

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

**MONDAY, NOVEMBER 25, 2013**

**7:00 PM**

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MAYOR.....RONALD A. D'EPIFANIO  
COUNCILMEMBER 1<sup>ST</sup> WARD.....ADAM B. JONES  
COUNCILMEMBER 2<sup>ND</sup> WARD.....JEFFREY L. HOLTEGEL  
COUNCILMEMBER 3<sup>RD</sup> WARD.....DEBBIE PENNINGTON  
COUNCILMEMBER 4<sup>TH</sup> WARD.....TERRY SENGER

COUNCILMEMBER AT-LARGE...TIM ABBOTT  
COUNCILMEMBER AT-LARGE...TIMOTHY M. MEYERS  
COUNCILMEMBER AT-LARGE...MICHAEL OLER  
CITY MANAGER.....ARTHUR E. PIZZANO  
CLERK OF COUNCIL.....ALISHA WILSON  
LAW DIRECTOR.....JOHN H. CLEMMONS

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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.

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**1. Call to Order**

**2. Prayer/Pledge of Allegiance**

**3. Roll Call**

**4. Agenda Modifications**

**5. Executive Session Requests**

**6. Public Hearing(s)**

**7. Special Presentations and Citizen Comments**

**8. Mayor/Council Reports**

**9. Approval of Minutes**

- a) Regular Meeting Minutes of November 11, 2013

**10. OLD BUSINESS**

(A) **PUBLIC WORKS COMMITTEE**

**Tim Meyers, Chairman;** Michael Oler, Vice Chairman, Tim Abbott, Member

- (1)  Resolution requesting the State of Ohio Director of Transportation to modify the speed limit on Pleasant Avenue (US 127) beginning at John Gray Road and ending at Hunter Road.

- Resolution – Third Reading
- Motion – Adoption

(B) **PUBLIC UTILITIES COMMITTEE**

**Adam Jones, Chairman;** Tim Meyers, Vice Chairman, Jeff Holtegel, Member

- (1) Resolution authorizing the City Manager to execute and file an application with the Ohio Environmental Protection Agency for renewal of a permit under the National Pollutant Discharge Elimination System (NPDES) for the Wastewater Treatment Plant.

- Resolution – Second Reading

11. NEW BUSINESS

(A) **PUBLIC WORKS COMMITTEE**

**Tim Meyers, Chairman;** Michael Oler, Vice Chairman, Tim Abbott, Member

(1) Ordinance to authorize the City Manager to enter into a contract with Central Salt, LLC for the purchase of road salt 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**

**Tim Abbott, Chairman;** Terry Senger, Vice Chairman, Mike Oler, Member

(1) Ordinance to reconcile accounts.

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

(2) Appropriation Ordinance (Non-Contractual Items) - \$7,480 for concrete repairs at Water Treatment Plant; \$5,000 for 2013 Raised Pavement Marking (RPM) Program.

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

12. Meeting Schedule

Monday, December 2	Council-Manager Briefing, 6:00 p.m.; Regular Meeting, 7:00 p.m.
Monday, December 9	Regular Meeting, 7:00 p.m.
Monday, December 30	Oath of Office Ceremony, 6:00 p.m.

13. Executive Session of Council (if needed)

14. Adjournment

**AGENDA**

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

**MONDAY, NOVEMBER 25, 2013  
5:30 P.M.**

1. Budget Review – Mary Hopton and Department Directors

MINUTES  
REGULAR MEETING OF COUNCIL  
NOVEMBER 11, 2013

**Call to Order**

Mayor Ronald A. D'Epifanio 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 Abbott led in prayer and Pledge of Allegiance.

**Roll Call**

Clerk Wilson called the roll of Council. Present members were Councilmember Adam Jones, Councilmember Debbie Pennington, Councilmember Terry Senger, Councilmember Tim Abbott, and Councilmember Tim Meyers.

Councilmember Abbott, seconded by Councilmember Pennington, moved to excuse Councilmembers Holtegel and Oler. Motion carried 5-0.

Mayor D'Epifanio asked Councilmember Senger to say a few words about Veteran's Day.

Councilmember Senger thanked the city and residents for all of their comments and thankful remarks to him and other veterans on Veteran's Day. He also gave a little bit of history about Veteran's Day and recognized other veterans on council, staff and in the audience. He thanked all veterans for their service and dedication. The birthday of the United States Marine Corps was also November 10, which marked 238 years.

**Agenda Modifications**

**Executive Session Requests**

**Public Hearing(s)**

**Special Presentations and Citizen Comments**

Vivian Paul, 5367 Lakeside Drive, addressed council regarding crosswalks on River Road to Waterworks Park. She commented that there are several people that cross River Road at Groh and Chateau without a crosswalk and she would like to see a crosswalk installed to improve pedestrian safety. Council requested that Public Works look into her request and see what measures the City can take to improve safety.

**Mayor/Council Reports**

Councilmember Meyers reported that the I-275 overpass decorative arch and fence work has been started and should be done this winter.

Councilmember Abbott reported that overall revenue projections are up 2.5% from 2013 estimated figures and expenditure projections are relatively flat, remaining between 0-2%. Total operating expenditures are just under \$67 million.

Councilmember Senger reported that Fairfield Footlighters are performing Dracula at the Community Arts Center this weekend on Friday, Saturday and Sunday.

Councilmember Jones wished his family a Happy Veteran's Day.

Mayor D'Epifanio reported that Light Up Fairfield will be held on Saturday, December 7. The festivities begin at 12:00 PM at the Library, Waterford and Community Arts Center. Carriage rides will be held throughout Village Green and there will be various food and craft vendors. The tree lighting will be held at 5:00 PM.

### **Approval of Minutes**

Regular Meeting Minutes of October 28, 2013

- The Regular Meeting Minutes of October 28, 2013 were approved as written

### **OLD BUSINESS**

#### **PUBLIC WORKS COMMITTEE**

**Tim Meyers, Chairman; Michael Oler, Vice Chairman, Tim Abbott, Member**

Resolution requesting the State of Ohio Director of Transportation to modify the speed limit on Pleasant Avenue (US 127) beginning at John Gray Road and ending at Hunter Road.

Councilmember Meyers presented the second reading of this resolution.

### **NEW BUSINESS**

#### **COMMUNITY & PUBLIC RELATIONS COMMITTEE**

**Debbie Pennington, Chairman; Jeff Holtegel, Vice Chairman, Adam Jones, Member**

Simple Motion: Motion approving the proposed City Council meeting schedule for November and December, 2013 as outlined in the Council Communication 11(A)(1) dated November 11, 2013.

Councilmember Pennington, seconded by Councilmember Abbott, moved to approve the proposed City Council meeting schedule for November and December, 2013. Motion carried 5-0. SIMPLE MOTION NO. 17-13. APPROVED 5-0.

#### **PUBLIC SAFETY COMMITTEE**

**Mike Oler, Chairman; Debbie Pennington, Vice Chairman, Terry Senger, Member**

Simple Motion: Motion to approve a liquor permit application in the name of Strike Bowling, LLC dba Game of Fairfield, 5181 Dixie Highway, Fairfield, OH 45014 (Permit Classes: D1, D2, D3, D3A and D6).

Councilmember Pennington, seconded by Councilmember Meyers, moved to approve the liquor permit application in the name of Strike Bowling, LLC dba Game of Fairfield. Motion carried 5-0. SIMPLE MOTION NO. 18-13. APPROVED 5-0.

Ordinance to authorize the City Manager to enter into an agreement for indigent legal representation for 2013 in the Fairfield Municipal Court with the Butler County Public Defender Commission/Butler County Board of Commissioners and declaring an emergency.

Councilmember Debbie Pennington, seconded by Councilmember Terry Senger moved to read the following ordinance by title only. Motion Carried 5-0.

Background: City Manager Pizzano recommended an agreement with Butler County Public Defender Commission and Butler County Commissioners for indigent legal representation for 2013. These services have been provided and have saved the city approximately \$40,000. Legislative Action: Councilmember Pennington presented the first reading of this ordinance.

Councilmember Debbie Pennington, seconded by Councilmember Tim Abbott moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 5-0. Councilmember Debbie Pennington, seconded by Councilmember Tim Abbott moved to adopt . Motion Carried 5-0. ORDINANCE NO. 96-13. APPROVED 5-0

#### **PUBLIC UTILITIES COMMITTEE**

**Adam Jones, Chairman; Tim Meyers, Vice Chairman, Jeff Holtegel, Member**

Councilmember Adam Jones, seconded by Councilmember Tim Abbott moved to read the following resolution and ordinance by title only. Motion Carried 5-0.

Resolution authorizing the City Manager to execute and file an application with the Ohio Environmental Protection Agency for renewal of a permit under the National Pollutant Discharge Elimination System (NPDES) for the Wastewater Treatment Plant.

Background: City Manager Pizzano recommended a resolution to execute and file a renewal application for a permit under the NPDES for Wastewater Treatment Plant. Legislative Action: Councilmember Jones presented the first reading of this ordinance.

Ordinance to authorize the City Manager to enter into a contract with Welsh Excavation Co., Inc. for the replacement of the Crestwood Lane Pressure Reducing Station.

Background: City Manager Pizzano recommended an ordinance to enter into a contract with Welsh Excavation Co., Inc. for the replacement of the Crestwood Lane Pressure Reducing Station. Legislative Action: Councilmember Jones presented the first reading of this ordinance.

Councilmember Adam Jones, seconded by Councilmember Terry Senger moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 5-0. Councilmember Adam Jones, seconded by Councilmember Tim Abbott moved to adopt . Motion Carried 5-0. ORDINANCE NO. 97-13. APPROVED 5-0.

## **PUBLIC WORKS COMMITTEE**

**Tim Meyers, Chairman; Michael Oler, Vice Chairman, Tim Abbott, Member**

Ordinance to authorize the City Manager to enter into an agreement with the Ohio Department of Transportation (ODOT) for the Pleasant Avenue Improvements - John Gray Road to Augusta Boulevard and declaring an emergency.

Councilmember Tim Meyers, seconded by Councilmember Tim Abbott moved to read the following ordinance by title only. Motion Carried 5-0.

Background: City Manager Pizzano recommended an agreement with ODOT for the Pleasant Avenue Improvement Project. Legislative Action: Councilmember Meyers presented the first reading of this ordinance.

Councilmember Tim Meyers, seconded by Councilmember Debbie Pennington moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 5-0. Councilmember Tim Meyers, seconded by Councilmember Adam Jones moved to adopt . Motion Carried 5-0. ORDINANCE NO. 98-13. APPROVED 5-0.

## **FINANCE & BUDGET COMMITTEE**

**Tim Abbott, Chairman; Terry Senger, Vice Chairman, Mike Oler, Member**

Councilmember Tim Abbott, seconded by Councilmember Tim Meyers moved to read the following two (2) ordinances by title only. Motion Carried 5-0.

Appropriation Ordinance (Contractual Items) - \$85,000 for replacement of Crestwood Lane Pressure Reducing Station.

Background: City Manager Pizzano recommended the contractual appropriation for the replacement of the Crestwood Lane Pressure Reducing Station. Legislative Action: Councilmember Abbott presented the first reading of this ordinance.

Councilmember Tim Abbott, seconded by Councilmember Tim Meyers moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 5-0. Councilmember Tim Abbott, seconded by Councilmember Tim Meyers moved to adopt . Motion Carried 5-0. ORDINANCE NO. 99-13. APPROVED 5-0.

Appropriation Ordinance (Non-Contractual Items) - \$29,000 for North Trace Clubhouse Kitchen Remodel; \$15,750 for improvements at Creekside Park.

Background: City Manager Pizzano recommended two non-contractual appropriations for a kitchen remodeling at North Trace Clubhouse, which also serves the Aquatic Center and improvements at Creekside Park. Legislative Action: Councilmember Abbott presented the first reading of this ordinance.

Councilmember Tim Abbott, seconded by Councilmember Tim Meyers moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 5-0. Councilmember Tim Abbott,

seconded by Councilmember Tim Meyers moved to adopt . Motion Carried 5-0. ORDINANCE NO. 100-13.  
APPROVED 5-0.

**Meeting Schedule**

Clerk Wilson read the following meeting schedule:

- Monday, November 25 Council-Manager Briefing, 5:30 p.m.; Regular Meeting, 7:00 p.m.
- Monday, December 2 Council-Manager Briefing, 6:00 p.m.; Regular Meeting, 7:00 p.m.
- Monday, December 9 Council-Manager Briefing, 6:00 p.m.; Regular Meeting, 7:00 p.m.

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

**Adjournment**

The Regular Meeting of Council adjourned at 7:27 PM.

ATTEST:

\_\_\_\_\_  
Clerk of Council

Date Approved \_\_\_\_\_

\_\_\_\_\_  
Mayor's Approval



Study Area



RESOLUTION NO. \_\_\_\_\_

RESOLUTION REQUESTING THE STATE OF OHIO DIRECTOR OF TRANSPORTATION TO MODIFY THE SPEED LIMIT ON PLEASANT AVENUE (US 127) BEGINNING AT JOHN GRAY ROAD AND ENDING AT HUNTER ROAD.

WHEREAS, numerous residents and interested citizens have voiced their concern as to the posted speed limit on Pleasant Avenue (US 127) beginning at John Gray Road and ending at Hunter Road within the City of Fairfield, Ohio, a total length of 0.62 miles or 3275 feet;

WHEREAS, the Council feels that for the general public welfare and safety of the traveling public, the speed limit on the above mentioned road should be lowered.

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

Section 1. The State of Ohio Director of Transportation is hereby requested to modify the speed limit on the above mentioned road.

Section 2. The City of Fairfield, Ohio hereby agrees, in the event the speed limit is changed on the above mentioned road, to erect and maintain appropriate signs and markings.

Section 3. 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.

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Clerk of Council

Active Clients\City of Fairfield\Ordinances\2013\Pleasant Avenue Speed Study - Res



RESOLUTION NO. \_\_\_\_\_

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AND FILE AN APPLICATION WITH THE OHIO ENVIRONMENTAL PROTECTION AGENCY FOR RENEWAL OF A PERMIT UNDER THE NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) FOR THE WASTEWATER TREATMENT PLANT.

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

Section 1. The City Manager is hereby authorized to execute and file an application with the Ohio Environmental Protection Agency for renewal of a permit under The National Pollution Discharge Elimination System (NPDES) for the Wastewater Treatment Plant in accordance with the application on file in the office of the City Manager.

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



CONTRACT NO. 2013-1M

THIS CONTRACT, made and entered into this 15<sup>th</sup> day of August in the year Two Thousand Thirteen by and between the Board of County Commissioners of Butler County, Ohio ("COUNTY"), and Central Salt LLC ("CONTRACTOR").

WITNESSETH: That the CONTRACTOR has agreed, and by these presents does agree with the COUNTY for the consideration herein below mentioned, to provide at CONTRACTOR'S own proper cost and expense all necessary materials and labor of every description, and to carry out complete in good, firm, and substantial manner the Furnishing of ODOT Spec. 712.03 Bulk-Treated Sodium Chloride for Butler County, City of Fairfield, City of Oxford, Villages and Townships. The provisions contained in the "Specifications" and in the "Schedule for Billing and Delivery," which were presented in the Invitation to Bid, are attached hereto as Exhibit A and Exhibit B, respectively, and are hereby incorporated into this contract.

The quantity of 8,500 tons (more or less, as provided in the Specifications) of ODOT Spec. 712.03 Bulk-Treated Sodium Chloride for County use shall be provided at a unit price of \$67.22 per ton for piler and \$64.22 per ton for dump. The quantity of 4,415 tons (more or less, as provided in the Specifications) of ODOT Spec. 712.03 Bulk-Treated Sodium Chloride for City and Village use shall be provided at a unit price of \$67.22 per ton for piler and \$64.22 per ton for dump. The quantity of 9,010 tons (more or less, as provided in the Specifications) of ODOT Spec. 712.03 Bulk-Treated Sodium Chloride for Township use shall be provided at a unit price of \$67.22 per ton for piler and \$64.22 per ton for dump. The quantities for County, City, Village and Township use are to be billed and shipped directly to the County, City, Village or Township, as indicated on the "Schedule for Billing and Delivery" and as arranged directly between each jurisdiction and the CONTRACTOR.

CONTRACTOR hereby agrees to release, indemnify, defend, and hold harmless Butler County and its agencies, offices, officials, and all employees thereof from and against any and all liability, actions, claims, suits, demands, costs, expenses, penalties, fines, or judgments on account of any loss or damage to any person or property or any failure to comply with governmental laws and regulations which result from or arise out of any act or omission of the Contractor or its subcontractors or the agents, officers, employees, or material men of either, jointly or severally, while engaged in the work to be performed under this contract.

CONTRACTOR shall be responsible for the Contractor's work under this contract, and for the work of other parties undertaking any portion of the Contractor's responsibility or obligation, including compliance with all applicable local, State, and Federal laws and regulations concerning workplace safety.

IN WITNESS WHEREOF, the said COUNTY of Butler, Ohio, has caused its name to be affixed by the Board of County Commissioners, and CONTRACTOR has set its hand on the day and year aforesaid.

Cindy Carpenter

[Signature]

A. Combs  
Board of County Commissioners

Douglas Williams  
Authorized Representative of Contractor

Douglas Williams  
Printed Name

Account Rep  
Title

Approved as to form only:

Mary Anne Nardella  
Assistant Prosecuting Attorney

ORDINANCE NO. \_\_\_\_\_

ORDINANCE TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A  
CONTRACT WITH CENTRAL SALT, LLC FOR THE PURCHASE OF ROAD  
SALT 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 enter into a contract with Central Salt, LLC for the purchase of road salt in accordance with the bid 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 salt purchase(s) can be made as needed during this winter season; 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

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

November 25, 2013

**ITEM**

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

**FINANCIAL IMPACT**

Supplemental appropriations required in the amount of \$1,246,000 from the General, Fire Levy, Water Revenue, Sewer Revenue, Sewer Replacement and Improvement, Recreational Facilities, Recreation Activities, Solid Waste Management and West Chester JEDD I funds.

**SYNOPSIS**

The following accounts are in need of adjustment for expenditures for the remainder of 2013. Finance maintains 3 HP printers that have been experiencing some wear. With potential costly repairs ahead, an additional amount of \$4,500 for Finance Administration, Income Tax and Utility Billing will cover a maintenance agreement through the end of next year. Additional funds are needed for office supplies in the Finance Administration budget in the amount of \$500 to cover year-end supplies. Several areas such as Police, Fire and Parks have seen additional costs for fleet maintenance this year due to aging vehicles; a cumulative addition of \$55,000 is needed. Additional monies are needed in some salary and wages accounts due to changes in personnel for a cumulative amount of \$159,500. Bank charges for the Parks Administration and Golf are higher than projected due to increased sales, requiring an additional \$11,500. The West Chester JEDD I revenues are higher than expected leaving the expenditure accounts short on funds for the remainder of 2013 in the amount of \$220,500. The Aquatic Center pool requires engineering services due to age prior to next season for an additional amount is \$7,500. An additional \$50,000 is needed in the Solid Waste Management fund to cover additional contract costs for 2013. The Sewer SCADA project began in 2012 and contingency funding in the amount of \$37,000 did not carry over into 2013. Finally, the Fire Levy fund needs an additional \$150,000 from the General fund to help with a decreasing revenue stream.

**BACKGROUND**

The following adjustment in the annual appropriation budget should be made to fund the remainder of 2013:

<b>From:</b>	<b>Unappropriated</b>	<b>General Fund</b>	<b>206,000</b>
To:	10011021-211000	Salary and Wages	6,000
	10012527-271000	Transfer to (Fire Levy fund)	150,000
	10021023-234100	Maintenance of Equipment	1,500
	10021124-241000	Office Supplies	500
	10021223-234100	Maintenance of Equipment	1,500
	10031023-234500	Fleet Maintenance	20,000
	10041021-211000	Salary and Wages	2,000
	10051023-239800	Bank Charges	4,500
	10051223-234500	Fleet Maintenance	20,000
<b>From:</b>	<b>Unappropriated</b>	<b>Fire Levy</b>	<b>92,000</b>
To:	20332021-211000	Salary and Wages	77,000
	20332023-234500	Fleet Maintenance	15,000



ORDINANCE NO. \_\_\_\_\_

ORDINANCE TO AMEND ORDINANCE NO. 113-12 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, 2013, AND ENDING DECEMBER 31, 2013."

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

Section 1. Ordinance No. 113-12, the 2013 Appropriation Ordinance, is hereby amended in the following respects:

<b>From:</b>	<b>Unappropriated General Fund</b>	<b>\$206,000</b>
To:	10011021-211000 Salary and Wages	\$6,000
	10012527-271000 Transfer to (Fire Levy fund)	\$150,000
	10021023-234100 Maintenance of Equipment	\$1,500
	10021124-241000 Office Supplies	\$500
	10021223-234100 Maintenance of Equipment	\$1,500
	10031023-234500 Fleet Maintenance	\$20,000
	10041021-211000 Salary and Wages	\$2,000
	10051023-239800 Bank Charges	\$4,500
	10051223-234500 Fleet Maintenance	\$20,000
<b>From:</b>	<b>Unappropriated Fire Levy</b>	<b>\$92,000</b>
To:	20332021-211000 Salary and Wages	\$77,000
	20332023-234500 Fleet Maintenance	\$15,000
<b>From:</b>	<b>Unappropriated Water Revenue Fund</b>	<b>\$305,750</b>
To:	60121223-234100 Maintenance of Equipment	\$750
	60161121-211000 Salary and Wages	\$5,000
	60161927-271000 Transfer To (Water Surplus fund)	\$300,000
<b>From:</b>	<b>Unappropriated Sewer Revenue Fund</b>	<b>\$290,750</b>
To:	62021223-234100 Maintenance of Equipment	\$750
	62062121-211000 Salary and Wages	\$20,000
	62062321-211000 Salary and Wages	\$20,000
	62062927-271000 Transfer To (Sewer Surplus fund)	\$250,000
<b>From:</b>	<b>Unappropriated Sewer Replacement &amp; Improvement Fund</b>	<b>\$37,000</b>
To:	62316025-252000 Improvements Other Than Buildings	\$37,000

<b>From:</b>	<b>Unappropriated Recreational Facilities</b>	<b>\$26,000</b>
To:	64051123-233900 Other Professional Services	\$7,500
	64051521-211000 Salary and Wages	\$5,000
	64051523-239800 Bank Charges	\$7,000
	64052021-211000 Salary and Wages	\$6,500
<b>From:</b>	<b>Unappropriated Recreation Activity Fund</b>	<b>\$18,000</b>
To:	64151021-211003 Salary and Wages	\$18,000
<b>From:</b>	<b>Unappropriated Solid Waste Management Fund</b>	<b>\$50,000</b>
To:	63063023-231500 Solid Waste	\$50,000
<b>From:</b>	<b>Unappropriated West Chester JEDD I Fund</b>	<b>\$220,500</b>
To:	70721127-271000 Transfer To	\$30,000
	70721127-275002 Refunds to JEDD	\$1,500
	70721127-275003 WC Refunds	\$175,000
	70721127-275004 Springdale Refunds	\$14,000

Section 2. This Ordinance 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 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:

November 25, 2013

Request for appropriation for non-contractual agenda items.

FINANCIAL IMPACT:

\$12,480.00 from noted funding source.

SYNOPSIS:

The following appropriations have been requested:

\$7,480 for concrete repairs at Water Treatment Plant  
\$5,000 for 2013 Raised Pavement Marking (RPM) Program

BACKGROUND:

Please refer to specific Council Communications dated November 25, 2013 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?

yes

If yes, explain

no above

Emergency Provision Needed?

yes

If yes, explain

no above

Prepared by: Christina Wilson

Approved for Content by: Christina Wilson

Financial Review (where applicable) by: Mary Hagan

Legal Review (where applicable) by: Scott C. Cummings

Accepted by Council Agenda: Christina Wilson



11 (01/2)A

# T. Luckey Sons, Inc.

Support Restoration Technologies  
10251 Suspension Bridge Road  
Harrison, Ohio 45030  
An EEO/Drug Free Employer

## Proposal: Scope, Exclusions, and Agreement Letter

To: City of Fairfield Ohio Public Utilities

Regarding: Repairing Various Leaking Concrete Cracks (Tanks)

DATE: November 8<sup>th</sup> 2013

ATTN: Mr. Andy Eddy

PHONE: 513-858-7775

FAX: 513-829-3536

FROM: Mr. Randall L. Brooks

PHONE: 513-353-2544

T. Luckey Sons, Inc.

FAX: 513-353-2655

### PROPOSAL

SENT VIA:

FAX.

MAIL.

MESSENGER.

COPY TO: FILE.

Total number of pages: 3

### A. Terms:

T. Luckey Sons, Inc. is hereinafter considered the Contractor and is also referred to as T.L.S.

### Scope of Work:

Supply all labor, equipment and materials required for sealing leaking cracks, joints and waterstops through concrete water holding tanks as directed by the City of Fairfield Ohio. Our proposed method of repair will be by injection of potable water approved water activated polyurethane grout.

### Proposal Details:

- Drill 3/8" injection holes on approximately 45-degree angles at each leaking crack location as so to cross the crack approximately 1/2 the structure thickness.
- Drilling straight into the cracks is also acceptable depending on the surface condition of the concrete at each crack location.
- Injection holes will be drilled on approximately 1-foot centers. Injection holes may be drilled straight directly into cracks depending on the overall conditions of each crack.
- Utilize clean water to flush drilling debris from inside each injection hole.
- Install and secure 3/8" pressure injectors into each injection hole.
- Utilize clean water injected through pressure injectors to remove debris from inside the cracks.
- Beginning at the lowest point of each crack and work up begin injection of polyurethane grout.
- Grouting will continue until grout vents out of the next adjacent pressure injector and or crack.

- Cap injector and repeat the process on all remaining pressure injectors.
- Remove pressure injectors and patch remaining holes with hydraulic cement.

### Pricing

#### Time and Materials:

- Labor & Equipment: \$2,750.00 per day (max-10-hours per day)
- Polyurethane Grout: \$82.50 per gallon

#### Estimated Quantities:

- Labor & Equipment: 2-days @ \$2,750.00ea. = \$5,500.00
- Polyurethane Grout: 24-gallons @ \$82.50ea. = \$1,980.00
- Totals: \$7,480.00

We estimate we can complete approximately 200 L.F. within the 2-days estimated for the repairs.

#### B. Exclusions to Scope:

1. The project Owner shall provide an adequate and convenient supply of potable water for our grout mixing operations.
2. The project Owner shall provide reasonable access to the work. This provided access area shall be utilized for storage and use of our grout materials and equipment.
3. The proposed bid price does not include premiums for payment of performance bonds or special insurance. If a performance bond is required, then please add 2.0 percent to the bid price. Special Insurance shall be negotiated separately.
4. Any required independent engineering, inspection, or testing services, and / or pre-construction and post-construction surveys are excluded from this proposal.
5. The Project Owner shall provide all government required permits, government required fees, and/or any permission of adjacent property owners that **may be required** for the performance our work, except for those required for the transportation of our equipment and any state or local contractor's licenses.
6. T. Luckey Sons, Inc. is excluded from any responsibility for damages caused by grout that enters into those underground and/or under-slab utilities that have openings which may allow TLS grout to enter these underground and/or under-slab utilities. TLS strongly urges the project Owner to verify that all underground and/or under-void utilities are "air-tight". If these utilities are not "air-tight", then the project Owner must make the utilities "air-tight" prior to beginning grouting operations
7. T. Luckey Sons, Inc. is excluded from any responsibility for grout that enters into those underground (under slab) utilities that T. Luckey Sons, Inc. has no reason to know exist. These underground utilities include but are not limited to: sewer, water, drain tiles, elevator shafts, roof drains, and other unexpected voids. The Project Owner is responsible for clearly marking all project utilities and bringing to the attention of TLS the existence of these utility markings. The project Owner must mark the location of the under-slab utilities so that TLS can avoid drilling into these utilities.
8. This proposal is valid for only 30 days beginning from the date of this proposal.
9. Contractor shall only patch the drilled holes with Concrete materials. The Contractor shall not replace nor restore any floor coverings affected by the grouting operations.
10. TLS expressly takes no design and or engineering responsibility of our performed work.

**C. Compensation and Dispute Resolution:**

1. The project Owner shall pay T. Luckey Sons, Inc. within 30 days of the date of T.L.S. invoice.
2. Both Parties, the project Owner and T. Luckey Sons, Inc. agree to the following three provisions:
  - a) Both Parties agree to arbitrate all disputes.
  - b) In the event of a successful collection action by T. Luckey Sons Inc. against the project Owner, the project Owner agrees to pay T. Luckey Sons, Inc. interest on the owed principal at the prime rate plus 1.5 percent.
  - c) In the event of a successful collection action by T. Luckey Sons Inc. against the project Owner, the project Owner agrees to provide recovery for T. Luckey Sons', Inc. attorney fees.

**D. Signatures Indicating Agreement to this Proposal:**

<u>Project Owner</u> :  By:  Title: _____  Signature: _____  Date: _____	<u>Contractor</u> T. Luckey Sons, Inc.  By: Mr. Randall L. Brooks  Title: Division Manager;  Signature: _____  Date: _____
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CITY OF FAIRFIELD, OHIO  
CITY COUNCIL MEETING COMMUNICATION

ITEM NO. 11371A

DATE: November 25, 2013

**ITEM:**

Appropriation for the 2013 Raised Pavement Markers (RPMs) Program.

**FINANCIAL IMPACT:**

\$ 5,000.00 from the Street Improvement Fund (\$4,262.50 plus a contingency of \$737.50).

**SYNOPSIS:**

Installation of new RPMs under the 2013 RPM Program for various locations throughout the City. Locations include recently paved areas; North Gilmore Road between Symmes and Bobmeyer, Groh Lane north of the Water Treatment Plant, and the Symmes and Route 4 intersection area.

**BACKGROUND:**

This program is setup up to install replacement RPMs and to replace lenses on selected streets. The 2013-2017 Capital Improvement Program has the RPMs programmed (with the pavement marking program) as PWA-13-009, in the amount of \$100,000.00. \$80,000.00 was previously encumbered from PWA-13-009 for the pavement marking program. The City received a price from Traffic Specialists of Shandon, Ohio for this work.

**RECOMMENDATION:**

It is recommended that City Council authorize an appropriation of \$ 5,000.00 from the Street Improvement Fund for the 2013 RPM program.

**LEGISLATIVE ACTION: Suspension of Rules and Adoption Requested?**

yes

no

If yes, explain above.

**Emergency Provision Needed?**

yes

no

If yes, explain above.

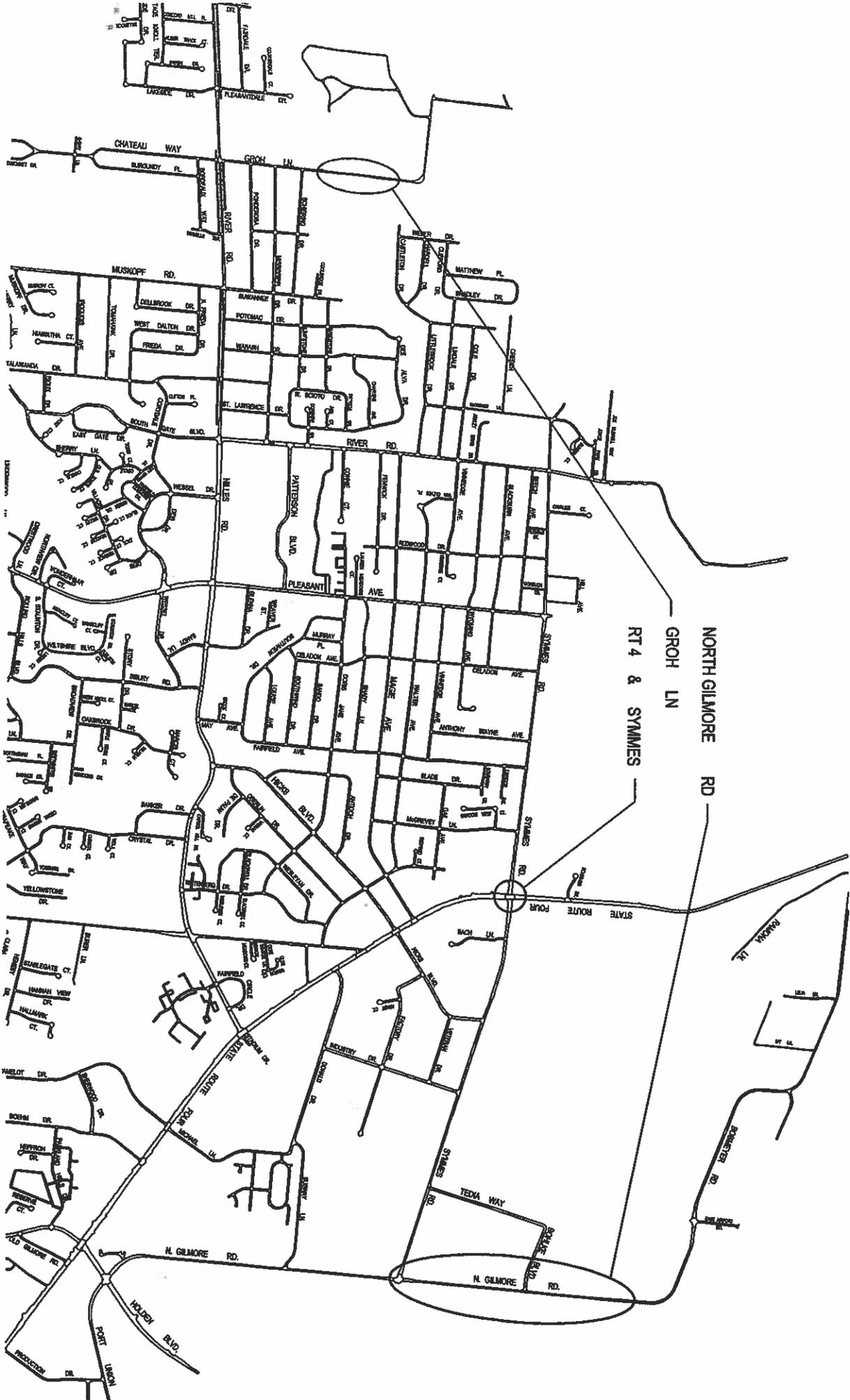
Prepared by: \_\_\_\_\_

Approved for Content by: \_\_\_\_\_

Financial Review (where applicable): \_\_\_\_\_

Legal Review (where applicable): \_\_\_\_\_

Accepted for Council Agenda: \_\_\_\_\_



ORDINANCE NO. \_\_\_\_\_

ORDINANCE TO AMEND ORDINANCE NO. 113-12 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, 2013, AND ENDING DECEMBER 31, 2013."

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

Section 1. Ordinance No. 113-12, the 2013 Appropriation Ordinance, is hereby amended in the following respects:

<b>From:</b>	<b>Unappropriated Water Surplus Fund</b>	<b>\$7,480</b>
<b>To:</b>	60516025-252000 Improvements Other Than Buildings <i>(Concrete Repairs at Water Treatment Plant)</i>	\$7,480

<b>From:</b>	<b>Unappropriated Street Improvement Fund</b>	<b>\$5,000</b>
<b>To:</b>	40116025-252000 Improvements Other Than Building <i>(Raised Pavement Marker Program)</i>	\$5,000

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