

MINUTES
REGULAR MEETING OF COUNCIL
AUGUST 11, 2014

Call to Order

Mayor Miller called the Regular Meeting of Council to order at 7:00 pm at the Fairfield Municipal Building, 5350 Pleasant Ave.

Prayer/Pledge of Allegiance

Councilmember Woeste led in prayer and the Pledge of Allegiance.

Roll Call

Clerk Wilson called the roll of Council. Present members were Councilmember Adam Jones, Councilmember Marty Judd, Councilmember Debbie Pennington, Councilmember Terry Senger, Councilmember Chad Oberson, Councilmember Mike Snyder, and Councilmember Bill Woeste.

Agenda Modifications

Executive Session Requests

Councilmember Judd, seconded by Councilmember Snyder, moved for Executive Session for the purpose of discussing pending and imminent litigation. Clerk Wilson took a roll call vote of council. Motion carried 7-0.

Public Hearing(s)

Special Presentations and Citizen Comments

Feed Ohio 2014 Proclamation

Councilmember Mike Snyder presented the Feed Ohio 2014 Proclamation to Jerry Flyr. Mr. Flyr thanked the Council and Mayor for their support of the project and encouraged residents to donate food to the project to stock local food pantries for citizens in need.

Resident Beverly Young, 5392 Tallawanda, addressed Council regarding children tearing her fence down and walking through her yard. She would like the city to look into the issue and see if there is anything that can be done to stop it. Chief Dickey assured her that officers regularly patrol the area and Mayor Miller stated the City would do all they could to help with the situation.

Mayor/Council Reports

Councilmember Jones reported that retired Police Lt. James K. Cooley passed away on August 7, at the age of 78. He was appointed in 1963 and retired in 1988 with 25 years of service to Fairfield and as a much-respected leader of the Police Department. He also reported that Officer John Cresap and Canaan completed training and were certified by the State of Ohio Patrol and Drug Detection, and started duty as of last Saturday, on the evening shift. Officer John Vinsky and Koda are currently in training in Pennsylvania and should be ready for certification tests in about 2 weeks. Chief Dickey also added that Officer Cresap and Canaan have been on the streets for two days and have already made three felony arrests.

Councilmember Pennington reported that Groovin' on the Green continues through September 4 and

Fairfield Aquatic Center will host Movies at the Pool on Saturday, August 16 at 8 PM, with the movie Surf's Up. She also reported that the Hero's Ride will be on Saturday, August 23 at Village Green Park, with the ride beginning at 1:00 PM. Mayor Miller also commented that it is a very impressive event.

Councilmember Senger reported that the July Income Tax Report shows receipts ahead of projections. He thanked Finance Director Mary Hopton and Staff for their hard work. He also reported that the Lima Company Memorial will be arriving in Fairfield at Village Green Park on August 21 and open to the public through August 24, so residents can view the memorial during the concert and Hero's Ride events over that weekend.

Councilmember Oberson reported that the city is stocked in their salt supply and will be ready for any snow events that happen in the city.

Councilmember Snyder reported that school begins Tuesday, August 19 and he wished them a great new academic year. He also reported on the new Fairfield Options Academy that is housed in the former administration building, and is an alternative school option to traditional classes. Councilmember Snyder reported that there is a new program at the Lane Library called "Read to a Dog," where students can practice their reading skills by reading to a dog in a relaxed environment.

Fairfield Works Presentation - Mayor Miller presented the Fairfield Works comments for employees that went above and beyond the call of duty: Golf Shop Cashier Kelly Becker, Police Officer Craig Singleton, Maintenance Worker/Laborer Mike Bieker, Police Officer Natalie Cockfield, and all of the Fairfield Aquatic Center staff.

Approval of Minutes

Regular Meeting Minutes of July 14, 2014

- The Regular Meeting Minutes of July 14, 2014 were approved as written.

OLD BUSINESS

DEVELOPMENT SERVICES COMMITTEE

Bill Woeste, Chairman; Adam Jones, Vice Chairman, Mike Snyder, Member

Resolution approving the Ward Boundary Review Commission report and recommendation to make no changes to the boundaries of the four wards.

Councilmember Woeste presented the second reading of this resolution.

PUBLIC UTILITIES COMMITTEE

Marty Judd, Chairman; Chad Oberson, Vice Chairman, Adam Jones, Member

Ordinance to amend sections 921.03, 921.04 and 921.06 and add a new section 921.14 relative to water system requirements of Ordinance No. 166-84, the Codified Ordinances of Fairfield, Ohio.

Councilmember Judd presented the second reading of this ordinance.

NEW BUSINESS

PUBLIC SAFETY COMMITTEE

Adam Jones, Chairman; Marty Judd, Vice Chairman, Terry Senger, Member

Simple Motion: Motion to approve liquor permit application in the name of Umiya Food, Inc. 465 Nilles Road, Fairfield, OH 45014. (Permit Classes:C1, C2 and D6)

Councilmember Jones, seconded by Councilmember Snyder, moved to approve a liquor permit application in the name of Umiya Food, Inc. Motion carried 7-0. SIMPLE MOTION NO. 18-14. APPROVED 7-0.

Simple Motion: Motion to approve liquor permit application in the name of Gilligan Oil Company & Gas Pumps, LLC, 7504 Dixie Highway, Fairfield, OH 45014. (Permit Classes:C1 and C2)

Councilmember Jones, seconded by Councilmember Snyder, moved to approve a liquor permit application in the name of Gilligan Oil Company & Gas Pumps, LLC. Motion carried 7-0. SIMPLE MOTION NO. 19-14. APPROVED 7-0.

DEVELOPMENT SERVICES COMMITTEE

Bill Woeste, Chairman; Adam Jones, Vice Chairman, Mike Snyder, Member

Ordinance to amend Chapters 1133 and 1165 of the Zoning Code of Ordinance No. 166-84, the Codified Ordinances of Fairfield, Ohio relative to the definitions and principal permitted and conditional uses in the C-3 General Business District, and C-3A, General Business District Modified, Zoning Districts.

Councilmember Bill Woeste, seconded by Councilmember Adam Jones moved to read the following ordinance by title only. Motion Carried 7-0.

Background: Acting City Manager Wendling recommended an ordinance to amend the Zoning Code relative to definitions and principle permitted and conditional uses in the C-3 General Business District, and C-3A, General Business District Modified, Zoning Districts. There will be a joint public hearing held for this ordinance on September 22 at 7:00 PM with Council and the Planning Commission, and more information will be presented at that time, as well as an opportunity for Council and citizen input. Legislative Action: Councilmember Woeste presented the first reading of this ordinance.

PUBLIC WORKS COMMITTEE

Chad Oberson, Chairman; Mike Snyder, Vice Chairman, Bill Woeste, Member

Ordinance authorizing the City Manager to enter into a contract with Cargill, Incorporated for the purchase of road salt and declaring an emergency.

Councilmember Chad Oberson, seconded by Councilmember Bill Woeste moved to read the following ordinance by title only. Motion Carried 7-0.

Background: Acting City Manager Wendling recommended a contract with Cargill, Incorporated for the purchase of road salt. Legislative Action: Councilmember Oberson presented the first reading of this ordinance.

Councilmember Chad Oberson, seconded by Councilmember Mike Snyder moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 7-0. Councilmember Chad Oberson, seconded by Councilmember Terry Senger moved to adopt. Motion Carried 7-0. ORDINANCE NO. 76-14. APPROVED 7-0.

PUBLIC UTILITIES COMMITTEE

Marty Judd, Chairman; Chad Oberson, Vice Chairman, Adam Jones, Member

Councilmember Marty Judd, seconded by Councilmember Debbie Pennington moved to read the following three (3) ordinances by title only. Motion Carried 7-0.

Ordinance to authorize the City Manager to execute a Master Services Agreement with Duke Energy One for the Wastewater Treatment Plant emergency back-up generator project and declaring an emergency.

Background: Acting City Manager Wendling recommended an agreement with Duke Energy One for an emergency back-up generator project at Wastewater Treatment Plant. This generator would operate in emergency situations when power is lost to prevent sewer back-up in the city. Legislative Action: Councilmember Judd presented the first reading of this ordinance.

Councilmember Marty Judd, seconded by Councilmember Mike Snyder moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 7-0. Councilmember Marty Judd, seconded by Councilmember Adam Jones moved to adopt. Motion Carried 7-0. ORDINANCE NO. 77-14. APPROVED 7-0.

Ordinance to authorize the City Manager to enter into a contract with H & H Structural Contracting, Inc. for the construction of a new Biosolids Storage Building #3.

Background: Acting City Manager Wendling recommended an ordinance to authorize a contract with H & H Structural Contracting, Inc. for construction of a new Biosolids Storage Building #3. Legislative Action: Councilmember Judd presented the first reading of this ordinance.

Councilmember Marty Judd, seconded by Councilmember Terry Senger moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 7-0. Councilmember Marty Judd, seconded by Councilmember Adam Jones moved to adopt. Motion Carried 7-0. ORDINANCE NO. 78-14. APPROVED 7-0.

Ordinance to authorize the City Manager to enter into a contract with Stauffer Site Services LLC for phase two (2) of the Shearwater Drive Water Main Improvements and declaring an emergency.

Background: Acting City Manager Wendling recommended an ordinance to authorize a contract with Stauffer Site Services, LLC for phase two (2) of the Shearwater Drive Water Main Improvements. Legislative Action: Councilmember Judd presented the first reading of this ordinance.

Councilmember Marty Judd, seconded by Councilmember Debbie Pennington moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 7-0. Councilmember Marty Judd, seconded by Councilmember Chad Oberson moved to adopt. Motion Carried 7-0. ORDINANCE NO. 79-14. APPROVED 7-0.

FINANCE & BUDGET COMMITTEE

Terry Senger, Chairman; Debbie Pennington, Vice Chairman, Chad Oberson, Member

Councilmember Terry Senger, seconded by Councilmember Mike Snyder moved to read the following four (4) ordinances by title only. Motion Carried 7-0.

An ordinance determining to reduce and recertify special assessments levied for the purpose of constructing certain improvements and declaring an emergency.

Background: Acting City Manager Wendling recommended an ordinance to reduce and recertify special assessments levied for the purpose of constructing certain improvements. Legislative Action: Councilmember Senger presented the first reading of this ordinance.

Councilmember Terry Senger, seconded by Councilmember Adam Jones moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 7-0. Councilmember Terry Senger, seconded by Councilmember Debbie Pennington moved to adopt. Motion Carried 7-0. ORDINANCE NO. 80-14. APPROVED 7-0.

Ordinance levying Sidewalk Assessments for the repair of sidewalks (including aprons) in the City of Fairfield, Ohio and declaring an emergency.

Background: Acting City Manager Wendling recommended an ordinance for Sidewalk Assessments for the repair of sidewalks and aprons in 2013 that have not yet been paid for. Legislative Action: Councilmember Senger presented the first reading of this ordinance.

Councilmember Terry Senger, seconded by Councilmember Bill Woeste moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 7-0. Councilmember Terry Senger, seconded by Councilmember Chad Oberson moved to adopt. Motion Carried 7-0. ORDINANCE NO. 81-14. APPROVED 7-0.

Contractual Appropriations - \$258,600 for the emergency back-up generator project; \$207,204 for the construction of a new Biosolids Storage Building #3; \$94,157 for Phase Two (2) of the Shearwater Drive Water Main Improvements.

Background: Acting City Manager Wendling recommended contractual appropriations for the previously approved contracts. Legislative Action: Councilmember Senger presented the first reading of this ordinance.

Councilmember Terry Senger, seconded by Councilmember Marty Judd moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 7-0. Councilmember Terry Senger,

seconded by Councilmember Marty Judd moved to adopt. Motion Carried 7-0. ORDINANCE NO. 82-14. APPROVED 7-0.

Non-Contractual Appropriations - \$25,000 for replacement of a failed sanitary sewer service main at 1017 Hicks Blvd; \$13,000 for replacement of Wet Well Level Transmitters, Raw Influent Flow Meters, Thickened Sludge Pit Level Transmitter, and Reaeration Tank Level Transmitter; \$8,500 for fencing new Biosolids Storage Building.

Background: Acting City Manager Wendling recommended non-contractual appropriations for replacement of failed sanitary sewer service main, replacement of Wet Well Level Transmitters, Raw Influent Flow Meters, Thickened Sludge Pit Level Transmitter and Reaeration Tank Level Transmitter and fencing the new Biosolids Storage Building. Legislative Action: Councilmember Senger presented the first reading of this ordinance.

Councilmember Terry Senger, seconded by Councilmember Debbie Pennington moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 7-0. Councilmember Terry Senger, seconded by Councilmember Mike Snyder moved to adopt. Motion Carried 7-0. ORDINANCE NO. 83-14. APPROVED 7-0.

Meeting Schedule

Clerk Wilson read the following meeting schedule:

- Monday, September 8 Regular Meeting, 7:00 p.m.
- Monday, September 22 Regular Meeting, 7:00 p.m.
- Tuesday, October 14 Regular Meeting, 7:00 p.m.

Executive Session of Council (if needed)

Council adjourned to Executive Session at 7:30 PM.

Adjournment

The Regular Meeting of Council adjourned at 8:25 PM.

ATTEST:

Clerk of Council
Date Approved _____

Mayor's Approval