

MINUTES

REGULAR MEETING OF COUNCIL

SEPTEMBER 13, 2010

Call to Order

Mayor Ronald A. D'Epifanio called the Regular Meeting to order at 7:00 PM.

Prayer/Pledge of Allegiance

Councilmember Meyers 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, and Councilmember Snyder. Councilmember Abbott, seconded by Councilmember Meyers moved to excuse Councilmember Oler and Councilmember Senger. Motion Carried 5-0.

Agenda Modifications

No modifications were made to the Agenda.

Executive Session Requests

Councilmember Judd, seconded by Councilmember Abbott moved to an Executive Session to discuss the purchase of Real Estate. Motion Carried 5-0.

Public Hearing(s)

No Public Hearings were scheduled.

Special Presentations and Citizen Comments

- Fairfield City Schools Superintendent Cathy Milligan

Fairfield City Schools Superintendent Cathy Milligan discussed Fairfield School Board's community engagement initiative including developing a master facilities plan, better community service, financial operating issues, and teaching and learning. She explained for the teaching and learning, the community is being asked to read the book The Winners Manual for the Game of Life, written by Jim Tressel, which is a book about character development. Ms. Milligan briefly discussed the Fairfield 5 education, gratitude, service, self and family, which has been modified from Coach Tressel's model in the book. She invited everyone to read the book and join the blog about the book on the district website. The Fairfield North Elementary Assistant Principal, Lee Vincent, explained this is an initiative for administrators and teachers to take character education to the next level. She explained the ways that one of the ten fundamentals is being used each week with students. Ms. Vincent further explained the positive behavior supports, which demonstrates examples of good behavior. She discussed the upcoming Make a Difference Day being held in conjunction with the City of Fairfield and Fairfield Township the third week of October to collect food for the Fairfield Food Pantry. Ms. Vincent commented that Leigh Anne Tuohy from the *Blindside* will be talking about service to the community in the first week of October at the Performance Arts Center. She discussed local author Robyn Atyeo wrote a book about the Fairfield 5 and is planning an event at the Library in October as well. Ms. Vincent commented each building will host a Fairfield 5 or fundamental evening out to have face to face conversations along with the blog. Mayor D'Epifanio commented on the great selection of this book and encouraged everyone to read it.

Mayor/Council Reports

Councilmember Meyers encouraged everyone to participate in the Cruise In on the Green this weekend at Village Green featuring Hot Wax.

Councilmember Abbott reported that we continue to outperform our projections for the year.

Councilmember Judd reported over the next few weeks, the sharp curve on River Road between Bedford and St. Clair will go through safety improvements and will require intermittent closures during working hours. He noted that the area near the curve will be closed to through traffic and traffic will be directed around the area by a signal detour. Councilmember Judd reported all the streets in the Hicks Manor subdivision that have had waterline and curb replacements will have their finished layer of asphalt by the end of this year.

Councilmember Snyder recognized the 2011 Teacher of the Year, Laura Griffin. He also recognized Fairfield Police Officer Sandy Sears for her efforts in assisting individuals affected by a fire at Transitional Living. Councilmember Snyder announced Jungle Jim's Market will be highlighted on the History Channel's Modern Marvels feature on October 29th.

Mayor D'Epifanio commented on a 9/11 ceremony at the Village Green Amphitheater and thanked Chief Dickey for his efforts with this event. He commented next year will be the tenth anniversary and he would like to have a larger event because we do not want to forget that tragedy and those that suffered. He read a letter about Police Officer Sears' involvement in the safe return of a missing child and the case surrounding it. He further read a letter about Officer Ryan Fleenor's professional investigation of a fraud case.

Approval of Minutes

- Regular Meeting of August 9, 2010

The minutes of the Regular Meeting of August 9, 2010 were approved as written.

OLD BUSINESS

NEW BUSINESS

PUBLIC SAFETY COMMITTEE

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

Simple Motion: Motion requesting that no hearing be held on the liquor permit application in the name of Saigon Restaurant Corp, DBA house of Bangkok Thai Cuisine, 4876 Dixie Hwy., Fairfield, Ohio 45014 (Permit Class: D5 and D6).

Councilmember Judd, seconded by Councilmember Abbott moved to that no hearing be held on the liquor permit application in the name of Saigon Restaurant Corp, DBA house of Bangkok Thai Cuisine, 4876 Dixie Hwy., Fairfield, Ohio 45014 (Permit Class: D5 and D6). Motion Carried 5-0. SIMPLE MOTION NO. 14-10 APPROVED 5-0.

Simple Motion: Motion requesting that no hearing be held on the liquor permit application in the name of Terry E. Woodcock, DBA legends Patio, 7245 Dixie Hwy, Fairfield, Ohio 45014 (Permit Class: D3A).

Councilmember Judd, seconded by Councilmember Abbott moved to that no hearing be held on the liquor permit application in the name of Terry E. Woodcock, DBA legends Patio, 7245 Dixie Hwy, Fairfield, Ohio 45014 (Permit Class: D3A). Motion Carried 5-0. SIMPLE MOTION NO. 15-10 APPROVED 5-0.

Simple Motion: Motion requesting that no hearing be held on the liquor permit application in the name of Michaels Billiards, 6625 Dixie Hwy Unit K, Fairfield, Ohio 45014 (Permit Class: D2 and D1).

Councilmember Judd, seconded by Councilmember Snyder moved to that no hearing be held on the liquor permit application in the name of Michaels Billiards, 6625 Dixie Hwy Unit K, Fairfield, Ohio 45014 (Permit Class: D2 and D1). Motion Carried 5-0. SIMPLE MOTION NO. 16-10 APPROVED 5-0.

Simple Motion: Motion requesting that no hearing be held on the liquor permit application in the name of Green Plantain LTD, 6679 Dixie Hwy Ste G, Fairfield, Ohio 45014 (Permit Class: D1).

Councilmember Judd, seconded by Councilmember Snyder moved to Approve that no hearing be held on the liquor permit application in the name of Green Plantain LTD, 6679 Dixie Hwy Ste G, Fairfield, Ohio 45014 (Permit Class: D1). Motion Carried 5-0. SIMPLE MOTION NO. 17-10 APPROVED 5-0.

Ordinance to authorize the City Manager to enter into a contract with Howell Rescue Systems for the purchase of self contained breathing apparatus and related equipment and declaring an emergency.

Councilmember Judd, seconded by Councilmember Abbott moved to Read the following Ordinance by title only. Motion Carried 5-0.

Background: City Manager Pizzano recommended a contract with Howell Rescue Systems for self contained breathing apparatus and related telemetry equipment. He explained the Fire Department was successful in receiving a grant of about \$220,000 under the 2010 Fire ACT grant program. He further explained this will be about 95% paid for by this federal grant. 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 5-0. Councilmember Judd, seconded by Councilmember Snyder moved to Adopt. Motion Carried 5-0. ORDINANCE 86-10 ADOPTED 5-0.

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

Simple Motion: Motion approving the proposed City Council meeting schedule for the months of November and December, 2010 as outlined in the Council Communication 11(B)(1) dated September 13, 2010.

Councilmember Snyder, seconded by Councilmember Abbott moved to approve the proposed City Council meeting schedule for the months of November and December, 2010 as outlined in the Council Communication 11(B)(1) dated September 13, 2010. Motion Carried 5-0. SIMPLE MOTION NO. 18-10 APPROVED 5-0.

DEVELOPMENT SERVICES COMMITTEE
Mitch Rhodus, Chairman; Mike Snyder, Vice Chairman; Tim Abbott, Member

Councilmember Rhodus, seconded by Councilmember Snyder moved to Read the following three (3) ordinances by title only. Motion Carried 5-0.

Ordinance to amend various sections of the Zoning Code of Ordinance No. 166-84, The Codified Ordinances of Fairfield, Ohio.

Background: City Manager Pizzano recommended an amendment to sections of the Zoning Code, which are somewhat perfunctory and in reaction to putting the City Code in compliance with State and Federal mandates. He discussed a new section dealing with new technology for solar and wind energy and changes to the flood zone regulations required by ODNR. Legislative Action: Councilmember Rhodus presented the first reading of this ordinance. Ordinance approved for first reading only. Councilmember Rhodus scheduled a joint Public Hearing for Monday, September 27, 2010 at 7:00 PM to further discuss this item.

Ordinance to authorize the Building Superintendent to waive the building permit fee for the construction of a wheel chair ramp on the property located at 4653 Celadon Avenue in the City of Fairfield and declaring an emergency.

Background: City Manager Pizzano recommended authorization for the Building Superintendent to waive the building permit fee for a wheel chair ramp on Celadon Avenue. He explained John Prazynski is attempting to help a veteran who flew an apache helicopter that had a hard landing and was injured fairly severely. Mr. Prazynski has assembled a donation of materials and labor to build a handicap ramp on this gentleman's property. Mr. Pizzano noted the cost is probably \$50 to be waived. Background: Councilmember Rhodus presented the first reading of this ordinance. Councilmember Rhodus, seconded by Councilmember Abbott moved to Suspend the rules requiring three readings of this ordinance. Motion Carried 5-0. Councilmember Rhodus, seconded by Councilmember Snyder moved to Adopt. Motion Carried 5-0. ORDINANCE 87-10 ADOPTED 5-0.

Ordinance to authorize the City Manager to execute the FY 2011 Community Development Block Grant (CDBG) application and agreement and declaring an emergency.

Background: City Manager Pizzano recommended the execution of this year's 2011 allocation to Fairfield of the Community Development Block Grant for about a \$200,000 allocation to do tear downs on the northern end of the old Fisher Body plant. He explained there are some blighted facilities and a water tower that will be torn down and make that a pad ready site. Legislative Action: Councilmember Rhodus 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 Snyder moved to Read the following three (3) items by title only. Motion Carried 5-0.

A Resolution accepting the amounts and rates as determined by the Butler County Budget Commission and authorizing the necessary tax levies and certifying them to the County Auditor.

Background: City Manager Pizzano recommended a resolution to accept the amounts and rates as determined by the Butler County Budget Commission authorizing necessary tax levies. 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 Resolution. Motion Carried 5-0. Councilmember Abbott, seconded by Councilmember Meyers moved to Adopt. Motion Carried 5-0. RESOLUTION NO. 7-10 ADOPTED 5-0.

Appropriation Ordinance (Non-contractual Items) - \$10,000 additional video detection work; \$24,000 Public Safety Tribute Project Site Work; \$10,300 old county water main valve installation; \$22,000 Step 2 of Magie Avenue waterline acquisition; \$5,400 data management software upgrade; \$12,000 lab testing; \$12,000 Wastewater Division Pump overhaul/replacement; \$13,000 respirometer for Wastewater Division; \$3,000 Waterworks Park restroom renovation; \$4,000 repair/replacement Community Arts Center roof shingles; \$8,000 sealing/stripping/crack filling Community Arts Center parking lot areas; \$4,000 curb replacement - Harbin Park parking lots; and \$14,100 Village Green Park campus improvements.

Background: City Manager Pizzano recommended the following noncontractual items: \$10,000 additional video detection work; \$24,000 Public Safety Tribute Project Site Work; \$10,300 old county water main valve installation; \$22,000 Step 2 of Magie Avenue waterline acquisition; \$5,400 data management software upgrade; \$12,000 lab testing; \$12,000 Wastewater Division Pump overhaul/replacement; \$13,000 respirometer for Wastewater Division; \$3,000 Waterworks Park restroom renovation; \$4,000 repair/replacement Community Arts Center roof shingles; \$8,000 sealing/stripping/crack filling Community Arts Center parking lot areas; \$4,000 curb replacement - Harbin Park parking lots; and \$14,100 Village Green Park campus improvements. Legislative Action: Councilmember Abbott presented the first reading of an Ordinance entitled "Ordinance to amend ordinance No. 149-09 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, 2010, and ending December 31, 2010." Councilmember Abbott, seconded by Councilmember Meyers moved to Suspend the rules requiring three (3) readings of the Ordinance. Motion Carried 5-0. Councilmember Abbott, seconded by Councilmember Meyers moved to Adopt. Motion Carried 5-0. ORDINANCE NO. 88-10 ADOPTED 5-0.

Appropriation Ordinance (Contractual Items): \$233,000 Self Contained Breathing Apparatus and related equipment.

Background: City Manager Pizzano recommended the following contractual item: \$233,000 for self contained breathing apparatus and related equipment. Legislative Action: Councilmember Abbott presented the first reading of an Ordinance titled "Ordinance to amend ordinance No. 149-09 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, 2010, and ending December 31, 2010." Councilmember Abbott, seconded by Councilmember Meyers moved to Suspend the rules requiring three readings of the Ordinance. Motion Carried 5-0. Councilmember Abbott, seconded by Councilmember Meyers moved to Adopt. Motion Carried 5-0. ORDINANCE NO. 89-10 ADOPTED 5-0. Mayor D'Epifanio recognized Sue Kieswetter from the Cincinnati Enquirer who was in the audience and welcomed Kelsey Cano from the Fairfield Echo.

Meeting Schedule

Clerk Johns read the following meeting notices:

Monday, September 27 Council-Manager Briefing, 6 p.m.; Regular Meeting, 7 p.m.
Tuesday, October 12 Council-Manager Briefing, 6 p.m.; Regular Meeting, 7 p.m.
Monday, October 25 Council-Manager Briefing, 6 p.m.; Regular Meeting, 7 p.m.

Executive Session of Council (if needed)

Council adjourned to Executive Session at 7:40 PM to discuss the purchase of real estate.

Adjournment

The Regular Meeting adjourned at 9:30 PM.

ATTEST:

Clerk of Council

Mayor's Approval

Date Approved _____