

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

Monday, February 8, 2016

7:00 PM

MAYOR.....STEVE MILLER
COUNCILMEMBER 1ST WARD.....ADAM B. JONES
COUNCILMEMBER 2ND WARD.....CRAIG W. KELLER
COUNCILMEMBER 3RD WARD.....DEBBIE PENNINGTON
COUNCILMEMBER 4TH WARD.....TIM ABBOTT

COUNCILMEMBER AT-LARGE...CHAD OBERSON
COUNCILMEMBER AT-LARGE...MIKE SNYDER
COUNCILMEMBER AT-LARGE...BILL WOESTE
CITY MANAGER.....MARK WENDLING
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**

- a) Chamber of Commerce Update

7. **Public Hearing(s)**

8. **Mayor/Council Reports**

9. **Approval of Minutes**

- a) Regular Meeting Minutes of January 25, 2016

10. **OLD BUSINESS**

(A) **PUBLIC WORKS COMMITTEE**

Chad Oberson, Chairman; Mike Snyder, Vice Chairman; Bill Woeste, Member

- (1) Resolution declaring necessity of repairing sidewalks (including aprons).

- Resolution – Third Reading
- Motion – Adoption

- (2) Ordinance to authorize the City Manager to enter into a three (3) year contract with T.R. Gear Landscaping for the Grounds, Entryways and Landscaping Program.

- Ordinance – Third Reading
- Motion – Adoption

- (3) Ordinance to authorize the City Manager to enter into a contract with Prus Construction for the 2016 Concrete Repair and Replacement Program.

- Ordinance – Second Reading

11. NEW BUSINESS

(A) **DEVELOPMENT SERVICES COMMITTEE**

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

- (1) Resolution appointing Economic Development Manager Greg Kathman to the West Chester Township Joint Economic Development District Board of Directors.

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

- (2) Ordinance to amend Chapter 735, Equal Housing Opportunity, of Ordinance No. 166-84, the Codified Ordinances of Fairfield, Ohio.

- Motion – Read by Title Only (Optional)
- Ordinance – First Reading

(B) **PUBLIC SAFETY COMMITTEE**

Craig Keller, Chairman; Tim Abbott, Vice Chairman; Chad Oberson, Member

- (1) Simple Motion: Motion to not request a hearing regarding a liquor permit application in the name of BCN Fairfield, LLC dba Bargos Grill & Tap, 7105 Dixie Highway, Unit B, Fairfield, OH 45014. (Permit Classes: D1, D2, D3, & D3A)

- (2) Ordinance declaring twenty (20) high band portable radios from the Fairfield Fire Department to be surplus and authorizing the City Manager to transfer the radios to the Gratis Fire Department in Preble County, Ohio.

- Motion – Read by Title Only (Optional)
- Ordinance – First Reading

- (3) Ordinance declaring thirty (30) sets of personal protective equipment from the Fairfield Fire Department to be surplus and authorizing the City Manager to transfer the equipment to area vocational schools.

- Motion – Read by Title Only (Optional)
- Ordinance – First Reading

(C) **PUBLIC WORKS COMMITTEE**

Chad Oberson, Chairman; Mike Snyder, Vice Chairman; Bill Woeste, Member

- (1) Ordinance to authorize the City Manager to enter into a one (1) year contract with options for years two (2) and three (3) with Prus Construction of Cincinnati, Ohio for the 2016 Sidewalk/Apron Replacement Program.

- Motion – Read by Title Only (Optional)
- Ordinance – First Reading

(D) **FINANCE & BUDGET COMMITTEE**

Tim Abbott, Chairman; Debbie Pennington, Vice Chairman; Craig Keller, Member

- (1) Ordinance to amend Subsection 163.03 (g) of Ordinance No. 166-84, the Codified Ordinances of Fairfield, Ohio relative to personal leave.

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

- (2) Ordinance to amend Ordinance No. 107-15 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, 2016, and ending December 31, 2016.”

*Contractual Appropriations – \$235,730 for 2016 Sidewalk/Apron Replacement Program.

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

- (3) Ordinance to amend Ordinance No. 107-15 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, 2016, and ending December 31, 2016.”

*Non-Contractual Appropriations – \$40,362 for the purchase of a Chevrolet Tahoe 4x4 for Public Works Department, Engineering Division; \$43,850 for the purchase of a Ford SUV Interceptor AWD for the Fire Department.

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

12. Meeting Schedule

Monday, February 22	Council-Manager Briefing, 6:00 p.m.; Regular Meeting, 7:00 p.m.
Monday, March 14	Council-Manager Briefing, 6:00 p.m.; Regular Meeting, 7:00 p.m.
Monday, March 28	Council-Manager Briefing, 5:30 p.m.; 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, FEBRUARY 8, 2016
6:00 P.M.**

1. REDI Cincinnati & Economic Development – Tim Bachman

MINUTES
REGULAR MEETING OF COUNCIL
JANUARY 25, 2016

Call to Order

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

Prayer/Pledge of Allegiance

Councilmember Keller led in prayer and Pledge of Allegiance.

Roll Call

Clerk Wilson called the roll of Council. Present members were Councilmember Craig Keller, Councilmember Debbie Pennington, Councilmember Tim Abbott, Councilmember Chad Oberson, Councilmember Mike Snyder, and Councilmember Bill Woeste.

Councilmember Woeste, seconded by Councilmember Abbott, moved to excuse Councilmember Jones. Motion carried 6-0.

Agenda Modifications

Councilmember Woeste, seconded by Councilmember Snyder, moved to add an ordinance under Development Services Committee. Motion carried 6-0.

Executive Session Requests

No Executive Session requests.

Special Presentations and Citizen Comments

Duke Energy Gas Presentation

Councilmember Abbott introduced Duke Energy Gas Operations Manager Chad Fritsch, who presented the city with a token of appreciation for their support in the replacement of 1,200 miles of gas lines in the city and surrounding communities.

Chamber of Commerce Update

Kert Radel, President of the Chamber of Commerce, announced the annual dinner on March 16 and announced that it will celebrate 60 years of service to the business community of Fairfield. Jim Scott, former WLW Radio personality, will be the keynote speaker for the event, and there will be several other activities to celebrate the anniversary.

Public Hearing(s)

No public hearings.

Mayor/Council Reports

Councilmember Snyder reported that Smithcorp Inc., is continuing to replace over 2,000 feet of 1957-era cast iron water main pipe. The project will replace sections of water main that have begun to fail, as well as establish a critical interconnection under Pleasant Avenue across from the Dip Ice Cream shop. He also announced the Hamilton-Fairfield Symphony Orchestra production on January 30 at the Fairfield High School Auditorium.

Councilmember Oberson reported that salt usage and snow services are down so far this year, but he commended the Public Works Department for their great work on the snow/ice events that the city has experienced this year.

Councilmember Abbott reported that the income tax revenues for 2015 are higher than 2014, with final numbers available in early February. He also announced that the annual audit will start in late spring.

Councilmember Pennington announced that a Farmers & Artisan Market will be held on Wednesday evenings beginning April 20 and running through October. The event will be held in the Village Green. More information will be included in the spring newsletter.

Councilmember Keller announced that the Fire Department received a donation of a complete set of CPR mannequins from the Greater Cincinnati Automobile Association in conjunction with Performance Toyota to support the CPR program. He also announced that the department is completing a purchase of equipment through the Assistance to Firefighters grant program. Lastly, he announced that Police Officer Joseph Mollmann reported for duty on January 6 and began training at the police academy on January 11.

Approval of Minutes

Regular Meeting Minutes of January 11, 2016

- The Regular Meeting Minutes of January 11, 2016 were approved as written

OLD BUSINESS

PUBLIC WORKS COMMITTEE

Chad Oberson, Chairman; Mike Snyder, Vice Chairman; Bill Woeste, Member

Resolution declaring necessity of repairing sidewalks (including aprons).

Legislative Action: Councilmember Oberson presented the second reading of this resolution.

Ordinance to authorize the City Manager to enter into a three (3) year contract with T.R. Gear Landscaping for the Grounds, Entryways and Landscaping Program.

Legislative Action: Councilmember Oberson presented the second reading of this ordinance.

NEW BUSINESS

Mayor Miller recused himself from the New Business portion of the agenda, as his relationship with one of the parties involved in the item for Development Services Committee could possibly be construed by some as a conflict of interest. Vice Mayor Abbott finished out the meeting.

DEVELOPMENT SERVICES COMMITTEE

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

Ordinance to authorize the City Manager to enter into a Property investment reimbursement agreement with Veritiv Operating Company to provide financial incentives for the renovation and modernization of

an office building at 6120 S. Gilmore Road to create and preserve jobs and employment opportunities and improve the economic welfare of the City of Fairfield and its citizens and declaring an emergency.

Councilmember Bill Woeste, seconded by Councilmember Debbie Pennington moved to read the following ordinance by title only. Motion Carried 6-0.

Background: City Manager Wendling recommended an ordinance to provide financial incentives for renovation of an office building to Veritiv Operating Company. This agreement will bring approximately 475 jobs to the city. Greg Kathman, Economic Development Manager, explained that this project will be located at the corner of S. Gilmore and Mack Road. He introduced Ed Patterson, Vice President of Corporate Communication and Public Affairs for Veritiv, who thanked the city for their support and consideration of the agreement. He stated that the property is owned by Cincinnati Financial Corporation. Mr. Patterson thanked the Development Services staff, specifically Greg Kathman, for his support in this process and explained the business and the opportunity that the new location will provide for expansion of their business. Mr. Kathman introduced Mike Sewell, Chief Financial Officer for Cincinnati Financial, who expressed his excitement for the project, both for the benefit of the city and county. Mr. Kathman explained that Veritiv plans to invest approximately \$2 million in the renovation of the building, and the agreement provides for the reimbursement of that investment over a ten-year period, provided the company meets its employment requirements. The maximum of the investment will be the actual dollars invested in the property or \$2 million, whichever is greater. He explained that there are secure terms for the city, in that the payments are made one year in arrears, so that the city has an entire year's worth of data to evaluate to ensure that all terms of the agreement are met before that year's payment is made. The first payment would be made in early 2018. Legislative Action: Councilmember Woeste presented the first reading of this ordinance.

Councilmember Bill Woeste, seconded by Councilmember Mike Snyder moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 6-0. Councilmember Bill Woeste, seconded by Councilmember Chad Oberson moved to adopt . Motion Carried 6-0. ORDINANCE NO. 5-16. APPROVED 6-0.

Councilmember Oberson thanked Veritiv for choosing Fairfield and commended staff for their hard work. Vice Mayor Abbott commended staff on their work and thanked the company for coming to Fairfield. Councilmember Woeste welcomed Veritiv to the city.

PUBLIC WORKS COMMITTEE

Chad Oberson, Chairman; Mike Snyder, Vice Chairman; Bill Woeste, Member

Ordinance to authorize the City Manager to enter into a contract with Prus Construction for the 2016 Concrete Repair and Replacement Program.

Councilmember Chad Oberson, seconded by Councilmember Mike Snyder moved to read the following ordinance by title only. Motion Carried 6-0.

Background: City Manager Wendling recommended a contract with Prus Construction for the annual concrete repair and replacement program. Legislative Action: Councilmember Oberson presented the first reading of this ordinance.

PARKS, RECREATION AND ENVIRONMENT COMMITTEE

Debbie Pennington, Chairman; Craig Keller, Vice Chairman; Tim Abbott, Member

Ordinance to authorize the City Manager to execute a grant application and agreement with Ohio Public Works Commission/Clean Ohio Fund Green Space Conservation for the Seward Road-Morris Farm Project and declaring an emergency.

Councilmember Debbie Pennington, seconded by Councilmember Bill Woeste moved to read the following ordinance by title only. Motion Carried 6-0.

Background: City Manager Wendling recommended an ordinance to submit a grant application and agreement to OPWC for the Seward Road-Morris Farm Project. Legislative Action: Councilmember Pennington presented the first reading of this ordinance.

Councilmember Debbie Pennington, seconded by Councilmember Craig Keller moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 6-0. Councilmember Debbie Pennington, seconded by Councilmember Bill Woeste moved to adopt . Motion Carried 6-0. ORDINANCE NO. 6-16. APPROVED 6-0.

FINANCE & BUDGET COMMITTEE

Tim Abbott, Chairman; Debbie Pennington, Vice Chairman; Craig Keller, Member

Councilmember Debbie Pennington, seconded by Councilmember Craig Keller moved to read the following three (3) ordinances by title only. Motion Carried 6-0.

Ordinance to establish salaries and hourly rates for certain salaried and hourly employees of the City of Fairfield, Ohio and to authorize and limit the numbers and types of certain employees, to repeal Ordinance No. 15-15 and all amendments thereto and declaring an emergency.

Background: City Manager Wendling recommended an update to the salary ordinance for AFSCME employees, due to an extended medical leave by one of the clerks in the Income Tax Division. It is necessary to add another Account Clerk position so that the division is adequately staffed for the upcoming tax season. The additional position will be removed when the medical leave is over. Legislative Action: Councilmember Pennington presented the first reading of this ordinance.

Councilmember Debbie Pennington, seconded by Councilmember Craig Keller moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 6-0. Councilmember Debbie Pennington, seconded by Councilmember Chad Oberson moved to adopt . Motion Carried 6-0. ORDINANCE NO. 7-16. APPROVED 6-0.

Ordinance to amend Ordinance No. 107-15 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, 2016, and ending December 31, 2016."

Background: City Manager Wendling recommended contractual appropriations in the amount of \$700,000 for the 2016 Concrete Repair and Replacement Program. Legislative Action: Councilmember Pennington presented the first reading of this ordinance.

Councilmember Debbie Pennington, seconded by Councilmember Craig Keller moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 6-0. Councilmember Debbie Pennington, seconded by Councilmember Chad Oberson moved to adopt . Motion Carried 6-0. ORDINANCE NO. 8-16. APPROVED 6-0.

Ordinance to amend Ordinance No. 107-15 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, 2016, and ending December 31, 2016."

Background: City Manager Wendling recommended non-contractual appropriations of \$100,000 for 2016 Grounds, Entry-ways & Landscaping Program (supplies for work by city employees); \$100,000 for 2016 Annual Drainage Program (supplies for work by city employees); \$42,000 for design for Pleasant Avenue Signal Reconstruction (Pleasant & Evalie and Pleasant & Hunter). Legislative Action: Councilmember Pennington presented the first reading of this ordinance.

Councilmember Debbie Pennington, seconded by Councilmember Mike Snyder moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 6-0. Councilmember Debbie Pennington, seconded by Councilmember Bill Woeste moved to adopt . Motion Carried 6-0. ORDINANCE NO. 9-16. APPROVED 6-0.

Meeting Schedule

Clerk Wilson read the following meeting schedule:

- Monday, February 8 Council-Manager Briefing, 6:00 p.m.; Regular Meeting, 7:00 p.m.
- Monday, February 22 Council-Manager Briefing, 6:00 p.m.; Regular Meeting, 7:00 p.m.
- Monday, March 14 Council-Manager Briefing, 6:00 p.m.; Regular Meeting, 7:00 p.m.

Executive Session of Council (if needed)

No Executive Session.

Councilmember Woeste thanked the Development Services staff for their hard work to bring Veritiv to the community. He stated that this is a good project and he is grateful for their work.

Adjournment

The regular meeting adjourned at 7:35 PM.

ATTEST:

Clerk of Council

Mayor's Approval

Date approved: _____

ITEM NO. _____

CITY OF FAIRFIELD, OHIO
CITY COUNCIL MEETING COMMUNICATION

DATE: 01/11/2016

ITEM:

Resolution of Necessity to require repair and/or replacement of sidewalks by abutting property owners.

FINANCIAL IMPACT:

No financial impact at this time.

SYNOPSIS:

The City has completed the process of sidewalk inspection thereby requiring repair and/or replacement of sidewalks for 2016 by the abutting property owners.

BACKGROUND

This is an ongoing program that was implemented in 1994 to inspect sidewalks and approach aprons citywide. The program was designed to complete inspections of all city sidewalks on a four (4) year rotating basis. Marking of sidewalks and aprons citywide has been completed for the 2016 program year. There are 736 property locations marked for repair or replacement. There are 13,021 Square Feet of 4" (sidewalk), 9,939 Square Feet of 7" (driveway aprons) concrete, and 2,697 Square Feet of 9" (commercial driveway aprons) concrete marked for replacement. There are 549 locations marked for repair via the cutting method. The cutting method was used for the last two years as part of the sidewalk project and has proved an effective method for limiting damage to the adjacent lawn and inconvenience to the residents while also being a cost saving measure for the property owners.

In order to begin the assessment and notification process, it is necessary for City Council to pass a Resolution of Necessity to require repair of sidewalks and driveway aprons located in designated areas of all four wards that have not already been repaired by the abutting property owners.

Notices are sent out to the affected property owners, giving them a minimum of 60 days in which to complete the replacement. The property owner has two options, either have the work completed prior to the end of the 60-day notice, or have the city's contractor complete the work. Should the property owner have the city's contractor perform the work, payment is made via an invoice from the city or charged to the owner's property tax duplicate.

With this early notification, the property owner will have more than the 60-day time frame to complete the work, before the city's contractor begins work, if they so desire. At this time, the city's contractor is anticipated to begin work sometime during the May/June timeframe.

RECOMMENDATION

It is recommended that City Council authorizes and directs the preparation of a Resolution of Necessity for the sidewalk/driveway apron repairs.

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

Prepared by:

Approved for Content by:

Financial Review (where applicable):

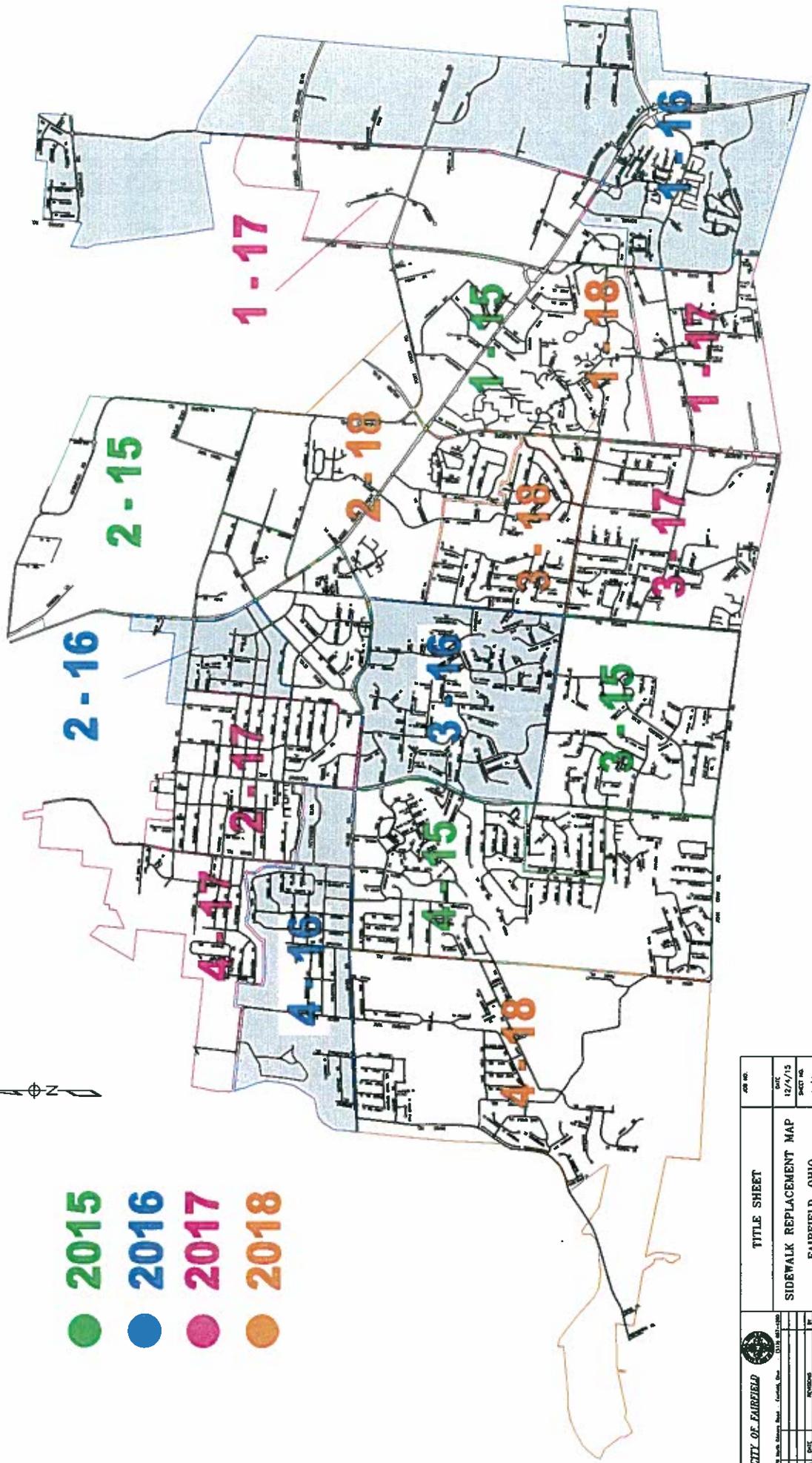
Legal Review (where applicable):

Accepted for Council Agenda:

Sidewalk Replacement Program



- 2015
- 2016
- 2017
- 2018



 CITY OF FAIRFIELD <small>500 South Main Street - Fairfield, Ohio 43024-1000</small>	TITLE SHEET	DATE								
	SIDEWALK REPLACEMENT MAP FAIRFIELD, OHIO	12/4/13								
<table border="1"> <tr> <td>DESIGNED BY</td> <td>DATE</td> </tr> <tr> <td>DRAWN BY</td> <td>DATE</td> </tr> <tr> <td>CHECKED BY</td> <td>DATE</td> </tr> <tr> <td>APPROVED BY</td> <td>DATE</td> </tr> </table>	DESIGNED BY	DATE	DRAWN BY	DATE	CHECKED BY	DATE	APPROVED BY	DATE	SHEET NO.	TOTAL SHEETS
DESIGNED BY	DATE									
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RESOLUTION NO. _____

RESOLUTION DECLARING NECESSITY OF REPAIRING SIDEWALKS
(INCLUDING APRONS).

WHEREAS, the Public Works Director has heretofore prepared plans, specifications and an estimate of cost for the repair of certain sidewalks (including aprons) at the locations hereinafter set forth; and

WHEREAS, said plans, specifications and estimate of cost are now on file in the office of the Clerk of Council;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fairfield, Ohio, that:

Section 1. It is necessary to repair certain sidewalks (including aprons) in the City of Fairfield, Ohio, at the addresses of the abutting properties which are shown in the cost estimates prepared by the Public Works Director and which cost estimates are on file in the office of the Clerk of Council and are incorporated herein by reference.

Section 2. The plans, specifications and estimate of cost for said repair now on file in the office of the Clerk of Council be and the same hereby are approved.

Section 3. The owners of each lot and parcel of land bounding and abutting upon the proposed sidewalks shall repair that portion of said sidewalks (including aprons) which abuts his/her property, in accordance with the plans and specifications now on file in the office of the Clerk of Council within thirty (30) days after service of notice of the passage of this resolution.

Section 4. In the event any such abutting property owner does not complete the repair of that portion of such sidewalks (including aprons) which abut his/her property in accordance with said plans and specifications and within the time period as hereinbefore prescribed, then this Council shall cause the same to be done and the entire cost thereof shall be assessed upon the property of such abutting property owner.

Section 5. The Clerk of Council be and she hereby is authorized and directed to serve notice of the passage of this resolution upon the owners of the lots and lands abutting upon said sidewalks (including aprons) in the manner provided by law.

Section 6. This Resolution shall take effect at the earliest period allowed by law.

Passed _____
Posted _____
First Reading _____
Second Reading _____
Third Reading _____

Mayor's Approval _____
Rules Suspended _____

ATTEST:

Clerk of Council

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

Clerk of Council

CITY OF FAIRFIELD, OHIO
CITY COUNCIL MEETING COMMUNICATION

DATE: 1/11/2016

ITEM:

Landscaping Maintenance Contract Award

FINANCIAL IMPACT:

\$69,525.00 for the first year of the contract. Funding for this contract will be provided from the Capital Improvements Fund and is listed in the Capital Improvement Program as item PWA-15-008 Grounds, Entryways and Landscaping Program.

SYNOPSIS:

The Public Works Department advertised for bids on November 20, 2015 and November 27, 2015. Bids were opened on December 7, 2015 and six (6) proposals were received (see attached).

In review of the bids submitted the lowest and best bidder was T.R. Gear Landscaping.

The project is programmed in the current 2015-2019 CIP as PWA-15-008.

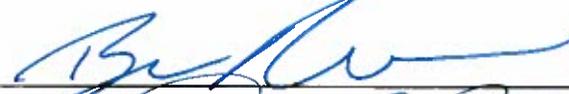
BACKGROUND:

The 2013-2015 contract was also with T.R. Gear Landscaping for a total contract of \$226,539 (\$75,513/year). The 2010-2012 contract was with T.R. Gear Landscaping for a total contract of \$233,757 (\$77,919/year). The recommended bidder is \$17,964 less than the current 3-year contract. The new contract will begin April 1, 2016. The three landscaping areas are Route 4 South (Seward Road to Woodridge Boulevard), Route 4 North (Symmes Road to the Railroad overpass), and Patterson Drive (Pleasant Avenue to River Road).

RECOMMENDATION:

It is recommended that City Council direct the legislation authorizing the City Manager to enter into a contract with T.R. Gear Landscaping for a three (3) year term. Funding is requested in the amount of \$69,525.00 from the Capital Improvements Fund for the first year of the contract.

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

Accepted for Council Agenda: Heather Wilson

11 (B)(2)A

City of Fairfield
Bid Tabulation for: Landscape and Maintenance
Bid Opening: December 7, 2015, City of Fairfield Council Chambers

Qualified Property Services 3324 Port Union Rd. Fairfield, OH 45014	T.R. Gear Landscaping 3300 Port Union Road Fairfield, OH 45014	Davey 6065 Guinea Pike Milford, OH 45150
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Description	Year 1	Year 2	Year 3	Year 1	Year 2	Year 3	Year 1	Year 2	Year 3
South Route 4 (South of Seward Rd.)	\$ 65,730.00	\$ 65,730.00	\$ 65,730.00	\$ 64,061.00	\$ 64,061.00	\$ 64,061.00	\$ 66,295.00	\$ 66,295.00	\$ 66,295.00
North Route 4 (North of Symmes Rd.)	\$ 3,395.00	\$ 3,395.00	\$ 3,395.00	\$ 3,178.00	\$ 3,178.00	\$ 3,178.00	\$ 5,805.00	\$ 5,805.00	\$ 5,805.00
Paterson Drive	\$ 1,875.00	\$ 1,875.00	\$ 1,875.00	\$ 2,286.00	\$ 2,286.00	\$ 2,286.00	\$ 3,640.00	\$ 3,640.00	\$ 3,640.00

These bids will be reviewed by the Public Works Department and a recommendation will be made to Council. There is no guarantee that the contract will be awarded to the lowest bidder. Contracts are awarded to the bidder deemed to be the best and the lowest bidder.

**City of Fairfield
 Bid Tabulation for: Landscape and Main
 Bid Opening: December 7, 2015, City of**

Ohio Irrigation 2109 E. Social Row Rd. Dayton, OH 45458	Brickman 4700 Duke Dr. Mason, OH 45040	Groundspro LLC 5155 Kieley Pl. Cincinnati, OH 45217
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Description	Year 1	Year 2	Year 3	Year 1	Year 2	Year 3	Year 1	Year 2	Year 3
South Route 4 (South of Seward Rd.)	\$ 34,500.00	\$ 36,250.00	\$ 38,000.00	\$ 78,798.00	\$ 78,798.00	\$ 78,798.00	\$ 72,393.45	\$ 72,393.45	\$ 72,393.45
North Route 4 (North of Symmes Rd.)	\$ 34,500.00	\$ 36,250.00	\$ 38,000.00	\$ 3,450.00	\$ 3,450.00	\$ 3,450.00	\$ 4,540.48	\$ 4,540.48	\$ 4,540.48
Paterson Drive	\$ 10,200.00	\$ 10,700.00	\$ 11,200.00	\$ 2,000.00	\$ 2,000.00	\$ 2,000.00	\$ 3,267.00	\$ 3,267.00	\$ 3,267.00

*These bids will be reviewed by the Public Work
 will be made to Council. There is no guarantee
 to the lowest bidder. Contracts are awarded to
 and the lowest bidder.*

Dixie Hwy & Patterson Dr Landscape Areas



ORDINANCE NO. _____

ORDINANCE TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A THREE (3) YEAR CONTRACT WITH T.R. GEAR LANDSCAPING FOR THE GROUNDS, ENTRYWAYS AND LANDSCAPING PROGRAM.

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

Section 1. The City Manager is hereby authorized to enter into a three (3) year contract with T.R. Gear Landscaping for the grounds, entryways and landscaping program in accordance with the bid on file in the office of the City Manager.

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

ORDINANCE NO. _____

ORDINANCE TO AUTHORIZE THE CITY MANAGER TO
ENTER INTO A CONTRACT WITH PRUS CONSTRUCTION
FOR THE 2016 CONCRETE REPAIR AND REPLACEMENT
PROGRAM.

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

Section 1. The City Manager is hereby authorized to enter into a contract with Prus Construction for the 2016 concrete repair and replacement program in accordance with the bid on file in the office of the City Manager.

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

Item No. 11(A)

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

Date: 2-8-16

Item:

A resolution appointing Greg Kathman to the West Chester Township Joint Economic Development District Board of Directors as per the JEDD contract dated May 30, 2009.

Financial Impact:

The Joint Economic Development District (JEDD) was formed as an economic development tool and in partnership with West Chester Township and the General Electric Co.

Synopsis:

Development Services Director Bachman has served on the board since the inception of the JEDD board. Due to the bylaws as set by the JEDD, the term for Mr. Bachman has expired and Fairfield must appoint a new board member.

Recommendation:

It is recommended that City Council appoint Greg Kathman, Economic Development Manager to the JEDD board as the City of Fairfield representative. Further, it is recommended that the rules be suspended on this item at the February 8, 2016 Council meeting so our representative is in place to actively participate in the 2nd quarter JEED mtg.

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

Prepared by: Timothy Bachman
 Approved for Content by: Timothy Bachman
 Financial Review (where applicable): Mary Ann
 Legal Review (where applicable): Scott Clemmons
 Accepted for Council Agenda: John Wilson

RESOLUTION NO. _____

RESOLUTION APPOINTING ECONOMIC DEVELOPMENT
MANAGER GREG KATHMAN TO THE WEST CHESTER
TOWNSHIP JOINT ECONOMIC DEVELOPMENT DISTRICT
BOARD OF DIRECTORS.

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

Section 1. The Fairfield City Council appoints Economic Development Manager, Greg Kathman, as its representative to the West Chester Township Joint Economic Development District Board of Directors.

Section 2. This Resolution 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 Resolution has been duly published by posting and summary publication as provided by Charter.

Clerk of Council

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

Date 2-8-2016

Item:

An ordinance modifying Chapter 735, Equal Housing Opportunity, of the Fairfield Codified Ordinances.

Financial Impact:

There is no financial impact with this request.

Synopsis:

Ensuring all citizens have access to equal housing opportunities in Fairfield is of the utmost importance. There are two entities enforcing fair housing policies in Fairfield – Fairfield Fair Housing Board and Housing Opportunities Made Equal (HOME). In order to streamline the enforcement process, the ordinance modification proposes to dissolve the Fair Housing Board and to assign HOME (current Butler County contract) as Fairfield’s fair housing agency.

Background:

The Fair Housing Board was created in 1991 as a requirement to receive Community Development Block Grant (CDBG) funds directly from the State of Ohio. In 1998 Fairfield formed a partnership with Butler County to receive CDBG funds directly from the County. In order to fulfill the federal requirement of addressing fair housing practices, Butler County has contracted with Housing Opportunities Made Equal (HOME) since 2000. HOME is a non-profit fair housing agency that receives and investigates complaints of illegal housing discrimination. Fairfield is included in this contract and covered by their services.

Recommendation:

It is recommended that City Council have a first reading on this ordinance at the February 8, 2016 meeting.

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

Prepared by: Eir Donovan (Planning Manager)

Approved for Content by: [Signature]

Financial Review (where applicable) [Signature]

Legal Review (where applicable) [Signature]

Accepted for Council Agenda: [Signature]

ORDINANCE NO. _____

ORDINANCE TO AMEND CHAPTER 735, EQUAL HOUSING OPPORTUNITY, OF ORDINANCE NO. 166-84, THE CODIFIED ORDINANCES OF FAIRFIELD, OHIO.

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

Section 1. Chapter 735, Equal Housing Opportunity, of Ordinance No. 166-84, The Codified Ordinances of Fairfield, Ohio is hereby amended to read as follows:

See attached Exhibit "A" which is incorporated herein by reference.

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	_____	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

EXHIBIT "A"

CHAPTER 735 EQUAL HOUSING OPPORTUNITY

<u>735.01</u>	Designation of policy.	[735.06]	Procedures and
<u>735.02</u>	Definitions.		enforcement.]
<u>735.03</u>	Unlawful housing practices.	735.0[7]6	Scope of chapter.
<u>735.04</u>	Exceptions.	735.0[8]7	Other legal action.
<u>735.05</u>	Fair Housing [Board] AGENCY	735.0[9]8	Severability.
		735.[9]09	Penalty.

CROSS REFERENCES

Fair housing - see Ohio R.C. Ch. 4112

Ethnic intimidation - see GEN. OFF. 541.08

735.01 DESIGNATION OF POLICY.

It is hereby designated to be the continuing policy of the City to do all things necessary and proper to secure for all its citizens their right to equal housing opportunities regardless of their race, color, creed, sex, marital status, religious belief, national origin, age, handicap or familial status.

(Ord. 111-91. Passed 10-28-91.)

735.02 DEFINITIONS.

As used in this chapter, the following terms shall have these meanings:

- (a) "Real estate agent" includes any real estate broker, real estate salesman or an agent thereof, or any other person, partnership, association or corporation who for consideration sells, purchases, exchanges, rents, negotiates, offers or attempts to negotiate the sale, purchase, exchange or rental of real property or holds himself out as engaged in the business of selling, purchasing, exchanging, renting or otherwise transferring any interest in real property.
- (b) [~~"Board" means the Fair Housing Board created by this chapter.~~] **"AGENCY" MEANS ANY FAIR HOUSING AGENCY CONTRACTED WITH THE CITY OF FAIRFIELD OR BUTLER COUNTY TO OVERSEE FAIR HOUSING IN THE CITY OF FAIRFIELD OR ANY AGENCY LISTED OR CONTRACTED WITH THE UNITED STATES HOUSING OF URBAN DEVELOPMENT (HUD) AS THE OFFICIAL FAIR HOUSING AGENCY REPRESENTING BUTLER COUNTY OR THE CITY OF**

FAIRFIELD.

- (c) "Discrimination, discriminating or discriminate" means to render any difference in treatment to any person in the sale, lease, rental or financing of a dwelling or housing unit because of a person's race, color, creed, sex, marital status, religious belief, national origin, age, handicap or familial status.
- (d) "Housing" includes any building, facility or structure or portion thereof which is used or occupied or is intended, arranged or designed to be used or occupied as the home, residence or sleeping place of one or more persons, groups or families and any vacant land offered for sale or lease for the construction or location thereon of such building, facility or structure.
- (e) "Lending institution" means any bank, insurance company, savings and loan association or any other person or organization regularly engaged in the business of lending money or guaranteeing loans.
- (f) "Person" means one or more individuals, corporations, partnerships, associations, labor organizations, legal representatives, mutual companies, joint stock companies, trusts, unincorporated organizations, trustees, trustees in bankruptcy, receivers and fiduciaries.
- (g) "Handicap or disability" means with respect to a person:
 - (1) A physical or mental impairment which substantially limits one or more of such person's major life activities.
 - (2) A record of having such an impairment, or
 - (3) Being regarded as having such an impairment, but such term does not include current, illegal use of or addiction to a controlled substance (as defined in Section 102 of the Controlled Substance Act (21 U.S.C. 802)).
- (h) "Familial status" means one or more individuals (who have not attained the age of eighteen years) being domiciled with:
 - (1) A parent or another person having legal custody of such an individual or individuals; or
 - (2) The designee of such parent or other persons having such custody, with the written permission of such parent or other person.

The protection afforded against discrimination on the basis of familial status shall apply to any person who is pregnant, or in the process of securing legal custody of any individual who has not attained the age of eighteen.

(Ord. 111-91. Passed 10-28-91.)

735.03 UNLAWFUL HOUSING PRACTICES.

It shall be an unlawful housing practice and a violation of this chapter:

- (a) For any person or real estate agent:
 - (1) To refuse to sell or rent after the making of a bona fide offer, or to refuse to negotiate for the sale or rental of, or otherwise make unavailable or deny, housing to any person because of race, color, religion, sex, familial status, handicap or national origin.
 - (2) To discriminate against any person in the terms, conditions or privileges of sale or rental of housing or in the provision of services or facilities in connection therewith, because of race, color, religion, sex, familial status, handicap or national origin.

- (3) To make, print or publish, or cause to be made, printed or published any notice, statement or advertisement, with respect to the sale or rental of housing that indicates any preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status, or national origin, or an intention to make any such preference, limitation or discrimination.
 - (4) To represent to any person because of race, color, religion, sex, handicap, familial status, or national origin that any housing is not available for inspection, sale or rental when such housing is in fact so available.
 - (5) For profit, to induce or attempt to induce any person to sell or rent any housing by representations regarding the entry or prospective entry into the neighborhood of a person or persons of a particular race, color, religion, sex, handicap, familial status or national origin.
- (b) For any lending institution to discriminate in lending money, guaranteeing loans, accepting a deed or trust or mortgage or otherwise making available funds for the purchase, acquisition, construction, alteration, rehabilitation, repair or maintenance of any housing or discriminate in the fixing of the amount, rates, terms, conditions or provisions of any such loan or other financial assistance.
 - (c) For any person or real estate agent to assist in, compel or coerce the doing of any act declared to be an unlawful housing practice under this chapter, or to obstruct or prevent enforcement or compliance with provisions of this chapter, or to attempt directly or indirectly to commit any act declared by this chapter to be an unlawful housing practice.
 - (d) For any person or real estate agent to cause or coerce or attempt to cause or coerce retaliation against any person because such person has lawfully opposed any act or failure to act that is a violation of this chapter, or has, in good faith, filed a complaint, testified, participated or assisted in any way in any proceeding under this chapter.
 - (e) For any person, real estate agent or lending institution to do any other thing or engage in conduct which would otherwise make unavailable equal housing opportunities.
- (Ord. 111-91. Passed 10-28-91.)

735.04 EXCEPTIONS.

- (a) Nothing in this chapter, except Section 735.03(a)(3), shall apply to:
 - (1) Any single-family house sold or rented by an owner, provided, that such private individual owner does not own more than three such single-family houses at any one time: provided, further, that in the case of the sale of any such single-family house by a private individual owner not residing in such house at the time of such sale or who was not the most recent resident of such house prior to such sale, the exemption granted by this subsection shall apply only with respect to one such sale within any twenty-four month period: provided further, that such bona fide private individual owner does not own any interest in, nor is there owned or reserved on his behalf, under any express or voluntary agreement, title to or any right to all or a portion of the proceeds from the sale or rental of, more than three such single-family houses at any one time: provided further, that the sale

or rental of any such single-family house shall be excepted from the application of this chapter only if such house is sold or rented:

- A. Without the use in any manner of the sales or rental facilities or the sales or rental services of any real estate broker, agent or salesman, or of such facilities or services of any person in the business of selling or renting housing or of any employee or agent of any such broker, agent, salesman or person, and
 - B. Without the publication, posting or mailing, after notice, of any advertisement or written notice in violation of Section 735.03(a)(3); but nothing in this proviso shall prohibit the use of attorneys, escrow agents, abstractors, title companies and other such professional assistance as necessary to perfect or transfer the title, or
- (2) Rooms or units in housing containing living quarters occupied or intended to be occupied by no more than four families living independently of each other, if the owner actually maintains and occupies one of such living quarters as his residence.
- (b) For the purposes of subsection (a) hereof, a person shall be deemed to be in the business of selling or renting housing if:
- (1) He/SHE has, within the preceding twelve months, participated as principal in three or more transactions involving the sale or rental of any housing or any interest therein, or
 - (2) He/SHE has, within the preceding twelve months, participated as agent, other than in the sale of his own personal residence, in providing sales or rental facilities or sales or rental services in two or more transactions involving the sale or rental of any housing or any interest therein, or
 - (3) He/SHE is the owner of any housing designed or intended for occupancy by, or occupied by, five or more families.
- (Ord. 111-91. Passed 10-28-91.)

735.05 ~~[FAIR HOUSING BOARD.]~~ FAIR HOUSING AGENCY

- ~~[(a) There is hereby created a Fair Housing Board to consist of seven members who are qualified electors of the City and who shall not hold any public office except as permitted by Section 11.02(B) of the Fairfield City Charter.~~
- ~~(b) The Board members shall be appointed by the Council on a calendar year basis. Of the members first appointed, two shall hold office for a term of one year; two for a term of two years; and the other three for a term of three years; and their successors shall be appointed for terms of three years. The Council shall fill all vacancies by appointment for the unexpired term. A Board member whose term has expired shall be eligible for re-appointment to the Board.~~
- ~~(c) The Executive Secretary of the Board shall be the City Manager.~~
- ~~(d) Any member of the Board may be removed in accordance with the provisions of the Charter of the City of Fairfield relative to removal of persons from boards or commissions.~~
- ~~(e) Four members of the Board shall constitute a quorum for the purpose of conducting the business thereof. A vacancy on the Board shall not impair the right~~

~~of the other members to exercise all the power of the Board, provided that all actions taken by the Board shall require the affirmative vote of at least four members of the Board.~~

~~(f) Each member of the Board shall serve without compensation as provided in Section 8.09 of the Fairfield City Charter.~~

~~(g) The Board is charged with the following duties to implement the policy of this chapter:~~

~~(1) To investigate all complaints of unlawful housing practices which are filed with it.~~

~~(2) To initiate complaints of unlawful housing practices on the basis of auditing or testing carried out by the City Manager or persons authorized by the City Manager.~~

~~(3) To endeavor, by conciliation, to resolve such complaints.~~

~~(4) To hold hearings, subpoena witnesses, compel their attendance, administer oaths, take the testimony of any person under oath, and in connection therewith to require the production for examination of any books or papers relating to any matter under investigation or in question before the Board.~~

~~(5) To render written reports of its activities and recommendations to City Council as required.~~

~~(6) To recommend to the City Council, when it deems necessary, educational and other programs designed to promote the purposes stated in this chapter.~~

~~(7) To adopt rules and procedures for the conduct of its business.~~

~~(8) To do such other acts that are necessary and proper in order to perform these duties with which it is charged under the terms of this chapter.~~

~~(Ord. 111-91, Passed 10-28-91.)~~

- (A) THE DESIGNATED AGENCY IS CHARGED WITH INVESTIGATING ALL COMPLAINTS OF UNLAWFUL HOUSING PRACTICES WHICH ARE FILED WITH IT AND TO DO OTHER ACTS THAT ARE NECESSARY AND PROPER TO PERFORM THOSE DUTIES WHICH IT IS CHARGED UNDER THE TERMS OF THE CONTRACT WITH BUTLER COUNTY OR THE CITY OF FAIRFIELD INCLUDING, BUT NOT LIMITED TO, COMMUNITY OUTREACH, EDUCATION AND RANDOM TESTING.**
- (B) IT IS THE RESPONSIBILITY OF THE AGENCY TO RECEIVE AND INVESTIGATE FAIR HOUSING COMPLAINTS FROM RESIDENTS OF FAIRFIELD. WHEN A COMPLAINT HAS BEEN INVESTIGATED AND VERIFIED, THE COMPLAINANT SHALL BE COUNSELED AND ADVISED OF THE VARIOUS OPTIONS AVAILABLE FOR THE ENFORCEMENT OF THE FAIR HOUSING LAWS.**
- (C) THE AGENCY IS AUTHORIZED TO SEEK THE COOPERATION AND AID OF THE OHIO REAL ESTATE BOARD OR OHIO CIVIL RIGHTS COMMISSION IN ANY INVESTIGATION UNDER THIS CHAPTER.**

[735.06] PROCEDURES AND ENFORCEMENT.

- (a) Any person subjected to an unlawful housing practice may file within thirty days of the alleged violation with the Board a complaint in writing, sworn to or affirmed, which shall state the name and address of the person alleged to have committed the violation complained of and the particulars thereof, and such other information as may be required by the Board. The Board may also corroborate or initiate complaints on the basis of testing carried out by the City Manager or persons authorized by the City Manager.
- (b) Upon the filing of a complaint the Executive Secretary of the Board or his or her designee shall make such investigation as he or she deems appropriate to ascertain facts and issues and may utilize consultants in conducting such investigation. If the Executive Secretary shall determine that there are reasonable grounds to believe a violation has occurred, he or she shall attempt to conciliate the matter by methods of initial conference and persuasion with all interested parties and such representatives as the parties may choose to assist them. Conciliation conferences shall be informal and nothing said or done during such initial conferences shall be made public by the Board or any member of the Board unless the parties agree thereto in writing.
- (c) The terms of conciliation agreed to by the parties shall be reduced to writing and incorporated into a consent agreement to be signed by the parties, which agreement is for conciliation purposes only and does not constitute an admission by any party that the law has been violated. Consent agreements shall be signed on behalf of the Board by its chairman.
- (d) The Board is authorized to seek the cooperation and aid of the Ohio Real Estate Board or Ohio Civil Rights Commission in any investigation under this chapter.
- (e) If the Executive Secretary determines that the complaint lacks reasonable grounds under which to base a violation of this chapter, he or she shall so inform the Board and the Board may in its discretion dismiss such complaint or order such further investigation as may be necessary; provided, that the Board shall not dismiss such complaint without first affording the complainant an opportunity to appear before the Board.
- (f) If the Executive Secretary, with respect to a matter which involves a violation of this chapter, fails to conciliate a complaint after the parties have in good faith attempted such conciliation, or determines that a complaint is not susceptible of conciliation, he or she shall notify the Board immediately and the Board shall thereafter schedule a public hearing to determine whether a violation of this chapter has been committed. The Board shall serve upon the respondent a statement of charges and a summons and shall serve upon all interested parties a notice of the time and place of hearing. The respondent or his authorized counsel may file such statements with the Board prior to the hearing date as he deems necessary in support of his position. The hearing shall be opened to the public. The hearing shall be held not less than fifteen days after service of the statement of charges and summons. The summons so issued must be signed by a majority of the members of the Board and the issuance of such summons shall require the attendance of named persons and the production of relevant documents and records. The failure to comply with a summons shall constitute a violation of this

~~chapter. The interested parties may, at their option, appear before the Board in person or by duly authorized representative and may have the assistance of an attorney. The parties may present testimony and evidence, and the right to cross-examine witnesses shall be preserved. All testimony and evidence shall be given under oath or by affirmation. The Executive Secretary shall keep a full record of the hearing, which record shall be public and open to inspection by any person, and upon request by any principal party to the proceeding, the Board shall furnish such party a copy of the hearing record, if any, at such cost as the Board deems appropriate.~~

~~(g) If at the conclusion of the hearing the Board shall determine upon the preponderance of the evidence that the person complained against has violated this chapter, the Board shall, after consultation with the Law Director in executive session, state its findings to and cause notice to issue to the person complained against to cease and desist from such unlawful conduct and to take such affirmative action as will effectuate the purposes of this chapter, with notice that if the Board determines that the person complained against has not after fifteen calendar days following service of the Board's order complied with the order, the Board will certify the matter to the Law Director for enforcement.~~

~~(h) Upon certification to the Law Director for enforcement, he shall, with the concurrence of City Council, seek compliance by appropriate civil action brought in the name of the Fair Housing Board of the City of Fairfield before a court of competent jurisdiction or may cause a criminal charge to be filed against the person violating this chapter. In any such proceeding, where the court determines that there has been a violation of this chapter, the court shall award compensatory damages and, where appropriate, punitive damages, along with attorney fees. The court may also order such other relief as it deems necessary or appropriate.~~

~~(i) If at the conclusion of the hearing the Board shall determine upon the preponderance of the evidence of the record that the person complained against has not violated this chapter, the Board shall so state and publish its findings and issue its order dismissing the complaint.~~

~~(j) The Executive Secretary shall conduct his or her investigation, conciliation, if any, and report to the Board within thirty days after the filing of the complaint with the Board. The Board shall make its decision, findings and orders within fifteen days after the conclusion of the hearing specified in subsection (f) above. (Ord. 111-91. Passed 10-28-91.)~~

735.0[7]6 SCOPE OF CHAPTER.

The provisions of this chapter shall apply to all housing located within the territorial limits of the City of Fairfield.
(Ord. 111-91. Passed 10-28-91.)

735.0[8]7 OTHER LEGAL ACTION.

Nothing contained in this chapter shall prevent any person from exercising any right or seeking any remedy to which he might otherwise be entitled or from filing any complaint with any other agency or court of law or equity.
(Ord. 111-91. Passed 10-28-91.)

735.0[9]8 SEVERABILITY.

Sections and subsections of this chapter and the several parts and provisions thereof are hereby declared to be independent sections, subsections, parts and provisions and the holding of any such section, subsection, part or provision thereof to be unconstitutional, void or ineffective for any cause, shall not affect nor render invalid any other such section, subsection, part or provision thereof. (Ord. 111-91. Passed 10-28-91.)

735.[9]09 PENALTY.

Any person, firm or corporation who violates any provision of this chapter shall be guilty of a misdemeanor of the fourth degree. Each and every day during which such violation continues shall constitute a separate offense. (Ord. 111-91. Passed 10-28-91.)

CITY OF FAIRFIELD, OHIO
CITY COUNCIL COMMUNICATION

ITEM:

February 8, 2016

Liquor permit application in the name of BCN Fairfield, LLC da Bargas Grill & Tap, 7105 Dixie Highway, Unit B, Fairfield, OH 45014. (Permit Classes: D1, D2, D3, & D3A)

FINANCIAL IMPACT:

No financial impact.

SYNOPSIS:

The City of Fairfield is in receipt of an application from the Ohio Division of Liquor Control for a D1, D2, D3, & D3A permit for the above liquor permit applicant.

BACKGROUND:

Background checks from the Building and Zoning Division and Police Department are attached for Council and staff's review.

RECOMMENDATION:

It is recommended that City Council request, by simple motion, that **no hearing be held** on the liquor permit application in the name of BCN Fairfield, LLC da Bargas Grill & Tap, 7105 Dixie Highway, Unit B, Fairfield, OH 45014. (Permit Classes: D1, D2, D3, & D3A)

LEGISLATIVE ACTION REQUIRED: Simple Motion of Council

Prepared by: Alesha Wilson
Approved for Content by: Alesha Wilson
Financial Review (where applicable) by: Glenn Hagan
Legal Review (where applicable) by: John H. Clemmons
Accepted by Council Agenda: Alesha Wilson

11(B)(1)

DEPARTMENTAL CORRESPONDENCE

City
of
Fairfield



TO Michael J. Dickey, Police Chief
Tim Bachman, Development Services Director

FROM Alisha Wilson, Clerk of Council *AW*

SUBJECT Request for Background Check – Liquor Permit

DATE 01/26/2016

Attached is a liquor permit application in the name of BCN Fairfield, LLC dba Bargas Grill & Tap, 7105 Dixie Highway, Unit B, Fairfield, OH 45014 (Permit Classes: D1, D2, D3 & D3A)

Please complete the necessary background check and submit your findings to me **no later than 3:00 PM on Wednesday, February 10, 2016.**

This item will be added to Council's Regular Meeting agenda of Monday, February 22, 2016.

Thank you for your assistance.

c: Mark Wendling, City Manager
Lynda McGuire, Development Services
File

**NOTICE TO LEGISLATIVE
AUTHORITY**

OHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

TO

0347615 <small>PERMIT NUMBER</small>		NEW <small>TYPE</small>	BCN FAIRFIELD LLC DBA BARGOS GRILL AND TAP 7105 DIXIE HWY UNIT B FAIRFIELD OH 45014
01 15 2016 <small>ISSUE DATE</small>			
D1 D2 D3 D3A <small>PERMIT CLASSES</small>			
09 <small>TAX DISTRICT</small>	011 <small>TAX DISTRICT</small>	A <small>TAX DISTRICT</small>	

FROM **01/20/2016**

<small>PERMIT NUMBER</small>		<small>TYPE</small>
<small>ISSUE DATE</small>		
<small>FILING DATE</small>		
<small>PERMIT CLASSES</small>		
<small>TAX DISTRICT</small>	<small>TAX DISTRICT</small>	<small>RECEIPT NO.</small>



MAILED **01/20/2016**

RESPONSES MUST BE POSTMARKED NO LATER THAN. **02/22/2016**

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.

REFER TO THIS NUMBER IN ALL INQUIRIES **A NEW 0347615**

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD IN OUR COUNTY SEAT. IN COLUMBUS.

WE DO NOT REQUEST A HEARING.

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title)- Clerk of County Commissioner

(Date)

Clerk of City Council

Township Fiscal Officer

**CLERK OF FAIRFIELD CITY COUNCIL
5350 PLEASANT AV
FAIRFIELD OHIO 45014**

0347615 PERMIT NBR
BCN FAIRFIELD LLC
DBA BARGOS GRILL AND TAP
7105 DIXIE HWY UNIT B
FAIRFIELD OH 45014

JOSEPH NICHOLSON	01/15/2016 ACTIVE	VICE PRES. 5% MEMSHIP
PHILIP BRINK	01/15/2016 ACTIVE	SECR-TREA. 5% MEMSHIP
BRETT CORWIN	01/15/2016 ACTIVE	PRESIDENT MAN-MBR5%M

PA2-KEY = END SESSION, CLEAR-KEY = END OPTION, ENTER-KEY = TO CONTINUE

DEPARTMENTAL CORRESPONDENCE

City
of
Fairfield



TO Alisha Wilson, Clerk of Council
FROM Tim Bachman, Development Services Director

SUBJECT Liquor Permit Application

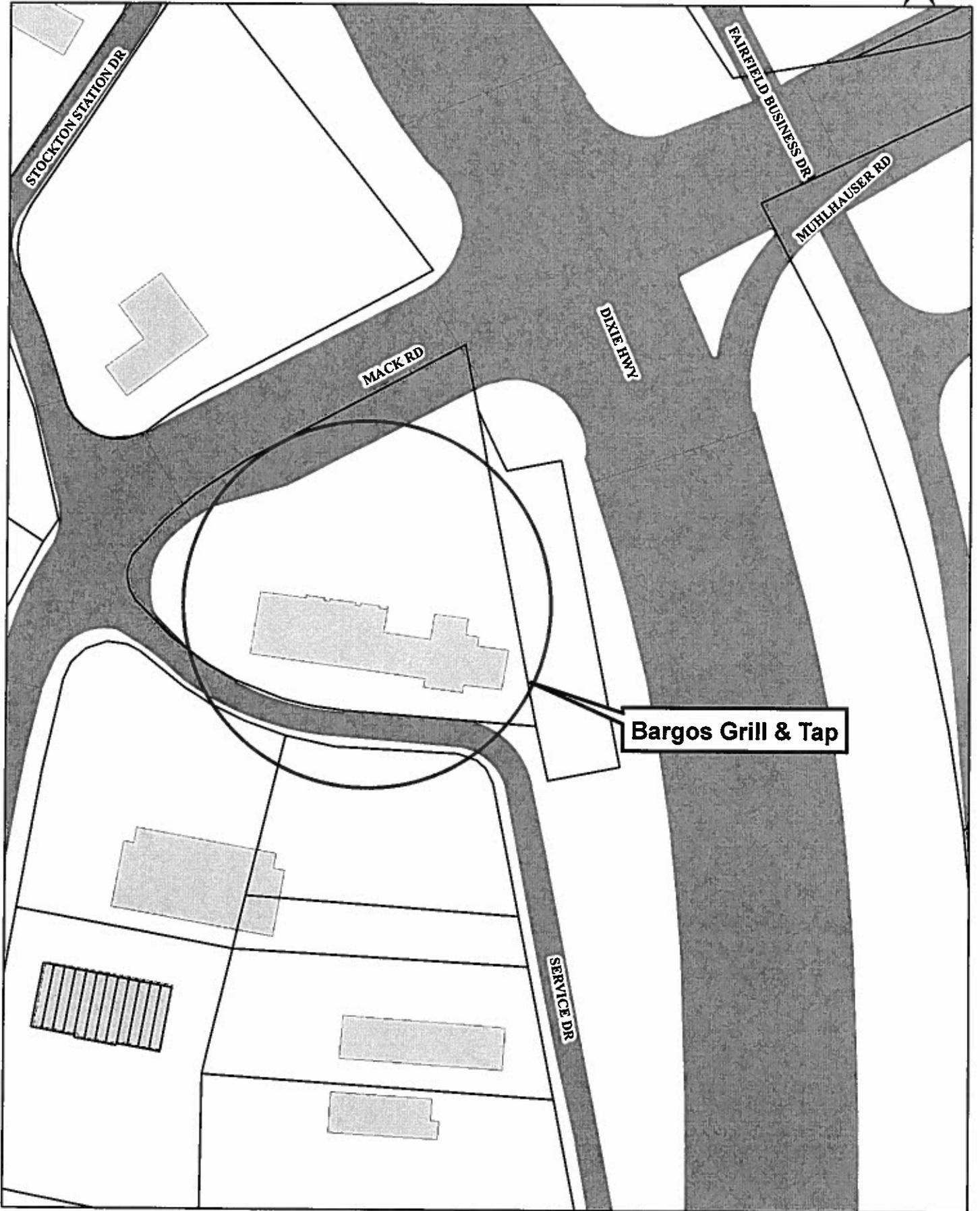
DATE 1/28/16

The business located at 7105 Dixie Hwy, in the name of BCN Fairfield, LLC and doing business as Bargas Grill & Tap is in the C-3, General Business District and is a permitted use. A Conditional Use approval by the Planning Commission was secured in January, 2015.


Timothy Bachman
Development Services Director

lkm

7105 DIXIE HWY

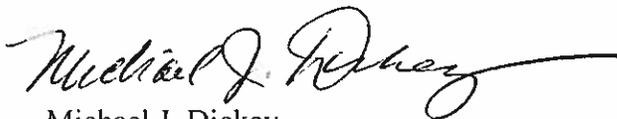


Bargos Grill & Tap

NAME OF ESTABLISHMENT BCN Fairfield LLC
 ADDRESS DBA Bargas Grill and Tap
7105 Dixie Hwy Unit B
Fairfield, OH 45014

- | | YES | NO |
|---|--------------------------|-------------------------------------|
| 1. Is there a conviction record of the applicant, any partner, member, officer director, manager or any shareholder owning 5% or more of the capital stock, for felonies or other crimes relating to his ability to operate a liquor establishment? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Is there a prior unfavorable enforcement record of applicant and/or operation in disregard for laws, regulations or local ordinances? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 3. Is there misrepresentation of material fact by applicant in making application to the Department? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 4. Is there an inability of law enforcement authorities and of authorized agents of the Department to gain ready entrance to the permit premise; or location of permit premise at such distance from the road or street as to be isolated from police or other observation? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 5. Will the place substantially and adversely interfere with the public decency, sobriety, peace, or good order of the neighborhood in which it is located? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 6. Will the place substantially and adversely interfere with the normal orderly conduct of a church, library, public playground, school or township park? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 7. Will the granting or transferring of a permit substantially interfere with the morals, safety, or welfare of the public? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 8. Will there be adverse effects of saturation of the area in relation to the number of existing permits, and will there be any adverse conditions in the area? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

REMARKS:



Michael J. Dickey
 Chief of Police

HEARING REQUESTED: Yes No

Date: January 27, 2016

February 8, 2016

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

Item:

Declaration of surplus radio equipment in the Fire Department and approval to distribute to the Gratis Fire Department in Preble County, Ohio.

Financial Impact:

There is no financial impact.

Synopsis:

The Fire Department currently has approximately twenty (20) high band portable radios that have been declared surplus. The high band radios are obsolete with the implementation of the 800 radio system in Butler County. This equipment has been stored for several years and is of no value to the Fire Department.

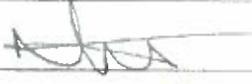
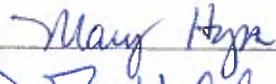
The Gratis Fire Department is a small volunteer department located in Preble County with limited financial resources. The proposed transfer of this equipment will be of considerable benefit to enhancing their operations.

It is the request of the Fire Department to have the equipment declared surplus and to transfer this equipment to the Gratis Fire Department.

Recommendations:

It is recommended that City Council adopt legislation declaring this equipment surplus and authorize the Fire Department to distribute the equipment to the Gratis Fire Department in Preble County, Ohio.

Legislative Actions:	Suspension of Rules and Adoption Requested?	Yes	No	X
	Emergency Provision Needed?	Yes	No	X

Prepared by:  Donald G. Bennett, Fire Chief
Approved for Content by:  Donald G. Bennett, Fire Chief
Financial Review (where applicable) by: 
Legal Review (where applicable) by: 
Accepted for Council Agenda 

ORDINANCE NO. _____

ORDINANCE DECLARING TWENTY (20) HIGH BAND PORTABLE
RADIOS FROM THE FAIRFIELD FIRE DEPARTMENT TO BE
SURPLUS AND AUTHORIZING THE CITY MANAGER TO
TRANSFER THE RADIOS TO THE GRATIS FIRE DEPARTMENT IN
PREBLE COUNTY, OHIO.

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

Section 1. Twenty (20) high band portable radios from the Fairfield Fire Department are hereby declared to be surplus and not needed for municipal purposes.

Section 2. The City Manager is hereby authorized to transfer the surplus twenty (20) high band portable radios from the Fairfield Fire Department to the Gratis Fire Department in Preble County, Ohio in accordance with the agreement on file in the office of the City Manager.

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

February 8, 2016

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

Item:

Declaration of surplus personal protective equipment in the Fire Department and approval to distribute to area vocational schools.

Financial Impact:

There is no financial impact.

Synopsis:

The Fire Department currently has approximately thirty (30) sets of personal protective equipment referred to as bunker coats and bunker pants that no longer meet the NFPA standards for structural firefighting and are prohibited to be used within the department. The age of the personal protective equipment ranges from 10 to 13 years.

Although this equipment cannot be used in fire suppression, it has some limited value to area vocational schools who offer classes that do not involve live fire training. Having such equipment to acclimate students to the donning and doffing of PPE and having it available for their use during non-suppression evolutions is valuable to their programs.

It is the request of the Fire Department to have the equipment declared surplus and of no value and to be granted permission to distribute this equipment to area vocational schools.

Recommendations:

It is recommended that City Council adopt legislation declaring this equipment surplus and authorize the Fire Department to distribute the equipment to area vocational schools.

Legislative Actions:	Suspension of Rules and Adoption Requested?	Yes	No	X
	Emergency Provision Needed?	Yes	No	X

Prepared by:  Donald G. Bennett, Fire Chief

Approved for Content by:  Donald G. Bennett, Fire Chief

Financial Review (where applicable) by: May Hym

Legal Review (where applicable) by: John H. Clemmons

Accepted for Council Agenda: Mark Wilson

ORDINANCE NO. _____

ORDINANCE DECLARING THIRTY (30) SETS OF PERSONAL PROTECTIVE EQUIPMENT FROM THE FAIRFIELD FIRE DEPARTMENT TO BE SURPLUS AND AUTHORIZING THE CITY MANAGER TO TRANSFER THE EQUIPMENT TO AREA VOCATIONAL SCHOOLS.

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

Section 1. Thirty (30) sets of personal protective equipment from the Fairfield Fire Department are hereby declared to be surplus and not needed for municipal purposes.

Section 2. The City Manager is hereby authorized to transfer the surplus thirty (30) set of personal protective equipment from the Fairfield Fire Department to area vocational schools in accordance with the agreements on file in the office of the City Manager.

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

(X)A
11

City of Fairfield
Bid Tabulation for "2016 Sidewalk/Apron Replacement Program"
Bid Opening: January 25, 2016, City of Fairfield Council Chambers
Estimate - \$210,350 1 yr.

Hendy Inc. 7968 Wesselman Road Cleves, OH 45002	Adleta Construction P.O. Box 15872 Cincinnati, OH 45215	Jackson Construction 5245 Thomas Rd. Trenton, OH 45067
--	--	---

Description	Bid Unit	Unit Cost			Unit Cost			Unit Cost		
		Yr 1	Yr 2	Yr 3	Yr 1	Yr 2	Yr 3	Yr 1	Yr 2	Yr 3
Concrete Sidewalks - 4" (approx. 13,000 S.F.)	Surface Sq. Ft.	\$ 8.00	\$ 8.50	\$ 9.00	\$ 8.45	\$ 8.70	\$ 8.96	\$ 7.11	\$ 8.11	\$ 9.11
Concrete Driveway Aprons /Approaches - 7" (approx. 10,000 S.F.)	Surface Sq. Ft.	\$ 8.50	\$ 9.00	\$ 9.50	\$ 9.35	\$ 9.63	\$ 9.92	\$ 9.11	\$ 10.11	\$ 11.11
Concrete Driveway Aprons /Approaches - 9" (approx. 2,700 S.F.)	Surface Sq. Ft.	\$ 9.00	\$ 9.50	\$ 10.00	\$ 10.25	\$ 10.56	\$ 10.88	\$ 11.11	\$ 11.11	\$ 12.11
Curb Ramps (with truncated domes) (approx. 5 each)	Each	\$ 400.00	\$ 500.00	\$ 600.00	\$ 500.00	\$ 515.00	\$ 530.00	\$ 600.00	\$ 700.00	\$ 800.00
Modified Type 6 Curb (Lawn curb)	Foot	\$ 39.00	\$ 41.00	\$ 43.00	\$ 30.00	\$ 30.90	\$ 31.83	\$ 75.00	\$ 85.00	\$ 95.00
Concrete Curb & Gutter (approx. 300 feet)	Foot	\$ 38.00	\$ 40.00	\$ 42.00	\$ 35.00	\$ 36.05	\$ 37.13	\$ 52.00	\$ 62.00	\$ 72.00
Total Base Bid (Yr. 1 Only)		\$ 226,700.00			\$ 244,025.00			\$ 232,127.00		

These bids will be reviewed by the Public Works Department and a recommendation will be made to Council. There is no guarantee that the contract will be awarded to the lowest bidder. Contracts are awarded to the bidder deemed to be the best and the lowest bidder.

City of Fairfield
Bid Tabulation for "2016 Sidewalk/Apron Replace
Bid Opening: January 25, 2016, City of Fairfield C
Estimate - \$210,350 1 yr.

Prus Construction Co. 5325 Wooster Rd. Cincinnati, OH 45226	R.A. Miller Construction Co. 4148 Augspurger Rd. Hamilton, OH 45011
--	--

Description	Bid Unit	Unit Cost	Unit Cost	Unit Cost	Unit Cost	Unit Cost	Unit Cost
		Yr 1	Yr 2	Yr 3	Yr 1	Yr 2	Yr 3
Concrete Sidewalks - 4" (approx. 13,000 S.F.)	Surface Sq. Ft.	\$ 7.50	\$ 8.00	\$ 8.25	\$ 8.60	\$ 9.00	\$ 9.40
Concrete Driveway Aprons /Approaches - 7" (approx. 10,000 S.F.)	Surface Sq. Ft.	\$ 8.00	\$ 8.50	\$ 8.75	\$ 9.45	\$ 9.95	\$ 10.45
Concrete Driveway Aprons /Approaches - 9" (approx. 2,700 S.F.)	Surface Sq. Ft.	\$ 9.00	\$ 9.50	\$ 10.00	\$ 9.65	\$ 10.15	\$ 10.65
Curb Ramps (with truncated domes) (approx. 5 each)	Each	\$ 400.00	\$ 450.00	\$ 500.00	\$ 320.00	\$ 400.00	\$ 425.00
Modified Type 6 Curb (Lawn curb)	Foot	\$ 25.00	\$ 27.00	\$ 29.00	\$ 25.00	\$ 26.00	\$ 28.00
Concrete Curb & Gutter (approx. 300 feet)	Foot	\$ 35.00	\$ 37.00	\$ 39.00	\$ 47.00	\$ 49.85	\$ 51.00
Total Base Bid (Yr. 1 Only)		\$ 214,300.00			\$ 248,055.00		

These bids will be reviewed by the Public Works Department. will be made to Council. There is no guarantee that the contract will be awarded to the lowest bidder. Contracts are awarded to the bidder and the lowest bidder.

ORDINANCE NO. _____

ORDINANCE TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A ONE (1) YEAR CONTRACT WITH OPTIONS FOR YEARS TWO (2) AND THREE (3) WITH PRUS CONSTRUCTION OF CINCINNATI, OHIO FOR THE 2016 SIDEWALK/APRON REPLACEMENT PROGRAM.

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

Section 1. The City Manager is hereby authorized to enter into a one (1) year contract with options for years two (2) and three (3) with Prus Construction of Cincinnati, Ohio for the 2016 sidewalk/apron replacement program in accordance with the bid on file in the office of the City Manager.

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

CITY OF FAIRFIELD, OHIO
CITY COUNCIL MEETING COMMUNICATION

ITEM NO. _____

ITEM:

DATE: 2/8/16

Amendment of the Codified Ordinance No. 163.03 – Holidays and Personal Leave.

FINANCIAL IMPACT:

There will be no financial impact.

SYNOPSIS:

Historically, when an employee leaves City of Fairfield service for any reason, their personal leave balance is forfeited. This proposed amendment to the Ordinance clarifies and codifies the practice.

BACKGROUND:

The City grants full-time employees a certain number of hours of personal leave per year; and when a person leaves the employ of the City for any reason, unused personal leave is forfeited. While this has long been the practice of the City, we are requesting that Council amend Ordinance 163.03 to specifically state this detail in order to avoid misinterpretation in the future.

RECOMMENDATION:

It is recommended that City Council adopt the attached ordinance authorizing an amendment to the section of Ordinance 163.03 pertaining to personal leave as described above. Rules suspension for this ordinance is requested so that the ordinance can be clarified within a reasonable time.

LEGISLATIVE ACTION: Suspension of Rules and Adoption Requested? If yes, explain above.
yes no

Emergency Provision Needed? If yes, explain above.
yes no

Prepared by: Carol Mayhall Carol Mayhall, Human Resources Manager

Approved for Content by: Mark T. Wendling Mark T. Wendling, City Manager

Financial Review (where applicable): Mary I. Hopton Mary I. Hopton, Finance Director

Legal Review (where applicable): John H. Clemmons John H. Clemmons, Law Director

Accepted for Council Agenda: Alisha A. Wilson Alisha A. Wilson, Clerk of Council

ORDINANCE NO. _____

ORDINANCE TO AMEND SUBSECTION 163.03(g) OF ORDINANCE NO. 166-84, THE CODIFIED ORDINANCES OF FAIRFIELD, OHIO RELATIVE TO PERSONAL LEAVE.

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

Section 1. Subsection 163.03(g) of Ordinance No. 166-84, The Codified Ordinances of Fairfield, Ohio is hereby amended to read as follows:

163.03 HOLIDAYS AND PERSONAL LEAVE

(g) Personal Leave. The City will grant full-time employees a total of thirty-two hours personal leave per calendar year at straight time which the employee can take off work. Personal leave may only be taken provided twenty-four hours advance notice of the request has been given to the supervisor and the requested time off does not create a requirement for overtime operation. Personal time off may be granted with less than twenty-four hours notice at the supervisor's discretion. Personal leave for new full-time employees will be earned on the basis of eight hours personal leave for each complete calendar quarter worked during the remainder of the first calendar year of employment. All other full-time employees will be credited with thirty-two hours personal leave, on January 1 of each year. Personal leave may be accumulated by an employee up to a total of sixty-four hours, and may be used in conjunction with an employee's vacation with the approval of the department head. Personal leave accumulated in excess of sixty-four hours shall be lost. **UNUSED PERSONAL LEAVE, WHETHER GRANTED AS PERSONAL LEAVE ONLY OR IN LIEU OF HOLIDAY LEAVE FOR THOSE EMPLOYEES WHO ARE REQUIRED TO WORK ON HOLIDAYS, IS FORFEITED UPON SEPARATION FROM CITY SERVICE FOR ANY REASON, UNLESS OTHERWISE AUTHORIZED BY APPROVED SEPARATION AGREEMENT.**

(Ord. 99-05. Passed 5-9-05.)

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 _____ 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

CITY OF FAIRFIELD, OHIO
CITY COUNCIL COMMUNICATION

ITEM:

February 8, 2016

Request for appropriation for contractual agenda items

FINANCIAL IMPACT:

\$235,730.00 from noted funding source

SYNOPSIS:

The following appropriations have been requested to fund a contract appearing under New Business on Council's meeting agenda dated February 8, 2016:

\$235,730 for 2016 Sidewalk/Apron Replacement Program.

BACKGROUND:

Please refer to specific Council Communications dated February 8, 2016 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: Heather Wilson

Approved for Content by: Heather Wilson

Financial Review (where applicable) by: Sharon Hagan

Legal Review (where applicable) by: John W. Clemmens

Accepted by Council Agenda: Heather Wilson

ORDINANCE NO. _____

ORDINANCE TO AMEND ORDINANCE NO. 107-15 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, 2016, AND ENDING DECEMBER 31, 2016."

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

Section 1. Ordinance No. 107-15, the 2016 Appropriation Ordinance, is hereby amended in the following respects:

From:	Unappropriated General Fund	\$235,730
To:	10012523-233900 Other Professional Services <i>(Annual Sidewalk/Apron Replacement Program 2016)</i>	\$235,730

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

CITY OF FAIRFIELD, OHIO
CITY COUNCIL COMMUNICATION

ITEM:

February 8, 2016

Request for appropriation for **non-contractual** agenda items

FINANCIAL IMPACT:

\$84,212.00 from noted funding source

SYNOPSIS:

The following appropriations have been requested:

\$40,362 for the purchase of a Chevrolet Tahoe 4x4 for Public Works Department, Engineering Division;
\$43,850 for the purchase of a Ford SUV Interceptor AWD for the Fire Department.

BACKGROUND:

Please refer to specific Council Communications dated February 8, 2016 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: Elisha Colton

Approved for Content by: Elisha Colton

Financial Review (where applicable) by: May Hays

Legal Review (where applicable) by: Scott Hillemons

Accepted by Council Agenda: Elisha Colton

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

ITEM:

DATE: February 8, 2016

Purchase of a Ford SUV Interceptor AWD for the Fire Department

FINANCIAL IMPACT:

\$43,850 (\$27,243 for the Interceptor + \$11,607 for outfitting + \$5,000 for graphics and contingencies) from the Capital Improvement Fund.

SYNOPSIS:

This request is for the purchase of a Ford SUV Interceptor AWD to be used by the Fire Department. This vehicles is being purchased through Statewide Ford Mercury, Van Wert, Ohio, listed under State of Ohio contract RS900616 and Index GDC050 authorizing the use by Municipal Corporations. Camps Safety was chosen to outfit this vehicle due to their specialized engineering skills and aptitude for this project, proximity to the city, and to standardize on the wiring practices to facilitate the mechanics during repairs.

BACKGROUND:

This request is for the purchase of a Ford SUV Interceptor AWD to replace the current Fire Departments unit #8-C71 (1999 Chevrolet Tahoe VIN#6980). This unit will be used by the Fire Departments staff for day to day operations and is being replaced due major engine problems and the age and condition of the vehicle. The old unit will be auctioned.

This vehicle is listed in the 2016 CIP as # FLT-16-801 Replacement of Fire Department Staff Vehicle (Fire) (\$110,000). This vehicle was also listed in the 2015 CIP as #FLT-15-801 (\$45,000).

RECOMMENDATION:

It is recommended that the City Council authorize and direct the preparation of legislation authorizing the appropriation of funding in the amount of \$43,850 from the Capital Improvement Fund for the purchase of a Ford SUV Interceptor AWD from Statewide Ford Mercury, 1108 W. Main St., Van Wert, Ohio, 45891 to be used by the Fire Department.

Rules Suspension and Emergency Provision are being requested to facilitate the purchase of the vehicle prior to the 2016 dealer cutoff date and mechanical problems with the current vehicle.

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

Prepared by: _____

Approved for Content by: _____

Financial Review (where applicable): _____

Legal Review (where applicable): _____

Accepted for Council Agenda: _____

**Statewide Ford Lincoln
1108 West Main Street
Van Wert Ohio 45891
866-313-5042
Fax 866-832-4430**

City of Fairfield
5350 Pleasant Ave
Fairfield, OH 45014
Attn B. Rose

06/21/10

K8A 2016 Ford Utility Interceptor	\$25,429.00
65U Interior upgrade inc cloth seats, carpet, console	390.00
64E Aluminum wheels (painted 4 spare is steel)	575.00
76R Reverse Sensing	275.00
86P LED ready head lamp housing	135.00
86T LED ready tailamp housing	61.00
549 Heated mirrors	59.00
2 Additional keys and fobs	240.00
Temp tag	18.50
Delivery	<u>60.00</u>
Unit Price	\$27,242.50

ORDER MUST BE PLACED BY 3/10/16

If there is anything else I can assist with please do not hesitate to contact me.

Sincerely,

Al Matarese
Fleet Manager

CAMP SAFETY EQUIPMENT INC.

8216 BLUE ASH ROAD, CINCINNATI, OHIO 45236
 www.campsafety.com
 EMAIL: campsafety@fuse.net

Local: (513)984-4658
 Free: 1-888-273-7233
 Fax: 1-(513)984-4673

2016 Budget QUOTATION (A.L.S. VEHICLES)

To: FAIRFIELD CITY FIRE DEPT.
 : CHIEF DONALD BENNETT
 :
 :
 :

PHONE # 867-5379
 FAX# 867-6060

DATE: 12/18/2015
 UPDATED
 SALESPERSON: TOM CAMP

QUOTE # FFCITYFD58
 TERMS: 15 DAYS NET

(2) 2016 F*** INTERCEPTOR UTILITY - A.L.S VEHICLE

QNTY	DESCRIPTION	PRICE	AMOUNT
C S	I-DRIVE CAMERA SYSTEM	CUSTOMER	SUPPLIED
1	CODE 3 2747MC L.E.D L/B w/FLOOD OPT		\$2,901.60
1	CODE 3 3892 L6 SIREN (200 watt)		\$395.00
4	WHE- (2) MICRO (2) ION RED L.E.D. HEADS -GRILLE	\$123.00	\$492.00
1 kit	C-3 4PAK-R LIFT GATE LIP L E D WARNING w/MERCURY		\$260.00
1	HAVIS C-24 24" CONSOLE w/ BEV HOLD		\$425.00
1	HAVIS 3" POCKET		\$53.00
1	REPLACEMENT ANTENNA CABLE w/MOUNT (800 RADIO)		\$24.50
C S	MOTOROLA 800mhz RADIO & (1) 12v RADIO CHARGER	CUSTOMER	SUPPLIED
2	100 WATT SIREN SPEAKER (lower grille mount)	\$199.00	\$398.00
2	C-3 EXT L E D HEAD WARNING RED TAIL LIGHT	\$98.00	\$196.00
1 pr	S-O R/A 60" L E D LINE L E D STRIPS - RUNNING BOARD	\$462.50	\$925.00
1	HEADLIGHT FLASHER -		\$85.00
2	3 GANG 12V POWER PLUG (2) FRONT (1) REAR COMP	\$25.00	\$50.00
2	WHE-IOND FRONT H/L ASSY lic plate	\$123.00	\$246.00
3	S-O L E D DOME LIGHT (1) rear headliner) (2) rear hatch	\$83.00	\$249.00
F I	S-O RED/CLEAR L E D DOME LIGHT	FACTORY	INSTALLED
1	TREM-CO ANTI-THEFT DEVICE w/FLOOR SWITCH		\$193.00
2	M-2 w/CHROME TRIM -RT & LEFT OF HATCH LIC PLATE	\$149.00	\$298.00
1	CHARGE GUARD		\$95.00
1	STREAMLIGHT FIRE VULCAN FLASHLIGHT w/CHARGER		\$179.99
C S	I-PAD w/MOUNT	customer	supplied
2	F-S ULTRA DUAL L E D HEAD R/A-REAR BUMPER COVER	\$123.00	\$246.00
1	P-G SAFETY BARRIER - BEHIND SECOND SEAT		\$389.00
2	S-O R/W INTERSECTION L E D -MIRROR MOUNT	\$172.00	\$344.00
1	WHE-PAR 46 L E D BULB (for A pillar spotlight assy)		\$165.00
1	REMOVE EQUIPMENT FROM OTHER VEHICLES ???	CHIEF TO	ADVISE
1	INSTALLATION OF ABOVE LISTED EQUIPMENT INTO NEW A.L.S. FIRST RESPONSE VEHICLE	47 hrs	\$2,722.24
1	INSTALLATION MATERIAL		\$275.00
	TOTAL FOR ONE VEHICLE	TOTAL for 1	\$11,607.33
	TOTAL FOR TWO VEHICLES	TOTAL for 2	\$23,214.66

CAMP SAFETY EQUIPMENT RESERVES THE RIGHT TO INVOICE ANY CUSTOMER FOR EQUIPMENT ORDERED AND RECEIVED IN THE EVENT THE CUSTOMER'S VEHICLE IS DELAYED FOR ANY REASON.

BY _____

ACCEPTED

DATE _____

RAC GRAPHIXS



PO BOX 139 SEVEN MILE ,OH. 45062-0139
 PHONE- 513.313.6264
 FAX- 513.726.5206

Date:
 1/26/2016

Price quote
 16CF126

Bill To:
 CITY OF FAIRFIELD

JOB:
 FORD EXPLORER

Qty	Stock #	Description	Unit Price	Total
1	1080RED	INSTALL RED WRAP TO FORD INSTALL GRAPHICS	\$1,850.00	\$1,850.00

RACGRAPHIXS.COM

Subtotal	\$1,850.00
Shipping	
Subtotal	\$1,850.00
Sales tax rate	
Sales tax on purchase	
Total	\$1,850.00

Make all checks payable to RAC GRAPHIXS
 If you have any questions concerning this invoice, please contact:
 Randy - 513.313.6264 EMIAL-randy@racgraphixs.com

Thank you for your business!

ORDINANCE NO. _____

ORDINANCE TO AMEND ORDINANCE NO. 107-15 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, 2016, AND ENDING DECEMBER 31, 2016."

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

Section 1. Ordinance No. 107-15, the 2016 Appropriation Ordinance, is hereby amended in the following respects:

From:	Unappropriated Capital Improvement Fund	\$84,212
To:	40216025-253100 Automotive Equipment	\$84,212
	<i>(Replacement Public Works Staff Vehicle</i>	
	<i>(\$40,362) and Replacement Fire Staff Vehicle</i>	
	<i>(\$43,850))</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