

MINUTES  
REGULAR MEETING OF COUNCIL  
OCTOBER 15, 2013

**Call to Order**

Mayor Ronald A. 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**

Councilmember Pennington led in prayer and Pledge of Allegiance.

**Roll Call**

Clerk Wilson called the roll of Council. Present members were Councilmember Adam Jones, Councilmember Debbie Pennington, Councilmember Terry Senger, Councilmember Tim Abbott, and Councilmember Tim Meyers.

Councilmember Pennington, seconded by Councilmember Jones, moved to excuse Councilmembers Holtegel and Oler. Motion carried 5-0.

**Agenda Modifications**

**Executive Session Requests**

Councilmember Meyers, seconded by Councilmember Senger, moved to approve Executive Session to discuss imminent litigation. Motion carried 5-0.

**Public Hearing(s)**

**Special Presentations and Citizen Comments**

1. United States Post Office Breast Cancer Awareness Proclamation - Valerie Raynes, Hamilton/Fairfield Postmaster, and Ronald Stroman, US Deputy Postmaster General
  - Councilmember Pennington presented Valerie Raynes, Postmaster, with a proclamation for Breast Cancer Awareness and thanked her for her work in raising money toward research and early detection. Ms. Raynes thanked the city for their support and encouraged residents to purchase the Breast Cancer Awareness stamps this month.
2. Gilbert Lanham, Butler County Board of Developmental Disabilities
  - Gilbert Lanham showed a video and explained the job of the Butler County Board of Developmental Disabilities. He suggested that if there are any employment needs to contact the Board of DD to see if they can assist. Councilmember Jones gave Mr. Lanham his business card and told him he would like to discuss the topic further.
3. Fairfield City Schools Bond Issue - Paul Otten, Superintendent, and Carrie O'Neal
  - Superintendent Paul Otten gave a presentation regarding the bond issue for the November ballott. He answered questions from Council and thanked the city for their support. Carrie O'Neal also thanked the city for support of the bond issue.

### **Mayor/Council Reports**

Mayor D'Epifanio reported that Cathy Abbott, Councilmember Abbott's wife, needs our thoughts and prayers following a horrible fall. She had surgery and will begin therapy soon. He also wished Councilmember Pennington a happy birthday and announced that Clerk Wilson is expecting her third child and congratulated her.

Councilmember Senger reported that Fairfield Youth Baseball Association had a very successful year both in number of participants and teams, as well as financially. He commented that he hopes 2014 is also a very successful year.

### **Approval of Minutes**

Regular Meeting Minutes of September 23, 2013

- The Regular Meeting Minutes of September 23, 2013 were approved as written

### **OLD BUSINESS**

#### **DEVELOPMENT SERVICES COMMITTEE**

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

Ordinance amending Ordinance No. 166-84, the Codified Ordinances of Fairfield, Ohio, Section 1141.02, the City of Fairfield, Ohio, Zoning Map by approving the revised concept and final development plan for the Meijer-Gilmore Road Planned Unit Development.

Legislative Action: Councilmember Abbott presented the second reading of this ordinance.

#### **PUBLIC WORKS COMMITTEE**

**Tim Meyers, Chairman; Michael Oler, Vice Chairman, Tim Abbott, Member**

Ordinance accepting public improvements and releasing the maintenance bond for the Bluffs of Harbin Subdivision (Park Place).

Legislative Action: Councilmember Meyers presented the second reading of this ordinance.

Resolution requesting the State of Ohio Director of Transportation to lower the speed limit on Pleasant Avenue (US 127) beginning at John Gray Road and ending at Hunter Road.

Councilmember Tim Meyers, seconded by Councilmember Debbie Pennington moved to table pending Council-Manager Briefing on October 28, 2013. Motion Carried 5-0.

#### **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 Fairfield Optimist Club, Inc. for the operation of an amateur soccer program.

Legislative Action: Councilmember Senger presented the second reading of this ordinance.

**NEW BUSINESS**

**DEVELOPMENT SERVICES COMMITTEE**

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

Ordinance to authorize the City Manager to execute the FY 2013 Community Development Block Grant (CDBG) application and agreement and declaring an emergency.

Councilmember Tim Abbott, seconded by Councilmember Tim Meyers moved to read the following ordinance by title only. Motion Carried 5-0.

Background: City Manager Pizzano recommended authorization to execute the FY 2013 CDBG application and agreement. Legislative Action: Councilmember Abbott presented the first reading of this ordinance.

Councilmember Tim Abbott, seconded by Councilmember Tim Meyers moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 5-0. Councilmember Tim Abbott, seconded by Councilmember Tim Meyers moved to adopt . Motion Carried 5-0. ORDINANCE NO. 83-13. APPROVED 5-0.

**PUBLIC UTILITIES COMMITTEE**

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

Ordinance to authorize the City Manager to execute a change order to the contract with Smithcorp, Inc. for additional water line repairs and declaring an emergency.

Councilmember Adam Jones, seconded by Councilmember Tim Meyers moved to read the following ordinance by title only. Motion Carried 5-0.

Background: City Manager Pizzano recommended an ordinance to authorize a change order to the contract with Smithcorp, Inc. for additional water line repairs. Legislative Action: Councilmember Jones presented the first reading of this ordinance.

Councilmember Adam Jones, seconded by Councilmember Tim Abbott moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 5-0. Councilmember Adam Jones, seconded by Councilmember Debbie Pennington moved to adopt . Motion Carried 5-0. ORDINANCE NO. 84-13. APPROVED 5-0.

**PUBLIC WORKS COMMITTEE**

**Tim Meyers, Chairman; Michael Oler, Vice Chairman, Tim Abbott, Member**

Councilmember Tim Meyers, seconded by Councilmember Tim Abbott moved to read the following two (2) ordinances by title only. Motion Carried 5-0.

Ordinance to authorize the City Manager to execute a contract with LJB, Inc. for detailed engineering tasks for the Route 4 & Holden Improvement Project and declaring an emergency.

Background: City Manager Pizzano recommended a contract with LJB, Inc. for detailed engineering tasks for Rt. 4 and Holden Improvement Project. Legislative Action: Councilmember Meyers presented the first reading of this ordinance.

Councilmember Tim Meyers, seconded by Councilmember Tim Abbott moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 5-0. Councilmember Tim Meyers, seconded by Councilmember Debbie Pennington moved to adopt . Motion Carried 5-0. ORDINANCE NO. 85-13. APPROVED 5-0.

Ordinance to declare one (1) city vehicle and a lawn mower as surplus and authorize the City Manager to sell the vehicle and lawn mower on GovDeals.com.

Background: City Manager Pizzano recommended an ordinance to declare a city vehicle and a lawnmower as surplus and authorize the sale on GovDeals.com. Legislative Action: Councilmember Meyers presented the first reading of this ordinance.

Councilmember Tim Meyers, seconded by Councilmember Terry Senger moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 5-0. Councilmember Tim Meyers, seconded by Councilmember Tim Abbott moved to adopt . Motion Carried 5-0. ORDINANCE NO. 86-13. APPROVED 5-0.

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

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

Councilmember Tim Abbott, seconded by Councilmember Debbie Pennington moved to read the following resolution and four (4) ordinances by title only. Motion Carried 5-0.

Resolution in support of Issue #8, The Fairfield City School Bond Issue, on the November 5, 2013 ballot.

Background: City Manager Pizzano recommended a resolution in support of Issue #8, Fairfield City Schools Bond Issue. Legislative Action: Councilmember Abbott presented the first reading of this resolution.

Councilmember Tim Abbott, seconded by Councilmember Tim Meyers moved to suspend the rules requiring three (3) readings of this resolution. Motion Carried 5-0. Councilmember Tim Abbott, seconded by Councilmember Tim Meyers moved to adopt . Motion Carried 4-1. Councilmember Jones commented that he appreciated what the schools were trying to accomplish, but could not ignore the fact that many families are still struggling in this economy, which is why he cannot support the resolution and voted No. RESOLUTION 13-13. APPROVED 4-1.

Ordinance to reconcile accounts.

Background: City Manager Pizzano recommended an ordinance to reconcile accounts. Legislative Action: Councilmember Abbott presented the first reading of this ordinance.

Councilmember Tim Abbott, seconded by Councilmember Tim Meyers moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 5-0. Councilmember Tim Abbott,

seconded by Councilmember Tim Meyers moved to adopt . Motion Carried 5-0. ORDINANCE NO. 87-13. APPROVED 5-0.

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. 31-13 and all amendments thereto and declaring an emergency.

Background: City Manager Pizzano recommended an ordinance to establish salaries and hourly rates for certain salaried and hourly employees. This ordinance will reclassify a position for Public Utilities and make it easier to adequately staff the department. Legislative Action: Councilmember Abbott presented the first reading of this ordinance.

Councilmember Tim Abbott, seconded by Councilmember Debbie Pennington moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 5-0. Councilmember Tim Abbott, seconded by Councilmember Tim Meyers moved to adopt . Motion Carried 5-0. ORDINANCE NO. 88-13. APPROVED 5-0.

Appropriation Ordinance (Contractual Items) - \$27,500 for Smithcorp, Inc. contract change order for water main improvements at Winton and Mack Road; \$204,353 for contract with LJB, Inc. for detailed engineering for Route 4 & Holden Improvement Project.

Background: City Manager Pizzano recommended the contractual appropriations related to the two previously approved contracts with Smithcorp, Inc. and LJB, Inc. Legislative Action: Councilmember Abbott presented the first reading of this ordinance.

Councilmember Tim Abbott, seconded by Councilmember Tim Meyers moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 5-0. Councilmember Tim Abbott, seconded by Councilmember Terry Senger moved to adopt . Motion Carried 5-0. ORDINANCE NO. 89-13. APPROVED 5-0.

Appropriation Ordinance (Non-Contractual Items) - \$7,355 for additional security improvements for Public Works, Fire Department, and Public Utilities Department; \$14,500 for purchase of a 2013 Toro Z Master 6000 mower and snow blower attachment for Street Division; \$10,200 for Water Plant roof replacement; \$2,857 for purchase of a Cisco Ethernet Switch for security system at Public Utilities Campus.

Background: City Manager Pizzano recommended several non-contractual appropriations. Legislative Action: Councilmember Abbott presented the first reading of this ordinance.

Councilmember Tim Abbott, seconded by Councilmember Debbie Pennington moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 5-0. Councilmember Tim Abbott, seconded by Councilmember Tim Meyers moved to adopt . Motion Carried 5-0. ORDINANCE NO. 90-13. APPROVED 5-0.

#### Meeting Schedule

Clerk Wilson read the following meeting schedule:

- Monday, October 28 Council-Manager Briefing, 6:00 p.m.; Regular Meeting, 7:00 p.m.
- Monday, November 11 Council-Manager Briefing, 6:00 p.m.; Regular Meeting, 7:00 p.m.
- Monday, November 25 Council-Manager Briefing, 5:30 p.m.; Regular Meeting, 7:00 p.m.

**Executive Session of Council (if needed)**

Council adjourned to Executive Session at 8:05 PM.

Council re-convened in open session at 8:50 PM to discuss the process of filling the upcoming vacancy of the second ward seat. It was decided by the majority of Council that the following process will be used:

1. All councilmembers must submit a name of a registered voter, second ward resident to Mayor D'Epifanio by October 28;
2. Letters will be mailed to those residents asking them to submit a letter of interest and resume for review by November 11;
3. Council will review resumes on November 11 and decide on a few candidates to interview;
4. Interviews will be held on November 25;
5. Councilmembers will vote on a candidate to fill the vacancy on December 2. Only the six seated councilmembers will vote.

**Adjournment**

The Regular Meeting of Council adjourned at 9:05 PM.

ATTEST:

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

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

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Mayor's Approval