

## MINUTES

### REGULAR MEETING OF COUNCIL

MAY 9, 2011

#### Call to Order

Mayor 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

Mayor Oler led in prayer followed by the Pledge of Allegiance.

#### Roll Call

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

#### Agenda Modifications

No modifications were made to the Agenda.

#### Executive Session Requests

There were no requests for Executive Session.

#### Public Hearing(s)

No public hearings were scheduled.

#### Special Presentations and Citizen Comments

- Proclamation for Judge Joyce Campbell

Mayor D'Epifanio presented a proclamation to Fairfield Municipal Court Judge Joyce Campbell proclaiming Tuesday, May 10, 2011 "Judge Joyce Campbell Day". She was recognized for her recent achievement of receiving the "President's Award of Judicial Excellence from the Association of Municipal/County Judges of Ohio" on February 5, 2011. Judge Campbell stated it is her honor and privilege to serve the citizens of Fairfield. She thanked City Council and the Mayor for always being supportive and for providing top-notch facilities. Mayor D'Epifanio explained one way the Judge saves the City a considerable amount money is by giving non-violent perpetrators community service instead of putting them in jail, which saves the City over \$100,000 a year. He further commented she is always within her budget.

- Proclamation for "The National Association of Letter Carriers Food Drive Day"

On behalf of the Mayor, Councilmember Snyder presented a proclamation to NALC Union President Eric Yost in honor of "National Association of Letter Carriers Food Drive Day" on Saturday, May 14, 2011. Mr. Yost thanked everyone for the support and noted this is his 11th year. He stated NALC broke the billion mark for a total since they have been doing this and he thanked everyone. He explained this is an important event because the one day food drive supplies the foodbank for the summer months food when the kids aren't in school and do not get their at least one meal a day from school. He asked everyone to place it by the mailbox and noted rural route areas are included. He further asked for support to continue and commented that they set a record, but it is never enough. He thanked everyone for their support.

Mayor D'Epifanio commented everyone is invited to attend the municipal court including groups.

- Fairfield Chamber of Commerce President Kurt Radel - Reality Check Program

Fairfield Chamber of Commerce President Kert Radel discussed the Reality Check program that was held on April 21, 2011. Mr. Radel stated they are the only chamber in the State of Ohio doing this program. Freshman School Principal Matt Wissman stated as a school Principal the best thing he can do is provide students with as many real life opportunities. He explained Reality Check is a simulation that the kids go through where they truly learn about real life experiences. He shared a few positive testimonies from the students based on their Reality Check experiences. Mr. Wissman explained when we can provide those kinds of opportunities for our kids to experience it benefits, them the parents, and prepares them better for life. He thanked the Chamber for putting this on and bringing the businesses in to allow the kids to go through the day. Mr. Radel explained these Fairfield businesses enjoyed this and are giving back to the community.

#### Mayor/Council Reports

Councilmember Meyers explained we had a record amount of rain, 14 inches in April. He explained a lot of forethought has gone into the Capital investment through the years of the City to help with various projects to expand the capability of the Wastewater Plant. He explained the overall average daily flow of the system is about 4.8 million gallons per day and at one point during the month of April the max flow was 24.8 million gallons. He stated the system design is 10.1 million gallons and it actually averaged about 10.8 without any complaints or issues in the City.

Councilmember Oler announced a Church security seminar will be offered by the Fairfield Police Department on May 18 from 6:00 PM to 8:00 PM, which is designed for church administrators, ministers and other leaders of the congregation. He stated for further information contact Officer Dennis Valentini. He announced May is National Police Memorial month and he would like everyone to remember to thank police officers for the job they are doing. Councilmember Oler discussed police deaths are on the increase. Mr. Oler announced the Fire Department will hold Movies in the Park at Village Green the first Friday of every month through October. He stated the Fire Department will be participating in *Shake in Horizon*, which is an earthquake drill being put on by numerous agencies to test emergency responses.

Councilmember Abbott thanked Art and Finance Director Mary Hopton for tonight's in depth finance update.

Councilmember Judd stated a new gas main will be installed on Shady Lane in the next several weeks. He further stated Resor Road Project is going out to bid this week and the affected area is between Windermere Lane and Pleasant Avenue. Public Works Director Dave Butsch explained the Resor Road Project key items include the edge of the road will be improved by adding a shoulder to it and also three to four feet will be cut off the top of the hill where the flashing light is, and utilities will take advantage of that closure to replace a section of water main. He announced next week is Public Works Week, May 15-21, which is a celebration of the tens of thousands of men and women in North America who provide and maintain infrastructure services collectively known as Public Works.

Councilmember Snyder stated the High School Show Choir Choraliers have been accepted for the 2012 World Choir Competition, which is the largest choir competition in the world and will be conducted for the first time in the United States and more specifically in Cincinnati, which is the host city. Councilmember Snyder stated this will be from July 4-14 with 400 choirs from 70 countries. He stated there will be 20,000 participants among the show choirs and should attract a quarter million or 200,000 visitors. Mayor D'Epifanio stated this is the first time a high school choraliers has been invited to participate. Councilmember Snyder discussed the drug take back event on April 30th, to properly dispose of prescription drugs. He stated Butler County had a record 4,091 pounds that were brought in and Fairfield had one family that brought in 2,300 pounds of dialysis medication. Chief Dickey explained it was a lot of work and it is important to say that it was 2,300 lbs of chemicals that did not go into our water system.

Councilmember Meyers explained it was announced two weeks ago at the National show choir competition that Crystal Classic got the number one ranking in the United States for competition.

Mayor D'Epifanio thanked the staff, councilmembers and employees for his recent milestone birthday celebration. He announced on June 25 the Community Jesters are having a military rally in Jungle Jim's parking lot from 10:00 AM to 1:00 PM to support the troops.

#### Approval of Minutes

- Regular Meeting Minutes of April 25, 2011

The Regular Meeting Minutes of April 25, 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 contract with Capital Electric Line Builders for traffic signal video detection installation at the Holden - North Gilmore Intersection; the Holden -Fairfield High School Intersection and the River - Patterson Intersection.

Legislative Action: Councilmember Judd presented the second reading of this Ordinance. Ordinance approved for second reading only.

## **NEW BUSINESS**

## **PUBLIC WORKS COMMITTEE**

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

Councilmember Judd, seconded by Councilmember Senger moved to read the following two (2) ordinances by title only. Motion Carried 7-0.

Ordinance to authorize the City Manager to enter into a contract with Southeastern Equipment, Inc. for the purchase of one (1) Case 590 Super M backhoe and one (1) Kent KF 9 QT HydraRam Jackhammer and declaring an emergency.

Background: City Manager Pizzano recommended a contract with Southeastern Equipment to purchase a backhoe and a jackhammer attachment. He explained an existing backhoe in utilities that will go to Parks Department and Parks Department will trade in their vehicle. 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 Snyder moved to adopt. Motion Carried 7-0. ORDINANCE NO. 45-11 ADOPTED 7-0.

Ordinance to authorize the City Manager to enter into a one (1) year contract with Barrett Paving Materials for the completion of the 2011 Asphalt Paving and Resurfacing Program.

Background: City Manager Pizzano recommended a contract with Barrett Paving Materials for the 2011 Asphalt Paving and Resurfacing Program. Legislative Action: Councilmember Judd presented the first reading of this Ordinance. Councilmember Judd, seconded by Councilmember Rhodus moved to suspend the rules requiring three (3) readings of this Ordinance. Motion Carried 7-0. ORDINANCE NO. 46-11 ADOPTED 7-0.

## **PUBLIC UTILITIES COMMITTEE**

**Tim Meyers, Chairman; Mitch Rhodus, Vice Chairman, Mike Snyder, 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 Lake Erie Electric for the Route 4 Pump Station Improvements.

Background: City Manager Pizzano recommended a contract with Lake Erie Electric for the Route 4 Pump Station improvements. He explained these are standby emergency generators that will be installed at this location. He further explained this improvement will allow us to provide emergency power during power outages to 100% of our customer base, including to our 25 water users. Legislative Action: Councilmember Meyers presented the first reading of this Ordinance. Councilmember Meyers came back to this item to suspend the rules and to adopt as listed on the Agenda. Councilmember Meyers, seconded by Councilmember Abbott moved to suspend the rules requiring three (3) readings of the Ordinance. Motion Carried 7-0. Councilmember Meyers, seconded by Councilmember Snyder moved to adopt. Motion Carried 7-0. ORDINANCE NO. 49-11 ADOPTED 7-0.

Ordinance to authorize the City Manager to enter into an agreement with Parkson Corporation for the purchase of replacement panel membranes in the aeration tanks at the Wastewater Treatment Plant and declaring an emergency.

Background: City Manager Pizzano recommended an agreement with Parkson Corporation for the purchase of replacement panel membranes in the aeration tanks at the Wastewater Treatment Plant. He explained the work being funded is to replace equipment that

was put in through a propriety vendor who supplied the original equipment in which the membranes sit, for that reason this is a non-bid item. Legislative Action: Councilmember Meyers presented the first reading of this Ordinance. Councilmember Meyers, seconded by Councilmember Abbott moved to suspend the rules requiring three (3) readings of the Ordinance. Motion Carried 7-0. ORDINANCE NO. 47-11 ADOPTED AS AN EMERGENCY 7-0.

Ordinance to authorize the City Manager to enter into a three (3) year contract with Continental Carbonic Products for the purchase of liquid carbon dioxide for use at the Water Treatment Plant.

Background: City Manager Pizzano recommended a three (3) year contract with Continental Carbonic Products to purchase liquid carbon dioxide for use at the Water Treatment Plant as part of the water softening process. Legislative Action: Councilmember Meyers presented the first reading of this Ordinance. Mayor D'Epifanio clarified that B(1) and B(3) called for rules suspension. Public Utilities Director Dave Crouch stated he would like to suspend the rules for the pump station project, so the contractor can get started and take advantage of the weather. He further explained they have arrangements to begin that work 30 days from now if approved tonight. Mr. Crouch explained on the last item they have a contract that will expire in June and this will help us stay on track. Councilmember Meyers, seconded by Councilmember Abbott moved to suspend the rules requiring three (3) readings of the Ordinance. Motion Carried 7-0. ORDINANCE NO. 48-11 ADOPTED 7-0.

**COMMUNITY & PUBLIC RELATIONS COMMITTEE**  
**Mike Snyder, Chairman; Tim Abbott, Vice Chairman, Terry Senger, Member**

Simple Motion: Motion appointing the following Fairfield residents to serve on Fairfield's Boards and Commissions effective April, 2011:

Councilmember Snyder, seconded by Councilmember Judd moved to appoint Bill Vidourek -Design Review Board, Northeast Quadrant (Term Expiring 3/31/2013) Motion Carried 7-0.

**FINANCE & BUDGET COMMITTEE**  
**Tim Abbott, Chairman; Terrence Senger, Vice Chairman, Michael Oler, Member**

An Ordinance providing for the issuance of \$2,250,000 Road Improvement Bond Anticipation Notes, Series 2011, by the City of Fairfield, Ohio, in anticipation of the issuance of bonds of the City.

Legislative Action: City Manager Pizzano recommended an issuance of \$2,250,000 in Road Improvement Bond Anticipation Notes, which generally precede the issuance of formal bonds. He explained this is for the improvement project at I-275 and exit 39. He explained the vast majority of this project is largely federal and state funded. Legislative Action: Councilmember Abbott presented the first reading of this Ordinance. Councilmember Abbott, seconded by Councilmember Snyder moved to suspend the rules requiring three (3) readings of the Ordinance. Motion Carried 7-0. Councilmember Abbott, seconded by Councilmember Meyers moved to adopt. Motion Carried 7-0. Ordinance No. 50-11 adopted 7-0.

Appropriation Ordinance (Contractual Items) - \$87,361 for loader-backhoe and jackhammer attachment; \$950,000 for 2011 asphalt paving and resurfacing program; \$200,000 Route 4 Pump Station Improvements; \$65,000 replacement panel membranes in aeration tanks at Wastewater Division.

Background: City Manager Pizzano recommended the contractual items. Legislative Action: Councilmember Abbott presented the first reading of this Ordinance. Councilmember Abbott, seconded by Councilmember Meyers moved to suspend the rules requiring three readings of this Ordinance. Motion Carried 7-0. Councilmember Abbott, seconded by Councilmember Meyers moved to adopt Ordinance to amend Ordinance No. 117-10 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, 2011, and ending December 31, 2011." Motion Carried 7-0. ORDINANCE NO. 51-11 ADOPTED 7-0.

Appropriation Ordinance (Non-Contractual Items) - \$18,000 Spacesaver Record filing system - Police Department; \$20,000 miscellaneous traffic signal upgrades and spare parts; \$7,500 replacement TV cable assembly for Wastewater Division's closed circuit televising truck; \$5,000 on-going repair/rehabilitation to old or damaged sewer lines; \$4,800 one seat of GBA GIS Manager Software for Public Utilities; \$17,500 cleaning and rehabilitation of raw water production well no. 4; \$5,000 Explorer's Post uniforms, training equipment and operating supplies; \$7,500 NPDES Phase II Storm Water system expenses; and \$15,000 safety and security improvements for the Council Chambers.

Background: City Manager Pizzano recommended the following non-contractual items: \$18,000 to enhance and add to record filing system at the Police Department; \$20,000 in miscellaneous traffic signal upgrades and spare parts; \$7,500 replacement TV cable assembly for Wastewater Division's closed circuit televising truck; \$5,000 on-going repair/rehabilitation to old or damaged sewer lines; \$4,800 one seat of GBA GIS Manager Software for Public Utilities; \$5,000 Explorer's Post uniforms, training equipment and operating supplies; \$17,500 for cleaning and rehabilitation of raw water production well no. 4; and \$15,000 for safety and security improvements for the Council Chambers. 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 Meyers moved to adopt an Ordinance to amend Ordinance No. 117-10 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, 2011, and ending December 31, 2011." Motion Carried 7-0. ORDINANCE NO. 52-11 adopted 7-0.

Mayor D'Epifanio asked anyone having audio problems with the meeting to contact the City building. He further announced the deadline for commemorative bricks was Friday, but orders will be accepted until tomorrow.

Meeting Schedule

Clerk Johns read the following meeting notices:

Wednesday, May 11 Special Meeting (Open Agenda) - Joint meeting with Fairfield Township Trustees with an open agenda to discuss items of mutual interest, Phalen Center - 2200 John Gray Road, 6:00 p.m.  
Monday, May 23 Council-Manager Briefing, 6:00 p.m.; Regular Meeting, 7:00 p.m.

Summer Schedule:

Monday, June 13 Council-Manager Briefing, 6:00 p.m.; Regular Meeting, 7:00 p.m.  
Monday, July 11 Council-Manager Briefing, 6:00 p.m.; Regular Meeting, 7:00 p.m.  
Monday, August 8 Council-Manager Briefing, 6:00 p.m.; Regular Meeting, 7:00 p.m.

Executive Session of Council (if needed)

Adjournment

Councilmember Senger, seconded by Councilmember Snyder moved to adjourn. Motion Carried 7-0.

The Regular Meeting of Council ended at 7:54 PM.

ATTEST:

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

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

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