

MINUTES
REGULAR MEETING OF COUNCIL
JANUARY 13, 2014

Call to Order

Mayor Steve Miller 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 Jones 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 Marty Judd, seconded by Councilmember Debbie Pennington, moved for Executive Session to discuss pending and imminent litigation and security arrangements. Motion carried 7-0.

Public Hearing(s)

Special Presentations and Citizen Comments

Erin Blevins, 5978 Ricky Drive, addressed Council regarding her seven dogs and obtaining a kennel license, which was denied by the Board of Zoning Appeals. Ms. Blevins referred to several sections of the Ohio Revised Code and stated that pets are personal property and the City has no right to take away her personal property. Mayor Miller deferred to Law Director John Clemmons, who stated that an agreement had been drafted by the Ohio Civil Rights Commission and signed by Ms. Blevins, wherein she agreed to reduce the number of dogs down to two (2). Mayor Miller stated that the matter was closed, but Ms. Blevins could have her attorney contact Mr. Clemmons.

Doug Songer, 1029 Clint Avenue, Hamilton, addressed Council regarding an abuse complaint he made last year about his granddaughter. He stated that the police department had ignored him and not conducted an investigation. Mayor Miller advised him to submit his contact information to the Clerk and Chief Dickey would be in touch regarding the matter.

Mayor/Council Reports

Councilmember Snyder reported that there are several openings for Boards and Commissions this year and encouraged residents to apply. The deadline for applications is February 14, 2014. Information regarding the openings and application are available online and in the Clerk of Council's office. Also, he recognized Betsy Hope for her work with the Fairfield Community Foundation for eleven (11) years. Ms. Hope has accepted another position and he thanked her for her work in Fairfield. Diane Ruder has been named interim president.

Councilmember Oberson commended Public Works for their hard work on the inclement weather this

year. He also reported that Wake Nation at Joyce Park is expanding, building a pond with activities for younger children.

Councilmember Judd reported that the State of Ohio has awarded the Water Division the Water Flouridation Quality Award for the calendar year of 2012. He congratulated the department on their hard work.

Councilmember Senger reported that 2013 was the best Income Tax collection year in the history of the city, which shows the variety of business in the city and that the residents are doing well with employment.

Approval of Minutes

Regular Meeting Minutes of December 9, 2013

- The Regular Meeting Minutes of December 9, 2013 were approved as written

OLD BUSINESS

NEW BUSINESS

COMMUNITY & PUBLIC RELATIONS COMMITTEE

Mike Snyder, Chairman; Bill Woeste, Vice Chairman, Debbie Pennington, Member

Simple Motion: Motion to approve Council Committee Assignments dated January 1, 2014.

Councilmember Snyder, seconded by Councilmember Pennington, moved to approve Council Committee Assignments dated January 1, 2014. Motion carried 7-0. SIMPLE MOTION NO. 1-14. APPROVED 7-0.

PUBLIC SAFETY COMMITTEE

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

Simple Motion: Motion to approve a liquor permit application in the name of RMH Franchise Corporation, dba Applebees Neighborhood Grill & Bar, 5331 Pleasant Avenue, Fairfield, OH 45014 (Permit Classes: D5I and D6).

Councilmember Jones, seconded by Councilmember Judd, moved to approve a liquor permit application in the name of RMH Franchise Corporation, dba Applebees Neighborhood Grill & Bar. Motion carried 7-0. SIMPLE MOTION NO. 2-14. APPROVED 7-0.

Ordinance to amend various other sections of the Traffic and General Offenses Codes of Ordinance No. 166-84, the Codified Ordinances of Fairfield, Ohio.

Councilmember Adam Jones, seconded by Councilmember Debbie Pennington moved to read the following two (2) ordinances by title only. Motion Carried 7-0.

Background: City Manager Pizzano recommended an ordinance to amend various sections of the Traffic and General Offenses Code. This is done each year, based on changes at the State level. Legislative Action: Councilmember Jones presented the first reading of this ordinance.

Councilmember Adam Jones, seconded by Councilmember Mike Snyder moved to suspend the rules requiring three (3) readings of this ordinance. Motion Carried 7-0. Councilmember Adam Jones, seconded by Councilmember Terry Senger moved to adopt . Motion Carried 7-0. ORDINANCE NO. 1-14. APPROVED 7-0.

Ordinance to authorize the City Manager to enter into an agreement for indigent legal representation for 2014 in the Fairfield Municipal Court with the Butler County Public Defender Commission/Butler County Board of Commissioners and declaring an emergency.

Background: City Manager Pizzano recommended an agreement for indigent legal representation for 2014. This agreement saves the city approximately \$40,000 each year. Legislative Action: Councilmember Jones presented the first reading of this ordinance.

Councilmember Adam Jones, seconded by Councilmember Mike Snyder moved to approve suspend the rules requiring three (3) readings of this ordinance. Motion Carried 7-0. Councilmember Adam Jones, seconded by Councilmember Marty Judd moved to adopt . Motion Carried 7-0. ORDINANCE NO. 2-14. APPROVED 7-0.

PUBLIC UTILITIES COMMITTEE

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

Resolution permitting a Hamilton property owner at 3406 Port Union Road to receive City of Fairfield sewer service and declaring an emergency.

Councilmember Marty Judd, seconded by Councilmember Debbie Pennington moved to read the following resolution by title only. Motion Carried 7-0.

Background: City Manager Pizzano recommended a resolution to allow a city of Hamilton property owner to receive City of Fairfield sewer service. This is in an area that the City of Hamilton does not have sewer access and agreements are made between the two cities to allow residents to receive neighboring city utilities. Legislative Action: Councilmember Judd presented the first reading of this resolution.

Councilmember Marty Judd, seconded by Councilmember Debbie Pennington moved to suspend the rules requiring three (3) readings of this resolution. Motion Carried 7-0. Councilmember Marty Judd, seconded by Councilmember Adam Jones moved to adopt. Motion Carried 7-0. RESOLUTION NO. 1-14. APPROVED 7-0.

PUBLIC WORKS COMMITTEE

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

Resolution declaring necessity of repairing sidewalks (including aprons).

Councilmember Chad Oberson, seconded by Councilmember Adam Jones moved to read the following resolution by title only. Motion Carried 7-0.

Background: City Manager Pizzano recommended a resolution to declare necessity of repairing sidewalks. This is a yearly program to maintain sidewalks. Residents may choose to repair sidewalks on their own or have the city repair them and bill them for the cost. Legislative Action: Councilmember Oberson presented the first reading of this resolution.

FINANCE & BUDGET COMMITTEE

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

Non-Contractual Appropriations - \$95,000 for 2014 Annual Drainage Program; \$85,000 for 2014 Grounds, Entry-ways and Landscaping Program.

Councilmember Terry Senger, seconded by Councilmember Debbie Pennington moved to read the following ordinance by title only. Motion Carried 7-0.

Background: City Manager Pizzano recommended an ordinance for appropriations for the 2014 Annual Drainage Program and the 2014 Grounds, Entry-ways and Landscaping Program. These appropriations were in the 2013 CIP budget and funds for Public Works to use throughout the year on miscellaneous expenses for drainage and landscaping throughout the city. 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 Mike Snyder moved to adopt . Motion Carried 7-0. ORDINANCE NO. 3-14. APPROVED 7-0.

Meeting Schedule

Clerk Wilson read the following meeting schedule:

- Monday, January 27 Regular Meeting, 7:00 p.m.
- Monday, February 10 Regular Meeting, 7:00 p.m.
- Monday, February 24 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 8:15 PM.

ATTEST:

Clerk of Council

Mayor's Approval

Date Approved _____