

MINUTES

REGULAR MEETING OF COUNCIL

JANUARY 25, 2010

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

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

Roll Call

Clerk Johns called the roll of Council. Present members were Councilmember Rhodus, Councilmember Judd, Councilmember Snyder, Councilmember Oler, Councilmember Senger, and Councilmember Abbott. Councilmember Abbott, seconded by Councilmember Oler moved to excuse Councilmember Meyers. Motion Carried 6-0.

Agenda Modifications

No modifications were made to the agenda.

Executive Session Requests

Councilmember Snyder moved to approve the request for Executive Session to discuss employment and compensation of personnel and for pending and imminent litigation. Clerk Johns called the roll of Council. Motion Carried 6-0.

Public Hearing(s)

No Public Hearings were scheduled.

Special Presentations and Citizen Comments

Mayor D'Epifanio welcomed Councilmember Abbott back to the meetings. Councilmember Abbott thanked everyone for the phone calls and cards following his surgery.

Keith Davis, 1853 Vernon Place, discussed using a wood gas stove device to burn wood and waste material, especially with the threat of the Emerald Ash borer. Mr. Davis presented handouts to Council on this particular process to burn waste material.

Mayor/Council Reports

Councilmember Snyder recognized Judge Campbell and the Municipal Court for the positive programs including the STAR Program which helps change patterns of behavior for OVI multiple offenders. Councilmember Snyder recognized 2009 Fairfield High School Graduate, Julianna Lynch, who is a first year cadet at the United States Military Academy and on the Dean's list.

Councilmember Judd discussed the prescription drug discount program that will be offered free to residents and city employees. He explained cards will be available at the city building free of charge. Councilmember Judd stated this program is funded by the National League of Cities, not city. He commented the program starts February 1, 2010. Councilmember Judd stated he was able to hear about this program at a recent National League of Cities Conference. Assistant City Manager Dennis Stuckey stated this program will be available February 1st and cards will be available at the City building and other city facilities open to the public.

Councilmember Rhodus announced that a Planning Commission meeting will be held this Wednesday at 6 PM in this building to discuss the Emerald Lake Subdivision rules on the PUD.

Councilmember Oler discussed an ordinance that has been on the books since the 1980's and is being enforced in which landlords have to pay the past due bill of a renter if a renter leaves and does not pay. He asked for more information to be distributed to

Council. Mayor D'Epifanio stated four landlords have contacted him. Councilmember Rhodus stated it would be good to know what surrounding communities are doing. Councilmember Oler commented on the great presentations by departments. He suggested further consideration be given to having certain Council-Manager Briefings televised and shared with the public.

Approval of Minutes

- Regular Meeting of January 11, 2010

The meeting minutes of the Regular Meeting of January 11, 2010 were approved as written.

OLD BUSINESS

PUBLIC WORKS COMMITTEE

Marty Judd, Chairman; Mike Oler, Vice Chairman; Tim Abbott, Member

Resolution declaring necessity of repairing sidewalks (including aprons).

Councilmember Judd presented the second reading of this resolution. Resolution approved for second reading only.

PUBLIC SAFETY COMMITTEE

Mike Oler, Chairman; Marty Judd, Vice Chairman; Mitch Rhodus, Member

Ordinance amending Section 351.15 of Ordinance No. 166-84, the Codified Ordinances of Fairfield, Ohio, relative to parking on private property and removal of vehicles illegally parked.

Councilmember Oler, seconded by Councilmember Snyder moved to amend the ordinance to reflect changes as recommended by both the Police Chief and the Law Director. Law Director John Clemmons stated the revised version is in Council's binders. He stated the changes are in B and C and they deal primarily with the information that must be provided to the Police Department when an illegally parked vehicle is removed from private property. He further stated section C, clarifies further that we are not trying to take away the provisions of the Ohio Revised Code if anyone still wants to use them they are free to do that. He explained property owners are finding the Revised Code is unworkable in terms of getting a towing company willing to comply with the requirements for a private tow away zone and the notices that have to be provided. Motion Carried 6-0. Councilmember Oler presented the second reading of the ordinance. Ordinance approved for second reading only.

NEW BUSINESS

COMMUNITY & PUBLIC RELATIONS COMMITTEE

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

Simple Motion: Motion appointing Mayor Ronald A. D'Epifanio to the Butler County Emergency Management Agency Advisory Council for 2010.

Councilmember Snyder, seconded by Councilmember Oler moved to appoint Mayor Ronald A. D'Epifanio to the Butler County Emergency Management Agency Advisory Council for 2010. Motion Carried 6-0.

Ordinance to authorize the City Manger to enter into a consulting agreement with Management Partners, Inc. for training of City staff on performance measurement and declaring an emergency.

Councilmember Snyder, seconded by Councilmember Senger moved to Read the following ordinance by title only. Motion Carried 6-0.

Background: City Manager Pizzano recommended a consulting agreement with Management Partners, Inc. for training of city staff as to what and how to measure performance. He further explained this is an item mentioned during the Council's Fall 2009 goal setting session. He stated the company is based out of Cincinnati and they have participated and are experienced on this topic at a national level. Legislative Action: Councilmember Snyder presented the first reading of this ordinance. Ordinance approved for first reading only.

PUBLIC WORKS COMMITTEE

Marty Judd, Chairman; Mike Oler, Vice Chairman; Tim Abbott, Member

Councilmember Judd, seconded by Councilmember Senger moved to Read the following ordinance by title only. Motion Carried 6-0.

Ordinance to authorize the City Manager to enter into a three (3) year contract with T.R. Gear Landscaping for the purpose of landscape care and maintenance of the State Route 4 Streetscape and declaring an emergency.

Background: City Manager Pizzano recommended a three year contract with T.R. Gear Landscaping for the purposes of landscaping maintenance on the State Route 4 Streetscape. He explained that this came before Council, but needs to be adopted under the new term of Council. City Manager Pizzano explained the lowest bidder that provided all the necessary required documents was selected. Legislative Action: Councilmember Judd presented the first reading of this ordinance. Councilmember Judd, seconded by Councilmember Snyder moved to Suspend the rules requiring three readings of this ordinance. Motion Carried 6-0. Councilmember Judd, seconded by Councilmember Rhodus moved to Adopt. Motion Carried 6-0. ORDINANCE NO. 8-10 APPROVED AS AN EMERGENCY 6-0.

PUBLIC SAFETY COMMITTEE

Mike Oler, Chairman; Marty Judd, Vice Chairman; Mitch Rhodus, Member

Ordinance to authorize the City Manager to enter into a contract with Rozzi's Famous Fireworks Inc. for the annual Red, White and Kaboom Event.

Councilmember Oler, seconded by Councilmember Senger moved to Read the following ordinance by title only. Motion Carried 6-0.

Background: City Manager Pizzano recommended a contract with Rozzi's for the annual Red, White and Kaboom fireworks event. Legislative Action: Councilmember Oler presented the first reading of this ordinance. Ordinance approved for first reading only.

FINANCE & BUDGET COMMITTEE

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

Councilmember Abbott, seconded by Councilmember Oler 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. 29-09 and all amendments thereto and declaring an emergency.

Background: City Manager Pizzano recommended an ordinance establishing salaries and hourly rates. He explained as previously discussed with Council there is a need to hire on a temporary basis an additional operator/maintenance worker position in the Water Division. He noted Council was given a replacement copy of the ordinance with language inserted on the last page that clarifies the fact that this is a temporary position. Legislative Action: Councilmember Abbott presented the first reading of this ordinance.

Councilmember Abbott, seconded by Councilmember Rhodus moved to Suspend the rules requiring three readings of the ordinance. Motion Carried 6-0. Councilmember Abbott, seconded by Councilmember Rhodus moved to Adopt. Motion Carried 6-0. ORDINANCE NO. 9-10 ADOPTED AS AN EMERGENCY 6-0.

Appropriation Ordinance (2009 Year End Transfers - see Ordinance for details).

Background: City Manager Pizzano recommended an ordinance for 2009 year end transfers. Legislative Action: Councilmember Abbott presented the first reading of the ordinance. Councilmember Abbott, seconded by Councilmember Senger moved to Suspend the rules requiring three readings of this ordinance. Motion Carried 6-0. Councilmember Abbott, seconded by Councilmember Oler moved to Adopt. Motion Carried 6-0. ORDINANCE NO. 10-10 ADOPTED 6-0.

Appropriation Ordinance (Non-Contractual Items) - \$18,505 to replace lighting with energy efficient lighting at Public Works; \$242,960 for 2010 Sidewalk/Apron Replacement and Sidewalk Gap Program.

Background: City Manager Pizzano recommended the following non-contractual items: \$18,505 to replace lighting with energy efficient lighting at Public Works. He noted this money will be reimbursed by the Federal Government; and \$242,960 for 2010

Sidewalk/Apron Replacement and Sidewalk Gap Program. Legislative Action: Councilmember Abbott presented the first reading of this ordinance. Councilmember Abbott, seconded by Councilmember Senger moved to Suspend the rules requiring three readings of the ordinance. Motion Carried 6-0. Councilmember Abbott, seconded by Councilmember Senger moved to Adopt. Motion Carried 6-0. ORDINANCE NO. 11-10 ADOPTED 6-0.

Meeting Schedule

Clerk Johns read the following meeting notices:

Monday, February 8 Council-Manager Briefing, 6 p.m.; Regular Meeting, 7 p.m.
Monday, February 15 Special Meeting (Open Agenda) - Joint meeting of the City of Fairfield, Fairfield Township and Fairfield City Schools at the Community Arts Center, 411 Wessel Drive, 6 p.m.
Monday, February 22 Council- Manager Briefing, 6 p.m.; Regular Meeting, 7 p.m.

Executive Session of Council (if needed)

Council adjourned to Executive Session at 7:41p.m.

Adjournment

No results were made as a result of Executive Session. The Regular Meeting adjourned at 9:15 PM.

ATTEST:

Clerk of Council

Mayor's Approval

Date Approved