

## MINUTES

### REGULAR MEETING OF COUNCIL

MARCH 14, 2011

#### Call to Order

Vice Mayor Terry Senger called the Regular Meeting to order at 7:06 PM at the Fairfield Municipal Building, 5350 Pleasant Avenue.

#### Prayer/Pledge of Allegiance

Councilmember Meyers led in prayer. A moment of silence was observed for Wastewater Maintenance Foreman, Larry Wittman. Councilmember Meyers led the Pledge of Allegiance.

#### Roll Call

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.

#### Agenda Modifications

Councilmember Abbott, seconded by Councilmember Rhodus moved to amend the Agenda to include an Ordinance for the Collective Bargaining Agreement with AFSCME under the Finance Committee. Motion Carried 7-0.

#### Executive Session Requests

Councilmember Judd, seconded by Councilmember Rhodus moved to request an executive session for labor negotiations. Motion Carried 7-0.

#### Public Hearing(s)

No Public Hearings were scheduled.

#### Special Presentations and Citizen Comments

- Military Proclamation for Jessica Bowling-Wright

Vice Mayor Senger presented a military proclamation to PFC Jessica Wright for her service in the United States Army. PFC Wright commented on her upcoming deployment to Afghanistan.

- Ann Yungbluth - MASC Tournament

Ann Yungbluth thanked the City, Fairfield Police Department and Fairfield EMTs for their support of the tournament on behalf of the Fairfield Optimist Club and the Fairfield Optimist Soccer Club. She stated last year 520 teams participated in the two weekend tournament, which was down 60 teams from the year before. She explained they contribute this decrease in teams to the economy. She further explained there are 520 teams again, but most are from the State of Ohio. She referred to the attached handout. Lori Santel, the hotel coordinator, reported they usually use 3,000 room nights for both weekends, but they may be down a little bit this year. She explained they use the Butler County Visitors Bureau to support the local community. Ms. Yungbluth commented that the north entrance that people who come to the Optimist Soccer Club every week to play games are annoyed that they cannot turn in at the Joyce Park entrance and have to go down to the Joe Nuxhall Way entrance. She further commented it has helped the congestion especially for those in the neighborhood. Councilmember Abbott thanked them for all they do.

Robert Kramer, 5690 Genevieve Place, commented on the Police Department's DARE Officer's participation at recent Furniture Fair's 48th Anniversary event. He further commented on the exposure the City got in the Furniture Fair advertising for participating in the event, which did not cost the city. Mr. Kramer commended the City on making this happen.

#### Mayor/Council Reports

Councilmember Snyder commented on the recent Reading Awareness Week event that he participated in at the Kindergarten Center and thanked the Principal and staff.

Councilmember Rhodus commented on a presentation he gave to the Fairfield Women's group on the behalf of the Economic Development for the State of the City. He thanked staff for putting it together.

Councilmember Senger announced the Community Arts Center will host its annual Celtic Arts Festival on Saturday, March 19 from 1:00 to 5:00 PM. He stated the event is free to the public and will offer an afternoon of musical performances, arts, crafts and fun for all ages. He further announced the Tartan Terrors will perform that same day at 8:00 PM and tickets are still available at the Community Arts Center.

Councilmember Abbott commented we are anxiously waiting to see what comes out of Columbus in relation to the Estate Tax and the Local Government Funds.

Councilmember Meyers announced the Phase 1-A, the Rock River Construction will begin the project between Bach Lane and Hicks Blvd and all effected businesses have been notified.

#### Approval of Minutes

- Special Meeting Minutes of February 19, March 5 and March 7, 2011
- Regular Meeting Minutes of March 14, 2011

The minutes of the Special Meetings of February 19, March 5 and March 7, 2011 and the Regular Meeting of March 14, 2011 were approved as written.

### **OLD BUSINESS**

#### **PUBLIC WORKS COMMITTEE**

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

Ordinance to authorize the City Manager to enter into a one (1) year contract with Prus Construction with an option of extending the contract for years two (2) and three (3) for the 2011 Sidewalk/Apron Replacement.

Councilmember Judd presented the third reading of this Ordinance. Councilmember Judd, seconded by Councilmember Abbott moved to adopt. Motion Carried 7-0. ORDINANCE NO. 22-11 ADOPTED 7-0.

#### **FINANCE & BUDGET COMMITTEE**

**Tim Abbott, Chairman; Terrence Senger, Vice Chairman, Michael Oler, Member**

Ordinance to amend Ordinance No. 166-84, the Codified Ordinances of Fairfield, Ohio, by adding a new Section 145.07 regarding the reinstatement process for the position of Fire Chief pursuant to Section 8.04(E) of the Charter of the City of Fairfield.

Councilmember Abbott presented the third reading of this Ordinance. Councilmember Abbott, seconded by Councilmember Meyers moved to adopt. Motion Carried 7-0. ORDINANCE NO. 23-11 ADOPTED 7-0.

### **NEW BUSINESS**

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

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

Simple Motion: Motion appointing Steven L. Sawdai as Fairfield's representative on the Butler County Board of Health beginning March 14, 2011 and ending on March 13, 2014.

Councilmember Snyder, seconded by Councilmember Judd moved to approve the appointment of Steven L. Sawdai as Fairfield's representative on the Butler County Board of Health beginning March 14, 2011 and ending on March 13, 2014. Councilmember Snyder commented that Dr. Sawdai has served before in this position and is appreciated for his past service and welcomed Dr. Sawdai's continuing service in this capacity. Motion Carried 7-0. SIMPLE MOTION 5-11 APPROVED 7-0.

### **PUBLIC SAFETY COMMITTEE**

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

Simple Motion: Motion requesting that no hearing be held in the name of Below O LLC DBA Below O Sunoco 49, 7500 Dixie Hwy Unit A, Fairfield, OH 45014 (Permit Classes: C1 and C2).

Councilmember Oler, seconded by Councilmember Meyers moved to request that no hearing be held in the name of Below O LLC DBA Below O Sunoco 49, 7500 Dixie Hwy Unit A, Fairfield, OH 45014 (Permit Classes: C1 and C2). Motion Carried 7-0. SIMPLE MOTION 6-11 APPROVED 7-0.

### **PUBLIC WORKS COMMITTEE**

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

Councilmember Judd, seconded by Councilmember Abbott moved to read the following Ordinance by title only. Motion Carried 7-0.

Ordinance to authorize the City Manager to execute and file the application for financial assistance and to enter into an agreement with Ohio Public Works Commission (OPWC) for a Clean Ohio grant to fund a portion of the Pleasant Run Creek Riparian Corridor Conservation Project and declaring an emergency.

Background: City Manager Pizzano recommended an application be filed for financial assistance with the Ohio Public Works Commission for a Clean Ohio Grant to fund a portion of the Pleasant Run Creek Project. He commented this is hopefully the next phase in the ability to finance the flood buyout program in that area. He explained matching funds are required for this and it is a 3.6 million dollar project overall and it requires 670,000 in matching funds. He explained times are lean and we have not been able to come up with the matching funds, except through hopefully the Ohio Public Works Commission who has a special program that we will apply for. Legislative Action: Councilmember Judd presented the first reading of this Ordinance. Councilmember Judd, seconded by Councilmember Abbott moved to suspend the rules requiring three (3) readings of this Ordinance. Motion Carried 7-0. Councilmember Judd, seconded by Councilmember Rhodus moved to adopt. Councilmember Rhodus thanked the staff for looking at different opportunities. Councilmember Senger commented on the outstanding staff work that put this together. Motion Carried 7-0. ORDINANCE NO. 24-11 ADOPTED AS AN EMERGENCY 7-0.

### **FINANCE & BUDGET COMMITTEE**

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

Councilmember Abbott, seconded by Councilmember Meyers moved to read the following Ordinance by Title only. Motion Carried 7-0.

Ordinance to authorize the City Manager to enter into a Collective Bargaining Agreement with AFSCME Local 3646 for wages, hours and terms and conditions of employment for members of its bargaining unit and declaring an emergency.

Background: City Manager Pizzano commented this item is the one added from the floor this evening and AFSCME had a union vote this past Friday and they voted to accept the City's offer for a two year continuation contract meaning all terms and conditions of the contract will stay. Law Director Clemmons stated the Clerk will be provided the final retyped version or the Ordinance tomorrow, but it does read correctly. Legislative Action: Councilmember Abbott presented the first reading of this Ordinance. Councilmember Abbott, seconded by Councilmember Meyers moved to suspend the rules requiring three (3) readings of this Ordinance. Motion Carried 7-0. Councilmember Abbott, seconded by Councilmember Oler moved to adopt. Motion Carried 7-0. ORDINANCE NO. 25-11 ADOPTED AS AN EMERGENCY 7-0.

### Meeting Schedule

Clerk Johns read the following meeting notices:

Monday, March 28 Council-Manager Briefing, 5:30 p.m. (CIP Review); Regular Meeting, 7 p.m.

Monday, April 11 Council-Manager Briefing, 5:30 p.m. (CIP Review); Regular Meeting, 7 p.m.

Monday, April 25 Council-Manager Briefing, 6:00 p.m.; Regular Meeting, 7 p.m.

Executive Session of Council (if needed)

Councilmember Snyder, seconded by Councilmember Rhodus moved to recess to executive session for collective bargaining discussion. Clerk Johns took a roll call vote of Council. Motion Carried 7-0.

Council recessed to Executive Session at 7:39 PM.

Adjournment

The Regular Meeting of Council adjourned at 8:00 PM.

ATTEST:

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Clerk of Council

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

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