maximum maturity of said bonds, in accordance with Section 133.20 of the Uniform Public Securities Law of the Ohio Revised Code, is two (2) years pursuant to the special assessment proceedings.

IN WITNESS THEREOF, I have hereunto set my hand this 8th day of December, 2014.

Finance Director

ORDINANCE NO. _____

PROVIDING FOR THE ISSUANCE OF \$21,408.60 OF BONDS BY THE CITY OF FAIRFIELD, OHIO, TO PAY PART OF THE COST OF SIDEWALK REPAIR IN THE CITY, AND DECLARING AN EMERGENCY.

WHEREAS, in order to provide for the safety and welfare of the citizens of the City, the City has made certain sidewalk improvements; and

WHEREAS, the fiscal officer of the City has estimated the life of the improvements hereinafter described as at least five (5) years and certified the maximum maturity of bonds as two (2) years pursuant to the special assessment proceedings;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Fairfield (herein the "City"), County of Butler, Ohio:

SECTION 1. That it is necessary to issue a bond of the City, in the principal sum of \$21,408.60, for the purpose of providing funds to pay the property owner's share of the cost of sidewalk repair in the City under the authority of the provisions of the Ohio Revised Code and the Uniform Public Securities Law thereof.

SECTION 2. That said bond shall be in fully registered form, numbered R-1, shall be dated as of its date of issuance, and bear interest on the outstanding principal amount at the rate of three percent (3.00%) per annum, which the Finance Director has certified to be a fair market rate of interest, payable annually on June 1 each year, commencing June 1, 2015, until the principal sum is paid. Said bond shall mature in installments as set forth on Exhibit A attached hereto and incorporated herein on June 1 of each year from 2015 through 2016, inclusive. The principal and interest on said bond shall be payable by check or draft to the registered holder thereof. Said bond shall be designated "Sidewalk Special Assessment Bonds, (2011 Sidewalk Program)."

SECTION 3. That said bond shall be executed by the City Manager and Finance Director and shall bear the corporate seal of the City. Said bond shall be payable at the office of the Finance Director, City of Fairfield, Ohio, and shall express upon its face the purpose for which it is issued and that it is issued in pursuance of this ordinance.

SECTION 4. The City Manager and Finance Director are hereby authorized to combine this bond with three other issues of bonds authorized under separate legislation for the purpose of providing funds to pay the property owner's share of the cost of sidewalk repair in the City with respect to the City's 2012, 2013, and 2014 sidewalk repair programs, into a single consolidated issue of bonds for purposes of their sale as a single issue. If so combined, such consolidated issue of bonds (i) shall be known as "Sidewalk Special Assessment Bonds, (2011-2014 Sidewalk Program)"; and (ii) shall be dated, mature, and bear interest, be executed, and be denominated in a manner consistent with the provisions of this ordinance relating to the bonds authorized herein. The proceeds from the sale of such consolidated issue shall be apportioned, deposited and credited in accordance with Section 132.32 of the Revised Code to the respective purposes and

funds in accordance with the amount of bonds authorized by this ordinance and the amount of bonds authorized by the ordinances providing for the issuance of not to exceed \$18,332.67 Sidewalk Special Assessment Bonds, (2012 Sidewalk Program); not to exceed \$17,283.08 Sidewalk Special Assessment Bonds, (2013 Sidewalk Program); and not to exceed \$36,218.25 Sidewalk Special Assessment Bonds, (2014 Sidewalk Program).

SECTION 5. That said bond shall be sold by the Finance Director at par and accrued interest to the Special Assessment Fund of the City, and the proceeds from such sale, except any premium or accrued interest thereon, shall be paid into the proper fund and used for the purpose aforesaid and for no other purpose. Premium and accrued interest, if any, shall be transferred to the Bond Retirement Fund to be applied to the payment of the principal of and interest on said bond in the manner provided by law.

SECTION 6. That said bond shall be the full general obligation of this City, and the full faith, credit and revenue of this City are hereby pledged for the prompt payment of the same. Any excess funds resulting from the issuance of said bond, shall, to the extent necessary, be used only for the retirement of said bond at maturity, together with interest thereon and is hereby pledged for such purpose.

SECTION 7. That during the period while the bond runs there shall be levied upon all of the taxable property in the City, within applicable limitations, in addition to all other taxes, a direct tax annually; said tax shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers in the same manner and at the same time that taxes for general purposes for each of said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof.

The funds derived from said tax levy hereby required shall be placed in a separate and distinct fund and, together with interest collected on the same, shall be irrevocably pledged for the payment of the principal and interest of the bond, when and as the same fall due; provided, however, to the extent other City monies, including monies from the levy and collection of special assessments, are available and appropriated for such purpose said tax shall not be levied therefor.

SECTION 8. This council hereby finds and determines that all formal actions relative to the adoption of this ordinance were taken in an open meeting of this council, and that all deliberations of this council and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in compliance with the law.

SECTION 9. All appropriate officers of the City are further authorized to make, execute, acknowledge and deliver such closing certificates, financing statements and other instruments or agreements as are, in the opinion of bond counsel, necessary to carry out the purposes of this ordinance.

SECTION 10. That the firm of Peck, Shaffer & Williams, a division of Dinsmore & Shohl LLP ("PSW") is hereby engaged as the City's "bond counsel" and that the City Manager

and Finance Director are hereby authorized and directed to execute and deliver the engagement letter of PSW in the form on file with the City.

SECTION 11. That this ordinance is hereby declared to be an emergency measure for the necessary preservation of the public peace, health, safety and welfare or for the urgent benefit or protection of the inhabitants of the City of Fairfield, and for the reason that the immediate issuance of said bonds is necessary to provide funds for payment for the improvements hereinabove described, and shall take effect immediately upon its passage, pursuant to Section 4.07(A) of the Charter of the City of Fairfield (hereafter called the "Charter").

SECTION 12. That the Clerk of Council is hereby directed to forward a certified copy of this ordinance to the County Auditor of Butler County, Ohio.

SECTION 13. That the Clerk of Council is hereby directed to cause this ordinance to be published or posted within ten days after its passage, as required by Section 4.13(A) of the Charter, any publication to be made in the Journal News, a newspaper of circulation in the City.

ADOPTED December 8, 2014.

Clerk of Council

Mayor

EXHIBIT A

<u>Date</u>	<u>Principal</u>	<u>Coupon</u>	<u>Interest</u>	<u>Period Total</u>
06/01/15	\$10,704.30	3.00%	\$289.02	\$10,993.32
06/01/16	<u>10,704.30</u>	3.00	<u>321.13</u>	<u>11,025.43</u>
Total	\$21,408.60		\$610.15	\$22,018.75

CERTIFICATE

The undersigned, Clerk of Council, Fairfield, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance No. _____ adopted _____.

Clerk of Council

CERTIFICATE

The undersigned, Finance Director, Fairfield, Ohio, hereby certifies that Ordinance No. _____ was filed with the County Auditor of Butler County, Ohio, on _____.

Finance Director

RECEIPT

The undersigned, County Auditor of the Butler County, Ohio, acknowledges receipt of Ordinance No. _____ of the City of Fairfield, Ohio, on _____.

County Auditor

EXTRACT FROM MINUTES OF MEETING

The Council of the City of Fairfield, Ohio, met in regular session, at _____.m., on the ____ day of _____, at 5350 Pleasant Avenue, Fairfield, Ohio, with the following members present:

There was presented and read to Council Ordinance No. _____, entitled:

PROVIDING FOR THE ISSUANCE OF \$21,408.60 OF BONDS BY THE CITY OF FAIRFIELD, OHIO, TO PAY PART OF THE COST OF SIDEWALK REPAIR IN THE CITY, AND DECLARING AN EMERGENCY.

M_____ moved to suspend the rule requiring each ordinance or resolution to be read on three different days. M_____ seconded the motion and, the roll being called upon the question, the vote resulted as follows:

M_____ then moved that Ordinance No. _____ be adopted. M_____ seconded the motion and, the roll being called upon the question, the vote resulted as follows:

The ordinance was declared adopted _____.

CERTIFICATE

The undersigned, clerk of council of said municipality, hereby certifies that the foregoing is a true and correct extract from the minutes of a meeting of the council of said municipality, held on the ____ day of _____, to the extent pertinent to consideration and adoption of the above-entitled legislation.

Clerk of Council

CERTIFICATE OF MEMBERSHIP

The undersigned, Finance Director of the City of Fairfield, Butler County, Ohio, hereby certifies that the following were the officers and members of council during the period when proceedings were taken authorizing the issuance of \$18,332.67 Sidewalk Special Assessment Bonds, (2012 Sidewalk Program), dated as of December 19, 2014:

Mayor	<u>Steve Miller</u>
Finance Director	<u>Mary Hopton</u>
City Manager	<u>Arthur Pizzano</u>
Clerk of Council	<u>Alisha Wilson</u>
Member of Council	<u>Adam B. Jones</u>
Member of Council	<u>Marty Judd</u>
Member of Council	<u>Debbie Pennington</u>
Member of Council	<u>Terry Senger</u>
Member of Council	<u>Chad Oberson</u>
Member of Council	<u>Mike Snyder</u>
Member of Council	<u>Bill Woeste</u>
Law Director	<u>John H. Clemmons</u>
	<u>Finance Director</u>

TRANSCRIPT CERTIFICATE

The undersigned, clerk of council of said municipality, hereby certifies that the following is a true and complete transcript of all proceedings relating to the authorization and issuance of the above-identified obligation.

Clerk of Council

CERTIFICATE AS TO MAXIMUM MATURITY OF BONDS

The undersigned, being the fiscal officer of the City of Fairfield, County of Butler, Ohio, within the meaning of Section 133.01 of the Uniform Public Securities Law of the Ohio Revised Code, hereby certifies that the estimated life or period of usefulness of the improvement financed with the proceeds of the sale of \$18,332.67 of bonds, for the purpose of providing funds to pay the property owner's share of the cost of sidewalk repair in the City is at least five (5) years and that the maximum maturity of said bonds, in accordance with Section 133.20 of the Uniform Public Securities Law of the Ohio Revised Code, is three (3) years pursuant to the special assessment proceedings.

IN WITNESS THEREOF, I have hereunto set my hand this 8th day of December, 2014.

Finance Director

ORDINANCE NO. _____

PROVIDING FOR THE ISSUANCE OF \$18,332.67 OF BONDS BY THE CITY OF FAIRFIELD, OHIO, TO PAY PART OF THE COST OF SIDEWALK REPAIR IN THE CITY, AND DECLARING AN EMERGENCY.

WHEREAS, in order to provide for the safety and welfare of the citizens of the City, the City has made certain sidewalk improvements; and

WHEREAS, the fiscal officer of the City has estimated the life of the improvements hereinafter described as at least five (5) years and certified the maximum maturity of bonds as three (3) years pursuant to the special assessment proceedings;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Fairfield (herein the "City"), County of Butler, Ohio:

SECTION 1. That it is necessary to issue a bond of the City, in the principal sum of \$18,332.67, for the purpose of providing funds to pay the property owner's share of the cost of sidewalk repair in the City under the authority of the provisions of the Ohio Revised Code and the Uniform Public Securities Law thereof.

SECTION 2. That said bond shall be in fully registered form, numbered R-1, shall be dated as of its date of issuance, and bear interest on the outstanding principal amount at the rate of three percent (3.00%) per annum, which the Finance Director has certified to be a fair market rate of interest, payable annually on June 1 each year, commencing June 1, 2015, until the principal sum is paid. Said bond shall mature in installments as set forth on Exhibit A attached hereto and incorporated herein on June 1 of each year from 2015 through 2017, inclusive. The principal and interest on said bond shall be payable by check or draft to the registered holder thereof. Said bond shall be designated "Sidewalk Special Assessment Bonds, (2012 Sidewalk Program)."

SECTION 3. That said bond shall be executed by the City Manager and Finance Director and shall bear the corporate seal of the City. Said bond shall be payable at the office of the Finance Director, City of Fairfield, Ohio, and shall express upon its face the purpose for which it is issued and that it is issued in pursuance of this ordinance.

SECTION 4. The City Manager and Finance Director are hereby authorized to combine this bond with three other issues of bonds authorized under separate legislation for the purpose of providing funds to pay the property owner's share of the cost of sidewalk repair in the City with respect to the City's 2011, 2013, and 2014 sidewalk repair programs, into a single consolidated issue of bonds for purposes of their sale as a single issue. If so combined, such consolidated issue of bonds (i) shall be known as "Sidewalk Special Assessment Bonds, (2011-2014 Sidewalk Program)"; and (ii) shall be dated, mature, and bear interest, be executed, and be denominated in a manner consistent with the provisions of this ordinance relating to the bonds authorized herein. The proceeds from the sale of such consolidated issue shall be apportioned, deposited and credited in accordance with Section 132.32 of the Revised Code to the respective purposes and

funds in accordance with the amount of bonds authorized by this ordinance and the amount of bonds authorized by the ordinances providing for the issuance of not to exceed \$21,408.60 Sidewalk Special Assessment Bonds, (2011 Sidewalk Program); not to exceed \$17,283.08 Sidewalk Special Assessment Bonds, (2013 Sidewalk Program); and not to exceed \$36,218.25 Sidewalk Special Assessment Bonds, (2014 Sidewalk Program).

SECTION 5. That said bond shall be sold by the Finance Director at par and accrued interest to the Special Assessment Fund of the City, and the proceeds from such sale, except any premium or accrued interest thereon, shall be paid into the proper fund and used for the purpose aforesaid and for no other purpose. Premium and accrued interest, if any, shall be transferred to the Bond Retirement Fund to be applied to the payment of the principal of and interest on said bond in the manner provided by law.

SECTION 6. That said bond shall be the full general obligation of this City, and the full faith, credit and revenue of this City are hereby pledged for the prompt payment of the same. Any excess funds resulting from the issuance of said bond, shall, to the extent necessary, be used only for the retirement of said bond at maturity, together with interest thereon and is hereby pledged for such purpose.

SECTION 7. That during the period while the bond runs there shall be levied upon all of the taxable property in the City, within applicable limitations, in addition to all other taxes, a direct tax annually; said tax shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers in the same manner and at the same time that taxes for general purposes for each of said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof.

The funds derived from said tax levy hereby required shall be placed in a separate and distinct fund and, together with interest collected on the same, shall be irrevocably pledged for the payment of the principal and interest of the bond, when and as the same fall due; provided, however, to the extent other City monies, including monies from the levy and collection of special assessments, are available and appropriated for such purpose said tax shall not be levied therefor.

SECTION 8. This council hereby finds and determines that all formal actions relative to the adoption of this ordinance were taken in an open meeting of this council, and that all deliberations of this council and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in compliance with the law.

SECTION 9. All appropriate officers of the City are further authorized to make, execute, acknowledge and deliver such closing certificates, financing statements and other instruments or agreements as are, in the opinion of bond counsel, necessary to carry out the purposes of this ordinance.

SECTION 10. That the firm of Peck, Shaffer & Williams, a division of Dinsmore & Shohl LLP ("PSW") is hereby engaged as the City's "bond counsel" and that the City Manager

and Finance Director are hereby authorized and directed to execute and deliver the engagement letter of PSW in the form on file with the City.

SECTION 11. That this ordinance is hereby declared to be an emergency measure for the necessary preservation of the public peace, health, safety and welfare or for the urgent benefit or protection of the inhabitants of the City of Fairfield, and for the reason that the immediate issuance of said bonds is necessary to provide funds for payment for the improvements hereinabove described, and shall take effect immediately upon its passage, pursuant to Section 4.07(A) of the Charter of the City of Fairfield (hereafter called the "Charter").

SECTION 12. That the Clerk of Council is hereby directed to forward a certified copy of this ordinance to the County Auditor of Butler County, Ohio.

SECTION 13. That the Clerk of Council is hereby directed to cause this ordinance to be published or posted within ten days after its passage, as required by Section 4.13(A) of the Charter, any publication to be made in the Journal News, a newspaper of circulation in the City.

ADOPTED December 8, 2014.

Clerk of Council

Mayor

EXHIBIT A

<u>Date</u>	<u>Principal</u>	<u>Coupon</u>	<u>Interest</u>	<u>Period Total</u>
06/01/15	\$6,110.89	3.00%	\$247.49	\$6,358.38
06/01/16	6,110.89	3.00	366.65	6,477.54
06/01/17	<u>6,110.89</u>	3.00	<u>183.33</u>	<u>6,294.22</u>
Total	\$18,332.67		\$797.47	\$19,130.14

CERTIFICATE

The undersigned, Clerk of Council, Fairfield, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance No. _____ adopted _____.

Clerk of Council

CERTIFICATE

The undersigned, Finance Director, Fairfield, Ohio, hereby certifies that Ordinance No. _____ was filed with the County Auditor of Butler County, Ohio, on _____.

Finance Director

RECEIPT

The undersigned, County Auditor of the Butler County, Ohio, acknowledges receipt of Ordinance No. _____ of the City of Fairfield, Ohio, on _____.

County Auditor

EXTRACT FROM MINUTES OF MEETING

The Council of the City of Fairfield, Ohio, met in regular session, at _____.m., on the ____ day of _____, at 5350 Pleasant Avenue, Fairfield, Ohio, with the following members present:

There was presented and read to Council Ordinance No. _____, entitled:

PROVIDING FOR THE ISSUANCE OF \$18,332.67 OF BONDS BY THE CITY OF FAIRFIELD, OHIO, TO PAY PART OF THE COST OF SIDEWALK REPAIR IN THE CITY, AND DECLARING AN EMERGENCY.

M__ _____ moved to suspend the rule requiring each ordinance or resolution to be read on three different days. M__ _____ seconded the motion and, the roll being called upon the question, the vote resulted as follows:

M__ _____ then moved that Ordinance No. _____ be adopted. M__ _____ seconded the motion and, the roll being called upon the question, the vote resulted as follows:

The ordinance was declared adopted _____.

CERTIFICATE

The undersigned, clerk of council of said municipality, hereby certifies that the foregoing is a true and correct extract from the minutes of a meeting of the council of said municipality, held on the ____ day of _____, to the extent pertinent to consideration and adoption of the above-entitled legislation.

Clerk of Council

CERTIFICATE OF MEMBERSHIP

The undersigned, Finance Director of the City of Fairfield, Butler County, Ohio, hereby certifies that the following were the officers and members of council during the period when proceedings were taken authorizing the issuance of \$17,283.08 Sidewalk Special Assessment Bonds, (2013 Sidewalk Program), dated as of December 19, 2014:

Mayor	<u>Steve Miller</u>
Finance Director	<u>Mary Hopton</u>
City Manager	<u>Arthur Pizzano</u>
Clerk of Council	<u>Alisha Wilson</u>
Member of Council	<u>Adam B. Jones</u>
Member of Council	<u>Marty Judd</u>
Member of Council	<u>Debbie Pennington</u>
Member of Council	<u>Terry Senger</u>
Member of Council	<u>Chad Oberson</u>
Member of Council	<u>Mike Snyder</u>
Member of Council	<u>Bill Woeste</u>
Law Director	<u>John H. Clemmons</u>
	<u>Finance Director</u>

TRANSCRIPT CERTIFICATE

The undersigned, clerk of council of said municipality, hereby certifies that the following is a true and complete transcript of all proceedings relating to the authorization and issuance of the above-identified obligation.

Clerk of Council

CERTIFICATE AS TO MAXIMUM MATURITY OF BONDS

The undersigned, being the fiscal officer of the City of Fairfield, County of Butler, Ohio, within the meaning of Section 133.01 of the Uniform Public Securities Law of the Ohio Revised Code, hereby certifies that the estimated life or period of usefulness of the improvement financed with the proceeds of the sale of \$17,283.08 of bonds, for the purpose of providing funds to pay the property owner's share of the cost of sidewalk repair in the City is at least five (5) years and that the maximum maturity of said bonds, in accordance with Section 133.20 of the Uniform Public Securities Law of the Ohio Revised Code, is four (4) years pursuant to the special assessment proceedings.

IN WITNESS THEREOF, I have hereunto set my hand this 8th day of December, 2014.

Finance Director

ORDINANCE NO. _____

PROVIDING FOR THE ISSUANCE OF \$17,283.08 OF BONDS BY THE CITY OF FAIRFIELD, OHIO, TO PAY PART OF THE COST OF SIDEWALK REPAIR IN THE CITY, AND DECLARING AN EMERGENCY.

WHEREAS, in order to provide for the safety and welfare of the citizens of the City, the City has made certain sidewalk improvements; and

WHEREAS, the fiscal officer of the City has estimated the life of the improvements hereinafter described as at least five (5) years and certified the maximum maturity of bonds as four (4) years pursuant to the special assessment proceedings;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Fairfield (herein the "City"), County of Butler, Ohio:

SECTION 1. That it is necessary to issue a bond of the City, in the principal sum of \$17,283.08, for the purpose of providing funds to pay the property owner's share of the cost of sidewalk repair in the City under the authority of the provisions of the Ohio Revised Code and the Uniform Public Securities Law thereof.

SECTION 2. That said bond shall be in fully registered form, numbered R-1, shall be dated as of its date of issuance, and bear interest on the outstanding principal amount at the rate of three percent (3.00%) per annum, which the Finance Director has certified to be a fair market rate of interest, payable annually on June 1 each year, commencing June 1, 2015, until the principal sum is paid. Said bond shall mature in installments as set forth on Exhibit A attached hereto and incorporated herein on June 1 of each year from 2015 through 2018, inclusive. The principal and interest on said bond shall be payable by check or draft to the registered holder thereof. Said bond shall be designated "Sidewalk Special Assessment Bonds, (2013 Sidewalk Program)."

SECTION 3. That said bond shall be executed by the City Manager and Finance Director and shall bear the corporate seal of the City. Said bond shall be payable at the office of the Finance Director, City of Fairfield, Ohio, and shall express upon its face the purpose for which it is issued and that it is issued in pursuance of this ordinance.

SECTION 4. The City Manager and Finance Director are hereby authorized to combine this bond with three other issues of bonds authorized under separate legislation for the purpose of providing funds to pay the property owner's share of the cost of sidewalk repair in the City with respect to the City's 2011, 2012, and 2014 sidewalk repair programs, into a single consolidated issue of bonds for purposes of their sale as a single issue. If so combined, such consolidated issue of bonds (i) shall be known as "Sidewalk Special Assessment Bonds, (2011-2014 Sidewalk Program)"; and (ii) shall be dated, mature, and bear interest, be executed, and be denominated in a manner consistent with the provisions of this ordinance relating to the bonds authorized herein. The proceeds from the sale of such consolidated issue shall be apportioned, deposited and credited in accordance with Section 132.32 of the Revised Code to the respective purposes and

funds in accordance with the amount of bonds authorized by this ordinance and the amount of bonds authorized by the ordinances providing for the issuance of not to exceed \$21,408.60 Sidewalk Special Assessment Bonds, (2011 Sidewalk Program); not to exceed \$18,332.67 Sidewalk Special Assessment Bonds, (2012 Sidewalk Program); and not to exceed \$36,218.25 Sidewalk Special Assessment Bonds, (2014 Sidewalk Program).

SECTION 5. That said bond shall be sold by the Finance Director at par and accrued interest to the Special Assessment Fund of the City, and the proceeds from such sale, except any premium or accrued interest thereon, shall be paid into the proper fund and used for the purpose aforesaid and for no other purpose. Premium and accrued interest, if any, shall be transferred to the Bond Retirement Fund to be applied to the payment of the principal of and interest on said bond in the manner provided by law.

SECTION 6. That said bond shall be the full general obligation of this City, and the full faith, credit and revenue of this City are hereby pledged for the prompt payment of the same. Any excess funds resulting from the issuance of said bond, shall, to the extent necessary, be used only for the retirement of said bond at maturity, together with interest thereon and is hereby pledged for such purpose.

SECTION 7. That during the period while the bond runs there shall be levied upon all of the taxable property in the City, within applicable limitations, in addition to all other taxes, a direct tax annually; said tax shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers in the same manner and at the same time that taxes for general purposes for each of said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof.

The funds derived from said tax levy hereby required shall be placed in a separate and distinct fund and, together with interest collected on the same, shall be irrevocably pledged for the payment of the principal and interest of the bond, when and as the same fall due; provided, however, to the extent other City monies, including monies from the levy and collection of special assessments, are available and appropriated for such purpose said tax shall not be levied therefor.

SECTION 8. This council hereby finds and determines that all formal actions relative to the adoption of this ordinance were taken in an open meeting of this council, and that all deliberations of this council and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in compliance with the law.

SECTION 9. All appropriate officers of the City are further authorized to make, execute, acknowledge and deliver such closing certificates, financing statements and other instruments or agreements as are, in the opinion of bond counsel, necessary to carry out the purposes of this ordinance.

SECTION 10. That the firm of Peck, Shaffer & Williams, a division of Dinsmore & Shohl LLP ("PSW") is hereby engaged as the City's "bond counsel" and that the City Manager

and Finance Director are hereby authorized and directed to execute and deliver the engagement letter of PSW in the form on file with the City.

SECTION 11. That this ordinance is hereby declared to be an emergency measure for the necessary preservation of the public peace, health, safety and welfare or for the urgent benefit or protection of the inhabitants of the City of Fairfield, and for the reason that the immediate issuance of said bonds is necessary to provide funds for payment for the improvements hereinabove described, and shall take effect immediately upon its passage, pursuant to Section 4.07(A) of the Charter of the City of Fairfield (hereafter called the "Charter").

SECTION 12. That the Clerk of Council is hereby directed to forward a certified copy of this ordinance to the County Auditor of Butler County, Ohio.

SECTION 13. That the Clerk of Council is hereby directed to cause this ordinance to be published or posted within ten days after its passage, as required by Section 4.13(A) of the Charter, any publication to be made in the Journal News, a newspaper of circulation in the City.

ADOPTED December 8, 2014.

Clerk of Council

Mayor

EXHIBIT A

<u>Date</u>	<u>Principal</u>	<u>Coupon</u>	<u>Interest</u>	<u>Period Total</u>
06/01/15	\$4,320.77	3.00%	\$233.32	\$4,554.09
06/01/16	4,320.77	3.00	388.87	4,709.64
06/01/17	4,320.77	3.00	259.25	4,580.02
06/01/18	<u>4,320.77</u>	3.00	<u>129.62</u>	<u>4,450.39</u>
Total	\$17,283.08		\$1,011.06	\$18,294.14

CERTIFICATE

The undersigned, Clerk of Council, Fairfield, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance No. _____ adopted _____.

Clerk of Council

CERTIFICATE

The undersigned, Finance Director, Fairfield, Ohio, hereby certifies that Ordinance No. _____ was filed with the County Auditor of Butler County, Ohio, on _____.

Finance Director

RECEIPT

The undersigned, County Auditor of the Butler County, Ohio, acknowledges receipt of Ordinance No. _____ of the City of Fairfield, Ohio, on _____.

County Auditor

EXTRACT FROM MINUTES OF MEETING

The Council of the City of Fairfield, Ohio, met in regular session, at _____.m., on the ____ day of _____, at 5350 Pleasant Avenue, Fairfield, Ohio, with the following members present:

There was presented and read to Council Ordinance No. _____, entitled:

PROVIDING FOR THE ISSUANCE OF \$17,283.08 OF BONDS BY THE CITY OF FAIRFIELD, OHIO, TO PAY PART OF THE COST OF SIDEWALK REPAIR IN THE CITY, AND DECLARING AN EMERGENCY.

M_____ moved to suspend the rule requiring each ordinance or resolution to be read on three different days. M_____ seconded the motion and, the roll being called upon the question, the vote resulted as follows:

M_____ then moved that Ordinance No. _____ be adopted. M_____ seconded the motion and, the roll being called upon the question, the vote resulted as follows:

The ordinance was declared adopted _____.

CERTIFICATE

The undersigned, clerk of council of said municipality, hereby certifies that the foregoing is a true and correct extract from the minutes of a meeting of the council of said municipality, held on the ____ day of _____, to the extent pertinent to consideration and adoption of the above-entitled legislation.

Clerk of Council

CERTIFICATE OF MEMBERSHIP

The undersigned, Finance Director of the City of Fairfield, Butler County, Ohio, hereby certifies that the following were the officers and members of council during the period when proceedings were taken authorizing the issuance of \$36,218.25 Sidewalk Special Assessment Bonds, (2014 Sidewalk Program), dated as of December 19, 2014:

Mayor	<u>Steve Miller</u>
Finance Director	<u>Mary Hopton</u>
City Manager	<u>Arthur Pizzano</u>
Clerk of Council	<u>Alisha Wilson</u>
Member of Council	<u>Adam B. Jones</u>
Member of Council	<u>Marty Judd</u>
Member of Council	<u>Debbie Pennington</u>
Member of Council	<u>Terry Senger</u>
Member of Council	<u>Chad Oberson</u>
Member of Council	<u>Mike Snyder</u>
Member of Council	<u>Bill Woeste</u>
Law Director	<u>John H. Clemmons</u>
	<u>Finance Director</u>

TRANSCRIPT CERTIFICATE

The undersigned, clerk of council of said municipality, hereby certifies that the following is a true and complete transcript of all proceedings relating to the authorization and issuance of the above-identified obligation.

Clerk of Council

CERTIFICATE AS TO MAXIMUM MATURITY OF BONDS

The undersigned, being the fiscal officer of the City of Fairfield, County of Butler, Ohio, within the meaning of Section 133.01 of the Uniform Public Securities Law of the Ohio Revised Code, hereby certifies that the estimated life or period of usefulness of the improvement financed with the proceeds of the sale of \$36,218.25 of bonds, for the purpose of providing funds to pay the property owner's share of the cost of sidewalk repair in the City is at least five (5) years and that the maximum maturity of said bonds, in accordance with Section 133.20 of the Uniform Public Securities Law of the Ohio Revised Code, is five (5) years pursuant to the special assessment proceedings.

IN WITNESS THEREOF, I have hereunto set my hand this 8th day of December, 2014.

Finance Director

ORDINANCE NO. _____

PROVIDING FOR THE ISSUANCE OF \$36,218.25 OF BONDS BY THE CITY OF FAIRFIELD, OHIO, TO PAY PART OF THE COST OF SIDEWALK REPAIR IN THE CITY, AND DECLARING AN EMERGENCY.

WHEREAS, in order to provide for the safety and welfare of the citizens of the City, the City has made certain sidewalk improvements; and

WHEREAS, the fiscal officer of the City has estimated the life of the improvements hereinafter described as at least five (5) years and certified the maximum maturity of bonds as five (5) years pursuant to the special assessment proceedings;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Fairfield (herein the "City"), County of Butler, Ohio:

SECTION 1. That it is necessary to issue a bond of the City, in the principal sum of \$36,218.25, for the purpose of providing funds to pay the property owner's share of the cost of sidewalk repair in the City under the authority of the provisions of the Ohio Revised Code and the Uniform Public Securities Law thereof.

SECTION 2. That said bond shall be in fully registered form, numbered R-1, shall be dated as of its date of issuance, and bear interest on the outstanding principal amount at the rate of three percent (3.00%) per annum, which the Finance Director has certified to be a fair market rate of interest, payable annually on June 1 each year, commencing June 1, 2015, until the principal sum is paid. Said bond shall mature in installments as set forth on Exhibit A attached hereto and incorporated herein on June 1 of each year from 2015 through 2019, inclusive. The principal and interest on said bond shall be payable by check or draft to the registered holder thereof. Said bond shall be designated "Sidewalk Special Assessment Bonds, (2014 Sidewalk Program)."

SECTION 3. That said bond shall be executed by the City Manager and Finance Director and shall bear the corporate seal of the City. Said bond shall be payable at the office of the Finance Director, City of Fairfield, Ohio, and shall express upon its face the purpose for which it is issued and that it is issued in pursuance of this ordinance.

SECTION 4. The City Manager and Finance Director are hereby authorized to combine this bond with three other issues of bonds authorized under separate legislation for the purpose of providing funds to pay the property owner's share of the cost of sidewalk repair in the City with respect to the City's 2011, 2012, and 2013 sidewalk repair programs, into a single consolidated issue of bonds for purposes of their sale as a single issue. If so combined, such consolidated issue of bonds (i) shall be known as "Sidewalk Special Assessment Bonds, (2011-2014 Sidewalk Program)"; and (ii) shall be dated, mature, and bear interest, be executed, and be denominated in a manner consistent with the provisions of this ordinance relating to the bonds authorized herein. The proceeds from the sale of such consolidated issue shall be apportioned, deposited and credited in accordance with Section 132.32 of the Revised Code to the respective purposes and

funds in accordance with the amount of bonds authorized by this ordinance and the amount of bonds authorized by the ordinances providing for the issuance of not to exceed \$21,408.60 Sidewalk Special Assessment Bonds, (2011 Sidewalk Program); not to exceed \$18,332.67 Sidewalk Special Assessment Bonds, (2012 Sidewalk Program); and not to exceed \$17,283.08 Sidewalk Special Assessment Bonds, (2013 Sidewalk Program).

SECTION 5. That said bond shall be sold by the Finance Director at par and accrued interest to the Special Assessment Fund of the City, and the proceeds from such sale, except any premium or accrued interest thereon, shall be paid into the proper fund and used for the purpose aforesaid and for no other purpose. Premium and accrued interest, if any, shall be transferred to the Bond Retirement Fund to be applied to the payment of the principal of and interest on said bond in the manner provided by law.

SECTION 6. That said bond shall be the full general obligation of this City, and the full faith, credit and revenue of this City are hereby pledged for the prompt payment of the same. Any excess funds resulting from the issuance of said bond, shall, to the extent necessary, be used only for the retirement of said bond at maturity, together with interest thereon and is hereby pledged for such purpose.

SECTION 7. That during the period while the bond runs there shall be levied upon all of the taxable property in the City, within applicable limitations, in addition to all other taxes, a direct tax annually; said tax shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers in the same manner and at the same time that taxes for general purposes for each of said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof.

The funds derived from said tax levy hereby required shall be placed in a separate and distinct fund and, together with interest collected on the same, shall be irrevocably pledged for the payment of the principal and interest of the bond, when and as the same fall due; provided, however, to the extent other City monies, including monies from the levy and collection of special assessments, are available and appropriated for such purpose said tax shall not be levied therefor.

SECTION 8. This council hereby finds and determines that all formal actions relative to the adoption of this ordinance were taken in an open meeting of this council, and that all deliberations of this council and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in compliance with the law.

SECTION 9. All appropriate officers of the City are further authorized to make, execute, acknowledge and deliver such closing certificates, financing statements and other instruments or agreements as are, in the opinion of bond counsel, necessary to carry out the purposes of this ordinance.

SECTION 10. That the firm of Peck, Shaffer & Williams, a division of Dinsmore & Shohl LLP ("PSW") is hereby engaged as the City's "bond counsel" and that the City Manager

and Finance Director are hereby authorized and directed to execute and deliver the engagement letter of PSW in the form on file with the City.

SECTION 11. That this ordinance is hereby declared to be an emergency measure for the necessary preservation of the public peace, health, safety and welfare or for the urgent benefit or protection of the inhabitants of the City of Fairfield, and for the reason that the immediate issuance of said bonds is necessary to provide funds for payment for the improvements hereinabove described, and shall take effect immediately upon its passage, pursuant to Section 4.07(A) of the Charter of the City of Fairfield (hereafter called the "Charter").

SECTION 12. That the Clerk of Council is hereby directed to forward a certified copy of this ordinance to the County Auditor of Butler County, Ohio.

SECTION 13. That the Clerk of Council is hereby directed to cause this ordinance to be published or posted within ten days after its passage, as required by Section 4.13(A) of the Charter, any publication to be made in the Journal News, a newspaper of circulation in the City.

ADOPTED December 8, 2014.

Clerk of Council

Mayor

EXHIBIT A

<u>Date</u>	<u>Principal</u>	<u>Coupon</u>	<u>Interest</u>	<u>Period Total</u>
06/01/15	\$7,243.65	3.00%	\$488.95	\$7,732.60
06/01/16	7,243.65	3.00	869.24	8,112.89
06/01/17	7,243.65	3.00	651.93	7,895.58
06/01/18	7,243.65	3.00	434.62	7,678.27
06/01/19	<u>7,243.65</u>	3.00	<u>217.31</u>	<u>7,460.96</u>
Total	\$36,218.25		\$2,662.05	\$38,880.30

CERTIFICATE

The undersigned, Clerk of Council, Fairfield, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance No. _____ adopted _____.

Clerk of Council

CERTIFICATE

The undersigned, Finance Director, Fairfield, Ohio, hereby certifies that Ordinance No. _____ was filed with the County Auditor of Butler County, Ohio, on _____.

Finance Director

RECEIPT

The undersigned, County Auditor of the Butler County, Ohio, acknowledges receipt of Ordinance No. _____ of the City of Fairfield, Ohio, on _____.

County Auditor

EXTRACT FROM MINUTES OF MEETING

The Council of the City of Fairfield, Ohio, met in regular session, at _____.m., on the ____ day of _____, at 5350 Pleasant Avenue, Fairfield, Ohio, with the following members present:

There was presented and read to Council Ordinance No. _____, entitled:

PROVIDING FOR THE ISSUANCE OF \$36,218.25 OF BONDS BY THE CITY OF FAIRFIELD, OHIO, TO PAY PART OF THE COST OF SIDEWALK REPAIR IN THE CITY, AND DECLARING AN EMERGENCY.

M_____ moved to suspend the rule requiring each ordinance or resolution to be read on three different days. M_____ seconded the motion and, the roll being called upon the question, the vote resulted as follows:

M_____ then moved that Ordinance No. _____ be adopted. M_____ seconded the motion and, the roll being called upon the question, the vote resulted as follows:

The ordinance was declared adopted _____.

CERTIFICATE

The undersigned, clerk of council of said municipality, hereby certifies that the foregoing is a true and correct extract from the minutes of a meeting of the council of said municipality, held on the ____ day of _____, to the extent pertinent to consideration and adoption of the above-entitled legislation.

Clerk of Council

CERTIFICATE OF MEMBERSHIP

The undersigned, Finance Director of the City of Fairfield, Butler County, Ohio, hereby certifies that the following were the officers and members of council during the period when proceedings were taken authorizing the issuance of \$93,242.60 Sidewalk Special Assessment Bonds, (2011-2014 Sidewalk Program), dated as of December 19, 2014:

Mayor	<u>Steve Miller</u>
Finance Director	<u>Mary Hopton</u>
City Manager	<u>Arthur Pizzano</u>
Clerk of Council	<u>Alisha Wilson</u>
Member of Council	<u>Adam B. Jones</u>
Member of Council	<u>Marty Judd</u>
Member of Council	<u>Debbie Pennington</u>
Member of Council	<u>Terry Senger</u>
Member of Council	<u>Chad Oberson</u>
Member of Council	<u>Mike Snyder</u>
Member of Council	<u>Bill Woeste</u>
Law Director	<u>John H. Clemmons</u>
	<u>Finance Director</u>

TRANSCRIPT CERTIFICATE

The undersigned, clerk of council of said municipality, hereby certifies that the following is a true and complete transcript of all proceedings relating to the authorization and issuance of the above-identified obligation.

Clerk of Council

CERTIFICATE AS TO MAXIMUM MATURITY OF BONDS

The undersigned, being the fiscal officer of the City of Fairfield, County of Butler, Ohio, within the meaning of Section 133.01 of the Uniform Public Securities Law of the Ohio Revised Code, hereby certifies that the estimated life or period of usefulness of the improvement financed with the proceeds of the sale of \$93,242.60 of bonds, for the purpose of providing funds to pay the property owner's share of the cost of sidewalk repair in the City is at least five (5) years and that the maximum maturity of said bonds, in accordance with Section 133.20 of the Uniform Public Securities Law of the Ohio Revised Code, is five (5) years pursuant to the special assessment proceedings.

IN WITNESS THEREOF, I have hereunto set my hand this 8th day of December, 2014.

Finance Director

ORDINANCE NO. _____

PROVIDING FOR THE ISSUANCE OF \$93,242.60 OF BONDS BY THE CITY OF FAIRFIELD, OHIO, TO PAY PART OF THE COST OF SIDEWALK REPAIR IN THE CITY, AND DECLARING AN EMERGENCY.

WHEREAS, this City Council has previously adopted four separate ordinances which authorized the issuance of bonds for the purpose of providing funds to pay the property owner's share of the cost of sidewalk repairs in the City in the amounts of not to exceed (i) \$21,408.60 Sidewalk Special Assessment Bonds, (2011 Sidewalk Program); (ii) \$18,332.67 Sidewalk Special Assessment Bonds, (2012 Sidewalk Program); (iii) \$17,283.08 Sidewalk Special Assessment Bonds, (2013 Sidewalk Program); and (iv) \$36,218.25 Sidewalk Special Assessment Bonds, (2014 Sidewalk Program); and

WHEREAS, the fiscal officer of the City has estimated the life of the improvements hereinafter described as at least five (5) years and certified the maximum maturity of bonds as five (5) years pursuant to the special assessment proceedings; and

WHEREAS, this Council now desires to combine the separate bond issues into a single bond issue to achieve certain cost savings;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Fairfield (herein the "City"), County of Butler, Ohio:

SECTION 1. That it is necessary to issue a bond of the City, in the principal sum of \$93,242.60, for the purpose of providing funds to pay the property owner's share of the cost of sidewalk repair in the City under the authority of the provisions of the Ohio Revised Code and the Uniform Public Securities Law thereof.

SECTION 2. That said bond shall be in fully registered form, numbered R-1, shall be dated as of its date of issuance, and bear interest on the outstanding principal amount at the rate of three percent (3.00%) per annum, which the Finance Director has certified to be a fair market rate of interest, payable annually on June 1 each year, commencing June 1, 2015, until the principal sum is paid. Said bond shall mature in installments as set forth on Exhibit A attached hereto and incorporated herein on June 1 of each year from 2015 through 2019, inclusive. The principal and interest on said bond shall be payable by check or draft to the registered holder thereof. Said bond shall be designated "Sidewalk Special Assessment Bonds, (2011-2014 Sidewalk Program)."

SECTION 3. That said bond shall be executed by the City Manager and Finance Director and shall bear the corporate seal of the City. Said bond shall be payable at the office of the Finance Director, City of Fairfield, Ohio, and shall express upon its face the purpose for which it is issued and that it is issued in pursuance of this ordinance.

SECTION 4. The proceeds from the sale of such consolidated issue shall be apportioned and credited in accordance with Section 133.32 of the Revised Code to the respective purposes

and funds in accordance with the amount of bonds authorized by this ordinance and the amount of bonds authorized by the ordinances providing for the issuance of not to exceed \$21,408.60 Sidewalk Special Assessment Bonds, (2011 Sidewalk Program); not to exceed \$18,332.67 Sidewalk Special Assessment Bonds, (2012 Sidewalk Program); not to exceed \$17,283.08 Sidewalk Special Assessment Bonds, (2013 Sidewalk Program); and not to exceed \$36,218.25 Sidewalk Special Assessment Bonds, (2014 Sidewalk Program).

SECTION 5. That said bond shall be sold by the Finance Director at par and accrued interest to the Special Assessment Fund of the City, and the proceeds from such sale, except any premium or accrued interest thereon, shall be paid into the proper fund and used for the purpose aforesaid and for no other purpose. Premium and accrued interest, if any, shall be transferred to the Bond Retirement Fund to be applied to the payment of the principal of and interest on said bond in the manner provided by law.

SECTION 6. That said bond shall be the full general obligation of this City, and the full faith, credit and revenue of this City are hereby pledged for the prompt payment of the same. Any excess funds resulting from the issuance of said bond, shall, to the extent necessary, be used only for the retirement of said bond at maturity, together with interest thereon and is hereby pledged for such purpose.

SECTION 7. That during the period while the bond runs there shall be levied upon all of the taxable property in the City, within applicable limitations, in addition to all other taxes, a direct tax annually; said tax shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers in the same manner and at the same time that taxes for general purposes for each of said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof.

The funds derived from said tax levy hereby required shall be placed in a separate and distinct fund and, together with interest collected on the same, shall be irrevocably pledged for the payment of the principal and interest of the bond, when and as the same fall due; provided, however, to the extent other City monies, including monies from the levy and collection of special assessments, are available and appropriated for such purpose said tax shall not be levied therefor.

SECTION 8. This council hereby finds and determines that all formal actions relative to the adoption of this ordinance were taken in an open meeting of this council, and that all deliberations of this council and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in compliance with the law.

SECTION 9. All appropriate officers of the City are further authorized to make, execute, acknowledge and deliver such closing certificates, financing statements and other instruments or agreements as are, in the opinion of bond counsel, necessary to carry out the purposes of this ordinance.

SECTION 10. That the firm of Peck, Shaffer & Williams, a division of Dinsmore & Shohl LLP ("PSW") is hereby engaged as the City's "bond counsel" and that the City Manager

and Finance Director are hereby authorized and directed to execute and deliver the engagement letter of PSW in the form on file with the City.

SECTION 11. That this ordinance is hereby declared to be an emergency measure for the necessary preservation of the public peace, health, safety and welfare or for the urgent benefit or protection of the inhabitants of the City of Fairfield, and for the reason that the immediate issuance of said bonds is necessary to provide funds for payment for the improvements hereinabove described, and shall take effect immediately upon its passage, pursuant to Section 4.07(A) of the Charter of the City of Fairfield (hereafter called the "Charter").

SECTION 12. That the Clerk of Council is hereby directed to forward a certified copy of this ordinance to the County Auditor of Butler County, Ohio.

SECTION 13. That the Clerk of Council is hereby directed to cause this ordinance to be published or posted within ten days after its passage, as required by Section 4.13(A) of the Charter, any publication to be made in the Journal News, a newspaper of circulation in the City.

ADOPTED December 8, 2014.

Clerk of Council

Mayor

EXHIBIT A

<u>Date</u>	<u>Principal</u>	<u>Coupon</u>	<u>Interest</u>	<u>Period Total</u>
06/01/15	\$28,379.61	3.00%	\$1,258.78	\$29,639.39
06/01/16	28,379.61	3.00	1,945.89	30,325.50
06/01/17	17,675.31	3.00	1,094.50	18,769.81
06/01/18	11,564.42	3.00	564.24	12,128.66
06/01/19	<u>7,243.65</u>	3.00	<u>217.31</u>	<u>7,460.96</u>
Total	\$93,242.60		\$5,080.72	\$98,323.32

CERTIFICATE

The undersigned, Clerk of Council, Fairfield, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance No. _____ adopted _____.

Clerk of Council

CERTIFICATE

The undersigned, Finance Director, Fairfield, Ohio, hereby certifies that Ordinance No. _____ was filed with the County Auditor of Butler County, Ohio, on _____.

Finance Director

RECEIPT

The undersigned, County Auditor of the Butler County, Ohio, acknowledges receipt of Ordinance No. _____ of the City of Fairfield, Ohio, on _____.

County Auditor

EXTRACT FROM MINUTES OF MEETING

The Council of the City of Fairfield, Ohio, met in regular session, at _____.m., on the ____ day of _____, at 5350 Pleasant Avenue, Fairfield, Ohio, with the following members present:

There was presented and read to Council Ordinance No. _____, entitled:

PROVIDING FOR THE ISSUANCE OF \$93,242.60 OF BONDS BY THE CITY OF FAIRFIELD, OHIO, TO PAY PART OF THE COST OF SIDEWALK REPAIR IN THE CITY, AND DECLARING AN EMERGENCY.

M_____ moved to suspend the rule requiring each ordinance or resolution to be read on three different days. M_____ seconded the motion and, the roll being called upon the question, the vote resulted as follows:

M_____ then moved that Ordinance No. _____ be adopted. M_____ seconded the motion and, the roll being called upon the question, the vote resulted as follows:

The ordinance was declared adopted _____.

CERTIFICATE

The undersigned, clerk of council of said municipality, hereby certifies that the foregoing is a true and correct extract from the minutes of a meeting of the council of said municipality, held on the ____ day of _____, to the extent pertinent to consideration and adoption of the above-entitled legislation.

Clerk of Council

CERTIFICATE AS TO FAIR MARKET RATE

Re: \$93,242.60 Sidewalk Special Assessment Bonds, (2011-2014 Sidewalk Program), of the City of Fairfield, Ohio

The undersigned hereby certifies that the interest rate of three percent (3.00%) per annum on the above-referenced obligation is a fair market rate, based on an estimate of what a bank or municipal bond underwriting firm would charge on this obligation on the date of the closing thereon.

Finance Director

Dated: _____

CITY OF FAIRFIELD, OHIO
CITY COUNCIL COMMUNICATION

ITEM:

December 8, 2014

Request for appropriation for non-contractual agenda items

FINANCIAL IMPACT:

\$32,315.80 from noted funding source

SYNOPSIS:

The following appropriations have been requested:

\$32,315.80 for Ross Road Emergency Water System repairs

BACKGROUND:

Please refer to specific Council Communications dated December 8, 2014 for a description of these items.

RECOMMENDATIONS:

It is recommended that City Council suspend the rules requiring a second and third reading of this Ordinance and adopt the appropriations listed above.

LEGISLATIVE ACTIONS:	Suspension of Rules & Adoption Requested?	<input checked="" type="checkbox"/>	<input type="checkbox"/> If yes, explain
		yes	no above
	Emergency Provision Needed?	<input type="checkbox"/>	<input checked="" type="checkbox"/> If yes, explain
		yes	no above

Prepared by: Alisa Wilson

Approved for Content by: Alisa Wilson

Financial Review (where applicable) by: May Hoza

Legal Review (where applicable) by: St. Clements

Accepted by Council Agenda: Alisa Wilson

CITY OF FAIRFIELD, OHIO
CITY COUNCIL MEETING COMMUNICATION

ITEM NO. 11/2/14A

ITEM:

DATE: 12/8/2014

An appropriation in the amount of \$32,315.80 for the abandonment of approximately 600 feet of 1957 cast iron water main line and the installation of 60 feet of new water main, three valves and two fire hydrants.

FINANCIAL IMPACT:

Funding for this project is included in the approved 2014-2018 Capital Improvements Program under project WAT-14-003 Small Water Line Improvements.

SYNOPSIS:

This project became necessary when the Ross Road Street project began and problems with the water infrastructure became apparent. The project allows the same level of service to the area while eliminating potential problems with the older cast iron water main.

BACKGROUND:

This part of the water system was served by the 1957 water main until 1996 when a parallel water main was installed on the other side of the street. At that time the older main was left to serve the area around Danbury Road. With the elimination of the older water main, a new section of main ties this area into the 1996 water main with additional valves to allow greater flexibility in the operation and maintenance of the water system in this area.

RECOMMENDATION:

It is recommended that City Council authorize the appropriation of \$32,315.80 for the emergency repairs to the water system on Ross Road.

LEGISLATIVE ACTION: Suspension of Rules and Adoption Requested?	<input checked="" type="checkbox"/>	If yes, explain above.
yes	no	
Emergency Provision Needed?	<input checked="" type="checkbox"/>	If yes, explain above.
yes	no	

Prepared by: _____
Approved for Content by: _____
Financial Review (where applicable): Mary Hagan
Legal Review (where applicable): J. A. Clemmens
Accepted for Council Agenda: Alicia Wilson

		
130 Novner Dr.		513.782.8882
Cincinnati, OH 45215		www.smithcorp.com

INVOICE

Bill To:
City of Fairfield
5350 Pleasant Avenue
Fairfield, Ohio 45014

INVOICE NUMBER	30384-CF
INVOICE DATE	November 5, 2014
REVISED	November 17, 2014
Project	Ross Road Water Main
SALES REP	Jay Smith
SHIPPED VIA	email

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
1	Lump sum price for performance of the proposed work for Ross Road Main Elimination	\$26,000.00	\$26,000.00
1	Change Order- Please see attachment	\$6,315.80	\$6,315.80
		SUBTOTAL	\$32,315.80
		TAX	
		FREIGHT	
			\$32,315.80

DIRECT ALL INQUIRIES TO:
M. Jay Smith
(513) 582-4062
email: jay.smith@smithcorp.com

	\$32,315.80
	PAY THIS AMOUNT

THANK YOU FOR YOUR BUSINESS!

Change Order #1

SMITHCORP, INC.
 130 Novner Drive
 Cincinnati, OH 45215

Date of Change Order: 10/27/2014

Project Name: Ross Road Main Elimination

Item No	Description	Unit	Quantity	Unit Cost	15%	Total Cost
1	Labor					
	Foreman	HR	4.5	\$ 67.12		\$302.04
	Operator	HR	9	\$ 65.12		\$586.08
	Laborer	HR	12	\$ 54.49		\$653.88
2	Equipment					
	Utility Vehicle	HR	4.5	\$ 23.50		\$105.75
	John Deere 310 SE	HR	4.5	\$ 35.91		\$161.60
	Dumptruck	HR	4.5	\$ 59.62		\$268.29
	S160 Bobcat	HR	4.5	\$ 38.92		\$175.14
3	Material					
	CDF	CY	9.63	\$ 56.00	\$ 80.89	\$620.17
	Asphalt	TN	2.2	\$ 71.00	\$ 23.43	\$179.63
	Gritz/Gravel	TN	3.55	\$ 12.00	\$ 6.39	\$48.99
	10" MJ valves accessory's and boxes	LS	1	\$ 2,756.64	\$ 413.50	\$3,170.14
4	Subcontractor				5%	
	Saw cut	LS	1	\$ 42.00	\$ 2.10	\$44.10
	Change Order Total					\$6,315.80

Re: Delayed job performance due to Jergusons asphalt operation.
 *Paving crew opened work area to SMITHCORP, Inc at 10:30am. (2.5 Hrs)
 *Existing W.M was deep: Extra excavation & installment of 2 extra valves. (2 Hrs)

ORDINANCE NO. _____

ORDINANCE TO AMEND ORDINANCE NO. 109-13 ENTITLED "AN ORDINANCE TO MAKE ESTIMATED APPROPRIATIONS FOR THE EXPENSES AND OTHER EXPENDITURES OF THE CITY OF FAIRFIELD, OHIO, DURING A PERIOD BEGINNING JANUARY 1, 2014, AND ENDING DECEMBER 31, 2014."

BE IT ORDAINED by the Council of the City of Fairfield, Ohio, that:

Section 1. Ordinance No. 109-13, the 2014 Appropriation Ordinance, is hereby amended in the following respects:

From:	Unappropriated Water Expansion Fund	\$32,316
To:	40716025-252000 Improvements Other Than Building	\$32,316
	<i>(Ross Road Emergency Water Repairs)</i>	

Section 2. This Ordinance shall take effect at the earliest period allowed by law.

Passed	_____	_____
		Mayor's Approval
Posted	_____	
First Reading	_____	Rules Suspended _____
Second Reading	_____	
Third Reading	_____	

ATTEST:

Clerk of Council

This is to certify that this Ordinance has been duly published by posting and summary publication as provided by Charter.

Clerk of Council