

MINUTES

REGULAR MEETING OF COUNCIL

FEBRUARY 13, 2012

Call to Order

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

Prayer/Pledge of Allegiance

Cub Scouts from Den 5, Pack 967 of Sacred Heart School led in the Pledge of Allegiance. Councilmember Senger requested a moment of silence in honor of Mayor Robert Wessel who passed away on February 4, followed by prayer.

Roll Call

Acting Clerk Morsch called the roll of Council. Present members were Councilmember Holtegel, Councilmember Pennington, Councilmember Senger, Councilmember Abbott, Councilmember Oler, Councilmember Meyers, and Councilmember Jones.

Agenda Modifications

There were no modifications to the Agenda.

Executive Session Requests

There were no requests for Executive Session.

Public Hearing(s)

There were no Public Hearings.

Special Presentations and Citizen Comments

There were no Presentations or Citizen Comments.

Mayor/Council Reports

Mayor D'Epifanio remarked on the death of Robert Wessel, first Mayor of Fairfield. He stated Mayor Wessel led the Village of Fairfield to the City of Fairfield. He noted in the early days of city status, Mayor Wessel would often go out and help plow the city streets. Mayor D'Epifanio stated if not for Mayor Wessel and his wife, Helen, Fairfield would not be the city it is today. He stated he was truly a remarkable man and will be sorely missed.

Councilmember Meyers stated Mr. Wessel was a great man and his loss is a significant one to the City of Fairfield. He reported that work would start on March 1 on the bridge over I-275 at Winton Road. He noted the end result could lead to tremendous job growth in the area. The project will be completed at the end of 2012.

Councilmember Oler stated Mayor Wessel was a great man and offered sympathy from the City of Fairfield to the Wessel family. Councilmember Oler thanked Cincinnati businessman Jeff Ruby for his generous donation of \$25,000 of reward money to the Markham case. He assured the residents of Fairfield the case is not cold and asked those with information to come forward.

Councilmember Abbott stated staff continues working hard in the Finance and Income Tax departments on the collection of taxes from Fairfield's 22,000 plus accounts.

Councilmember Senger commented on the Friends of Fairfield Forest Awards. Jim Bell, Director of Parks & Recreation, explained the nomination process, noting that information is available on the city's website.

Councilmember Debbie Pennington stated Mayor Wessel was involved in preserving Fairfield's history and was instrumental in forming the bylaws of the Fairfield Historical Society. Councilmember Pennington reminded everyone of

the February 17 deadline for applying for Fairfield's board and commission openings. She also reminded the ward Councilmembers to submit their nominations for the Traffic Advisory Committee.

Councilmember Holtegel extended his sympathy to the Wessel Family. He extended his thanks to Pack 967 for coming tonight and leading in the Pledge of Allegiance.

Councilmember Jones stated Lake Erie Electrical Contractors is still working to install an emergency operation generator at the Route 4 Water Pump Station. He stated the work is going smoothly and should wrap up by the end of February. He stated the City will need to purchase only one portable generator unit to use with the wells to meet 100% of the average daily demand while operating on generator power. He stated it is the City's intention to purchase a used generator to complete the sustainability goal set by Council in 2008.

Approval of Minutes

The minutes from the Regular Meeting of January 23, 2012 and Special Meeting of January 28, 2012 were approved as written.

OLD BUSINESS

DEVELOPMENT SERVICES COMMITTEE

Jeff Holtegel, Chairman; Tim Abbott, Vice Chairman; Tim Meyers, Member

Ordinance to authorize the City Manager to execute a Professional Services Contract with the Fairfield Chamber of Commerce.

Councilmember Holtegel presented the third reading of this Ordinance. Councilmember Holtegel, seconded by Councilmember Abbott, moved for adoption. Motion Carried 7-0. ORDINANCE NO. 9-12 ADOPTED 7-0.

PARKS, RECREATION AND ENVIRONMENT COMMITTEE

Terry Senger, Chairman; Adam Jones, Vice Chairman; Debbie Pennington, Member

Ordinance to authorize the City Manager to enter into an agreement with the Therapeutic Recreation for the Disabled, Inc. and the Fairfield Community Foundation, DBA Joe Nuxhall Character Education Fund for the construction and operation of the Field of Dreams Recreation Complex.

Councilmember Senger presented the third reading of this Ordinance. Councilmember Senger, seconded by Councilmember Jones, moved for adoption. Motion Carried 7-0. ORDINANCE NO. 10-12 ADOPTED 7-0.

NEW BUSINESS

PUBLIC WORKS COMMITTEE

Tim Meyers, Chairman; Mike Oler, Vice Chairman; Tim Abbott, Member

Councilmember Meyers, seconded by Councilmember Abbott, moved to read the following three (3) Ordinances by title only. Motion Carried 7-0.

Ordinance to authorize the City Manager to enter into a contract with America's Decorative Concrete for the 2012 Concrete Repair and Replacement Work.

Background: City Manager Pizzano recommended a contract with America's Decorative Concrete for the 2012 Concrete Repair and Replacement Program. He stated the majority of the expense is concrete curb and gutter, which is primarily associated with the asphalt overlay project. He stated six bids were received and America's Decorative Concrete was the lowest and best bid. City Manager Pizzano recommended a one year contract, noting the recommendation to exercise the year 2 and year 3 options will be determined in years 2 and 3. Legislative Action: Councilmember Meyers presented the first reading of this Ordinance. Ordinance approved for first reading only.

Ordinance to authorize the City Manager to enter into a contract with Brad Evans Excavating for the 2012 Sidewalk/Apron Replacement Program.

Background: City Manager Pizzano recommended a contract with Brad Evans Excavating for the 2012 Sidewalk/Apron Replacement Program. He stated this program was implemented in 1994 to inspect sidewalks and approach aprons

citywide. He noted 352 property locations were marked for replacement in 2012, noting that residents can choose to use the City contractor or seek an independent contractor to perform the work. City Manager Pizzano recommended a one year contract with Brad Evans Excavating with the option of extending the contract for years two and three. Legislative Action: Councilmember Meyers presented the first reading of this Ordinance. Ordinance approved for first reading only.

Ordinance to declare four (4) city vehicles as surplus and authorize the City Manager to sell the vehicles on Govdeals.com.

Background: City Manager Pizzano stated in order to sell a capital asset such as a vehicle or piece of equipment it must first be declared as surplus with the proceeds from the sale being placed in the General Fund. He stated four (4) vehicles have been retired due to age and/or condition and it is recommended that these vehicles be sold on Govdeals.com. He stated the City of Fairfield will receive 92.5% of the sale price. The remaining balance of 7.5% is retained by Govdeals.com for their services. Legislative Action: Councilmember Meyers presented the first reading of this Ordinance. Councilmember Meyers, seconded by Councilmember Oler, moved to suspend the rules requiring three readings of the Ordinance. Motion Carried 7-0. Councilmember Meyers, seconded by Councilmember Abbott, moved for adoption. Motion Carried 7-0. ORDINANCE No. 11-12 ADOPTED 7-0.

PUBLIC SAFETY COMMITTEE

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

Simple Motion: Motion requesting that a hearing be held on the liquor permit application in the name of Win Place or Show Fairfield LLC, 7212 Dixie Highway (Permit Class: D5 and D6).

Councilmember Oler, seconded by Councilmember Meyers, moved that a hearing be held on the liquor permit application in the name of Win Place or Show Fairfield LLC, 7212 Dixie Highway (Permit Class: D5 and D6). Motion Carried 7-0. SIMPLE MOTION NO. 6-12 APPROVED 7-0.

Ordinance to amend Chapter 733, entitled "Secondhand Dealers" of Ordinance No. 166-84, The Codified Ordinances of Fairfield, Ohio.

Background: City Manager Pizzano stated a recommendation has been made to amend Chapter 733 of the Fairfield Codified Ordinances entitled "Secondhand Dealers." Law Director Clemmons explained the amendment would help to control the resale of stolen property which will benefit all citizens and property owners. Police Sergeant Pete Lagemann explained the amendment would require secondhand dealers to record all transactions through a computer data system and require a government issued photo identification from all persons from whom the dealer buys or receives secondhand articles. Sergeant Lagemann gave a lengthy explanation of the current process in place for locating and recovering stolen property. He stated the proposed amendment would allow the police department to locate and recover stolen property before it is resold and would discourage the fencing of stolen property. Legislative Action: Councilmember Oler, seconded by Councilmember Meyers, moved to read the Ordinance by title only. Motion Carried 7-0. Councilmember Oler presented first reading of the Ordinance. Ordinance approved for first reading only.

PUBLIC UTILITIES COMMITTEE

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

Ordinance to authorize the City Manager to enter into a one year contract with Carmeuse North America for purchase of lime for use in the Water Division.

Background: City Manager Pizzano recommended a one year contract with Carmeuse North America for purchase of lime for use in the Water Division. He explained lime, or calcium oxide, is an integral part of the lime softening process to remove hardness from groundwater used for the City's water supply. Mr. Pizzano stated four bids were received with Carmeuse being the lowest and best bid. Legislative Action: Councilmember Jones, seconded by Councilmember Senger, moved to read the Ordinance by title only. Motion Carried 7-0. Councilmember Jones presented the first reading of the

Ordinance. Councilmember Jones, seconded by Councilmember Abbott, moved to suspend the rules requiring three readings of the Ordinance. Motion Carried 7-0. Councilmember Jones, seconded by Councilmember Abbott, moved for adoption. Motion Carried 7-0. ORDINANCE NO. 12-12 ADOPTED 7-0.

FINANCE & BUDGET COMMITTEE

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

Councilmember Abbott, seconded by Councilmember Oler, moved to read the following three (3) Ordinances by title only. Motion Carried 7-0.

Ordinance to authorize the City Manager to enter into a grant agreement with Partners in Prime in order to provide ARK transportation services to residents in Fairfield and provide funds for operations.

Background: City Manager Pizzano recommended a grant agreement with Partners in Prime for ARK transportation services to residents of Fairfield. He stated the grant amount is \$15,000 and covers not only transportation for senior citizens to things like doctor appointments but also provides funds for operations. Legislative Action: Councilmember Abbott presented the first reading of the Ordinance. Councilmember Abbott, seconded by Councilmember Holtegel, moved for suspension of the rules requiring three readings of the Ordinance. Motion Carried 7-0. Councilmember Abbott, seconded by Councilmember Holtegel, moved for adoption. Motion Carried 7-0. ORDINANCE NO. 13-12 ADOPTED 7-0.

Appropriation Ordinance (Contractual Items) - \$500,000 Concrete Repair/Replacement Work 2012; \$101,787 Sidewalk/Apron Replacement Program 2012.

Background: City Manager Pizzano explained the appropriations for the contractual agenda items. Legislative Action: Councilmember Abbott presented the first reading of the Ordinance. Councilmember Abbott, seconded by Councilmember Holtegel, moved to suspend the rules requiring three (3) readings of the Ordinance. Motion Carried 7-0. Councilmember Abbott, seconded by Councilmember Pennington, moved for adoption. Motion Carried 7-0. ORDINANCE NO. 14-12 ADOPTED 7-0.

Appropriation Ordinance (Non-Contractual Items) - \$5,600 for materials for manhole casting adjustments in conjunction with the street overlay program; \$2,800 for flow testing services for five (5) water production wells; \$23,118 replacement of traffic control cabinet at Route 4/Magie Avenue.

Background: City Manager Pizzano explained the appropriations for the non-contractual agenda items. Legislative Action: Councilmember Abbott presented the first reading of the Ordinance. Councilmember Abbott, seconded by Councilmember Senger, moved for suspension of the rules requiring three (3) readings of the Ordinance. Motion Carried 7-0. Councilmember Abbott, seconded by Councilmember Oler, moved for adoption. Motion Carried 7-0. ORDINANCE NO. 15-12 ADOPTED 7-0.

Meeting Schedule

Acting Clerk Morsch read the following meeting schedule:

Monday, February 27: Council-Manager Briefing, 6:00 p.m.; Regular Meeting, 7:00 p.m.
Monday, March 12: Council-Manager Briefing, 6:00 p.m.; Regular Meeting, 7:00 p.m.

Executive Session (if needed)

No Executive Session was needed.

Adjournment

Councilmember Jones, seconded by Councilmember Holtegel, moved for adjournment at 7:32 p.m. Motion Carried 7-0.

ATTEST:

Clerk of Council

Mayor's Approval

Date Approved _____