

Steve Miller
Mayor

Ron D'Epifanio
Council Member at Large

Chad Oberson
Council Member at Large

Bill Woeste
Council Member at Large



Leslie Besl
Council Member, 1st Ward

Craig Keller
Council Member, 2nd Ward

Debbie Pennington
Council Member, 3rd Ward

Tim Abbott
Council Member, 4th Ward

**CITY OF FAIRFIELD CITY COUNCIL
REGULAR MEETING AGENDA
MONDAY, SEPTEMBER 9, 2019 7:00 PM
5350 PLEASANT AVENUE, FAIRFIELD, OH 45014**

Guidelines for Citizen Comments: Thank you for your interest and participation in city government. Fairfield City Council's Guidelines for Citizen Comments describe the rules for addressing City Council. The guidelines are posted in the Council Chambers.

ADA Notice: The City of Fairfield is pleased to provide accommodations to disabled individuals or groups and encourage full participation in city government. Should special accommodations be required, please contact the Clerk of Council at 867-5383 at least 48 hours in advance of the meeting.

- 1. COUNCIL-MANAGER BRIEFING**
 - A. 6:00 PM - Fairfield Forward Presentation
- 2. BUSINESS MEETING CALL TO ORDER**
- 3. PRAYER/PLEDGE OF ALLEGIANCE**
- 4. ROLL CALL**
- 5. AGENDA MODIFICATIONS**
- 6. EXECUTIVE SESSION REQUESTS**
- 7. SPECIAL PRESENTATIONS AND CITIZEN COMMENTS**
 - a. Oath of Office - Police
 - Officer Brandon Barda
 - Officer Connor Frazier
 - Officer Ben Schwartz
 - Officer Jeremiah Taylor
- 8. PUBLIC HEARING(S)**
- 9. APPROVAL OF MINUTES**

- a. Regular Meeting held August 12, 2019

10. OLD BUSINESS AND REPORTS

A. COMMUNITY & PUBLIC RELATIONS COMMITTEE

Leslie Besl, Chair; Debbie Pennington, Vice Chair; Craig Keller, Member

B. DEVELOPMENT SERVICES COMMITTEE

Bill Woeste, Chair; Tim Abbott, Vice Chair; Ron D'Epifanio, Member

1. Resolution approving the Ward Boundary Review Commission Report and recommendation to make no changes to the boundaries of the four wards and amend the City Charter to require a decennial review.

- Legislation - Second Reading

C. PARKS, RECREATION AND ENVIRONMENT COMMITTEE

Craig Keller, Chair; Bill Woeste, Vice Chair; Debbie Pennington, Member

D. PUBLIC SAFETY COMMITTEE

Ron D'Epifanio, Chair; Craig Keller, Vice Chair; Tim Abbott, Member

E. PUBLIC WORKS COMMITTEE

Chad Oberson, Chair; Ron D'Epifanio, Vice Chair; Bill Woeste, Member

F. PUBLIC UTILITIES COMMITTEE

Debbie Pennington, Chair; Chad Oberson, Vice Chair; Leslie Besl, Member

G. FINANCE & BUDGET COMMITTEE

Tim Abbott, Chair; Leslie Besl, Vice Chair; Chad Oberson, Member

11. NEW BUSINESS

A. PUBLIC SAFETY COMMITTEE

Ron D'Epifanio, Chair; Craig Keller, Vice Chair; Tim Abbott, Member

1. Simple Motion: Motion to not request a hearing regarding a liquor permit application in the name of NicFusion, LLC, Hot & Spicy, 4623 Dixie Highway, Fairfield, OH 45014 (Permit Class D1, D2, D3 & D6).
2. Ordinance to amend Chapter 505, entitled Animals and Fowl, of Ordinance No. 166-84, the Codified Ordinances of Fairfield, Ohio.
 - Motion - Read by Title Only (Optional)
 - Legislation - First Reading

B. PUBLIC WORKS COMMITTEE

Chad Oberson, Chair; Ron D'Epifanio, Vice Chair; Bill Woeste, Member

1. Ordinance to authorize the City Manager to execute and file an Ohio Public Works Commission (OPWC) grant application and agreement for purchase of the 5333 Pleasant Avenue Property and declaring an emergency.
 - Motion - Read by Title Only (Optional)
 - Legislation - First Reading
 - Motion - Suspend Second and Third Readings
 - Motion - Adoption
2. Ordinance to authorize the City Manager to execute and file an Ohio Public Works Commission (OPWC) Grant Application and Agreement for 2020 Boymel Drive Improvement Project and declaring an emergency.
 - Motion - Read by Title Only (Optional)
 - Legislation - First Reading
 - Motion - Suspend Second and Third Readings
 - Motion - Adoption
3. Ordinance to authorize the City Manager to execute and file an Ohio Public Works Commission (OPWC) Issue 1 Grant Application and Agreement for 2021 Street Improvement Project and declaring an emergency.
 - Motion - Read by Title Only (Optional)
 - Legislation - First Reading
 - Motion - Suspend Second and Third Readings
 - Motion - Adoption
4. Ordinance to authorize the City Manager to enter into a contract with MKSK of Cincinnati for the engineering services needed to complete the design of Citywide Active Transportation Plan (Pedestrian Interconnectivity) and declaring an emergency.
 - Motion - Read by Title Only (Optional)
 - Legislation - First Reading
 - Motion - Suspend Second and Third Readings
 - Motion - Adoption

C. FINANCE & BUDGET COMMITTEE

Tim Abbott, Chair; Leslie Besl, Vice Chair; Chad Oberson, Member

1. Resolution Accepting the Amounts and Rates as Determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Auditor.
 - Motion - Read by Title Only (Optional)
 - Legislation - First Reading
 - Motion - Suspend Second and Third Readings
 - Motion - Adoption

2. Ordinance to Amend Ordinance no. 127-18 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, 2019 and ending December 31, 2019." - Supplemental Appropriations - Transfers of Monies
 - Motion - Read by Title Only (Optional)
 - Legislation - First Reading
 - Motion - Suspend Second and Third Readings
 - Motion - Adoption
3. Ordinance to amend Ordinance No. 127-18 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, 2019, and ending December 31, 2019."
Contractual Appropriations: \$75,000 Citywide Active Transportation Plan.
 - Motion - Read by Title Only (Optional)
 - Legislation - First Reading
 - Motion - Suspend Second and Third Readings
 - Motion - Adoption
4. Ordinance to amend Ordinance No. 127-18 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, 2019, and ending December 31, 2019."
Non-Contractual Appropriations: \$25,000 purchase replacement banners; \$7,480 concrete crack repairs; \$4,555 Kay Drive Water Pumping Station Telemetry Upgrade; \$22,069 Parking Lot Repairs at Firehouses; \$32,249 purchase of Ford F-250 (Parks); \$51,560 purchase of Ford F-350 (Public Works) (multiple vendors); \$59,450 purchase of Ford F-350 (Parks) (multiple vendors); \$5,995 Primary System Tank Repair at Wastewater Treatment Plant; \$17,833 Water Tank Telemetry (Communications) Upgrades.
 - Motion - Read by Title Only (Optional)
 - Legislation - First Reading
 - Motion - Suspend Second and Third Readings
 - Motion - Adoption

12. MEETING SCHEDULE

- A. Monday, September 23 - Council-Manager Briefing, 6:00 Pm; Regular Meeting, 7:00 PM
- B. Tuesday, October 15 - Council-Manager Briefing, 6:30 Pm; Regular Meeting, 7:00 PM
- C. Monday, October 28 - Council-Manager Briefing, 6:00 Pm; Regular Meeting, 7:00 PM

13. EXECUTIVE SESSION OF COUNCIL (IF NEEDED)

14. ADJOURNMENT

**City of Fairfield
Minutes
Regular Meeting of City Council
August 12, 2019**

Council-Manager Briefing

6:30 PM - 2020 Census Preview

Mayor Miller called the briefing to order at 6:30 PM. Councilmembers present: Leslie Besl, Craig Keller, Debbie Pennington, Tim Abbott and Bill Woeste. Staff members present: Mark Wendling, Dan Wendt, Alisha Wilson, Greg Kathman, Tiphonie Howard, Amy Mays, Scott Timmer, Steve Wolterman, Dave Butsch and Adam Sackenheim.

Council heard a presentation from Carolyn Tepe, Partnership Specialist, regarding the 2020 Census and preparations currently underway to conduct the census.

Business Meeting Call to Order

Mayor Steve Miller called the Regular Meeting to order at 7:00 PM.

Prayer/Pledge of Allegiance

Mayor Miller led in prayer and the Scooby Doo's led the Pledge of Allegiance.

Roll Call

Councilmembers present included:

Attendee Name	Title	Status	Arrived
Ron D'Epifanio	Council Member at Large	Present	
Chad Oberson	Council Member at Large	Excused	
Bill Woeste	Council Member at Large	Present	
Leslie Besl	Council Member, 1st Ward	Present	
Craig W. Keller	Council Member, 2nd Ward	Present	
Debbie Pennington	Council Member, 3rd Ward	Present	
Tim Abbott	Council Member, 4th Ward	Present	
Steve Miller	Mayor	Present	

Councilmember Woeste, seconded by Councilmember Abbott, moved to excuse Councilmember Oberson. Motion carried 6-0.

Agenda Modifications

None

Executive Session Requests

Minutes Acceptance: Minutes of Aug 12, 2019 7:00 PM (Approval of Minutes)

Councilmember Abbott, seconded by Councilmember Pennington, moved for Executive Session to discuss pending and imminent litigation and purchase of property. Motion carried 6-0.

Special Presentations and Citizen Comments

a. Fire Lieutenant Oath of Office - Lt. Joe Byers

Councilmember D'Epifanio administered the Oath of Office for Fire Lt. Joe Byers.

b. Ron D'Epifanio's Scooby Doo's, Therapeutic Recreation Adult Softball League, Joe Nuxhall Miracle Fields

Mayor Miller presented the Scooby Doo's with recognition certificates and Keys to the City for their championship win in the Therapeutic Recreation Adult Softball League at the Joe Nuxhall Miracle League.

c. Proclamation - Joshua Higgins & Greg Uhler

Mayor Miller presented proclamations and Keys to the City to Mr. Higgins and Mr. Uhler for their heroic actions in saving the life of Charlie Fisher when he suffered a heart attack.

d. YMCA Update - Ed O'Brien, Fairfield Family YMCA Branch Executive Director

Mr. O'Brien gave a brief update of the YMCA and their involvement in the community.

Public Hearing(s)

Approval of Minutes

The Regular Meeting Minutes of July 8, 2019 were approved as written and submitted.

OLD BUSINESS AND REPORTS

Community & Public Relations Committee

Leslie Besl, Chair; Debbie Pennington, Vice Chair; Craig Keller, Member

Development Services Committee

Bill Woeste, Chair; Tim Abbott, Vice Chair; Ron D'Epifanio, Member

Parks, Recreation and Environment Committee

Craig Keller, Chair; Bill Woeste, Vice Chair; Debbie Pennington, Member

Public Safety Committee

Ron D'Epifanio, Chair; Craig Keller, Vice Chair; Tim Abbott, Member

Public Works Committee

Chad Oberson, Chair; Ron D'Epifanio, Vice Chair; Bill Woeste, Member

Public Utilities Committee

Debbie Pennington, Chair; Chad Oberson, Vice Chair; Leslie Besl, Member

Finance & Budget Committee

Minutes Acceptance: Minutes of Aug 12, 2019 7:00 PM (Approval of Minutes)

Tim Abbott, Chair; Leslie Besl, Vice Chair; Chad Oberson, Member

NEW BUSINESS

Development Services Committee

Bill Woeste, Chair; Tim Abbott, Vice Chair; Ron D'Epifanio, Member

Motion to Read by Title Only

Motion to read one resolution and one ordinance by title only.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Bill Woeste, Council Member at Large
SECONDER:	Tim Abbott, Council Member, 4th Ward
AYES:	D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED:	Oberson

Resolution approving the Ward Boundary Review Commission Report and recommendation to make no changes to the boundaries of the four wards and amend the City Charter to require a decennial review.

Recommendation:

A resolution approving the Ward Boundary Review Commission's report that recommends no changes be made to the political ward boundaries and that the City Charter be amended to require a decennial review.

It is recommended that City Council approve this report at the August 12, 2019 meeting.

Councilmember Woeste presented the first reading of this ordinance.

RESULT:	FIRST READING Next: 9/9/2019 7:00 PM
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Ordinance to authorize the City Manager to execute the Cooperation Agreement for the Butler County CDBG Entitlement Program for the program years 2020-2022 and declaring an emergency.

Recommendation:

It is recommended that City Council suspend the rules requiring a second and third reading of this ordinance and pass as an emergency.

ORDINANCE NO. 76-19. APPROVED 6-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Bill Woeste, Council Member at Large
SECONDER:	Craig W. Keller, Council Member, 2nd Ward
AYES:	D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED:	Oberson

Motion to Suspend Second and Third Readings

Councilmember Woeste presented the first reading of this ordinance.

Minutes Acceptance: Minutes of Aug 12, 2019 7:00 PM (Approval of Minutes)

RESULT: CARRIED [UNANIMOUS]
MOVER: Bill Woeste, Council Member at Large
SECONDER: Debbie Pennington, Council Member, 3rd Ward
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Public Safety Committee

Ron D'Epifanio, Chair; Craig Keller, Vice Chair; Tim Abbott, Member

Simple Motion: Motion to not request a hearing regarding a liquor permit application in the name of Absana, LLC, 5059 Camelot Drive, Fairfield, OH 45014 (Permit Class C1 & C2).

Recommendation:

It is recommended that City Council request, by simple motion, that **no hearing be held** on the liquor permit application in the name of Absana, LLC, 5059 Camelot Drive, Fairfield, OH 45014 (Permit Class C1 & C2).

SIMPLE MOTION NO. 15-19. APPROVED 6-0.

RESULT: APPROVED [UNANIMOUS]
MOVER: Ron D'Epifanio, Council Member at Large
SECONDER: Bill Woeste, Council Member at Large
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Public Works Committee

Chad Oberson, Chair; Ron D'Epifanio, Vice Chair; Bill Woeste, Member

Motion to Read by Title Only

Motion to read the following two ordinances by title only.

RESULT: CARRIED [UNANIMOUS]
MOVER: Ron D'Epifanio, Council Member at Large
SECONDER: Debbie Pennington, Council Member, 3rd Ward
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Ordinance to authorize an agreement with the Ohio Director of Transportation for Bridge Inspection Services and declaring an emergency.

Recommendation:

It is recommended that the City Council authorize the City Manager to enter into a preliminary legislation agreement with the Ohio Department of Transportation for Bridge Inspection Program Services.

ORDINANCE NO. 77-19. APPROVED 6-0.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Ron D'Epifanio, Council Member at Large
SECONDER: Bill Woeste, Council Member at Large
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Motion to Suspend Second and Third Readings

Councilmember D'Epifanio presented the first reading of this ordinance.

RESULT: CARRIED [UNANIMOUS]
MOVER: Ron D'Epifanio, Council Member at Large
SECONDER: Tim Abbott, Council Member, 4th Ward
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Ordinance to authorize the City Manager to enter into a contract with Lebanon Ford, Inc. for the purchase of two (2) staff vehicles for the Police Department.

Recommendation:

It is recommended that the City Council authorize and direct the preparation of legislation authorizing the appropriation of funding in the amount of \$79,422 from the Capital Improvement Fund for the purchase of (2) staff vehicles for the Police Department. It is further recommended that City Council authorize and direct the preparation of legislation authorizing the City Manager to enter into a contract with Lebanon Ford Inc., Lebanon, Ohio for the purchase of these vehicles.

ORDINANCE NO. 78-19. APPROVED 6-0.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Ron D'Epifanio, Council Member at Large
SECONDER: Debbie Pennington, Council Member, 3rd Ward
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Motion to Suspend Second and Third Readings

Councilmember D'Epifanio presented the first reading of this ordinance.

RESULT: CARRIED [UNANIMOUS]
MOVER: Ron D'Epifanio, Council Member at Large
SECONDER: Tim Abbott, Council Member, 4th Ward
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Public Utilities Committee

Debbie Pennington, Chair; Chad Oberson, Vice Chair; Leslie Besl, Member

Motion to Read by Title Only

Motion to read the following three ordinances by title only.

RESULT: CARRIED [UNANIMOUS]
MOVER: Debbie Pennington, Council Member, 3rd Ward
SECONDER: Craig W. Keller, Council Member, 2nd Ward
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Ordinance to authorize the City Manager to enter into a contract with Mohon Blastings & Coatings to repaint WTP Clarifier #4 in 2019, with City option to contract with Mohon Blastings & Coatings to repaint Clarifier #3 in 2020.

Recommendation:

It is recommended that City Council authorize the City Manager to enter into a contract with Mohon Blasting & Coating, LLC and appropriate project funding in the total amount of \$220,000.00 for the project known as 'Re-Paint Existing Water Treatment Plant Clarifier No. 4'. It is recommended that this authorization include the City option to contract with Mohon next year to rehabilitate clarifier No. 3.

ORDINANCE NO. 79-19. APPROVED 6-0.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Debbie Pennington, Council Member, 3rd Ward
SECONDER: Craig W. Keller, Council Member, 2nd Ward
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Motion to Suspend Second and Third Readings

Councilmember Pennington presented the first reading of this ordinance.

RESULT: CARRIED [UNANIMOUS]
MOVER: Debbie Pennington, Council Member, 3rd Ward
SECONDER: Tim Abbott, Council Member, 4th Ward
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Ordinance to authorize the City Manager to enter into a contract with Smithcorp, Inc. for the Seward Road Water Main Replacement Project and declaring an emergency.

Recommendation:

It is recommended that City Council authorize the City Manager to enter a contract with Smithcorp Inc., and appropriate project funding in the amount of \$860,000.00 for the Seward Road Water Main Replacement Project. Rules suspension is being requested in order to expedite the project.

ORDINANCE NO. 80-19. APPROVED 6-0.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Debbie Pennington, Council Member, 3rd Ward
SECONDER: Tim Abbott, Council Member, 4th Ward
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Motion to Suspend Second and Third Readings

Councilmember Pennington presented the first reading of this ordinance.

Minutes Acceptance: Minutes of Aug 12, 2019 7:00 PM (Approval of Minutes)

RESULT: CARRIED [UNANIMOUS]
MOVER: Debbie Pennington, Council Member, 3rd Ward
SECONDER: Bill Woeste, Council Member at Large
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Ordinance to authorize the City Manager to enter into a contract with TOMCO2 Systems for the replacement and upgrade of the Carbon Dioxide Storage and Gas Feed System at the City's Water Treatment Plant and declaring an emergency.

Recommendation:

It is recommended that City Council authorize the City Manager to enter into a contract with TOMCO2 Systems, Loganville, GA, and appropriate total project funding in the amount of \$530,000.00 (\$475,000 contractual; \$55,000 non-contractual - various vendors) for the Carbon Dioxide System Improvement Project at the City's Water Treatment Plant. Rules suspension is requested in order to expedite the project.

ORDINANCE NO. 81-19. APPROVED 6-0.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Debbie Pennington, Council Member, 3rd Ward
SECONDER: Craig W. Keller, Council Member, 2nd Ward
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Motion to Suspend Second and Third Readings

Councilmember Pennington presented the first reading of this ordinance.

RESULT: CARRIED [UNANIMOUS]
MOVER: Debbie Pennington, Council Member, 3rd Ward
SECONDER: Tim Abbott, Council Member, 4th Ward
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Finance & Budget Committee

Tim Abbott, Chair; Leslie Besl, Vice Chair; Chad Oberson, Member

Motion to Read by Title Only

Motion to read the following seven ordinances by title only.

RESULT: CARRIED [UNANIMOUS]
MOVER: Tim Abbott, Council Member, 4th Ward
SECONDER: Debbie Pennington, Council Member, 3rd Ward
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Ordinance to amend Section 163.01 of Chapter 163, Employee Provisions, of Ordinance No. 166-84, the Codified Ordinances of Fairfield, Ohio and declaring an emergency.

Recommendation:

It is recommended that City Council adopt an amendment to Codified Ordinance 163.01 on *Vacations*.

ORDINANCE NO. 82-19. APPROVED 6-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Tim Abbott, Council Member, 4th Ward
SECONDER:	Debbie Pennington, Council Member, 3rd Ward
AYES:	D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED:	Oberson

Motion to Suspend Second and Third Readings

Councilmember Abbott presented the first reading of this ordinance.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Tim Abbott, Council Member, 4th Ward
SECONDER:	Bill Woeste, Council Member at Large
AYES:	D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED:	Oberson

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

Recommendation:

It is necessary for the City Council to pass an ordinance to reduce special assessments levied for the purposes of constructing certain improvements at the Cincinnati Mall.

It is recommended that Council authorize and direct the preparation of legislation to reduce the special assessments levied for the purpose of constructing certain improvements at the parking garage located at the Cincinnati Mall. In order to meet the special assessment deadline of September 9, 2019 by Butler County, a suspension of the rules and emergency are requested.

ORDINANCE NO. 83-19. APPROVED 6-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Tim Abbott, Council Member, 4th Ward
SECONDER:	Craig W. Keller, Council Member, 2nd Ward
AYES:	D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED:	Oberson

Motion to Suspend Second and Third Readings

Councilmember Abbott presented the first reading of this ordinance.

Minutes Acceptance: Minutes of Aug 12, 2019 7:00 PM (Approval of Minutes)

RESULT: CARRIED [UNANIMOUS]
MOVER: Tim Abbott, Council Member, 4th Ward
SECONDER: Debbie Pennington, Council Member, 3rd Ward
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

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

Recommendation:

It is recommended that City Council authorize and direct the preparation of legislation to levy the assessments for the repair of sidewalks against lands and lots benefited by such improvements. The legislation will require the emergency clause since unpaid assessments will be billed to the property owners to allow 30 days for payment before certifying the outstanding balance to the County Auditor and issuing bonds.

ORDINANCE NO. 84-19. APPROVED 6-0.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Tim Abbott, Council Member, 4th Ward
SECONDER: Debbie Pennington, Council Member, 3rd Ward
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Motion to Suspend Second and Third Readings

Councilmember Abbott presented the first reading of this ordinance.

RESULT: CARRIED [UNANIMOUS]
MOVER: Tim Abbott, Council Member, 4th Ward
SECONDER: Bill Woeste, Council Member at Large
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Ordinance to authorize the City Manager to enter into a services agreement with Creative Microsystems, Inc DBA Civica for an Authority Tax System for use by the Income Tax Division and declaring an emergency.

Recommendation:

Ordinance to authorize the City Manager to enter into a services agreement with Creative Microsystems, Inc DBA Civica Authority Tax System for use by the Income Tax Division for comprehensive income tax operations as well as additional features for online tax filings and payments and declaring an emergency.

ORDINANCE NO. 85-19. APPROVED 6-0.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Tim Abbott, Council Member, 4th Ward
SECONDER: Debbie Pennington, Council Member, 3rd Ward
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Motion to Suspend Second and Third Readings

Councilmember Abbott presented the first reading of this ordinance.

RESULT: CARRIED [UNANIMOUS]
MOVER: Tim Abbott, Council Member, 4th Ward
SECONDER: Bill Woeste, Council Member at Large
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Ordinance to Amend Ordinance no. 127-18 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, 2019 and ending December 31, 2019." - Supplemental Appropriations - Transfers of Monies

Recommendation:

It is recommended that City Council authorize and direct the preparation of legislation amending the annual operating budget.

ORDINANCE NO. 86-19. APPROVED 6-0.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Tim Abbott, Council Member, 4th Ward
SECONDER: Debbie Pennington, Council Member, 3rd Ward
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Motion to Suspend Second and Third Readings

Councilmember Abbott presented the first reading of this ordinance.

RESULT: CARRIED [UNANIMOUS]
MOVER: Tim Abbott, Council Member, 4th Ward
SECONDER: Craig W. Keller, Council Member, 2nd Ward
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Ordinance to amend Ordinance No. 127-18 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, 2019, and ending December 31, 2019."

Recommendation:

It is recommended that City Council suspend the rules requiring a second and third reading of this Ordinance and adopt the appropriations listed above.

ORDINANCE NO. 87-19. APPROVED 6-0.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Tim Abbott, Council Member, 4th Ward
SECONDER: Bill Woeste, Council Member at Large
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Motion to Suspend Second and Third Readings

Councilmember Abbott presented the first reading of this ordinance.

RESULT: CARRIED [UNANIMOUS]
MOVER: Tim Abbott, Council Member, 4th Ward
SECONDER: Bill Woeste, Council Member at Large
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Ordinance to amend Ordinance No. 127-18 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, 2019, and ending December 31, 2019.”

Recommendation:

It is recommended that City Council suspend the rules requiring a second and third reading of this Ordinance and adopt the appropriations listed above.

ORDINANCE NO. 88-19. APPROVED 6-0.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Tim Abbott, Council Member, 4th Ward
SECONDER: Craig W. Keller, Council Member, 2nd Ward
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Motion to Suspend Second and Third Readings

Councilmember Abbott presented the first reading of this ordinance.

RESULT: CARRIED [UNANIMOUS]
MOVER: Tim Abbott, Council Member, 4th Ward
SECONDER: Debbie Pennington, Council Member, 3rd Ward
AYES: D'Epifanio, Woeste, Besl, Keller, Pennington, Abbott
EXCUSED: Oberson

Meeting Schedule

Clerk Wilson read the following meeting schedule:

- A. Monday, September 9 - Council-Manager Briefing, 6:00 PM; Regular Meeting 7:00 PM
- B. Monday, September 23 - Council-Manager Briefing, 6:00 PM; Regular Meeting 7:00 PM
- C. Tuesday, October 15 - Council-Manager Briefing, 6:00 PM; Regular Meeting 7:00 PM

Executive Session of Council (if needed)

Council adjourned to Executive Session at 7:50 PM.

14. ADJOURNMENT

The Regular Meeting adjourned at .

The Regular Meeting adjourned at 8:15 PM.

ATTEST:

Clerk of Council

Mayor's Approval

Date Approved_____

Minutes Acceptance: Minutes of Aug 12, 2019 7:00 PM (Approval of Minutes)



City Council Resolution
Regular Meeting - September 9, 2019

Submitted by: Erin Lynn,
 Submitting Department: Development Services

Subject:

Ward Boundary Review Commission Report

Legislation Title:

Resolution approving the Ward Boundary Review Commission Report and recommendation to make no changes to the boundaries of the four wards and amend the City Charter to require a decennial review.

Recommendation:

A resolution approving the Ward Boundary Review Commission's report that recommends no changes be made to the political ward boundaries and that the City Charter be amended to require a decennial review.

It is recommended that City Council approve this report at the August 12, 2019 meeting.

Background/Synopsis:

Per Section 3.03(B) of the Charter, the Ward Boundary Review Commission is tasked to analyze the population of the four wards, review development of the past five years that added/removed population and recommend modification, if warranted, to the ward boundaries so that the population in each ward is substantially equal. The estimated 2019 population in the wards is as follows:

Ward	Population	Percent of total population
1	11,142	26.05%
2	10,477	24.50%
3	10,529	24.61%
4	10,628	24.85%

Minimal residential development occurred in the past five years. A total of 76 new single-family home permits were issued, including the Cove at Village Green (eight units), which was the only new single-family development approved. Thirteen houses were demolished due to fire damage or disrepair, resulting in only 63 new single-family units being added to the overall housing inventory. In addition, the city approved Fairfield Senior Apartments (119 units) on Patterson Drive.

New single-family home construction has decreased dramatically in the last ten years with an average of 17 new homes constructed annually compared to an average of 80 new homes annually

in the early 2000s. There have been no subdivision applications submitted for approval since 2007. The City has approximately 700 acres of undeveloped land zoned for single-family and no available land zoned for multi-family housing. Of the remaining land, roughly 20% is non-buildable due to site constraints. Per the draft comprehensive plan update, it is anticipated the city can accommodate up to 1,800 new single-family units.

Given the continued decline in new home construction and the limited amount of land available in the City, the Commission is also recommending that the ward boundaries be reviewed every ten years instead of five years. It is further recommended that the review should occur after the United States decennial census data is released.

Financial Impact:

None.

Emergency Provision Explanation: NA

Rule Suspension Requested:

No

Emergency Provision Needed:

No

Attachments:

1. Ward Boundary Report_Council_8.12.19
2. Ward Boundary Review Commission-Res

Ward Boundary Review Commission Report

August 12, 2019

The Ward Boundary Review Commission was appointed by City Council to review and analyze the population in the four wards. Section 3.03(B) of the Fairfield Charter states that the population is to be reviewed every five years to determine substantially equal population in each ward. The last report for boundary review was submitted and approved by City Council in 2014. At that time it was recommended that no changes be made to the ward boundaries.

The objective of the Commission was to analyze the population of the four wards, review developments of the past five years that have added/removed population, and recommend modifications, if warranted, to the ward boundaries so that the population in each ward is substantially equal.

Exhibit 1 illustrates the number and type of housing units with 2014 population estimates and revised estimates taking into account the new home construction and demolition of housing units that occurred from 2014 to 2018. A net total of 63 new single-family housing units and 119 senior housing units were added to the overall housing inventory during this five year period. This added approximately 280 people to the population, less than a one percent increase from 2014.

New single-family home construction has decreased dramatically in the last ten years. There have been no subdivision applications submitted for approval since 2007. This can be attributed to two main factors: the economic downturn during 2008-2011 and the lack of available land for large-scale new construction. Fairfield is maturing with little land remaining for new development.

Based on the minimal increase in new housing units in the last ten years and the current housing trend in Fairfield, the Commission recommends the following:

1. That no changes be made to the existing ward boundary map as illustrated in Exhibit 2. Exhibit 3 is a written description of the ward boundaries.

The estimated population for each ward is as follows:

Ward 1	11,142 population	26.05% of the City
Ward 2	10,477 population	24.50% of the City
Ward 3	10,529 population	24.61% of the City
Ward 4	10,628 population	24.85% of the City

2. The City Charter be amended so that ward boundaries be reviewed every ten years instead of five years with the next review occurring after the 2030 Census data is released.

	A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	U	V	W	X	Y	Z	AA
1	Exhibit 1																										
2	2019 Ward Boundary Review																										
3	2019 Calculations based on City's GIS																										
4																											
5																											
6			Vacancy	Vacancy Rate		Total				Vacancy	Vacancy Rate		Total				Vacancy	Vacancy Rate		Total				Vacancy	Vacancy Rate		Total
7	Existing	Units	Rate	Units	PP/HH	Population		Existing	Units	Rate	Units	PP/HH	Population		Existing	Units	Rate	Units	PP/HH	Population		Existing	Units	Rate	Units	PP/HH	Population
8	Ward 1							Ward 2							Ward 3							Ward 4					
9	Assisted Living	358	--	--	1.02	365		Assisted Living	539	--	--	1.02	550		Assisted Living	102	--	--	1.02	104		Assisted Living	120	--	--	1.02	121
10	Apartments	2,394	12.00%	2,107	2.22	4,677		Apartments	1,844	12.00%	1,623	2.22	3,602		Apartments	170	12.00%	150	2.22	332		Apartments	622	12.00%	547	2.22	1,211
11	Condominiums	1,543	12.00%	1,358	2.22	3,014		Condominiums	160	12.00%	141	2.22	313		Condominiums	839	12.00%	738	2.22	1,639		Condominiums	311	12.00%	274	2.22	606
12	Duplexes	0	1.70%	0	2.52	0		Duplexes	188	1.70%	185	2.52	466		Duplexes	0	1.70%	0	2.52	0		Duplexes	2	1.70%	2	2.52	
13	Mobile Homes	78	1.70%	77	2.52	193		Mobile Homes	293	1.70%	288	2.52	726		Mobile Homes	0	1.70%	0	2.52	0		Mobile Homes	0	1.70%	0	2.52	
14	Single-Family	1,158	1.70%	1,139	2.52	2,870		Single-Family	1,882	1.70%	1,850	2.52	4,662		Single-Family	3,398	1.70%	3,340	2.52	8,417		Single-Family	3,479	1.70%	3,420	2.52	8,616
15	Pre - 2014 Units					11,119		Pre - 2014 Units					10,319		Pre - 2014 Units					10,492		Pre - 2014 Units					10,561
16	New Units - SFD	12	1.70%	12	2.52	30		New Units - SFD	20	1.70%	20	2.52	50		New Units - SFD	20	1.70%	20	2.52	50		New Units - SFD	24	1.70%	24	2.52	60
17	SFD Demo	-3	--	--	2.52	-7		New Units - Assisted Living	119	--	--	1.02	121		SFD Demo	-5	--	--	2.52	-13		SFD Demo	0				
18								SFD Demo	-5	--	--	2.52	-13														
19	New Population					11,142		New Population					10,477		New Population					10,529		New Population					10,621
20	New Population as a % of City Population					26.05%		New Population as a % of City Population					24.50%		New Population as a % of City Population					24.61%		New Population as a % of City Population					24.85%
21																											
22																											
23																											
24	Total Population	42,776																									
25	2010 U.S. Census	42,510																									
26	difference	284																									
27																											
28																											
29																											
30																											
31	Vacancy Rates - 2010 U.S. Census																										
32	PP/HH = persons per household (2010 U.S. Census)																										
33	No vacancy rate applied to assisted living																										
34	Assisted Living includes: nursing home, assisted living, and senior apartments																										
35	New and demolished units based on 2014-2018																										

Exhibit 2: City of Fairfield Ward Boundary Map (2019)

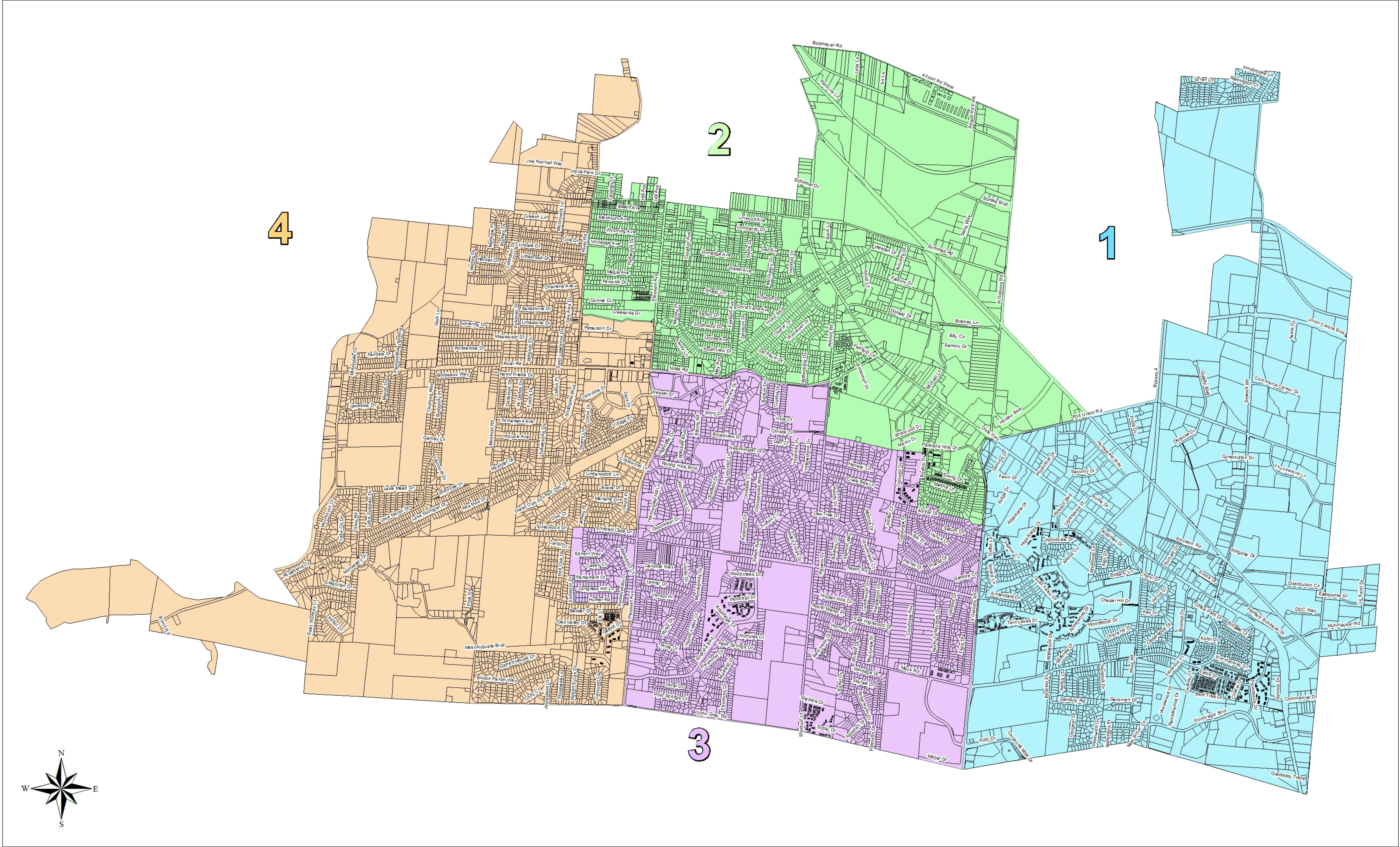


EXHIBIT "3"

FIRST WARD. The land within the following boundaries: Beginning at the south corporation line and South Gilmore Road and progressing north on South Gilmore Road to Dixie Highway. Then northeasterly across Dixie Highway to Port Union Road. Then along Port Union Road to By-Pass State Route 4. Then, following the corporation line, northward to Tylersville Road, continue east along Tylersville Road to Morris Road. Then north along the east side of Morris Road which is the west line of the Millers Run Subdivision to the northwest corner of Millers Run Subdivision. Then following the north line of Millers Run Subdivision, continue east along the corporation line to the northeast corner of said subdivision. Then continue south following the east subdivision line of "Millers Run" to Tylersville Road. Then continue west along Tylersville Road and the corporation line to Seward Road, thence continue to follow the corporation line southward along Seward Road and as it progresses along the east boundaries of the City of Fairfield to its south extremity near Dixie Highway and Crescentville Road. Then westward along the south corporation line to South Gilmore Road, at the point of beginning.

SECOND WARD: The land within the following boundaries: Beginning at the intersection of Pleasant Avenue and Nilles Road and progressing eastward along Nilles Road to Winton Road. Then south along Winton Road to the south line of lot 3888, a line which is immediately north of 5358 Winton Road. Then eastward along the south line of lot 3888 and continuing to the northeast corner of lot 9506, identified as 5345 Camelot Drive. Then east across the north property line of 5350 Camelot Drive. Then south to the southwest lot line of 99 Boehm Court. Then east along the south lines of lots 8759 and 8772 to the southwest corner of lot 10125, addressed as 2669 Saturn Drive. Then north 183.41 feet to the northwest corner of lot 10126. Then east 370 feet to the northeast corner lot 10127. Then south 183.41 feet to the southeastern corner of lot 10128, addressed as 2672 Saturn Drive. Then easterly across the north line of Starlight Estates Subdivision approximately 1185 feet to the northeast corner of lot 6267, addressed as 2826 Jupiter Drive. Then east along the rear lines of lots 6302 and 6303 South Gilmore Road. Then northward on South Gilmore Road to Dixie Highway. Then northeasterly across Dixie Highway to Port Union Road and along Port Union Road to

the corporation line at the Chessie System Railroad line. Then following the Chessie System line northwestward to North Gilmore Road. Then northward along North Gilmore Road to the north corporation line in Bobmeyer Road. Then westerly along the north corporation line in Bobmeyer Road to the Miami and Erie Canal. Then following the corporation line southward along said Canal and Dixie Highway and then westward along and near Symmes Road to Pleasant Avenue. Then continuing along the corporation line northward and westward, encompassing the properties north of Symmes Road to the southwest corner of lot 225, addressed as 456 Symmes Road. Then continue along the north side of Symmes Road to the southeastern corner of lot 26, addressed as 390 Symmes Road which is also the Corporation Line. Then continue along the Corporation Line north along lot 26, one hundred and forty feet (140') to the northeastern corner of lot 26. Then continue fifty-five feet (55') west along lot 26 to the northwestern corner of lot 26. Then continue north along the easterly line of Symmes Terrace subdivision to the northeastern corner of lot number 3938, addressed as 4528 Cavalier Court. Then continue along the north subdivision line of Symmes Terrace subdivision west along the north side of lot 24, addressed as 4330 River Road, to the northwestern corner of lot 24. Then leaving the Corporation Line, continue south along River Road to Pleasant Run Creek. Then easterly along Pleasant Run Creek to Pleasant Avenue. Then south on Pleasant Avenue to Nilles road, at the point of beginning.

THIRD WARD: The land within the following boundaries: Beginning at the intersection of Pleasant Avenue and Nilles Road and progressing eastward along Nilles Road to Winton Road. Then south on Winton Road to the northwest corner of lot 2905, also identified as 5368 Winton Road. Then east to the northeast corner of Fairfield South Condominiums, addressed as 5350 Camelot Drive. Then south to the northwest corner of lot 6245, addressed as 2658 Jupiter Drive. Then east along the north property lines of lots 6246, 6247, 6248 and 6249 to the southwest corner of lot 10125, addressed as 2669 Saturn Drive. Then north 183.14 feet to the northwest corner of lot 10126. Then east 370 feet to the northeast corner of lot 10127. Then south 183.41 feet to the southeastern corner of lot 10128, addressed as 2672 Saturn Drive. Then easterly across the north line of Starlight Estates Subdivision approximately 1185 feet to the northeastern corner of lot

6267, addressed as 2826 Jupiter Court. Then east along the rear lines of lots 6302 and 6303 to South Gilmore Road. Then south on South Gilmore Road to the corporation line. Then west following the corporation line to Pleasant Avenue. Then north on Pleasant Avenue to Hunter Road. Then west down the center of Hunter Road to the southwest corner of lot 7269, addressed as 5995 Embassy Drive. Then north to the northwest corner of lot 528, known as Harbin Park. Then east to the centerline of Pleasant Avenue. Then north on Pleasant Avenue to Nilles Road, at the point of beginning.

FOURTH WARD: The land within the following boundaries: Beginning at the intersection of Pleasant Avenue and Nilles Road. Then southward on Pleasant Avenue to the north line of lot 525, immediately west of Resor Road. Then westward along this line to the west line of lot 525. Then southward along the west line of lot 525 and continuing southward along the rear line of the properties fronting Red Oak Drive to Hunter Road. Then eastward along Hunter Road to Pleasant Avenue. Then south along Pleasant Avenue to the Corporation Line. Then westward along the south corporation line and then progressing northward along the west corporation line and then progressing northward along the west corporation line as it proceeds northward along the Great Miami River and along and near River Road and continuing northward along the west corporation line to its north extremity across the north line of Lot No. 7, identified as 3225 River Road. Then southward along the corporation line along River Road. Then, leaving the corporation line, continue south along River Road to Pleasant Run Creek. Then eastward along Pleasant Run Creek to Pleasant Avenue. Then south on Pleasant Avenue to Nilles Road, the point of beginning.

RESOLUTION NO. _____

RESOLUTION APPROVING THE WARD BOUNDARY REVIEW COMMISSION REPORT AND RECOMMENDATION TO MAKE NO CHANGES TO THE BOUNDARIES OF THE FOUR WARDS AND AMEND THE CITY CHARTER TO REQUIRE A DECENNIAL REVIEW.

WHEREAS, pursuant to Section 3.03(B) and (C) of the Fairfield City Charter, the Ward Boundary Review Commission has recommended that no changes be made to the current four ward boundaries.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fairfield, Ohio, that:

Section 1. The report of the Ward Boundary Review Commission and recommendation that no changes be made to the boundaries of the four wards and amend the City Charter to require a decennial review is hereby approved.

Section 2. Existing Section 105.02, Boundaries and Wards, of Ordinance No. 166-84, The Codified Ordinances of Fairfield, Ohio, shall remain unchanged.

Section 3. This Resolution shall take effect at the earliest period allowed by law.

Passed	_____	_____
		Mayor's Approval
Posted	_____	
First Reading	_____	Rules Suspended _____
Second Reading	_____	
Third Reading	_____	

ATTEST:

Clerk of Council

This is to certify that this Resolution has been duly published by posting and summary publication as provided by Charter.

Clerk of Council

Active Clients\City of Fairfield\Ordinances\2019\Ward Boundary Review Commission-Res

Attachment: Ward Boundary Review Commission-Res (1305 : Ward Boundary Review Commission Report)



City Council Action Item
Regular Meeting - September 9, 2019

Submitted by: Alisha Wilson, Clerk
 Submitting Department: Clerk

Subject:

NicFusion Liquor Permit

Legislation Title:

Simple Motion: Motion to not request a hearing regarding a liquor permit application in the name of NicFusion, LLC, Hot & Spicy, 4623 Dixie Highway, Fairfield, OH 45014 (Permit Class D1, D2, D3 & D6).

Recommendation:

It is recommended that City Council request, by simple motion, that **no hearing be held** on the liquor permit application in the name of NicFusion, LLC, Hot & Spicy, 4623 Dixie Highway, Fairfield, OH 45014 (Permit Class D1, D2, D3 & D6).

Background/Synopsis: The City of Fairfield is in receipt of an application from the Ohio Division of Liquor Control for a D1, D2, D3 & D6 permit for the above liquor permit applicant. Background checks from the Building and Zoning Division and Police Department are attached for Council and staff's review.

Financial Impact: No financial impact.

Rule Suspension Requested:

Emergency Provision Needed:

Attachments:

1. NicFusion.LiquorReport
2. NicFusion.PDReport
3. NicFusion.DSReport

DEPARTMENTAL CORRESPONDENCE

City
of
Fairfield



TO Steve Maynard, Police Chief
Greg Kathman, Development Services Director

FROM Alisha Wilson, Clerk of Council *AW*

SUBJECT Request for Background Check – Liquor Permit

DATE 8/13/2019

Attached is a liquor permit application in the name of Nic Fusion Restaurant LLC dba Hot N Spicy Restaurant & Bar, 4623 Dixie Highway, Fairfield, OH 45014 (Permit Classes: D1, D2, D3 & D6).

Please complete the necessary background check and submit your findings to me **no later than 11:00 AM on Thursday, August 29, 2019.**

This item will be added to Council's Regular Meeting agenda of Monday, September 9, 2019.

Thank you for your assistance.

c: Mark Wendling, City Manager
File

Attachment: NicFusion.LiquorReport (1350 : NicFusion Liquor Permit)

NOTICE TO LEGISLATIVE
AUTHORITYOHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

TO

6381988			TREX	NIC FUSION RESTAURANT LLC DBA HOT N SPICY RESTAURANT & BAR 4623 DIXIE HWY FAIRFIELD OH 45014
PERMIT NUMBER			TYPE	
06	01	2019		
ISSUE DATE				
08	02	2019		
FILING DATE				
D1	D2	D3	D6	
PERMIT CLASSES				
09	011	A	F22796	
TAX DISTRICT		RECEIPT NO.		

FROM 08/06/2019

6381940				NICFUSION LLC HOT & SPICY 4623 DIXIE HWY FAIRFIELD OH 45014
PERMIT NUMBER			TYPE	
06	01	2019		
ISSUE DATE				
08	02	2019		
FILING DATE				
D1	D2	D3	D6	
PERMIT CLASSES				
09	011			
TAX DISTRICT		RECEIPT NO.		



MAILED 08/06/2019

RESPONSES MUST BE POSTMARKED NO LATER THAN.

09/06/2019

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.
 REFER TO THIS NUMBER IN ALL INQUIRIES **A TREX 6381988**

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
 THE HEARING BE HELD ☐ IN OUR COUNTY SEAT. ☐ IN COLUMBUS.

WE DO NOT REQUEST A HEARING. ☐

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title)- ☐ Clerk of County Commissioner

(Date)

☐ Clerk of City Council☐ Township Fiscal Officer

CLERK OF FAIRFIELD CITY COUNCIL
 5350 PLEASANT AV
 FAIRFIELD OHIO 45014

Attachment: NicFusion.LiquorReport (1350 : NicFusion Liquor Permit)

Commerce Division of Liquor Control : Web Database Search

OWNERSHIP DISCLOSURE INFORMATION

This online service will allow you to obtain ownership disclosure information for issued and pending retail liquor permit entities within the State of Ohio.

Searching Instructions

Enter the known information and click the "Search" button. **For best results, search only ONE criteria at a time.** If you try to put too much information and it does not match exactly, the search will return a message "No records to display".

The information is sorted based on the Permit Number in ascending order.

To do another search, click the "Reset" button.

	SEARCH CRITERIA
Permit Number	6381988
Permit Name / DBA	
Member / Officer Name	

[Search](#)[Reset](#)[Main Menu](#)

Member/Officer Name	Shares/Interest	Office Held
Permit Number: 6381988; Name: NIC FUSION RESTAURANT LLC; DBA: DBA HOT N SPICY RESTAURANT & BAR; Address: 4623 DIXIE HWY FAIRFIELD 45014		
RADHIKA GURUNG	MANAGE MEM	

- [Ohio.Gov](#)
- [Ohio Department of Commerce](#)

[Commerce Home](#) | [Press Room](#) | [CPI Policy](#) | [Privacy Statement](#) | [Public Records Request Policy](#) | [Disclaimer](#) | [Employment](#) | [Contacts](#)

NAME OF ESTABLISHMENT NIC Fusion Restaurant LLC

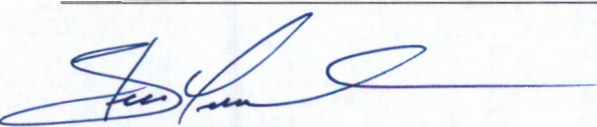
ADDRESS DBA Hot N Spicy Restaurant & Bar

4623 Dixie Hwy

Fairfield, OH 45014

- | | YES | NO |
|---|--------------------------|-------------------------------------|
| 1. Is there a conviction record of the applicant, any partner, member, officer director, manager or any shareholder owning 5% or more of the capital stock, for felonies or other crimes relating to his ability to operate a liquor establishment? | ☐ | ☒ |
| 2. Is there a prior unfavorable enforcement record of applicant and/or operation in disregard for laws, regulations or local ordinances? | ☐ | ☒ |
| 3. Is there misrepresentation of material fact by applicant in making application to the Department? | ☐ | ☒ |
| 4. Is there an inability of law enforcement authorities and of authorized agents of the Department to gain ready entrance to the permit premise; or location of permit premise at such distance from the road or street as to be isolated from police or other observation? | ☐ | ☒ |
| 5. Will the place substantially and adversely interfere with the public decency, sobriety, peace, or good order of the neighborhood in which it is located? | ☐ | ☒ |
| 6. Will the place substantially and adversely interfere with the normal orderly conduct of a church, library, public playground, school or township park? | ☐ | ☒ |
| 7. Will the granting or transferring of a permit substantially interfere with the morals, safety, or welfare of the public? | ☐ | ☒ |
| 8. Will there be adverse effects of saturation of the area in relation to the number of existing permits, and will there be any adverse conditions in the area? | ☐ | ☒ |

REMARKS:


 Stephen B. Maynard
 Chief of Police

HEARING REQUESTED: Yes ☐ No ☒

Date: August 26, 2019

Attachment: NicFusion.PDReport (1350 : NicFusion Liquor Permit)

**DEPARTMENTAL
CORRESPONDENCE**City
of
FairfieldTO Alisha Wilson, Clerk of CouncilFROM Greg Kathman, Development Services Director *GK*SUBJECT Liquor Permit ApplicationDATE 8/13/19

The business located at 4623 Dixie Highway, in the name of Nic Fusion Restaurant LLC and doing business as Hot & Spicy Restaurant & Bar is in the C-3, General Business District and is a permitted use as a restaurant. Should the applicant wish to operate this facility as a tavern, night club or entertainment facility solely or in conjunction with the restaurant, a Conditional Use Permit must be secured through the Planning Commission.

Attachment: NicFusion.DSReport (1350 : NicFusion Liquor Permit)



Attachment: NicFusion.DSReport (1350 : NicFusion Liquor Permit)



City Council Ordinance
Regular Meeting - September 9, 2019

Submitted by: Mark Wendling, City Manager
Submitting Department: City Manager's Office

Subject:

Amendment of the City's Animal Control Ordinance

Legislation Title:

Ordinance to amend Chapter 505, entitled Animals and Fowl, of Ordinance No. 166-84, the Codified Ordinances of Fairfield, Ohio.

Recommendation:

Due to recent court decisions and the need to provide for more effective enforcement animal control it has become necessary to update the City's animal control statutes. It is recommended that City Council have a first reading on this item at the September 9, 2019 meeting.

Background/Synopsis:

Financial Impact:

Emergency Provision Explanation:

Rule Suspension Requested:

No

Emergency Provision Needed:

No

Attachments:

1. Chapter 505-Ord
2. Chapter 505-Exhibit A

ORDINANCE NO. _____

ORDINANCE TO AMEND CHAPTER 505, ENTITLED ANIMALS AND FOWL, OF
ORDINANCE NO. 166-84, THE CODIFIED ORDINANCES OF FAIRFIELD, OHIO.

BE IT ORDAINED by the Council of the City of Fairfield, Ohio, that:

Section 1. Chapter 505, entitled Animals and Fowl, of Ordinance No. 166-84, The Codified Ordinances of Fairfield, Ohio is hereby amended to read as follows:

See attached Exhibit "A" which is incorporated herein by reference.

Section 2. This Ordinance shall take effect at the earliest period allowed by law.

Passed	_____	_____
		Mayor's Approval
Posted	_____	
First Reading	_____	Rules Suspended _____
Second Reading	_____	
Third Reading	_____	

ATTEST:

Clerk of Council

This is to certify that this Ordinance has been duly published by posting and summary publication as provided by Charter.

Clerk of Council

Active Clients\City of Fairfield\Ordinances\2019\Chapter 505-Ord

Attachment: Chapter 505-Ord (1344 : Amendment of the City's Animal Control Ordinance)

EXHIBIT "A"

CHAPTER 505 Animals and Fowl

- 505.01 Dogs and other animals running at large and other animal prohibitions.
- 505.02 Impounding and disposition; records.
- 505.03 Dog collar and license.
- 505.04 Abandoning animals.
- 505.05 Killing or injuring animals.
- 505.06 Poisoning animals.
- 505.07 Cruelty to animals generally.
- 505.071 Cruelty to companion animals.
- 505.08 Nuisance conditions prohibited.
- 505.09 Disturbing noises prohibited.
- 505.10 Animal bites; reports and quarantine.
- 505.11 Hunting prohibited.
- 505.12 Coloring rabbits or baby poultry; sale or display of poultry.
- 505.13 Harming birds.
- 505.14 Dangerous animals.
- 505.15 Report of escape of exotic or dangerous animal.
- 505.16 Nuisance, Dangerous and Vicious dogs – Definitions
- 505.161 Nuisance, Dangerous and Vicious dog classification and hearing.
- 505.162 Control of Nuisance, Dangerous and Vicious dogs.
- 505.163 Dangerous and Vicious dog ownership restrictions.
- 505.164 Exemptions.
- 505.165 Strict Liability.
- 505.17 (DELETED)
- 505.18 Public display or processing of animals.
- 505.19 Animal Control Officer
- 505.20 Insurance Coverage for dog liability
- 505.99 Penalty.

CROSS REFERENCES

See sectional histories for similar State law
 Owner or keeper liable for damages - see Ohio R.C. 951.10
 Dog registration - see Ohio R.C. 955.01
 Discharging firearms prohibited - see GEN. OFF. 549.10

505.01 DOGS AND OTHER ANIMALS RUNNING AT LARGE AND OTHER ANIMAL PROHIBITIONS.

(a) No person shall own, keep or harbor live cattle, sheep, geese, ducks, turkeys, chickens, pigs, goats or other farm-type animals within the municipal limits of the City of Fairfield, Ohio. This subsection shall not apply to the following:

- (1) Animals which are located on premises which are three acres or more in size under the same contiguous ownership and are located on such premises with the consent of the property owners.
- (2) Animals which are located on the premises of a public or non-public school which is chartered by the State of Ohio Department of Education and such animals are used in the instruction of students.
- (3) Animals which are caged and/or confined during actual transport by vehicle in the City.

(b) No owner, keeper or harbinger of any animals or fowl of any kind in the City shall allow or permit such animals or fowl to run at large within the City or upon the premises of another.

(c) No owner, keeper or harbinger of any dog or cat, whether wearing a registration tag or not, shall permit such dog or cat to run at large within the City. Unauthorized entry by such dog or cat, upon the premises of another or upon any public street or ground shall constitute "running at large" within the meaning of this section.

(d) No owner, keeper or harbinger of any dog shall permit such dog to go or remain upon any public street or ground within the City except when accompanied by a responsible person, and upon a non-retractable leash of not more than six feet in length so as to prevent such dog from entering private property and from chasing or attacking any person, animal or vehicle; or shall fail to keep the dog under the reasonable control of some person. Any dog not properly restrained on a leash will be considered "at large" and in violation of this section.

(e) The owner, keeper or harbinger of a dog or other animal or fowl who permits it to run at large in violation of this section shall, in addition to the penalty provided in subsection (i) hereof, be liable for all damages caused by such dog or other animal or fowl upon the premises of another.

(f) Every owner, keeper or harbinger of a female dog shall, during all times when such female dog is in heat, either confine such dog indoors or treat her in such manner as not to attract other dogs.

(g) Any land which is enclosed with invisible fencing or an invisible containment system in which a collar provides an electric shock which prevents an animal from leaving the property of its owner must have its boundary no less than six feet from public property.

(h) This section shall not apply to persons operating under the guidelines of a program approved by the City Manager for providing for the trapping, spaying, or neutering, and releasing of cats and dogs with the purpose of reducing the unwanted stray-animal population in the City.

(i) (1) Whoever violates any provision of this section is guilty of a misdemeanor of the fourth degree for a first offense.

(2) Whoever violates any provision of this section in a second or subsequent offense shall be guilty of a misdemeanor of the third degree.

(3) In addition to any penalty provided under law for a violation of this section, the court shall order the offender to neuter or spay the dog within 14 calendar days of the date of conviction unless a licensed veterinarian provides evidence to the court's satisfaction that neutering or spaying of the dog is medically contraindicated.

(4) Notwithstanding the foregoing penalties, if a domestic animal or human is aggressively bitten by the dog without provocation as a result of a violation of this section, then whoever violates this section is guilty of a misdemeanor of the first degree. Additionally, the court may order the offender to complete dog obedience training within a specified period of time and provide written proof thereof to the court.

505.02 IMPOUNDING AND DISPOSITION; RECORDS.

A police officer or the Animal Control Officer shall impound every dog or cat found in violation of Section 505.01 or shall impound such animals otherwise in accordance with this section.

(a) If the impounded dog is not wearing a valid registration tag, the dog shall forthwith be turned over to an officer charged by law with the custody and disposal of such dogs. If the dog is wearing a valid registration tag or the identity of the owner or harbinger is otherwise established, notice shall be given prior to or on the next working day to such owner or harbinger that the dog has been impounded. Notice may be by telephone, certified mail or by residence service to the last known address of such owner or harbinger. The dog shall not be released except upon the payment to the Animal Control Officer or poundkeeper of all costs assessed for the care of the animal and upon providing the animal with a valid

registration tag if it has none. Any dog not redeemed within the time periods specified in ORC 955.12 may be sold or otherwise disposed of as provided in Ohio R.C. 995.16.

(b) If the impounded cat is wearing an identification tag or the identity of the owner or harbinger is otherwise established, notice shall be given on the next regular business day to such owner or harbinger that the cat has been impounded. Notice may be by telephone or by residence service to the last known address of such owner or harbinger. The cat shall not be released except upon the payment to the Animal Control Officer or poundkeeper of all costs assessed for the care of the animal. Any cat not redeemed by the next regular business day after notice is given to the owner or harbinger as provided herein, or the next regular business day following the date such cat is seized or impounded, if the owner or harbinger cannot be found, may be sold or otherwise disposed of in a humane manner as shall be determined by the Animal Control Officer or the poundkeeper.

(c) In the event an animal is removed from a residence by the City because its owner is incarcerated, evicted, deceased, not found or otherwise unable to care for the animal on a daily basis, the animal may be impounded by an officer charged by law with the custody and disposal of such animals for a period of at least 72 hours, in which period the owner may claim the animal. The animal shall not be released except upon the payment to the Animal Control Officer or poundkeeper of all costs assessed for the care of the animal and upon providing the animal with a valid registration tag if it has none. The City shall leave notice at the residence of the impounding of the animal and may make other reasonable attempts to provide such notice. If the owner or owner's designee fails to claim the animal within the 72-hour period, the animal will be considered abandoned and the City may sell or otherwise dispose of the animal in a humane manner as determined by an the Animal Control Officer, the poundkeeper or any other officer charged by law with the custody and disposal of such animal.

(d) A record of all dogs and cats impounded, the disposition of the same, the owner's name and address, if known, and a statement of any costs or receipts involving such dog or cat shall be kept.

505.03 DOG COLLAR AND LICENSE.

(a) The owner of any dog within the City shall maintain and keep a collar or harness on his dog and the collar or harness shall contain the name and address of the owner and any required dog license. Any dog found to be running at large within the City without a name tag or a required dog license shall be considered a stray and shall be impounded by the Animal Control Officer. The Animal Control Officer is hereby authorized to humanely dispose of a stray animal after seventy-two hours have elapsed from the time the dog has been captured or taken custody by the Animal Control Officer.

(b) Whoever violates this section is guilty of a minor misdemeanor.
(Ord. 113-80. Passed 8-4-80.)

505.04 ABANDONING ANIMALS.

(a) No owner or keeper of a dog, cat or other domestic animal shall abandon such animal.
(ORC 959.01)

(b) Whoever violates this section is guilty of a misdemeanor of the second degree on a first offense and a misdemeanor of the first degree on each subsequent offense.
(Ord. 31-04. Passed 2-23-04.)

505.10 ANIMAL BITES; REPORTS AND QUARANTINE.

(a) Whenever any person is bitten by a dog or other animal, report of such bite shall be made to the Health Commissioner within twenty-four hours. The dog or other animal inflicting a bite shall immediately be examined by a qualified veterinarian and results of such examination shall be reported to the Health Commissioner within twenty-four hours. At the direction of the Health Commissioner, the dog or other animal shall either be confined by its owner or harbinger to his premises away from the public at

large, or be placed under supervision of a veterinarian at the owner's or harborer's expense. The isolation or observation period shall not be less than ten days from the date the person was bitten at which time report of the condition of the animal shall be made to the Health Commissioner.

No person shall fail to comply with the requirements of this section or with any order of the Health Commissioner made pursuant thereto, nor fail to immediately report to the Health Commissioner any symptom or behavior suggestive of rabies.

- (b) Whoever violates this section is guilty of a **misdemeanor of the fourth degree**.

505.11 HUNTING.

(a) Definitions. For purposes of this section, the following words and phrases shall have the following meanings ascribed to them respectively.

(1) "Hunting" means pursuing, shooting, killing or capturing wild birds or wild quadrupeds, and all other acts such as placing, setting, drawing or employing any device commonly used to kill or capture wild birds or wild quadrupeds, whether they result in killing or capturing or not. It includes every attempt to kill or capture and every act of assistance to any other person in killing or capturing or attempting to capture wild birds or wild quadrupeds.

(2) "Person" means an individual, company, partnership, corporation, association or any combination of individuals, or any employee, agent or officer thereof. (Ord. 21-58. Passed 5-12-58.)

(b) Hunting Forbidden. No hunting shall be permitted within the corporate limits of the City, except anyone engaged in farming may destroy any wild animal that is doing damage to property or crops thereon or animals raised on the confines of the farm if such hunting takes place more than one thousand feet from any building or three hundred feet from any highway, road or lane. Notwithstanding the foregoing, the Chief of Police with the consent of the City Manager may direct personnel employed by or associated with a federal agency, state agency or local law enforcement agency to cull deer on city owned property provided such culling has been approved by the Ohio Department of Natural Resources, Division of Wildlife if such approval is required.

(c) Dogs. No person shall run dogs on the land of another unless written permission has first been obtained from the property owner. All dogs must be accompanied by a handler. Accompanied means that the handler is within reasonable distance so that dogs can be commanded to return by a call from the handler. (Ord. 71-75. Passed 12-8-75.)

(d) Enforcement. Law enforcement officials of the City, police or conservation police shall have full authority to enforce this section. (Ord. 21-58. Passed 5-12-58.)

(e) This section shall not apply to killing or capturing nuisance or injured animals by law enforcement officials, including persons acting at the direction of law enforcement officials, in furtherance of their duty and in their official capacity.

(f) Penalty. Whoever violates any provision of this section is guilty of a misdemeanor of the fourth degree. (Ord. 42-04. Passed 3-8-04.)

505.16 DEFINITIONS.

- (a) "Dangerous dog" means a dog that, without provocation, has done any of the following:
- (1) Caused injury, other than killing or serious injury, to any person;
 - (2) Killed another dog;
 - (3) Been the subject of a third or subsequent violation of Section 505.01 of the Code.

"Dangerous dog" does not include a police dog that has caused injury, other than killing or serious injury, to any person or has killed another dog while the police dog is being used to assist one or more law enforcement officers in the performance of their official duties.

(b) "Menacing fashion" means that a dog would cause any person being chased or approached to reasonably believe that the dog will cause physical injury to that person.

(c) "Nuisance dog" means a dog that without provocation and while off the premises of its owner, keeper, or harbinger, including within common areas of multiple-unit properties, has chased or approached a person in either a menacing fashion or an apparent attitude of attack or has attempted to bite or otherwise endanger any person. "Nuisance dog" does not include a police dog that while being used to assist one or more law enforcement officers in the performance of official duties has chased or approached a person in either a menacing fashion or an apparent attitude of attack or has attempted to bite or otherwise endanger any person.

(d) "Police dog" means a dog that has been trained, and may be used, to assist one or more law enforcement officers in the performance of their official duties.

(e) "Serious injury" means any of the following:

- (1) Any physical harm that carries a substantial risk of death;
- (2) Any physical harm that involves a permanent incapacity, whether partial or total, or a temporary, substantial incapacity;
- (3) Any physical harm that involves a permanent disfigurement or a temporary, serious disfigurement;
- (4) Any physical harm that involves acute pain of a duration that results in substantial suffering or any degree of prolonged or intractable pain.

(f) "Vicious dog" means a dog that, without provocation, has killed or caused serious injury to any person. "Vicious dog" does not include either of the following:

- (1) A police dog that has killed or caused serious injury to any person while the police dog is being used to assist one or more law enforcement officers in the performance of their official duties;
- (2) A dog that has killed or caused serious injury to any person while a person was committing or attempting to commit a trespass or other criminal offense on the property of the owner, keeper, or harbinger of the dog.

(g) "Without provocation" means that a dog was not teased by a person or animal, tormented by a person or animal, or abused by a person, or that the dog was not coming to the aid or the defense of a person who was not engaged in illegal or criminal activity and who was not using the dog as a means of carrying out such activity.

505.161 NUISANCE, DANGEROUS AND VICIOUS DOG CLASSIFICATION AND HEARING.

(a) If an animal control officer or peace officer has reasonable cause to believe that a dog in the person's jurisdiction is a nuisance dog, dangerous dog, or vicious dog, the person shall notify the owner, keeper, or harbinger of that dog, by certified mail or in person, of both of the following:

- (1) That the person has designated the dog a nuisance dog, dangerous dog, or vicious dog, as applicable;
- (2) That the owner, keeper, or harbinger of the dog may request a hearing regarding the designation in accordance with this section. The notice shall include instructions for filing a request for a hearing in the county in which the dog's owner, keeper, or harbinger resides.

(b) If the owner, keeper, or harbinger of the dog disagrees with the designation of the dog as a nuisance dog, dangerous dog, or vicious dog, as applicable, the owner, keeper, or harbinger, not later than ten days after receiving notification of the designation, may request a hearing regarding the

determination. The request for a hearing shall be in writing and shall be filed with the municipal court that has territorial jurisdiction over the residence of the dog's owner, keeper, or harborer. At the hearing, the person who designated the dog as a nuisance dog, dangerous dog, or vicious dog has the burden of proving, by clear and convincing evidence, that the dog is a nuisance dog, dangerous dog, or vicious dog.

The owner, keeper, or harborer of the dog or the person who designated the dog as a nuisance dog, dangerous dog, or vicious dog may appeal the court's final determination as in any other case filed in that court.

(c) A court, upon motion of an owner, keeper, or harborer or an attorney representing the owner, keeper, or harborer, may order that the dog designated as a nuisance dog, dangerous dog, or vicious dog be held in the possession of the owner, keeper, or harborer until the court makes a final determination under this section or during the pendency of an appeal, as applicable. Until the court makes a final determination and during the pendency of any appeal, the dog shall be confined or restrained in accordance with the provisions of division (D) of section 955.22 of the Revised Code that apply to dangerous dogs regardless of whether the dog has been designated as a vicious dog or a nuisance dog rather than a dangerous dog. The owner, keeper, or harborer of the dog shall not be required to comply with any other requirements established in the Revised Code that concern a nuisance dog, dangerous dog, or vicious dog, as applicable, until the court makes a final determination and during the pendency of any appeal.

(d) If a dog is finally determined under this section, or on appeal as described in this section, to be a vicious dog, division (D) of section 955.11 and divisions (D) to (I) of section 955.22 of the Revised Code apply with respect to the dog and the owner, keeper, or harborer of the dog as if the dog were a dangerous dog, and section 955.54 of the Revised Code applies with respect to the dog as if it were a dangerous dog, and the court shall issue an order that specifies that those provisions apply with respect to the dog and the owner, keeper, or harborer in that manner. As part of the order, the court shall require the owner, keeper, or harborer to obtain the liability insurance required under division (E)(1) of section 955.22 of the Revised Code in an amount described in division (H)(2) of section 955.99 of the Revised Code.

505.162 CONTROL OF NUISANCE, DANGEROUS AND VICIOUS DOGS.

- (a) No owner, keeper, or harborer of a nuisance dog shall fail to do the following:
- (1) While the dog is on the premises of the owner, keeper, or harborer, so as to prevent it from causing injury to any person or domestic animal:
 - A. Securely confine the dog indoors;
 - B. Securely confine the dog in a locked pen which has a secured top and keep the dog under direct supervision by a person who is of sufficient size and strength to control the dog;
 - C. Securely confine the dog in a locked fenced yard, which fence is at least six feet tall, and keep the dog under direct supervision by a person who is of sufficient size and strength to control the dog; or
 - D. Keep the dog restrained by a non-retractable tether or a leash no longer than six feet in length and have the leash or tether controlled by a person who is of sufficient size and strength to control the dog or securely attach, tie, or affix the leash or tether to the ground or a stationary object or fixture so that the dog is adequately restrained and station such person in close proximity.
 - (2) While the dog is off the premises of the owner, keeper, or harborer, including within common areas of multiple-unit properties, so as to prevent it from causing injury to any person or domestic animal:

- A. Keep the dog restrained by a non-retractable tether or a leash no longer than six feet in length and have the leash or tether controlled by a person who is of sufficient size and strength to control the dog or securely attach, tie, or affix the leash or tether to the ground or a stationary object or fixture so that the dog is adequately restrained and station such person in close proximity; and
 - B. Identify the dog with a leash, collar, harness, vest, or other garment that is colored neon yellow, without patterns or other adornments except designs intended to increase visibility of the dog at night. The identifying garment shall be visible and identifiable to an ordinary person from at least 15 feet away so as to provide reasonable warning to that person about the dog's classification.
- (3) Within ten calendar days of the notice of classification, provide the Police Department with an identifying color photograph of the dog and microchip information if the dog is microchipped.
- (4) Notify the Police Department immediately if the dog is loose or unconfined or has aggressively bitten a human or a domestic animal.
- (5) Notify the Police Department in writing within five calendar days if the dog is transferred to another owner or keeper or dies. If the dog is transferred to another owner, the written notice shall include the name, address, and phone number of the transferee.
- (6) Notify veterinarians, veterinary staff, groomers, and other members of the public who come into direct contact with the designated dog that the dog has been designed as a nuisance dog prior to such contact.
- (7) Neuter or spay the dog within 14 calendar days of the final determination of the dog as a nuisance dog, unless a licensed veterinarian determines that neutering or spaying of the dog is medically contraindicated and provide proof of alteration or exemption to the Police Department upon demand.
- (b) No owner, keeper, or harbinger of a dangerous or vicious dog shall fail to do the following:
 - (1) While the dog is on the premises of the owner, keeper, or harbinger, so as to prevent it from causing injury to any person or domestic animal, securely confine it at all times:
 - A. In a locked pen that has a secured top, under the direct supervision of a person who is at least 18 years of age and of sufficient size and strength to control the dog;
 - B. In a locked, fenced yard, which fence is located in the rear yard with self-closing and self-latching gates on any openings of the fenced yard, at least six feet tall, and restrained by a leash or tether no longer than ten feet in length controlled by a person who is at least 18 years of age and of sufficient size and strength to control the dog or securely attach, tie, or affix the leash or tether to the ground or a stationary object or fixture so that the dog is adequately restrained and station such person in close proximity; or
 - C. In any other locked enclosure that has a secured top, including a house. If the dog is confined in any other locked enclosure that has a top outdoors, keep the dog under the direct supervision of a person who is at least 18 years of age and of sufficient size and strength to control the dog.
 - (2) While that dog is off the premises of the owner, keeper, or harbinger, including within common areas of multiple-unit properties, so as to prevent it from causing injury to any person or domestic animal:
 - A. Muzzle the dog with a muzzle made in a manner that will not cause injury to the dog or interfere with its vision or respiration, but allows the dog to eat and

drink and prevents it from biting any person or animal, and also keep the dog restrained by a leash or tether no longer than six feet in length controlled by a person who is at least 18 years of age and of sufficient size and strength to control the dog or securely attach, tie, or affix the leash or tether to the ground or a stationary object or fixture so that the dog is adequately restrained and station such person in close proximity;

B. Keep the dog in a locked fenced yard, which fence is located in the rear yard with self-closing and self-latching gates on any openings of the fenced yard, at least six feet tall, and restrained by a leash or tether no longer than ten feet in length and have the leash or tether controlled by a person who is at least 18 years of age and of sufficient size and strength to control the dog or securely attach, tie, or affix the leash or tether to the ground or a stationary object or fixture so that the dog is adequately restrained and station such person in close proximity;

C. Keep the dog in a locked pen that has a secure top, under the direct supervision of a person who is at least 18 years of age and of sufficient size and strength to control the dog; or

D. Keep the dog in another locked enclosure that has a secure top, including a house. If the dog is confined in another locked enclosure that has a top outdoors, keep the dog under the direct supervision of a person who is at least 18 years of age and of sufficient size and strength to control the dog.

(c) No owner, keeper, or harbinger of a dangerous or vicious dog shall fail to identify the dog at all times with a leash, collar, harness, vest, or other garment that is colored neon yellow, without patterns or other adornments except designs intended to increase visibility of the dog at night. While the dog is off the premises of the owner, keeper, or harbinger, including within common areas of multiple-unit properties, the identifying garment shall be visible and identifiable to an ordinary person from at least 15 feet away so as to provide reasonable warning to that person about the dog's classification and to prevent the dog from causing injury to any person or domestic animal.

(d) No owner, keeper, or harbinger of a dangerous or vicious dog shall fail to do the following:

(1) Maintain a policy of liability insurance with an insurer authorized to write liability insurance in this state providing coverage in each occurrence, subject to a limit, exclusive of interest and costs, of not less than one hundred thousand dollars (\$100,000) for a dangerous or vicious dog because of damage or bodily injury to or death of a person or animal caused by the dog. Such insurance must be obtained within 14 calendar days of the final determination of the dog as a dangerous or vicious dog. The owner or keeper of any dangerous or vicious dog shall provide a copy of the policy for liability insurance to the chief of police on a yearly basis and provide proof of that liability insurance upon request to any law enforcement officer, county dog warden, or public health official charged with enforcing this section.

(2) Obtain a dangerous dog registration certificate from the county fiscal officer pursuant to section 955.22(l) of the Revised Code within 14 calendar days of the final determination of the dog as a dangerous or vicious dog, affix a tag that identifies the dog as a dangerous or vicious dog to the dog's collar, ensure that the dog wears the collar and tag at all times, and present the dangerous dog registration certificate upon being requested to do so by any law enforcement officer, dog warden, animal warden or control officer, or public health official, including evidence that the dog has been microchipped, rabies vaccinated, and neutered or spayed, unless a licensed veterinarian determines that neutering or spaying of the dog is medically contraindicated.

(3) Notify the Police Department immediately if any of the following occurs:

- A. The dog is loose or unconfined.
 - B. The dog bites a person, unless the dog is on the property of the owner of the dog, and the person who is bitten is unlawfully trespassing or committing a criminal act within the boundaries of that property.
 - C. The dog attacks another animal while the dog is off the property of the owner of the dog.
 - D. The dog is sold, given to another person, or dies, within ten calendar days of the sale, transfer, or death, and also notify the county fiscal officer.
- (4) Within ten calendar days of the notice of classification, provide the Police Department with an identifying color photograph of the dog.
 - (5) Notify veterinarians, veterinary staff, groomers, and other members of the public who come into direct contact with the designated dog that the dog has been designed as a dangerous or vicious dog prior to such contact.
 - (6) Successfully complete a dog obedience or behavior modification course that includes a minimum of six hours of in-person professional training or behavior modification within 90 calendar days of the final determination of the dog as a dangerous or vicious dog and provide proof of completion to the police chief.
 - (7) Consent to an inspection of the property where the dog is kept, other than within any private structure unless otherwise authorized by law, by the police chief for the purpose of determining compliance with the requirements of this section.
- (e) No person shall do any of the following:
 - (1) Debark or surgically silence a dog that the person knows or has reason to believe is a dangerous or vicious dog;
 - (2) Possess a dangerous or vicious dog if the person knows or has reason to believe that the dog has been debarked or surgically silenced;
 - (3) Falsely attest on a waiver form provided by the veterinarian under section 955.22(F) of the Revised Code that the person's dog is not a dangerous or vicious dog or otherwise provide false information on that written waiver form. It is an affirmative defense to a charge of a violation of this subsection that the veterinarian who is charged with the violation obtained, prior to debarking or surgically silencing the dog, a written waiver form that complies with section 955.22(F) of the Revised Code and that attests that the dog is not a dangerous or vicious dog.
 - (f) Penalties.
 - (1) Whoever violates this section when the violation involves a nuisance dog is guilty of a misdemeanor of the fourth degree on the first offense, a misdemeanor of the third degree on the second offense, and a misdemeanor of the first degree on the third or any subsequent offense.
Notwithstanding the foregoing penalties, if the dog aggressively bites a domestic animal or human without provocation as a result of a violation of this section, then whoever violates this section is guilty of a misdemeanor of the first degree. Additionally, the court shall order the offender to complete dog obedience training within a specified period of time and provide written proof thereof to the police chief.
 - (2) Whoever violates this section when the violation involves a dangerous dog is guilty of a misdemeanor of the third degree on the first offense, a misdemeanor of the second degree on the second offense, and a misdemeanor of the first degree on the third or any subsequent offense.
Notwithstanding the foregoing penalties, if the dog aggressively bites a domestic animal or human without provocation as a result of a violation of this section, then whoever

violates this section is guilty of a misdemeanor of the first degree. Additionally, the court shall order the offender to complete dog obedience training within a specified period of time and provide written proof thereof to the police chief. The court may further impose reasonable terms, conditions and restrictions deemed necessary to protect the public health, safety and welfare.

Notwithstanding the foregoing penalties, if the dog kills a domestic animal or causes serious injury to a human as a result of a violation of this section, then whoever violates this section is guilty of a misdemeanor of the first degree. The court may impose reasonable terms, conditions and restrictions deemed necessary to protect the public health, safety and welfare, including imposing additional keeping requirements on the dog while it is kept or harbored within the City, requiring the owner, keeper, or harbinger of the dog to temporarily or permanently remove the dog from being kept or harbored in the City, or requiring humane euthanasia of the dog by a licensed veterinarian.

(3) Whoever violates this section when the violation involves a vicious dog is guilty of a misdemeanor of the second degree on the first offense, a misdemeanor of the first degree on the second offense or any subsequent offense.

Notwithstanding the foregoing penalties, if the dog aggressively bites a domestic animal or human without provocation as a result of a violation of this section, then whoever violates this section is guilty of a misdemeanor of the first degree. Additionally, the court shall order the offender to complete dog obedience training within a specified period of time and provide written proof thereof to the police chief. The court may further impose reasonable terms, conditions and restrictions deemed necessary to protect the public health, safety and welfare.

Notwithstanding the foregoing penalties, if the dog kills domestic animal or causes serious injury to a human as a result of a violation of this section, then whoever violates this section is guilty of a misdemeanor of the first degree. The court may impose reasonable terms, conditions and restrictions deemed necessary to protect the public health, safety and welfare, including humane euthanasia of the dog by a licensed veterinarian.

Notwithstanding the foregoing penalties, it is a felony to be prosecuted under appropriate state law if the dog kills a person as a result of a violation of section 955.22(C) of the Revised Code. The penalties in this section shall not apply whenever the conduct proscribed in this section constitutes a felony under section 955.99 of the Revised Code.

505.163 DANGEROUS AND VICIOUS DOG OWNERSHIP RESTRICTIONS.

(a) No person shall own, keep, maintain, allow, harbor, or permit more than one dangerous or vicious dog at any one residence that has aggressively bitten and killed a dog or aggressively bitten and caused serious injury or death to a person.

(b) The provisions as set forth in section 955.54 of the Revised Code shall apply inside the City, with the exception of division (A)(2) of that section, which shall be construed to include vicious dogs in addition to dangerous dogs. No person shall fail to abide by the provisions of section 955.54 of the Revised Code as modified by this section of the Code.

(c) (1) Whoever violates subsection (a) of this section is guilty of a second-degree misdemeanor.

(2) Whoever violates subsection (b) of this section is guilty of a first-degree misdemeanor.

505.164 EXEMPTIONS.

The following shall be exempted from the provisions of this chapter:

(a) Any dog which is lawfully engaged in hunting or training for the purpose of hunting while accompanied by a licensed hunter. However, such dogs at all other times and in all other respects shall be subject to the ordinance or resolution permitted by this section, unless actually in the field and engaged in hunting or in legitimate training for such purpose;

(b) A service animal, as defined by the Americans with Disabilities Act and the regulations promulgated pursuant thereto, that has caused injury or serious injury to any person or has killed a person or a domestic animal while the service animal is actually being used to assist a person in the performance of that animal's trained duties; and

(c) A police dog that has caused injury or serious injury to any person or has killed a person or a domestic animal while the police dog is actually being used to assist one or more law enforcement officers in the performance of their official duties.

(Ord. 1-18. Passed 4-2-2018.)

505.165 STRICT LIABILITY.

Strict liability is imposed for the violation of any provision of Sections 505.16 or 505.162.

505.17 (DELETED)

505.19 ANIMAL CONTROL OFFICER.

(a) The Animal Control Officer shall hold the position as established by ordinance.

(b) In addition to such duties as may be assigned to the Animal Control Officer, it shall be the duty of the Animal Control Officer, to assist in the enforcement of the provisions of the Codified Ordinances of the City and laws of the State, relative to the licensing, impounding, boarding and disposition of animals, livestock or poultry within the corporate limits; however, no police or other officer of this City, charged with the responsibility of enforcing the ordinances of this City and the laws of this State, shall be relieved of such responsibility.

(c) The Animal Control Officer shall be provided with a badge designating his office, and such other uniform, vehicles and equipment necessary to carry out his duties; however, any vehicles used for picking up and impounding animals, livestock or poultry shall be clearly marked on both sides with the following: "Animal Control".

505.20 INSURANCE COVERAGE FOR DOG LIABILITY.

(a) No owner, keeper or harbinger of a dog in the City shall fail to do all the following:

(1) Maintain public liability insurance, with an insurer authorized to write liability insurance in this State, subject to a limit, exclusive of interest and costs, in a single incident amount of no less than \$10,000.00 for bodily injury to or death of any person or persons for damage to property owned by any person or persons which may result from the ownership, keeping or maintaining of such animal; an effective insurance policy with the coverage and in the amounts specified herein must be maintained by the owner, keeper or harbinger at all times; and

(2) Furnish evidence of the policy of insurance required under this section to the City law enforcement official upon demand.

(b) Whoever violates this section is guilty of a minor misdemeanor on the first offense, a misdemeanor of the fourth degree on the second offense, and a misdemeanor of the third degree on the third or any subsequent offense.



City Council Ordinance
Regular Meeting - September 9, 2019

Submitted by: Ben Mann,
 Submitting Department: Public Works

Subject:

Clean Ohio - Grant Application for Purchase of the 5333 Pleasant Avenue Property

Legislation Title:

Ordinance to authorize the City Manager to execute and file an Ohio Public Works Commission (OPWC) grant application and agreement for purchase of the 5333 Pleasant Avenue Property and declaring an emergency.

Recommendation:

It is recommended that City Council authorize the preparation of legislation, with rules suspension and emergency provision, authorizing the City Manager to execute and file the application for financial assistance, and enter into an agreement with OPWC for a grant to fund a portion of the 5333 Pleasant Avenue Property Acquisition.

Background/Synopsis:

It is necessary for City Council to authorize the City Manager to execute a grant application with OPWC for financial assistance for the purchase of the property at 5333 Pleasant Avenue. This project is for purchase of approximately 7 acres along Pleasant Avenue, south of Wessel Drive, and adjacent to the existing City property behind Village Green.

The filing of the grant application is necessary for the purchase of property. This property location will be a useful addition to the existing City owned property and will fit into future trail and sidewalk plans as well as greenspace conservation and preservation.

If approved, OPWC District 10 would be funding up to 75% of the acquisition expenses. The local share would be donated by the property owner by taking 25% off of the agreed upon price for the land acquisition. The total Clean Ohio project cost is estimated at approximately \$220,000 which includes survey and acquisition expenses in addition to the purchase cost.

The final application price will be based on an updated appraisal. The owner has agreed to a purchase price of \$200,000 based on the appraised value.

Financial Impact:

No immediate financial impact.

Emergency Provision Explanation:

The final application is due by September 13th, therefore a suspension of the rules and emergency provisions are being requested.

Rule Suspension Requested:

Yes

Emergency Provision Needed:

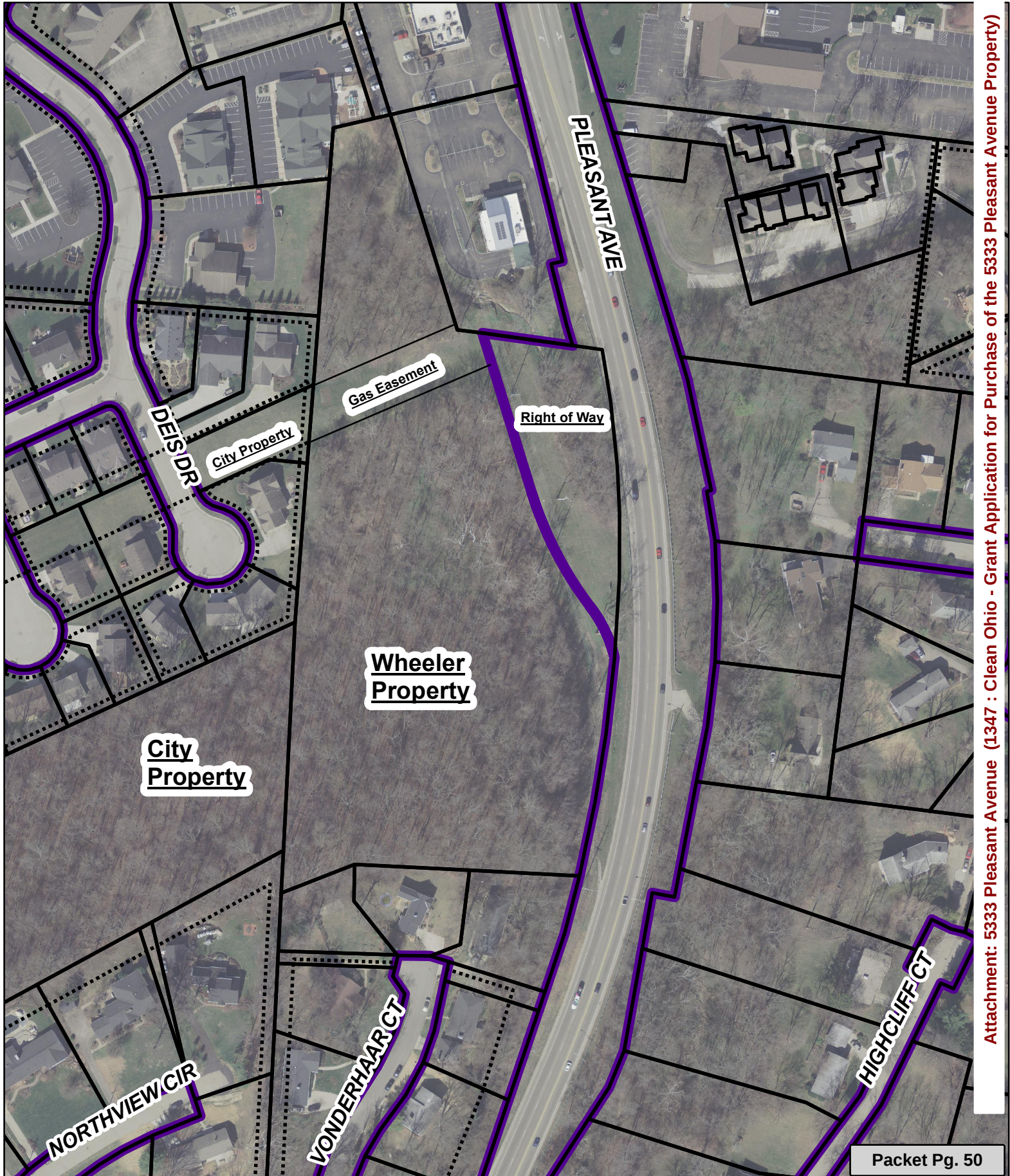
Yes

Attachments:

1. 5333 Pleasant Avenue
2. Ohio Public Works Commission-Ord



Exhibit
City of Fairfield - Butler County, Ohio



ORDINANCE NO. _____

ORDINANCE TO AUTHORIZE THE CITY MANAGER TO EXECUTE AND FILE AN OHIO PUBLIC WORKS COMMISSION (OPWC) GRANT APPLICATION AND AGREEMENT FOR THE PURCHASE OF THE 5333 PLEASANT AVENUE PROPERTY AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Fairfield, Ohio, that:

Section 1. The City Manager is hereby authorized to execute and file an Ohio Public Works Commission (OPWC) grant application and agreement for the purchase of the 5333 Pleasant Avenue property in accordance with the application and agreement on file in the office of the City Manager.

Section 2. This Ordinance is hereby declared to be an emergency measure necessary for the urgent benefit and protection of the City and its inhabitants for the reason that the grant application is due September 13, 2019; wherefore, this ordinance shall take effect immediately upon its passage.

Passed	_____	_____	_____
		Mayor's Approval	
Posted	_____		
First Reading	_____	Rules Suspended	_____
Second Reading	_____	Emergency	_____
Third Reading	_____		

ATTEST:

Clerk of Council

This is to certify that this Ordinance has been duly published by posting and summary publication as provided by Charter.

Clerk of Council

Active Clients\City of Fairfield\Ordinances\2019\Ohio Public Works Commission-Ord

Attachment: Ohio Public Works Commission-Ord (1347 : Clean Ohio - Grant Application for Purchase of the 5333 Pleasant Avenue Property)



City Council Ordinance
Regular Meeting - September 9, 2019

Submitted by: Ben Mann,
 Submitting Department: Public Works

Subject:

Grant Application for 2020 Boymel Drive Improvement Project

Legislation Title:

Ordinance to authorize the City Manager to execute and file an Ohio Public Works Commission (OPWC) Grant Application and Agreement for 2020 Boymel Drive Improvement Project and declaring an emergency.

Recommendation:

It is recommended that City Council authorize the preparation of legislation authorizing the City Manager to execute and file the application for financial assistance, and enter into an agreement with OPWC for a grant to fund a portion of the 2020 Boymel Drive Improvement Project.

Background/Synopsis:

It is necessary for City Council to authorize the City Manager to execute a grant application with OPWC for financial assistance for the 2020 Boymel Drive Improvement Project. This project is for the rehabilitation of the entire length of Boymel Drive with particular emphasis on adding a left turn lane onto Route 4 from southbound Boymel Drive.

This project includes reconstructing portions of curb, curb ramps, storm sewer improvements, base failure repairs, milling, overlay, etc. The project will better align the road at the intersection with Route 4.

This project is scheduled to bid in the spring of 2020 and construction will begin in late 2020.

This project is programmed in the current 2019-2023 CIP as OPW32. If approved, OPWC District 10 would be funding \$200,000 of the project. The City share would be approximately 50% of this \$402,354 project.

Financial Impact:

No immediate financial impact.

Emergency Provision Explanation:

The final application is due by September 20, therefore a suspension of the rules and emergency provision are being requested.

Rule Suspension Requested:

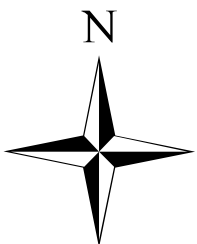
Yes

Emergency Provision Needed:

Yes

Attachments:

1. Boymel Improvements
2. Ohio Public Works Commission 2-Ord



Boymel Dr Improvements

1 in = 300 ft



ORDINANCE NO. _____

ORDINANCE TO AUTHORIZE THE CITY MANAGER TO EXECUTE AND FILE AN OHIO PUBLIC WORKS COMMISSION (OPWC) GRANT APPLICATION AND AGREEMENT FOR THE 2020 BOYMEL DRIVE IMPROVEMENT PROJECT AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Fairfield, Ohio, that:

Section 1. The City Manager is hereby authorized to execute and file an Ohio Public Works Commission (OPWC) grant application and agreement for the 2020 Boymel Drive, Improvement Project in accordance with the application and agreement on file in the office of the City Manager.

Section 2. This Ordinance is hereby declared to be an emergency measure necessary for the urgent benefit and protection of the City and its inhabitants for the reason that the grant application is due September 20, 2019; wherefore, this ordinance shall take effect immediately upon its passage.

Passed	_____	_____	_____
		Mayor's Approval	
Posted	_____		
First Reading	_____	Rules Suspended	_____
Second Reading	_____	Emergency	_____
Third Reading	_____		

ATTEST:

Clerk of Council

This is to certify that this Ordinance has been duly published by posting and summary publication as provided by Charter.

Clerk of Council

Active Clients\City of Fairfield\Ordinances\2019\Ohio Public Works Commission 2-Ord

Attachment: Ohio Public Works Commission 2-Ord (1346 : Grant Application for 2020 Boymel Drive Improvement Project)



City Council Ordinance Regular Meeting - September 9, 2019

Submitted by: Ben Mann,
Submitting Department: Public Works

Subject:

Grant Application for 2021 Street Improvement Program

Legislation Title:

Ordinance to authorize the City Manager to execute and file an Ohio Public Works Commission (OPWC) Issue 1 Grant Application and Agreement for 2021 Street Improvement Project and declaring an emergency.

Recommendation:

It is recommended that City Council authorize the preparation of legislation authorizing the City Manager to execute and file the application for financial assistance, and enter into an agreement with OPWC for a grant to fund a portion of the 2021 Street Improvement Program.

Background/Synopsis:

It is necessary for City Council to authorize the City Manager to execute a grant application with OPWC for financial assistance for the 2021 Street Improvement Program including asphalt and concrete contracts. This project is for the rehabilitation of approximately 21.5 lane miles of City streets.

This project includes reconstructing portions of curb, curb ramps, casting adjustments for multiple utilities, base failure repairs, milling, overlay, etc. The project will address deficient asphalt and concrete on many streets throughout the City.

This project is scheduled to bid in the winter of 2020 and construction will begin in early 2021.

This project is programmed in the current 2019-2023 CIP as 1PW06 and 1PW07. If approved, OPWC District 10 would be funding \$700,000 of the project. The City share would be approximately 67% of this nearly \$2.1 million project.

Financial Impact:

No immediate financial impact.

Emergency Provision Explanation:

The final application is due by September 20, therefore a suspension of the rules and emergency provision are being requested.

Rule Suspension Requested:

Yes

Emergency Provision Needed:

Yes

Attachments:

1. Ohio Public Works Commission 3-Ord

ORDINANCE NO. _____

ORDINANCE TO AUTHORIZE THE CITY MANAGER TO EXECUTE AND FILE AN OHIO PUBLIC WORKS COMMISSION (OPWC) ISSUE I GRANT APPLICATION AND AGREEMENT FOR THE 2021 STREET IMPROVEMENT PROJECT AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Fairfield, Ohio, that:

Section 1. The City Manager is hereby authorized to execute and file an Ohio Public Works Commission (OPWC) Issue I grant application and agreement for the 2021 Street Improvement Project in accordance with the application on file and agreement in the office of the City Manager.

Section 2. This Ordinance is hereby declared to be an emergency measure necessary for the urgent benefit and protection of the City and its inhabitants for the reason that the grant application is due September 20, 2019; wherefore, this ordinance shall take effect immediately upon its passage.

Passed	_____	_____	_____
		Mayor's Approval	
Posted	_____		
First Reading	_____	Rules Suspended	_____
Second Reading	_____	Emergency	_____
Third Reading	_____		

ATTEST:

Clerk of Council

This is to certify that this Ordinance has been duly published by posting and summary publication as provided by Charter.

Clerk of Council

Active Clients\City of Fairfield\Ordinances\2019\Ohio Public Works Commission 3-Ord

Attachment: Ohio Public Works Commission 3-Ord (1345 : Grant Application for 2021 Street Improvement Program)



City Council Ordinance
Regular Meeting - September 9, 2019

Submitted by: Ben Mann,
 Submitting Department: Public Works

Subject:

Design of Citywide Active Transportation Plan

Legislation Title:

Ordinance to authorize the City Manager to enter into a contract with MKSK of Cincinnati for the engineering services needed to complete the design of Citywide Active Transportation Plan (Pedestrian Interconnectivity) and declaring an emergency.

Recommendation:

It is recommended that the City Council authorize an appropriation of \$75,000.00 be made from the General Fund and that Council authorize the City Manager to enter into a contract with MKSK of Cincinnati for the engineering services needed to perform the Citywide Active Transportation Plan design.

Background/Synopsis:

MKSK will lead the public involvement, planning process, planning level documents and cost estimates for an active transportation plan that focuses on sidewalk interconnectivity. This will be a citywide plan focusing on centers of activity and points of interest. The final product will work in conjunction with the “Fairfield Forward” comprehensive plan update currently being finalized.

The project is scheduled in the existing Capital Improvement Program for 2019 as 9PW21. It is recommended that this be completed this year to allow for budgeting of this work in the future Capital Improvement Program and for potential State funding, should the funding become available.

During the public outreach component of the comprehensive plan update, sidewalk and trail connectivity were major themes repeated at every community engagement event. Residents stated they want pedestrian connections to activity centers such as parks and the town center, between neighborhoods, and to the Great Miami River Trail.

Staff reviewed qualifications from multiple firms to perform the necessary engineering work. MKSK was considered the best qualified firm for this professional service. MKSK and their subconsultant, LJB were interviewed by staff and it was considered to be in the City’s interest to select this team for this service.

Financial Impact:

\$75,000.00 from the General Fund for MKSK (\$75,000.00 for base design services).

Emergency Provision Explanation:

An emergency provision and suspension of rules is being requested in order to complete this supplement to the comprehensive plan within a relatively short period of time from when the comprehensive plan is adopted.

Rule Suspension Requested:

Yes

Emergency Provision Needed:

Yes

Attachments:

1. MKSK of Cincinnati-Ord

ORDINANCE NO. _____

ORDINANCE TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A CONTRACT WITH MKSK OF CINCINNATI FOR ENGINEERING SERVICES NEEDED TO COMPLETE THE DESIGN OF A CITYWIDE ACTIVE TRANSPORTATION PLAN (SIDEWALK INTERCONNECTIVITY) AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Fairfield, Ohio, that:

Section 1. The City Manager is hereby authorized to enter into a contract with MKSK of Cincinnati for engineering services needed to complete the design of a Citywide Active Transportation Plan (Sidewalk Interconnectivity) in accordance with the proposal on file in the office of the City Manager.

Section 2. This Ordinance is hereby declared to be an emergency measure necessary for the urgent benefit and protection of the City and its inhabitants for the reason that this project be completed in conjunction with the completion of the updated comprehensive plan; wherefore, this ordinance shall take effect immediately upon its passage.

Passed	_____	_____	_____
		Mayor's Approval	
Posted	_____		
First Reading	_____	Rules Suspended	_____
Second Reading	_____	Emergency	_____
Third Reading	_____		

ATTEST:

Clerk of Council

This is to certify that this Ordinance has been duly published by posting and summary publication as provided by Charter.

Clerk of Council

Active Clients\City of Fairfield\Ordinances\2019\MKSK of Cincinnati-Ord

Attachment: MKSK of Cincinnati-Ord (1333 : Design of Citywide Active Transportation Plan)



City Council Resolution
Regular Meeting - September 9, 2019

Submitted by: Scott Timmer,
 Submitting Department: Finance

Subject:

Resolution Accepting the Amounts and Rates as Determined by the Butler County Budget Commission

Legislation Title:

Resolution Accepting the Amounts and Rates as Determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Auditor.

Recommendation:

The resolution would authorize the necessary tax levies to be collected for tax year 2019 collected during budget year 2020 to the Butler County Auditor.

Background/Synopsis:

It is necessary for City Council to pass a resolution accepting the amounts and rates as determined by the Butler County Budget Commission.

It is recommended that City Council authorize and direct the preparation of a resolution, with rules suspension, accepting the amounts and rates as determined by the Butler County Auditor.

Financial Impact:

The Butler County Budget Commission has estimated the tax collections that the City will receive for tax year 2019 collected during budget year 2020. These are conservative estimates as the total assessed valuation will not be available until later this year. The General Fund currently has 1.29 mills which is estimated to generate \$1,330,000 for 2019 compared to \$1,290,000 for 2018. The Fire/EMS Levy fund currently has 7.15 mills which is estimated to generate \$6,570,000 for 2019 compared to \$6,500,000 for 2018.

The resolution would authorize the necessary tax levies to be collected for tax year 2019 collected during budget year 2020 to the Butler County Auditor.

Emergency Provision Explanation:

Rule Suspension Requested:

Yes

Emergency Provision Needed:

No

Attachments:

1. 2020 Amounts and Rates4

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE
BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES
AND CERTIFYING THEM TO THE COUNTY AUDITOR
(CITY COUNCIL)

Rev. Code, Secs. 5705.34, 5705.35

The Council of the City of **FAIRFIELD**, Butler County, Ohio, met in _____
(regular or special)
session on the _____ day of _____, 20_____, at the office of _____

_____ with the following members present:

_____ moved the adoption of the following Resolution:

WHEREAS, This Council in accordance with the provisions of law has previously adopted a Tax
Budget for the next succeeding fiscal year commencing January 1, 2020; and

WHEREAS, the Budget Commission of Butler County, Ohio has certified its action thereon to the City
Council together with an estimate by the County Auditor of the rate of each tax necessary to be
levied by this Council, and what part thereof is without, and what part within the ten mill tax
limitation; therefore be it

RESOLVED, By the Council of the **CITY OF FAIRFIELD**, Butler County, Ohio, that the amounts
and rates, as determined by the Budget Commission in its certification, be and the same are hereby
accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said City the rate of
each tax necessary to be levied within and without the ten mill limitation as follows:

SCHEDULE A

SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET COMMISSION, AND COUNTY AUDITOR'S ESTIMATED TAX RATES

FUND	AMOUNT APPROVED BY BUDGET COMMISSION INSIDE 10 MILL LIMITATION	AMOUNT TO BE DERIVED FROM LEVIES OUTSIDE 10 MILL LIMITATION	COUNTY AUDITOR'S ESTIMATE OF TAX RATE TO BE LEVIED	
			INSIDE 10 MILL LIMIT	OUTSIDE 10 MILL LIMIT
GENERAL FUND	1,020,000.00		0.99	
POLICE PENSION	310,000.00		0.30	
PARK FUND				
RECREATION FUND				
PARAMEDICS				
FIRE/EMS		6,570,000.00		7.15
TOTAL	1,330,000.00	6,570,000.00	1.29	7.15

SCHEDULE B

LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES

FUND	COUNTY AUDITOR'S ESTIMATE OF YIELD OF LEVY (Carry to Schedule A)	MAXIMUM RATE AUTHORIZED TO BE LEVIED
GENERAL FUND:		
Current expense levy authorized by voters on not to exceed years. ,20		
Current expense levy authorized by voters on not to exceed years. ,20		
Current expense levy authorized by voters on not to exceed years. ,20		
Current expense levy authorized by voters on not to exceed years. ,20		
TOTAL GENERAL FUND OUTSIDE 10 MILL LIMITATION	0.00	0.00
SPECIAL LEVY FUNDS:		
Levy authorized 03/19,1996 Terminated by Resolution 09-00 not to exceed 5 years. 91-N, 96-R (EMS 96/2000)		0.00
Levy authorized by voters on 03/07 ,2000 not to exceed IND years. 83-N (FIRE) 2000 REI	4,170,000.00	4.65
Levy authorized by voters on ,2016 not to exceed years. (FIRE) CONT	2,400,000.00	2.50
Levy authorized by voters on ,20 not to exceed years.		
Levy authorized by voters on ,20 not to exceed years.		
Levy authorized by voters on ,20 not to exceed years.		
Levy authorized by voters on ,20 not to exceed years.		
Levy authorized by voters on ,20 not to exceed years.		
Levy authorized by voters on ,20 not to exceed years.		

and be it further

RESOLVED, That the Clerk of this Council be, and he/she is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

_____ seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

Adopted the _____ day of _____, 20_____.

PRESIDENT OF COUNCIL

CLERK OF COUNCIL

=====

CERTIFICATE OF COPY

ORIGINAL ON FILE

The State of Ohio, Butler County, ss.

I, _____, Clerk of the Council of the City of _____, within
and for said County, and in whose custody the Files and Records of said Council are required by the
Laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and copied from
the original _____

now on file, that the foregoing has been compared by me with said original document, and that the
same is a true and correct copy thereof.

WITNESS my signature, this _____ day of _____, 20_____

CLERK OF COUNCIL

NOTE: A copy of this Resolution must be certified to the County Auditor before the first day of
October in each year, or at such later date as may be approved by the Board of Tax Appeals.

=====

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION
AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR.
(CITY COUNCIL)

ADOPTED _____, 20_____

FILED _____ 20, _____

CLERK OF COUNCIL

COUNTY AUDITOR

DEPUTY AUDITOR



City Council Ordinance
Regular Meeting - September 9, 2019

Submitted by: Scott Timmer,
 Submitting Department: Finance

Subject:

Supplemental Appropriations - Transfers of Monies

Legislation Title:

Ordinance to Amend Ordinance no. 127-18 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, 2019 and ending December 31, 2019." - Supplemental Appropriations - Transfers of Monies

Recommendation:

It is recommended that City Council authorize and direct the preparation of legislation amending the annual operating budget.

Background/Synopsis:

From:	Recreation Facilities Fund	\$25,000
To:	64051524-242800 – Concessions	\$25,000

Financial Impact:

Supplemental appropriations are required in the amount of \$25,000. \$25,000 from the Recreation Facilities fund to cover concessions for the remainder of the year

Emergency Provision Explanation:

Rule Suspension Requested:

Yes

Emergency Provision Needed:

Attachments:

1. Supplemental Appropriations-Ord

ORDINANCE NO. _____

ORDINANCE TO AMEND ORDINANCE NO. 127-18 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, 2019, AND ENDING DECEMBER 31, 2019."

BE IT ORDAINED by the Council of the City of Fairfield, Ohio, that:

Section 1. Ordinance No. 127-18, the 2019 Appropriation Ordinance, is hereby amended in the following respects:

From:	Recreation Facilities Fund	\$25,000
To:	64051524-242800 (Concessions)	\$25,000

Section 2. This Ordinance shall take effect at the earliest period allowed by law.

Passed	_____	_____
		Mayor's Approval
Posted	_____	
First Reading	_____	Rules Suspended _____
Second Reading	_____	
Third Reading	_____	

ATTEST:

Clerk of Council

This is to certify that this Ordinance has been duly published by posting and summary publication as provided by Charter.

Clerk of Council

Active Clients\City of Fairfield\Ordinances\2019\ Supplemental Appropriations-Ord

Attachment: Supplemental Appropriations-Ord (1343 : Supplemental Appropriations - Transfers of Monies)



City Council Ordinance
Regular Meeting - September 9, 2019

Submitted by: Alisha Wilson, Clerk
Submitting Department: Clerk

Subject:

Contractual Appropriations

Legislation Title:

Ordinance to amend Ordinance No. 127-18 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, 2019, and ending December 31, 2019.”

Recommendation:

It is recommended that City Council suspend the rules requiring a second and third reading of this Ordinance and adopt the appropriations listed above.

Background/Synopsis: Please refer to specific Council Communications for full description of these items.

\$75,000 Citywide Active Transportation Plan

Financial Impact: \$75,000 from noted funding source.

Rule Suspension Requested:

Yes

Emergency Provision Needed:

No

Attachments:

1. Contractual 9-9-Ord

ORDINANCE NO. _____

ORDINANCE TO AMEND ORDINANCE NO. 127-18 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, 2019, AND ENDING DECEMBER 31, 2019."

BE IT ORDAINED by the Council of the City of Fairfield, Ohio, that:

Section 1. Ordinance No. 127-18, the 2019 Appropriation Ordinance, is hereby amended in the following respects:

From:	Unappropriated General Fund	\$75,000
To:	10012523-233900 Other Professional Services (Pedestrian Interconnectivity Plan 9PW21)	\$75,000

Section 2. This Ordinance shall take effect at the earliest period allowed by law.

Passed	_____	_____
		Mayor's Approval
Posted	_____	
First Reading	_____	Rules Suspended _____
Second Reading	_____	
Third Reading	_____	

ATTEST:

Clerk of Council

This is to certify that this Ordinance has been duly published by posting and summary publication as provided by Charter.

Clerk of Council

Active Clients\City of Fairfield\Ordinances\2019\Contractual 9-9-Ord

Attachment: Contractual 9-9-Ord (1349 : Contractual Appropriations)



City Council Ordinance
Regular Meeting - September 9, 2019

Submitted by: Alisha Wilson, Clerk
 Submitting Department: Clerk

Subject:

Non-Contractual Appropriations

Legislation Title:

Ordinance to amend Ordinance No. 127-18 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, 2019, and ending December 31, 2019.”

Recommendation:

It is recommended that City Council suspend the rules requiring a second and third reading of this Ordinance and adopt the appropriations listed above.

Background/Synopsis: Please refer to specific Council Communications for full description of these items.

\$25,000 purchase replacement banners;
 \$7,480 concrete crack repairs;
 \$4,555 Kay Drive Water Pumping Station Telemetry Upgrade;
 \$22,069 Parking Lot Repairs at Firehouses;
 \$32,249 purchase of Ford F-250 (Parks);
 \$51,560 purchase of Ford F-350 (Public Works) (multiple vendors);
 \$59,450 purchase of Ford F-350 (Parks) (multiple vendors);
 \$5,995 Primary System Tank Repair at Wastewater Treatment Plant;
 \$17,833 Water Tank Telemetry (Communications) Upgrades.

Financial Impact: \$226,191.00 from noted funding source.

Rule Suspension Requested:

Yes

Emergency Provision Needed:

No

Attachments:

1. NonContractualAppropriations.090919
2. Non Contractual 9-9-Ord



City Council Ordinance
Regular Meeting - September 9, 2019

Submitted by: Dan Wendt,
 Submitting Department: City Manager's Office

Subject:

Appropriation to Purchase Replacement Banners

Legislation Title:

Appropriation to Replace Banners in Town Center and Gateways

Recommendation:

It is recommended that City Council appropriate funds to replace banners in accordance with the 2019 - 2023 Capital Improvement Plan.

Background/Synopsis:

Banners are placed on posts in the town center and gateways as part of the City's communication and place-making strategy. The 2019-2023 Capital Improvement Program (CIP) includes replacement of banners which have been worn by the elements or are otherwise outdated. \$25,000 is requested from the General Fund as specified in CIP Project 9CM07. This appropriation includes thirteen designs, printing of 260 banners with pole pockets, and a less than one percent contingency.

Financial Impact:

The financial impact of CIP Project 9CM07 is \$25,000 from the General Fund (100).

Emergency Provision Explanation:

An emergency provision is necessary so that design work and printing may be completed before the end of the budget cycle.

Rule Suspension Requested:

Yes

Emergency Provision Needed:

Yes

Attachments:

1. CIP Project 9CM07 Banner Quotes

**FASTSIGNS Fairfield**

6560 Dixie Highway Ste E

Fairfield, OH 45014

ph: (513) 942-3000

fax: (513) 860-8752

Email: 227@fastsigns.com

Estimate**227- 29833****Estimate Date:** 7/19/2019 9:53:44AM**Printed:** 7/31/2019 7:07:29PM

Customer: **City of Fairfield** ph: (513) 200-3759
 Contact: Jennifer Dexter Customer: 2502
 Description: 20 sets of 13 different Boulevard banners (18oz)
 Sales Person: FASTSIGNS Fair
 Clerk: Rick Roderer email: jdexter@fairfield-city.org

Dear Jennifer:

Thank you for considering FASTSIGNS Fairfield for your sign needs! The quotation we discussed is attached below. Due to ever changing material and labor costs, estimates are only valid for 30 days. For customers who have not yet established an account with us, a deposit is required before we can begin production on your order. For any questions regarding this estimate, feel free to call us at 513-942-3000, or email us at 227@fastsigns.com.

FASTSIGNS Fairfield

	Product	Qty	Sides	H x W	Unit Cost	Totals
1	Solvent Vinyl Banner	* 260	2	72 x 30	\$92.00	\$23,920.00
	Description: Full-color printed 6ft x 2.5ft, 2-sided 18oz boulevard banners with pole pockets on top and bottom. (Installation not included) Color: full-color on White					
2	MISC.	* 13	1	0 x 0	\$65.00	\$845.00
	Description: Set up 13 different banner designs for 400 banners Color: NONE					

Notes:

Full Payment is due upon completion of order. Interest of 1.5% per month is charged on all balances over 30 days.

Line Item Total:	\$24,765.00
Tax Exempt Amt:	\$24,765.00
Subtotal:	\$24,765.00
Taxes:	\$0.00
Total:	\$24,765.00

Deposit Required: \$12,382.50

Bill To: City of Fairfield
 Jennifer Dexter
 5350 Pleasant Ave
 FAIRFIELD, OH 45014

All Payments are due at our offices within 30 days of order completion or additional interest of 1.5% per month will be assessed.

Received/Accepted By:

/ /



Minuteman Press
6601-C Dixie Highway
Fairfield, OH 45014
(513) 874-3056 Fax: (513) 874-3096
Email: fairfield@minutemanpress.com
www.fairfield.minutemanpress.com

Quotation

7/25/2019

Bill to: City Of Fairfield
5350 Pleasant Ave
Fairfield, OH 45014

Phone: 896-8114
Fax: 867-3536
Email: administration@fairfield-city.org

Ship to: City Of Fairfield
Jennifer Dexter
5350 Pleasant Ave
Fairfield, OH 45014

Phone: 896-8114
Fax: 867-3536
Email: jdexter@fairfield-city.org

MAILING PRINTING GRAPHIC DESIGN COPYING PROMOTIONAL PRODUCTS
WE OFFER FREE PICK UP AND DELIVERY

20 20 Banners / Each of 13 designs (Job ID 75937)

Total: **\$29,100.00**

Salesperson: Benjamin

Taxes are not included.
Prices subject to review of digital art
Thank You,

Terms: Net 30 days

Attachment: NonContractualAppropriations.090919 [Revision 1] (1348 : Non-Contractual Appropriations)

Qty15 – 189.63ea = \$2844.45
 Qty 20 – 151.70ea = \$3034.00

Design included
 cost = 151.70/per
 banner

Never could find thick heavy fabric banner type sorry

\$151.70 x 260 banners = \$39,442

SHAWN GABLE

General Manager

C: 513.462.2856 | shawn1@matlyds.com



Matty Digital Solutions, LLC

6625 Dixie Hwy., Suite S

Fairfield, OH 45014

O: 513.860.3435 F: 513.860.3425

www.matlyds.com



More locations to service you better

3432 Preston Hwy., Louisville KY 40213

Office 502.375.2525 | Fax 502.375.2525

194 Frankfort Road Suite 2 Shelbyville, Ky 40065

Office 502-647-1966 / Fax 502-647-1967

From: Jennifer Dexter <JDexter@fairfield-city.org>

Sent: Wednesday, July 24, 2019 2:40 PM

To: Shawn Gable <shawn1@matlyds.com>

Subject: banner quote?

Hi, Shawn! Just wanted to check in and see if you have gotten the quote for the banners done?

Jenny Dexter, APR

Communications Manager

City of Fairfield, Ohio

5350 Pleasant Avenue

513-867-5300

www.FairfieldOH.gov

Attachment: NonContractualAppropriations.090919 [Revision 1] (1348 : Non-Contractual Appropriations)



City Council Information Item
Regular Meeting - September 9, 2019

Submitted by: Jason Hunold,
 Submitting Department: Public Utilities

Subject:

Concrete Crack Repairs

Legislation Title:

Concrete Crack Repairs

Background/Synopsis: The walls of the clarifiers at the Water Treatment Plant are showing stress from age and the elements, as they are cracked and leaking. The Water Division has obtained a price quote from T. Luckey Sons, Inc. for concrete repairs of these tanks. T. Luckey Sons Inc. is a company specializing in support restoration and they have completed similar repairs with good results at the Water Treatment Plant. They are to supply all labor, equipment and materials required to inject polyurethane grout into the leaking cracks and water stops at the tank wall joints on the clarifiers. A service proposal by T. Luckey Sons Inc. is attached for review.

Financial Impact: An appropriation in the amount of \$7,480.00 is being requested for professional services by T. Luckey Sons Inc. for concrete crack sealing of the clarifier walls at the City's Water Treatment Plant.

Funding for this project is included in the 2019-2023 Capital Improvement Program under project number 9WT06, Water Plant Concrete/Masonry Repair. The funding source is the Water Replacement & Improvement Fund.

It is recommended that City Council authorize an appropriation in the amount of \$7,480.00 from Water Replacement & Improvement Fund for professional services by T. Luckey Sons Inc. for concrete crack sealing of the clarifier walls at the City's Water Treatment Plant.

Attachments:

1. fairfield public utilities 2019 August

T. Luckey Sons, Inc.

Support Restoration Technologies

10251 Suspension Bridge Road

Harrison, Ohio 45030

An EEO/Drug Free Employer

Proposal: Scope, Exclusions, and Agreement Letter

To: City of Fairfield Ohio Public Utilities

Regarding: Repairing Various Leaking Concrete Cracks in Water Holding Tanks.

DATE: August 19, 2019

PHONE: 513-858-7775

FAX: 513-829-3536

FROM: Mr. Randall L. Brooks

PHONE: 513-353-2544

T. Luckey Sons, Inc.

FAX: 513-353-2655

PROPOSAL

SENT VIA: FAX.

MAIL. ☐

MESSENGER. ☐

COPY TO: FILE.

Total number of pages: 3

A. Terms:

T. Luckey Sons, Inc. is hereinafter considered the Contractor and is also referred to as T.L.S.

Scope of Work:

Supply all labor, equipment and materials required for sealing leaking cracks, joints and waterstops through concrete water holding tanks as directed by the City of Fairfield Ohio. Our proposed method of repair will be by injection of potable water approved water activated polyurethane grout.

Proposal Details:

- Drill 3/8" injection holes on approximately 45-degree angles at each leaking crack location as so to cross the crack approximately ½ the structure thickness.
- Drilling straight into the cracks is also acceptable depending on the surface condition of the concrete at each crack location.
- Injection holes will be drilled on approximately 1-foot centers. Injection holes may be drilled straight directly into cracks depending on the overall conditions of each crack.
- Utilize clean water to flush drilling debris from inside each injection hole.
- Install and secure 3/8" pressure injectors into each injection hole.
- Utilize clean water injected through pressure injectors to remove debris from inside the cracks.
- Beginning at the lowest point of each crack and work up begin injection of polyurethane grout.

- Grouting will continue until grout vents out of the next adjacent pressure injector and or crack.
- Cap injector and repeat the process on all remaining pressure injectors.
- Remove pressure injectors and patch remaining holes with hydraulic cement.

Pricing

Time and Materials:

- Labor & Equipment: \$2,750.00 per day (max-10-hours per day)
- Polyurethane Grout: \$82.50 per gallon

Estimated Quantities:

- Labor & Equipment: 2-days @ \$2,750.00ea. = \$5,500.00
- Polyurethane Grout: 24-gallons @ \$82.50ea. = \$1,980.00
- Totals: \$7,480.00

B. Exclusions to Scope:

1. The project Owner shall provide an adequate and convenient supply of potable water for our grout mixing operations.
2. The project Owner shall provide reasonable access to the work. This provided access area shall be utilized for storage and use of our grout materials and equipment.
3. The proposed bid price does not include premiums for payment of performance bonds or special insurance. If a performance bond is required, then please add 2.0 percent to the bid price. Special Insurance shall be negotiated separately.
4. Any required independent engineering, inspection, or testing services, and / or pre-construction and post-construction surveys are excluded from this proposal.
5. The Project Owner shall provide all government required permits, government required fees, and/or any permission of adjacent property owners that **may be required** for the performance our work, except for those required for the transportation of our equipment and any state or local contractor's licensees.
6. T. Luckey Sons, Inc. is excluded from any responsibility for damages caused by grout that enters into those underground and/or under-slab utilities that have openings which may allow TLS grout to enter these underground and/or under-slab utilities. TLS strongly urges the project Owner to verify that all underground and/or under-void utilities are "air-tight". If these utilities are not "air-tight", then the project Owner must make the utilities "air-tight" prior to beginning grouting operations
7. T. Luckey Sons, Inc. is excluded from any responsibility for grout that enters into those underground (under slab) utilities that T. Luckey Sons, Inc. has no reason to know exist. These underground utilities include but are not limited to: sewer, water, drain tiles, elevator shafts, roof drains, and other unexpected voids. The Project Owner is responsible for clearly marking all project utilities and bringing to the attention of TLS the existence of these utility markings. The project Owner must mark the location of the under-slab utilities so that TLS can avoid drilling into these utilities.
8. This proposal is valid for only 30 days beginning from the date of this proposal.
9. Contractor shall only patch the drilled holes with Concrete materials. The Contractor shall not replace nor restore any floor coverings affected by the grouting operations.
10. TLS expressly takes **no** design and or engineering responsibility of our performed work.

C. Compensation and Dispute Resolution:

1. The project Owner shall pay T. Luckey Sons, Inc. within 30 days of the date of T.L.S. invoice.
2. Both Parties, the project Owner and T. Luckey Sons, Inc. agree to the following three provisions:
 - a) Both Parties agree to arbitrate all disputes.
 - b) In the event of a successful collection action by T. Luckey Sons Inc. against the project Owner, the project Owner agrees to pay T. Luckey Sons, Inc. interest on the owed principal at the prime rate plus 1.5 percent.
 - c) In the event of a successful collection action by T. Luckey Sons Inc. against the project Owner, the project Owner agrees to provide recovery for T. Luckey Sons', Inc. attorney fees.

D. Signatures Indicating Agreement to this Proposal:

<u>Project Owner</u>	<u>Contractor</u>
:	T. Luckey Sons, Inc.
By:	By: Mr. Randall L. Brooks
Title: _____	Title: Division Manager;
Signature: _____	Signature: _____
Date: _____	Date: _____

reslump1.doc



City Council Information Item Regular Meeting - September 9, 2019

Submitted by: Jason Hunold,
Submitting Department: Public Utilities

Subject:

Kay Drive Water Pumping Station - Telemetry Upgrade

Legislation Title:

Kay Drive Water Pumping Station - Telemetry Upgrade

Background/Synopsis: The purchase of communication hardware for the Kay Drive Water Booster Pump Station (BPS), and additional Variable Frequency Drive (VFD) programming at the Rt. 4 and Muskopf Rd. Booster Stations, are necessary to establish operational consistency at the City's remote water booster stations to match recent telemetry upgrades made at the City's water storage tanks – including data communications and control platforms.

The Water Distribution System is constructed with three (3) Booster Pump Stations (BPS) which are utilized to distribute water to designated pressure zones and elevated storage tanks. Existing obsolete telemetry equipment will be replaced with programmable logic controllers (PLC's); and communication between the Booster Stations and the Water Treatment Plant's Supervisory Control and Data Acquisition (SCADA) system will be accomplished with use of cellular modems and a Verizon broadband network connection (virtual private network). The proposed upgrades will improve communication with the SCADA system and the BPS's, and additional VFD programming will allow plant operations more control of BPS operation.

Programming and integration services will be necessary to complete the upgrade, and will be provided by PCS Technologies per the attached quote. All necessary hardware/equipment will be installed in house by Public Utility Department staff.

Financial Impact: An appropriation in the amount of \$4,555 is being requested for the purchase of communication hardware and VFD programming services for the City's three (3) Booster Pump Stations.

Funding for this project is included in the 2019-2023 Capital Improvement Program (CIP) under project number 9WT02, Telemetry, GIS and Instrument Upgrade. The funding source is the Water Surplus Fund.

It is recommended that City Council authorize an appropriation in the amount of \$4,555 from the Water Surplus Fund for the purchase of communication hardware and VFD programming services at the City's three (3) Booster Pump Stations.

Attachments:

1. Kay Drive Telemetry - BPS VFD Control

Origina
Qty

BOM Item

VFD Speed Monitoring/Control Additions

11	PLC-105M1,105M2	1	ALLEN-BRADLEY	1762-IF4
11A	PLC-105M3	0	ALLEN-BRADLEY	1762-OF4
18	SP-301, 308, 314, 322 SP-332, 339, 346, 353 SP-402, 409, 416, 423	12	PHOENIX-CONTACT	TT-2-PE-24DC
	Cellular Modem Additions			
33	RAD-110	0	SIERRA-WIRELESS	RV-50X
34		0	SIERRA-WIRELESS	6000659
34A		0	MOBILE MARK	RM-M-UMB-1CBLK12
35		0	MOBILE MARK	RM-MK
36		0	TERRA-WAVE SOLUTIONS	TW-LP-SMA-J-BHJ
37		0	VENTEV	T1RFC-14188-36
38		0	WIRELESS SOLUTIONS	400-17-18-P50'

Services (per site)

Hrs

PLC Programming

2

SCADA Additions

2

CAD & Redesign

4

Cell Modem configuration

2

Subtotal Services (per site)

\$ 1,450.00

Shipping cost (estimate)

\$ 3,101.76



City Council Ordinance
Regular Meeting - September 9, 2019

Submitted by: Brian Rose,
 Submitting Department: Public Works

Subject:

Parking Lot Repairs for Firehouses

Legislation Title:

Parking Lot Repairs for Firehouses

Recommendation:

It is recommended that the City Council authorize and direct the preparation of legislation authorizing the appropriation of funding in the amount of \$22,069 from the Capital Improvement Fund for these repairs.

Background/Synopsis:

This request is for concrete and asphalt repairs to Firehouses 32 (Dixie Hwy.) and Firehouse 33 (Winton Rd.). These repairs include re-pavement of the North drive of Firehouse 32 due to sewer line repairs (\$10,000), concrete repairs to Firehouse 32 (\$3,740), and trench drain repairs to Firehouse 33 (\$5,000 for concrete and \$3,329 for the trench drain).

Financial Impact:

\$22,069 (\$22,069 for concrete and asphalt repairs) from the Capital Improvement Fund. This project is listed in the 2019 CIP as # 9FC81 Firehouse Repairs and Upgrades (Fire) (\$55,000).

Emergency Provision Explanation:

Emergency provisions and Rules Suspension are being requested to facilitate the repairs.

Rule Suspension Requested:

Yes

Emergency Provision Needed:

Yes

Attachments:

1. Barry Brown Paving
2. Scott Allen quote 33
3. Prus Concrete
4. ACO drain quote

Proposal

Barry L Brown Paving
3210 Homeward Way
Fairfield, OH 45014
513-874-1588

Date: 8/26/2019

Proposal Submitted To:

City of Fairfield
 Public Works

Job Name and Location:

Rt 4 Fire Station

We hereby submit specifications and estimates for:

Parking lot repairs at Fire Station

sawcut and remove existing pavement - approx 1300 s.f.
 compact existing base
 replace with 5" 301 asphalt base course and 2" 448 asphalt surface course

We Propose hereby to furnish material and labor - complete in accordance with above specifications, for the sum of:

ten thousand dollars \$10,000

Chad Brown 8/26/2019
 Authorized Signature Date

Acceptance of Proposal Date

Note: This proposal may be withdrawn by us if not accepted within 60 days.

Attachment: NonContractualAppropriations.090919 [Revision 1] (1348 : Non-Contractual Appropriations)

Proposal



(513) 858-6265

ALLEN CONCRETE CONST. INC.

6080 River Road • Fairfield, Ohio 45014
Residential and Commercial

PROPOSAL SUBMITTED TO <i>City of Fairfield Fire-house</i>		PHONE <i>513-404-2405</i>	DATE <i>8-16-19</i>
STREET <i>Winton Rd.</i>		JOB NAME <i>Trench drain</i>	
CITY, STATE AND ZIP CODE <i>FF Oh. 45014</i>		JOB LOCATION <i>Winton Rd.</i>	
ARCHITECT	DATE OF PLANS		JOB PHONE

We hereby submit specifications and estimates for:

Trench drain Winton Rd. fire-house 5000.00
Allen concrete supply labor + concrete for job
City of Fairfield supply sawing and trench drain
Start job later part of Sept.
Concrete pinned 2' into existing concrete (2n')
2 rows 1/2" rebar both sides of drain
Cure & seal all new concrete
Compacted B-19 if needed.

Mr. Proposer hereby to furnish material and labor - complete in accordance with above specifications, for the sum of:

_____ dollars (\$ *5000.00*).

Payment to be made as follows:

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written order, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Workmen's Compensation Insurance.

Authorized
Signature

Scott Allen

Note: This proposal may be withdrawn by us if not accepted within _____ days

Acceptance of Proposal - The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Date of Acceptance *8-16-19*

Signature _____

Signature _____

Attachment: NonContractualAppropriations.090919 [Revision 1] (1348 : Non-Contractual Appropriations)

Brian Rose

From: William Heatherton
Sent: Tuesday, August 20, 2019 2:45 PM
To: Brian Rose
Subject: Concrete Work

Brian,

I came up with 340sf x \$11.00=\$3740.00 for work at Firehouse.

Bill Heatherton
Construction Inspector
City of Fairfield, Ohio
Office-513-867-4211
Cell-513-404-6822

Attachment: NonContractualAppropriations.090919 [Revision 1] (1348 : Non-Contractual Appropriations)



ACO, Inc.
9470 Pinecone Drive
Mentor, OH 44060

Page 1 of 2

Quotation

Number: **3037391** Rev. -
Project: **City of Fairfield Fire Station**
Date: **Friday, July 12, 2019**
Quote By: **Kehm, Melissa**
Tel: **(440) 639-7231**
Fax: **(440) 639-7235**
Eml: **Melissa.Kehm@ACO.com**
Terms: **Net 30 Days**

Name: **City of Fairfield**
Address: **8870 N Gilmore Rd**
Address:
City/St/Zip: **Fairfield OH 45014**
Contact: **Brian Rose**
Tel/Fax: **(513) 867-4209**

ACO DRAIN IS ONLY AVAILABLE THROUGH OUR COMPREHENSIVE DISTRIBUTOR NETWORK

Qty	UM	Item#	Brand	System	Description	Price	Ext-Price
15	EA	67001	Drain	S100K	Sloped Channel - 39.37" (1m)	\$143.50	\$2,152.50
30	EA	96062	Drain	S100K	SK1 Ductile Iron Slotted Grate - 19.69" (0.5m)	\$38.50	\$1,155.00
2	EA	96824	Drain	S100K	SK1 Universal closing/inlet/outlet end cap	\$10.50	\$21.00

15 of
Either 3.9" DEPTH 67041
5.91 67043

8442928615
132
359692x39

1. FOB: location 44060 to 45014, weight 1,300 lbs, class 55, carrier XPO Logistics.
2. Quantities are per request from Design Service or Contractor, change will affect cost.
3. Design service #TBD
4. Reference quote number and project name on your purchase order.
5. Provided freight estimate is supplied as a courtesy, customer is responsible for freight and should request LTL carrier of choice at time of order

* Shipment will be scheduled upon receipt of PO or approved shop drawing, whichever occurs last.

* The customer placing the order is responsible for correct material quantities.

* Pricing valid for 30 DAYS from date of quotation.

Reference Terms and Conditions located on page 2

Quote Subtotal:	\$3,328.50
Other:	\$0.00
Fob Subtotal:	\$0.00
Total:	\$3,328.50

* FOB: Origin unless otherwise stated on quotation.

ESTIMATED FREIGHT COST:

* Freight rates are current estimates and include carrier assessed fuel surcharges as of quotation date. The customer is responsible for actual freight rate billed at time of shipment. ACO, Inc. is not liable for any difference between estimated freight cost.

Region Office:
ACO, Inc.

Mentor, OH 44060
Tel: (440) 639-7230 Fax: (440) 639-7235

Ref#: Q 19071202-07-MMK

Visit our website at www.acousa.com

Attachment: NonContractualAppropriations.090919 [Revision 1] (1348 : Non-Contractual Appropriations)



City Council Information Item Regular Meeting - September 9, 2019

Submitted by: Brian Rose,
Submitting Department: Public Works

Subject:

Purchase of a Ford F-250 #658 (Parks)

Legislation Title:

Purchase of a Ford F-250 #658 (Parks)

Background/Synopsis:

This request is for the purchase of a Ford F-250 Pickup Truck with options to be used by the Parks Department. This truck will replace unit #653 (2004 Chevrolet 2500) due to age and condition. The old unit will be auctioned. This truck is being purchased through Beau Townsend Ford, Vandalia, Ohio, with contracts held with the Southwestern Ohio Educational Purchasing Council (EPC) of which the City of Fairfield is a member thereof, utilizing Ohio Revised Code Title I, Chapter 167, allowing for the purchase of contract items through a Regional Councils of Governments, operated by or through a governing body recognized by the State of Ohio.

It is recommended that the City Council authorize and direct the preparation of legislation authorizing the appropriation of funding in the amount of \$32,249 from the Capital Improvement Fund for this purchase

Financial Impact:

\$32,249 (\$30,249 for the truck + \$2,000 for outfitting and contingencies) from the Capital Improvement Fund.

This vehicle is listed in the 2019 CIP as # 9FT51 Replacement of Pickup Trucks (Parks) (\$100,000).

Attachments:

1. Beau Townsend



City Council Information Item Regular Meeting - September 9, 2019

Submitted by: Brian Rose,
Submitting Department: Public Works

Subject:

Purchase of a Ford F-350 #6329 (Public Works)

Legislation Title:

Purchase of a Ford F-350 Utility Truck #6329 (Public Works)

Background/Synopsis:

This request is for the purchase of a Ford F-350 with options and outfitting to be used by the Public Works Department for Building Maintenance. This truck will replace unit #6322 (2007 GMC 1500 Savannah Van) due to age and condition. The old unit will be re-purposed for the Parks Department. This truck is being purchased through Beau Townsend Ford, Vandalia, Ohio, with contracts held with the Southwestern Ohio Educational Purchasing Council (EPC) of which the City of Fairfield is a member thereof, utilizing Ohio Revised Code Title I, Chapter 167, allowing for the purchase of contract items through a Regional Councils of Governments, operated by or through a governing body recognized by the State of Ohio. K.E. Rose was chosen to outfit this vehicle due to their specialized engineering skills and aptitude for this project, and to standardize on the wiring practices to facilitate the mechanics during repairs.

It is recommended that the City Council authorize and direct the preparation of legislation authorizing the appropriation of funding in the amount of \$51,560 from the Capital Improvement Fund for this purchase.

Financial Impact:

\$51,560 (\$35,650 for the truck + \$14,910 for outfitting + \$1,000 for contingencies) from the Capital Improvement Fund.

This vehicle is listed in the 2019 CIP as # 9FT04 Replacement Building Maintenance Van (Bldm) (\$45,000).

Attachments:

1. Beau Townsend
2. KE Rose

CNGP530

VEHICLE ORDER CONFIRMATION

08/26/19 14:45:25

==>

Dealer: F47

2020 F-SERIES SD

Page: 1 of 1

Order No: 0001 Priority: L3 Ord FIN: QA132 Order Type: 5B Price Level: ()

Ord PEP: 630A Cust/Flt Name: FAIRFIELD

PO Number:

RETAIL

RETAIL

X3F F350 4X4S/CCCSR \$40385

18B PLAT RUNNING BD \$445

.168" WHEELBASE

11300# GVWR PKG

Z1 OXFORD WHITE

41P SKID PLATES 100

A VNYL 40/20/40

425 50 STATE EMISS NC

S MEDIUM EARTH GR

43B BACKGLASS DEF 60

630A PREF EQUIP PKG

473 SNOW PLOW PKG 250

.XL TRIM

JOB #1 BUILD

572 .AIR CONDITIONER NC

52B BRAKE CONTROLLER 270

.AMFM/MP3/CLK

996 6.2L EFI V8 ENG NC

TOTAL BASE AND OPTIONS 44845

44G 10-SPD AUTOMATC NC

TOTAL 44845

TDX LT275/70BSWAT18 265

THIS IS NOT AN INVOICE

X3E 3.73 ELOCKING 390

* MORE ORDER INFO NEXT PAGE *

90L PWR EQUIP GROUP 915

F8=Next

F1=Help

F2=Return to Order

F3/F12=Veh Ord Menu

F4=Submit

F5=Add to Library

S006 - MORE DATA IS AVAILABLE.

QC0198

CNGP530

VEHICLE ORDER CONFIRMATION

08/26/19 14:45:25

==>

Dealer: F47

2020 F-SERIES SD

Page: 2 of 2

Order No: 0001 Priority: L3 Ord FIN: QA132 Order Type: 5B Price Level: ()

Ord PEP: 630A Cust/Flt Name: FAIRFIELD

PO Number:

RETAIL

RETAIL

76C EX BACKUP ALARM \$140

924 PRIVACY GLASS 30

SP DLR ACCT ADJ

SP FLT ACCT CR

FUEL CHARGE

B4A NET INV FLT OPT NC

DEST AND DELIV 1595

*Includes:**- 1 additional key for total of 3**- 45 Day tag*

TOTAL BASE AND OPTIONS 44845

TOTAL 44845

THIS IS NOT AN INVOICE

\$35,650

F7=Prev



4595 Chambersburg Rd
Huber Heights, OH 45424

PH: (937) 236-9702
FAX: (937) 236-9783

Serving All Your Upfitting Needs in Southwest Ohio

Estimate

Name / Address

City of Fairfield
8870 North Gilmore Rd.
Fairfield, Oh 45014

Date

Estimate #

6/21/2019

19-29861

Cust P.O.#

Sales Rep

Project

Truck/Liscence #

Contact & Phone #

GB

Description	Qty	Cost	Total
Furnish and install a Reading S108SW service body suitable for a 60 CA single wheel chassis. Body features A60 galvaneal steel throughout, stainless steel latches, heavy duty adjustable bolt on hidden scissor hinges, gas prop door holders, shelves, dividers, recessed lights per FMVSS108, light guards in rear panel, pooched step bumper, powdercoat white throughout. Slam action tailgate. Incorporates spacemaker flip tops on each side, Mounted on your supplied 60CA chassis	1	9,525.00	9,525.00T
Install 16000 lb capacity receiver hitch	1		0.00T
Install 7 way trailer plug	1		0.00T
Install Reading side mounted removable ladder rack, angled, powdercoat white	1		0.00T
Install backup alarm	1		0.00T
Install customer supplied OEM backup camera	1		0.00T
Option: If chassis is not supplied with backup camera system add \$550.00			0.00T
Option: Install LED strobes on rear panel and LED XT4 strobes in grille all switched in cab. add \$695.00	1		0.00T
We look forward to your order. Should you wish to make any changes please call for quote.			
Sales Tax (0.0%)			
Total			
All Invoices over \$500.00 Paid by CREDIT CARD are subject to a 3% Credit Card Fee.			

Signature

Attachment: NonContractualAppropriations.090919 [Revision 1] (1348 : Non-Contractual Appropriations)



4595 Chambersburg Rd
Huber Heights, OH 45424

PH: (937) 236-9702
FAX: (937) 236-9783

Serving All Your Upfitting Needs in Southwest Ohio

Estimate

Name / Address

City of Fairfield
8870 North Gilmore Rd.
Fairfield, Oh 45014

Date

Estimate #

6/21/2019

19-29861

Cust P.O.#

Sales Rep

Project

Truck/Liscence #

Contact & Phone #

GB

Description	Qty	Cost	Total
Option: Apply linex spray on bed liner in cargo area including bulkhead, cargo sides walls, tailgate and floor and top of compartments add \$900.00			0.00T
Option: Install Tommygate liftgate G2-54-1342EA38, aluminum two piece folding platform 49x38+6", 1300 lb capacity, galvanized steel frame, winter grade hydraulic oil add \$3795.00	1		0.00T
Option: Furnish and install retractable bed cover, manual operation, tailgate lock add \$2490.00 (electric unit with remote key fob add \$750.00)		0.00	0.00T
We look forward to your order. Should you wish to make any changes please call for quote.			
Sales Tax (0.0%)			\$0.00
Total			\$9,525.00

All Invoices over \$500.00 Paid by CREDIT CARD are subject to a 3% Credit Card Fee.

If estimate is accepted, please circle any option which is needed but not shown in estimate total. A new estimate will be provided. Insert P.O. # in block provided. Please sign and date and return by fax at your convenience

Signature _____

Attachment: NonContractualAppropriations.090919 [Revision 1] (1348 : Non-Contractual Appropriations)



City Council Information Item Regular Meeting - September 9, 2019

Submitted by: Brian Rose,
Submitting Department: Public Works

Subject:

Purchase of a Ford F-350 #659 (Parks)

Legislation Title:

Purchase of a Ford F-350 Dump Truck #659 (Parks)

Background/Synopsis:

This request is for the purchase of a Ford F-350 with options and outfitting to be used by the Parks Department as a Dump Truck. This truck will replace unit #6523 (2002 Ford F-450 Dump Truck) due to age and condition. The old unit will be auctioned. This truck is being purchased through Beau Townsend Ford, Vandalia, Ohio, with contracts held with the Southwestern Ohio Educational Purchasing Council (EPC) of which the City of Fairfield is a member thereof, utilizing Ohio Revised Code Title I, Chapter 167, allowing for the purchase of contract items through a Regional Councils of Governments, operated by or through a governing body recognized by the State of Ohio. K.E. Rose was chosen to outfit this vehicle due to their specialized engineering skills and aptitude for this project, and to standardize on the wiring practices to facilitate the mechanics during repairs.

It is recommended that the City Council authorize and direct the preparation of legislation authorizing the appropriation of funding in the amount of \$59,450 from the Capital Improvement Fund for this purchase

Financial Impact:

\$59,450 (\$34,600 for the truck + \$20850 for outfitting + \$4,000 for contingencies) from the Capital Improvement Fund.

This vehicle is listed in the 2019 CIP as # 9FT51 Replacement of Pickup Trucks (Parks) (\$100,000).

Attachments:

1. Beau Townsend
2. KE Rose

CNGP530

VEHICLE ORDER CONFIRMATION

08/26/19 14:51:12

==>

Dealer: F47 3

2020 F-SERIES SD

Page: 1 of 2

Order No: 0001 Priority: L3 Ord FIN: QA132 Order Type: 5B Price Level: 5

Ord PEP: 640A Cust/Flt Name: FAIRFIELD PO Number:

RETAIL

RETAIL

F3H	F350 4X4 CHAS/C	\$39460	18B	PLAT RUNNING BD	\$320
	169" WHEELBASE			14000# GVWR PKG	
Z1	OXFORD WHITE		41P	SKID PLATES	100
A	VNYL 40/20/40		425	50 STATE EMISS	NC
S	MEDIUM EARTH GR		43B	BACKGLASS DEF	60
640A	PREF EQUIP PKG		473	SNOW PLOW PKG	250
	.XL TRIM			JOB #1 BUILD	
572	.AIR CONDITIONER	NC	52B	BRAKE CONTROLLER	270
	.AMFM/MP3/CLK				
996	6.2L EFI V8 ENG	NC		TOTAL BASE AND OPTIONS	43625
44G	10-SPD AUTOMATC	NC		TOTAL	43625
TBM	LT245 BSW AT 17	165		*THIS IS NOT AN INVOICE*	
X4L	4.30 LTD SLIP	350			
90L	PWR EQUIP GROUP	915		* MORE ORDER INFO NEXT PAGE *	
	TELE TT MIR-PWR			F8=Next	

F1=Help

F2=Return to Order

F3/F12=Veh Ord Menu

F4=Submit

F5=Add to Library

S006 - MORE DATA IS AVAILABLE.

QC0198

CNGP530

VEHICLE ORDER CONFIRMATION

08/26/19 14:51:13

==>

Dealer: F47 3

2020 F-SERIES SD

Page: 2 of 2

Order No: 0001 Priority: L3 Ord FIN: QA132 Order Type: 5B Price Level: 5

Ord PEP: 640A Cust/Flt Name: FAIRFIELD PO Number:

RETAIL

RETAIL

65Z	AFT AXLE TANK	NC
76C	EX BACKUP ALARM	140
924	PRIVACY GLASS	NC
	SP DLR ACCT ADJ	
	SP FLT ACCT CR	
	FUEL CHARGE	
B4A	NET INV FLT OPT	NC
	DEST AND DELIV	1595

Includes:

- 1 additional key for total of 3

- 45 Day tag

TOTAL BASE AND OPTIONS 43625

TOTAL 43625

THIS IS NOT AN INVOICE

\$34,600

F7=Prev



4595 Chambersburg Rd
Huber Heights, OH 45424

PH: (937) 236-9702
FAX: (937) 236-9783

Serving All Your Upfitting Needs in Southwest Ohio

Name / Address

City of Fairfield
8870 North Gilmore Rd.
Fairfield, Oh 45014

Estimate

Date

Estimate #

8/26/2019

19-30264

Cust P.O.#

Sales Rep

Project

Truck/Liscence #

Contact & Phone #

GB

Description	Qty	Cost	Total
Furnish and install Air Flow 11 ft dump body, 96" wide OD, 1/4 cab shield, 12" high double wall sides, 6" side board pockets, double acting tailgate with EZ latch levers for release, sloping rub rails, 6" longills, 3 panel tailgate 23" high, lights per FMVSS108, undercoat thoroughly, mudflaps, scissor hoist 9 ton capacity, electric hydraulic double acting power unit with cab control, body prop, body up light, backup alarm, full subframe. Paint body black. Mounted on your supplied 84 CA chassis.	1	16,300.00	16,300.00T
Install hitch plate, 8 ton capacity, 2" receiver hitch, D-rings, pintle ball mount with adjustable plate	1		0.00T
Install 7 way trailer plug	1		0.00T
Install 48x18x18 stainless steel underbody toolboxes, mounting brackets, stainless steel latch and hinges, automotive bulb seals	2		0.00T
Install slide out ladder and grab handle	1		0.00T
Install poly fenders over rear wheels	1		0.00T
Install customer supplied backup camera	1		0.00T
Option: If chassis is not furnished with backup camera system add \$550.00		0.00	0.00T
We look forward to your order. Should you wish to make any changes please call for quote.		Sales Tax (0.0%)	
All Invoices over \$500.00 Paid by CREDIT CARD are subject to a 3% Credit Card Fee.		Total	

Signature

Attachment: NonContractualAppropriations.090919 [Revision 1] (1348 : Non-Contractual Appropriations)



4595 Chambersburg Rd
Huber Heights, OH 45424

PH: (937) 236-9702
FAX: (937) 236-9783

Serving All Your Upfitting Needs in Southwest Ohio

Estimate

Name / Address

City of Fairfield
8870 North Gilmore Rd.
Fairfield, Oh 45014

Date

Estimate #

8/26/2019

19-30264

Cust P.O.#

Sales Rep

Project

Truck/Liscence #

Contact & Phone #

GB

Description	Qty	Cost	Total
Install steel enclosures in front of cab shield with LED strobes 2 front, 2 side, and 2 rear facing, switched in cab	1		0.00T
Install 2 LED strobes in grille switched in cab	1		0.00T
Install Towmate oval LED combination lights in rear corner post, features stop/tail/turn/backup and strobes in one light. Switched in cab	1		0.00T
Furnish and install Ecco 5585 mini lightbar permanent mount on cab roof, switch in cab	1		0.00T
Install backup alarm	1		0.00T
Install (2) shovel holders, stainless steel	2		0.00T
Install body up light	1		0.00T
Install reflective DOT tape on dump body	1		0.00T
Option: Furnish dump body in 304 stainless steel in lieu of painted steel add \$4000.00			0.00T
We look forward to your order. Should you wish to make any changes please call for quote.		Sales Tax (0.0%)	\$0.00
All Invoices over \$500.00 Paid by CREDIT CARD are subject to a 3% Credit Card Fee.		Total	\$16,300.00

If estimate is accepted, please circle any option which is needed but not shown in estimate total. A new estimate will be provided. Insert P.O. # in block provided. Please sign and date and return by fax at your convenience

Signature _____

Attachment: NonContractualAppropriations.090919 [Revision 1] (1348 : Non-Contractual Appropriations)



City Council Information Item
Regular Meeting - September 9, 2019

Submitted by: Jason Hunold,
 Submitting Department: Public Utilities

Subject:

Wastewater Treatment Plant - Primary System Tank Repair

Legislation Title:

Wastewater Treatment Plant - Primary System Tank Repair

Background/Synopsis: Repair parts are necessary for mechanical components within the Primary Clarifier Tanks located at the City's Wastewater Treatment. During annual preventative maintenance inspections, it was discovered that sprockets, chains and bearing sleeves are worn and in need of replacement.

Primary Clarifiers are used in the wastewater treatment process for primary sludge removal. Primary sludge settles in the clarifier tanks, is diverted to collection hoppers with use of mechanical components, and ultimately pumped to the plant's Anaerobic Digesters for biological treatment.

A proposal for the repair parts is attached for review. Once parts are secured, Division staff will make the repairs.

Financial Impact: An appropriation in the amount of \$5,995 is being requested for the purchase of repair parts for the Wastewater Division's Primary Clarifiers.

Funding for this project is included in the 2019-2023 Capital Improvement Program under project number 9WW21, Primary System Tank Overhaul. The funding source is the Sewer Surplus Fund.

It is recommended that City Council authorize an appropriation in the amount of \$5,995 from the Sewer Surplus Fund for the purchase of repair parts for the Wastewater Division's Primary Clarifiers.

Attachments:

1. Evoqua Primary Clarifiers

Proposal For: CITY OF FAIRFIELD
Randy Hassler
5350 PLEASANT AVE
FAIRFIELD, OH 45014
Phone: 5138675300

Kristopher Kebbekus
Evoqua Water Technologies
N19W23993 Ridgeview Pkwy, Suite 200
Waukesha, WI 53188
Phone: 262-521-8212
kristopher.kebbekus@evoqua.com

rhassler@fairfield-city.org

Item Pricing Summary

Item	Part No Description	Qty	Net Price	Ext. Price
1	W2T119925 CHAIN,PWR TRNSMSN;DRIVE;NH78;2.609 Reference #: 841-28110	84 FT	\$35.73	\$3,001.32
2	W3T307728 SPROCKET,720/730 17T STATIC 5.05"B BLK Reference #: 303-80346-20	6 EA	\$356.00	\$2,136.00
3	W2T319464 BRNG,SLEEV;3.5 IN ID;4.94 IN OD;UHMW-PE Reference #: 603-31141-8	6 EA	\$95.00	\$570.00

Subtotal: \$5,707.32

Item(s) Subtotal: **\$5,707.32**

Shipping and Handling Charges: **\$285.00**

Total Net Price: \$5,992.32

Proposal Notes

Lead Time: 2-3 Weeks

Due to extreme volatility in steel costs, prices quoted in this proposal will be adjusted to reflect changes in the Metal and Metal Products Index (MMPI) published by the U.S. Department of Labor, Bureau of Labor Statistics. The most recent published MMPI is 222.4 for April 2018.

If the MMPI exceeds 226.9 at the time the Equipment is released for manufacture, then the price will be increased by the same percentage as the MMPI exceeds 226.9

Please provide tax exempt certificate with purchase order.

Our Manufacturer Rep in your area is:

Representative: Jason Beck
Company: The Henry P. Thompson Company
List Address: 101 Main St Suite 300



City Council Information Item Regular Meeting - September 9, 2019

Submitted by: Jason Hunold,
Submitting Department: Public Utilities

Subject:

Water Tank Telemetry (Communications) Upgrades

Legislation Title:

Water Tank Telemetry (Communications) Upgrades

Background/Synopsis: The City of Fairfield owns and operates five (5) elevated water storage tanks, with a total combined storage capacity of seven (7) million gallons (MG). Telemetry (communication) upgrades are necessary at all tank sites in order to replace outdated/obsolete radio communication equipment – and to ensure the continued transmission of reliable and real-time information between the sites and the City’s Water Treatment Plant. The most important information is tank level – which in turn is used to dictate pumping rates at both the Water Plant and at the City’s three Water Booster Stations.

Radios and outdated ‘SCADA-packs’ will be replaced with programmable logic controllers (PLC’s), and communication between the tanks and the Water Treatment Plant’s Supervisory Control and Data Acquisition (SCADA) system will be accomplished with use of cellular modems and a Verizon broadband network connection. The proposed upgrades will improve communication with the SCADA system and the tanks, and will allow plant operations more control of water tank operation.

Programming and integration services will be performed by PCS Technologies per the attached quote. All necessary hardware/equipment will be installed in house by Public Utility Department staff.

Financial Impact: An appropriation in the amount of \$17,833.00 is being requested for programming/integration services and for the purchase of necessary equipment to upgrade telemetry at the City of Fairfield’s elevated water storage tanks.

Funding for this project is included in the 2019-2023 Capital Improvement Program (CIP) under project number 9WT02, Telemetry, GIS and Instrument Upgrade. The funding source is the Water Surplus Fund.

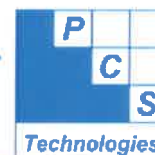
It is recommended that City Council authorize an appropriation in the amount of \$17,833.00 from the Water Surplus Fund for programming/integration services and for the purchase of necessary equipment to upgrade telemetry at the City of Fairfield’s elevated water storage tanks. Rules suspension is requested in order to expedite the work.

Attachments:

1. Distribution Tank Telemetry

PCS Technologies LLC

6515 Winford Avenue – Suite B
Hamilton, OH 45011
Tel.: (513) 868-8727 Fax: (513) 844-8727



PROPOSAL

To:	Mr. Jason Hunold	Date:	July 31, 2019
	Fairfield Public Utilities 5021 Groh Lane Fairfield, OH 45014	Project:	Fairfield WTP – Water Distribution RTU Telemetry Upgrade
		Document Reference:	Existing RMI RTU drawing set
		Addenda:	N/A
By:	Peter Constantinides	Quote:	QM-073119C

Dear Mr. Hunold,

We are pleased to provide the following proposal for the programming and integration services listed below. This proposal includes conversion of legacy hardware PLC/RTU with new Micrologix 1100 PLC, direct ethernet communications messaging with WTP ControlLogix PLC (previously supplied) via Verizon Cellular broadband connection, programming of new PLC logic and HMI revisions to fully integrate new PLC based RTU and data with the Fairfield WTP SCADA System.

Services Included:

The scope of this proposal includes PLC modifications to convert SCADAPack to Micrologix 1100 PLC, I/O configuration, elimination of existing PLC/RTU and associated radio communication interface. The existing discrete and analog I/O for respective RTU will be re-mapped from Modbus serial using ethernet mapped (EtherNet/IP) data and integrated with existing control logic. This will eliminate the need for the SCADAPack32 Master as well as Marc Mille Protocol Converter in the MCP (need to verify if Reservoir Levels are routed through this). The existing HMI graphics will be modified as needed to accurately reflect data available for respective device. New alarms will be added to the alarm summary page as well as to the respective device pop-up and overview graphics. This proposal is typical for the following systems:

- Mack Elevated tank
- Hunter Road Ground Storage Tank
- Seward Elevated tank
- Winton Road Elevated tank

Services Included:

1. Wiring/installation diagrams for new Micrologix 1100 to replace existing SCADAPack RTU (AutoCad and PDF format)
2. Programming and configuration of PLC logic to Micrologix
3. Communication modifications and coordination with FFU IT to route cellular data from Verizon Network to WTP using secure VPN.
4. PLC communication logic for new ControlLogix PLC to be added to WTP Main Control Panel.
5. HMI/SCADA modifications to reference new PLC communications
6. Operator training (refresher)
7. Coordination with Verizon to setup a virtualized data concentrator for all Fairfield WTP cellular sites

The new hardware listed below will be incorporated and replace obsolete components in existing enclosures. Items not listed will be re-used.

Hardware for each of four (4) Distribution Tanks:

The following Rockwell Automation (Allen-Bradley) and ancillary hardware will need to be purchased and installed (by others) in existing SCADAPack RTU enclosure.

Hardware included in quotation:

MNFR	Part No.	Description	QTY
Allen-Bradley	1763-L16BBB	Micrologix 1100	1
Allen-Bradley	1762-IF4	4-channel Analog Input Module	1
Allen-Bradley	1783-US5T	5-Port Ethernet Switch	1
		Ethernet Patch cables	2
Sierra Wireless	1102555	AirLink RV50X Cell Gateway	1
		SIM Card	1
Sierra Wireless	6000659	RV50 DIN Rail bracket	1
Mobile Mark	RMM-UMB-1CBLK12	750-2700 MHz Broadband Body Ant, SMA, Black	2
Mobile Mark	RM-MK	Wall/Pole Adapter Kit for Stud Mount Antennas	2
TERRAWAVE SOLUTIONS	TW-LP-SMA-J-BHJ	Lightning Arrestor 0-6 GHz SMAJ-SMABHJ	2
Ventev	T1RFC-14188-36	3' wireless antenna Cable,195,SMA M;SMA M	2
WIRELESS SOLUTIONS	400-17-18-P50'	50' wireless antenna extension Cable, TWS400, SMA F; SMA M	2
Meanwell	MDR-100-24	24VDC, 100W Power Supply, DIN Rail	1

Optional Spares:

Sierra Wireless	1102555	AirLink RV50X Cell Gateway	1
Allen-Bradley	1763-L16BBB	Micrologix 1100	1
Allen-Bradley	1762-IF4	4-channel Analog Input Module	1

Estimate of Services:

CAD Drawings – Convert existing PLC to new Micrologix 1100 PLC and associated hardware.

PLC Programming (RTU) –Micrologix 1100.

PLC Programming and communications at MCP ControlLogix PLC

HMI programming - Change from Modbus based addressing to Logix Tag based registers

Coordination with Verizon to setup Verizon Private Network (V/PN) for Fairfield WTP

Coordination with Fairfield IT to setup VPN from WTP to V/PN

Not Included:

Any items not specified by our scope of supply as defined by this quotation are not included; specifically, the following are excluded:

1. Purchase of any computer hardware or software. PCS will use internal license for development purposes.
2. Firewall for VPN for communication with Verizon Data Center other than an ethernet (Copper media) switch & patch cables located at respective RTU.
3. Fiber Patch panels or patch cables.
4. Hardware for WTP Main Control Panel additions – this will be covered under separate proposal/contract.
5. Installation of PLC and associated h/w at RTUs.
6. Cellular fees and setup fee (see below).

Fee/Expenses:

Integration Services at (4) Distribution Tank RTUs and associated additions to WTP (NTE Basis)	\$ 6,525
Hardware per BOM listed above (Cost + 10%) - \$2,380 per RTU	\$ 9,520
Optional Spares (Cost + 10%):	\$ 1,788

There will be a one time setup fee with Verizon to setup virtualized gateway. This will setup a wireless system managed by Verizon. All cellular suites will report back to Verizon's data center and a single secure VPN will be setup to the WTP (or City IT). This will simplify the infrastructure (Fairfield will need to maintain their end of VPN only) while reducing cellular data usage.

The setup fee would be \$500 - \$1000. It would be advisable to have a dedicated firewall setup at either the WTP or at Fairfield IT for communication with Verizon VPN. Based on minimal data usage requirements, the cellular fee per site would be approximately \$ 20 - 25/Mo. The initial setup fee and monthly charges are not included.

Terms:

Net 30 days; no state, federal or user taxes included. Prices are firm for 60 days. Please note that Rockwell Automation typically has an annual price increase in August.

We trust this proposal will meet with your approval and look forward to working with you on this project. If there are any questions, please contact our office for clarification.

Sincerely,



Peter Constantinides
PCS Technologies LLC
(513) 868-8727
peterc@pcs-technologies.com

ORDINANCE NO. _____

ORDINANCE TO AMEND ORDINANCE NO. 127-18 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, 2019, AND ENDING DECEMBER 31, 2019."

BE IT ORDAINED by the Council of the City of Fairfield, Ohio, that:

Section 1. Ordinance No. 127-18, the 2019 Appropriation Ordinance, is hereby amended in the following respects:

From:	Unappropriated General Fund	\$25,000
To:	10016025-252000 Improvements Other Than Building (Replacement Banners for Town Center & Gateways 9CM07)	\$25,000
From:	Unappropriated Capital Improvement Fund	\$165,328
To:	40216025-252000 Improvements Other Than Building (Fire House Repairs & Upgrades 9FC81)	\$22,069
To:	40216025-253100 Automotive Equipment (Replacement Pickup Truck Parks 9FT51 (\$32,249); Replacement Dump Truck Parks 9FT51 (\$59,450); Replacement Utility Truck Public Works 9FT04 (\$51,560))	\$143,259
From:	Unappropriated Water Replacement & Improvement Fund	\$7,480
To:	60416025-252000 Improvements Other Than Building (Concrete Crack Sealing at Water Treatment Plant 9WT06)	\$7,480
From:	Unappropriated Water Surplus Fund	\$22,388
To:	60516025-252000 Improvements Other Than Building (Kay Drive Telemetry Upgrade 9WT02 (\$4,555); Water Tank Telemetry Upgrade 9WT02 (\$17,833))	\$22,388

Attachment: Non Contractual 9-9-Ord (1348 : Non-Contractual Appropriations)

From:	Unappropriated Sewer Surplus Fund	\$5,995
To:	62416025-252000 Improvements Other Than Building <i>(Primary System Tank Repair 9WW21)</i>	\$5,995

Section 2. This Ordinance shall take effect at the earliest period allowed by law.

Passed	_____	_____
		Mayor's Approval
Posted	_____	
First Reading	_____	Rules Suspended _____
Second Reading	_____	
Third Reading	_____	

ATTEST:

Clerk of Council

This is to certify that this Ordinance has been duly published by posting and summary publication as provided by Charter.

Clerk of Council

Active Clients\City of Fairfield\Ordinances\2019\Non Contractual 9-9-Ord

Attachment: Non Contractual 9-9-Ord (1348 : Non-Contractual Appropriations)