

MINUTES

REGULAR MEETING OF COUNCIL

August 10, 2009

Call to Order

Mayor Ronald A. D'Epifanio called the Regular Meeting of Council to order at 7:00 p.m. at the Fairfield Municipal Building, 5350 Pleasant Avenue.

Roll Call

Deputy Clerk Johns called the roll of Council. Present members were Councilmember Oler, Councilmember Senger, Councilmember Abbott, Councilmember Rhodus, Councilmember Meyers, Councilmember Judd, and Councilmember Snyder.

Prayer & Pledge

Councilmember Meyers led in prayer followed by the Pledge of Allegiance.

Special Presentations

Councilmember Snyder mentioned that Clerk of Council Dena Morsch will officially retire on August 31, 2009. He expressed his appreciation for her 30 years of service with the City. Councilmember Snyder commented that Deputy Clerk of Council Angie Johns will begin as Clerk of Council upon Mrs. Morsch's retirement.

Mayor D'Epifanio thanked Clerk of Council Dena Morsch for the great job she has done for the city.

**The beginning portion of this meeting did not record due to an error with the audio recording device.*

City Manager Art Pizzano presented Second Quarter STAR Awards to Ron Huntington, Operator/Maintenance Worker in the Wastewater Division, for introducing the operation of the Gravity Belt Thickener without the use of the Aeration Blower to reduce electricity consumption. Mr. Pizzano further recognized operators, Kevin Fields and Steve Martz, who worked together with Ron to put the new process into action. Mr. Pizzano recognized Grounds/Parks Superintendent Greg Morrow for his above and beyond work, leadership and promotion of teamwork. Part-time firefighter/EMT Steve Steimle was awarded a STAR award for second quarter for his selfless and humane efforts in helping to save the life of an 89 year old man who had collapsed while doing yard work. Mr. Pizzano recognized Theater Technical Coordinator for his above and beyond efforts in the assistance in the design, building and deconstruction of the set for the production of "Moon over Buffalo".

Citizen Comments

Bill Meyer, 885 Maple Ridge Court, invited everyone to attend the 5th Annual Hero's Ride hosted by the City of Fairfield. He explained this event is a motorcycle event that supports severely injured and wounded military personnel. This year's event will be held in memory of LCpl. Michael Cifuentes, Pfc. Timothy Hines, Pfc. James F. Miller IV, LCpl. Taylor B. Prazynski, LCpl. and William D. Spencer. Mr. Meyer commented they will also have three crosses in remembrance of Tom & Stephanie Bobinger and Eric Schneider who have given in processing this ride. He stated the event will be held on Saturday, August 29 leaving Village Green at 1:00 PM with a midpoint at Hueston Woods. Mr. Meyer thanked all the sponsors for this event.

Ray McDaniel, 249 Palm Springs Drive, thanked the City Engineer and Development Services Director Tim Bachman for the asphalt repairs on Pleasant Avenue. He briefly discussed the possibility of bicycle paths downtown, increasing recycling efforts and producing gasoline out of different products including wood, grass and weeds.

Mayor/Council Reports

Councilmember Snyder recognized Karen Wittmer for the recent feature in the Journal News for the women of influence column. He further commented on Ray and Mary Conlin who have been involved in preparing food at the VFW for combined 125 years of service to the organization.

Councilmember Abbott commented that the city's revenues are only \$650,000 below our projections. He commented staff continues to look for areas where we can streamline things and look for areas to make improvements. He commended staff and Art for keeping a close eye on the bottom line.

Councilmember Rhodus recognized Wake Nation for their National Championships which brought a lot of tourism to our area and the archery championships held at Joyce Park this past weekend.

Councilmember Oler recognized Chief Dickey and members of the Police Department for their recent accreditation reevaluation. Mr. Oler also recognized the efforts by Mayor D'Epifanio in having vests donated by Force One to the Police Department.

Councilmember Senger congratulated the STAR Award winners. He thanked Clerk of Council Dena Morsch for 30 years of service and commented it was great working with Dena for so many years.

Councilmember Meyers recognized Mayor D'Epifanio and Councilmember Oler as co-chairs for the Field of Dream event in which Fairfield was victorious. He also recognized Councilmember Abbott and Councilmember Senger for their participation in this event for this fantastic cause.

Councilmember Oler thanked Councilmember Meyers, Councilmember Abbott and Councilmember Senger for also being on the team.

City Manager Pizzano discussed the new format for the Fairfield Flyer. He directed everyone's attention to the CALEA reaccreditation information in the newsletter, an article on the budget discussing the City's vigilance, and an article on upcoming improvements to the recycling efforts.

Approval of Minutes

The minutes from the Regular Meeting of July 13, 2009 were approved as written.

OLD BUSINESS

DEVELOPMENT SERVICES COMMITTEE

Equipment Installation at T-Mobile Tower: Legislative Action: Councilmember Senger presented the third reading of an ordinance to authorize the City Manager to sign a co-location lease consent addendum for AT & T Mobility to install equipment at the T-mobile tower located in Harbin Park and declaring an emergency. Councilmember Senger, seconded by Councilmember Rhodus, moved for adoption. Development Services Director Tim Bachman commented this will be lease number nine or ten of this type and the revenue stream right now is about \$100-105,000 annually. **ORDINANCE NO. 104-09 ADOPTED AS AN EMERGENCY 7-0.**

North Route 4 Landscaping Project Plan: Legislative Action: Councilmember Senger presented the second reading of an ordinance to execute the Preliminary Participatory Legislation for the North Route 4 Landscaping Project Plan. Ordinance approved for second reading only.

FINANCE & BUDGET COMMITTEE

Revised Organizational Chart: Legislative Action: Councilmember Senger presented the second reading of an ordinance adopting an updated organizational chart of the City of Fairfield, Ohio. Ordinance approved for second reading only.

NEW BUSINESS

PUBLIC WORKS COMMITTEE

Purchase of Road Salt: Background: City Manager Pizzano recommended a contract with North American Salt Company to purchase road salt in conjunction with the Butler County Engineer's Office. Legislative Action: Councilmember Judd, seconded by Councilmember Snyder, moved to read the ordinance by title only. Motion Carried 7-0. Councilmember Judd presented the first reading of an ordinance to authorize the City Manager to enter into a contract with North American Salt Company for the purchase of

road salt and declaring an emergency. Councilmember Judd, seconded by Councilmember Abbott, moved to suspend the rules requiring three readings of the ordinance. Rules Suspended 7-0. Councilmember Judd, seconded by Councilmember Snyder, moved for adoption. ORDINANCE NO. 105-09 ADOPTED AS AN EMERGENCY 7-0.

PUBLIC SAFETY COMMITTEE

Purchase of Three Police Vehicles: Background: City Manager Pizzano recommended a contract with Kerry Ford to purchase three police vehicles. He explained these are detective vehicle replacements that were anticipated in the Capital Improvement Program. Legislative Action: Councilmember Oler, seconded by Councilmember Senger, moved to read the following ordinance by title only. Motion Carried 7-0. Councilmember Oler presented the first reading of an ordinance to authorize the City Manager to enter into a contract with Kerry Ford, Inc. for the purchase of three (3) police vehicles. Councilmember Oler, seconded by Councilmember Judd, moved to suspend the rules requiring three readings of the ordinance. Rules Suspended 7-0. Councilmember Oler, seconded by Councilmember Judd, moved for adoption. ORDINANCE NO. 106-09 ADOPTED 7-0.

Liquor Permit: Legislative Action: Councilmember Oler, seconded by Councilmember Abbott, moved that no hearing be held on the liquor permit application in the name of 4737 Dixie Highway LLC, 4737 Dixie Highway (Permit Class: D5 & D6). Motion Carried 7-0.

Liquor Permit: Legislative Action: Councilmember Oler, seconded by Councilmember Meyers, moved that no hearing be held on the liquor permit application in the name of Green Plantain LTD., 6679 Dixie Highway, Suite G (Permit Class: D3). Motion Carried 7-0.

PUBLIC UTILITIES COMMITTEE

Cleaning and Rehabilitation of Water Well Nos. 6 and 7: Background: City Manager Pizzano recommended a contract with Moody's of Dayton, Inc. for cleaning and rehabilitation of raw water production wells no. 6 and 7. He stated this is a normal three year cycle preventative maintenance program we are on. Legislative Action: Councilmember Rhodus, seconded by Councilmember Senger, moved to read the following ordinance by title only. Motion Carried 7-0. Councilmember Rhodus presented the first reading of an ordinance to authorize the City Manager to enter into a contract with Moody's of Dayton, Inc. for cleaning and rehabilitation of Raw Water Production Wall Nos. 6 and 7. Councilmember Rhodus, seconded by Councilmember Oler, moved to suspend the rules requiring three readings of the ordinance. Rules Suspended 7-0. Councilmember Rhodus, seconded by Councilmember Snyder, moved for adoption. ORDINANCE NO. 107-09 ADOPTED 7-0.

DEVELOPMENT SERVICES COMMITTEE

Enterprise Zone Tax Incentive Agreement: Background: City Manager Pizzano recommended a modification to an existing Enterprise Zone tax incentive agreement that will move from Takumi Stamping, Inc. to Pacific Manufacturing Ohio, Inc. He explained this is a transfer of the remainder of the term of the tax incentive that is currently on the building that is the former Takumi building. Legislative Action: Councilmember Senger, seconded by Councilmember Meyers, moved to read the following resolution by title only. Motion Carried 7-0. Councilmember Senger presented the first reading of a resolution approving a modification to an existing Enterprise Zone Tax Incentive Agreement from Takumi Stamping, Inc., to Pacific Manufacturing Ohio, Inc. Councilmember Senger, seconded by Councilmember Rhodus, moved to suspend the rules requiring three readings of the ordinance. Rules Suspended 7-0. Councilmember Senger, seconded by Councilmember Snyder, moved for adoption. RESOLUTION NO. 12-09 ADOPTED 7-0.

FINANCE & BUDGET COMMITTEE

Mayor D'Epifanio commented we received an AA2 bond rating in the last couple of months, which saves us about \$900,000 a year in interest. He further stated we are watching very closely, but we are in very good shape.

Reading's (5) by Title Only: Councilmember Abbott, seconded by Councilmember Snyder, moved to read the following five pieces of legislation by title only. Motion Carried 7-0.

WC JEDD I Fund: Background: City Manager Pizzano recommended a resolution establishing a West Chester Township JEDD I Fund. He commented this is required by the State Auditor as a way to collect and disperse the money that will come as a result of that JEDD. Legislative Action: Councilmember Abbott presented the first reading of a resolution establishing the WC JEDD I Fund and declaring an emergency. Councilmember Abbott, seconded by Councilmember Oler, moved to suspend the rules requiring three

readings of the resolution. Rules Suspended 7-0. Councilmember Abbott, seconded by Councilmember Meyers, moved for adoption. RESOLUTION NO. 13-09 ADOPTED 7-0.

Wastewater System Improvement Bond Anticipation Notes: Background: City Manager Pizzano recommended authorization for the issuance of \$1,900,000 in Wastewater Improvement Bond Anticipation Notes in anticipation of the issuance of the actual bonds. Legislative Action: Councilmember Abbott presented the first reading of an ordinance providing for the issuance of \$1,900,000 of Wastewater System Improvement bond Anticipation Notes, Series 2002, Seventh (2009) Renewal by the City of Fairfield, Ohio, in anticipation of the issuance of bonds of the City, and declaring an emergency. Councilmember Abbott, seconded by Councilmember Rhodus, moved to suspend the rules requiring three readings of the ordinance. Rules Suspended 7-0. Councilmember Abbott, seconded by Councilmember Rhodus, moved for adoption. ORDINANCE NO. 108-09 ADOPTED AS AN EMERGENCY 7-0.

Special Assessments for constructing certain improvements: Background: City Manager Pizzano recommended the adjustment of special assessments levied for the construction of certain improvements at the Cincinnati Mills Mall. Legislative Action: Councilmember Abbott presented the first reading of an ordinance determining to adjust special assessments levied for the purpose of constructing certain improvements and declaring an emergency. Councilmember Abbott, seconded by Councilmember Snyder, moved to suspend the rules requiring three readings of the ordinance. Rules Suspended 7-0. Councilmember Abbott, seconded by Councilmember Meyers, moved for adoption. ORDINANCE NO. 109-09 ADOPTED AS AN EMERGENCY 7-0.

2009 Budget Amendment (Contractual Item): Legislative Action - Councilmember Senger presented the first reading of an ordinance to amend Ordinance No. 161-08 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, 2009, and ending December 31, 2009." City Manager Pizzano explained the following contractual appropriations: \$60,534 for three (3) police vehicles; and \$55,000 cleaning and rebuilding of water wells no. 6 and 7. Councilmember Abbott, seconded by Councilmember Senger, moved to suspend the rules requiring three readings of the ordinance. Rules Suspended 7-0. Councilmember Abbott, seconded by Councilmember Oler moved for adoption. ORDINANCE NO. 110-09 ADOPTED 7-0.

2009 Budget Amendments (Non-Contractual Items): Legislative Action - Councilmember Senger presented the first reading of an ordinance to amend Ordinance No. 161-08 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, 2009, and ending December 31, 2009." City Manager Pizzano explained the following non-contractual appropriations: \$11,672 mower for the Water & Wastewater Division; \$15,000 for fire hydrant adaptors; \$120,000 additional funding for 2009 Concrete Repair and replacement Work; \$9,350 parking lot improvements/Fairfield Lane Public Library; \$17,500 repairs/resurfacing of golf cart paths at Fairfield Greens/ South Trace Golf Course; \$7,500 geotechnical services for Fair Plaza Center Demolition and Retention Pond Plan; \$24,900 seal coat/re-stripping of parking lots at Waterworks Park; \$10,016 additional geotechnical services for design of State Route 4 By-Pass Project. Councilmember Abbott, seconded by Councilmember Senger, moved to suspend the rules requiring three readings of the ordinance. Rules Suspended 7-0. Councilmember Senger, seconded by Councilmember Meyers, moved for adoption. ORDINANCE NO. 111-09 ADOPTED 7-0.

Meeting Notices

Monday, August 19	Special Meeting with the City of Hamilton, 6:00 p.m. – SWAT demonstration at the Hamilton Shooting Range on Headgates Road
Saturday, August 29	Special Meeting (Open Agenda), 8:30 AM, Public Works Facility, 8870 N. Gilmore Road
Monday, September 14	Regular Meeting, 7:00 p.m.

Adjournment

Councilmember Senger moved for Adjournment. Motion Carried 7-0. The Regular Meeting adjourned at 7:50 p.m.

ATTEST:

Clerk of Council

Mayor's Approval

Date Approved _____