

**City of Fairfield
Minutes
Regular Meeting of City Council
January 9, 2023**

Council-Manager Briefing

A. 6:00 PM - Brett Beatty, ODNR Wildlife Supervisor & Mark Finneran, The Humane Society

Vice Mayor Tim Meyers called the briefing to order at 6:00 PM. Councilmembers present: Leslie Besl, Dale Paullus, Terry Senger, Adam Kraft, Tim Meyers, Matt Davidson and Gwen Brill.

Staff members present: Scott Timmer, Alisha Wilson, Steve Wolterman, Adam Sackenheim, Greg Kathman, Mandi Brock, Thomas Lakamp, Chris Hacker, Laurie Murphy, Carol Mayhall, Ben Mann and Steve Maynard.

Brett Beatty, ODNR Wildlife Supervisor, and Mark Finneran, The Humane Society of the United States, presented information regarding coyotes and coyote management plans for Council consideration. Council thanked them both for attending the meeting to help educate the City and residents regarding this topic. Council will take the information under consideration and work with staff to develop a plan to help mitigate risks from coyotes within the city.

Business Meeting Call to Order

Vice Mayor Tim Meyers called the Regular Meeting to order at 7:00 PM.

Prayer/Pledge of Allegiance

Councilmember Paullus led in prayer and Pledge of Allegiance.

Roll Call

Councilmembers present included:

Attendee Name	Title	Status	Arrived
Tim Meyers	Councilmember, At-Large	Present	
Matt Davidson	Councilmember, At-Large	Present	
Gwen Brill	Councilmember, At-Large	Present	
Leslie Besl	Councilmember, 1st Ward	Present	
Dale Paullus	Councilmember, 2nd Ward	Present	
Terry Senger	Councilmember, 3rd Ward	Present	
Adam Kraft	Councilmember, 4th Ward	Present	
Mitch Rhodus	Mayor	Excused	

Agenda Modifications

None.

Executive Session Requests

Councilmember Paullus, seconded by Councilmember Kraft, moved for Executive Session to discuss negotiations with public employees regarding their compensation and other terms and

conditions of their employment, as well as the employment, promotion, demotion, discipline, dismissal of a public employee. Roll call vote. Motion carried 7-0.

Special Presentations

None.

Citizen Comments

1. Joe Zinser, 6360 Ross Road

Mr. Zinser presented Council with a packet of information regarding his business on Route 4. He would like to offer box trucks for rental at his location but has been denied by the Planning Commission. He would like Council to reconsider the request, as he sees a need for this type of service within the city. Councilmember Paullus stated that other applicants have been denied for similar requests and that the city does not want that type of business south of ByPass 4.

2. Liz Jarvis, 2440 Clara Bea Lane

Mrs. Jarvis addressed Council regarding concerns for the timeline of dealing with the coyote issue. She would like to see something done, as this has been an ongoing problem for several months. Vice Mayor Meyers assured her that this issue is a priority for Council and the City and that they would take the information gathered during the briefing to come up with a solution as soon as possible.

3. Gary Miller, 2445 Clara Bea Lane

Mr. Miller stated that he spoke to Mr. Beatty following the briefing and Mr. Beatty told him that bear spray is an effective deterrent to coyotes. He wanted to share that information with everyone as an option for residents to use if necessary.

Public Hearing(s)

None.

Approval of Minutes

The Regular Meeting Minutes of December 5, 2022 and Special Meeting Minutes of December 22, 2022 were approved as written and submitted.

OLD BUSINESS AND REPORTS

Community & Public Relations

Councilmember Leslie Besl

Development Services

Councilmember Matt Davidson

Parks, Recreation and Environment

Councilmember Gwen Brill

Public Safety

Councilmember Dale Paullus

Public Utilities

Councilmember Adam Kraft

Public Works

Councilmember Terry Senger

Finance & Budget

Councilmember Tim Meyers

NEW BUSINESS

Councilmember Besl, seconded by Councilmember Paullus, moved to read all New Business by title only. Motion carried 7-0.

Public Safety

Councilmember Dale Paullus

Simple Motion: Motion to not request a hearing regarding a liquor permit application in the name of Tobgey LLC, 6679 Dixie Highway, Suite G, Fairfield, OH 45014 (Permit Class D1, D2 & D3).

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 Tobgey LLC, 6679 Dixie Highway, Suite G, Fairfield, OH 45014 (Permit Class D1, D2 & D3).

SIMPLE MOTION NO. 1-23. APPROVED 7-0.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Dale Paullus, Councilmember, 2nd Ward
SECONDER:	Adam Kraft, Councilmember, 4th Ward
AYES:	Meyers, Davidson, Brill, Besl, Paullus, Senger, Kraft

Public Utilities

Councilmember Adam Kraft

Motion to Suspend Second and Third Readings

Councilmember Kraft presented the first reading of this ordinance.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Adam Kraft, Councilmember, 4th Ward
SECONDER:	Terry Senger, Councilmember, 3rd Ward
AYES:	Meyers, Davidson, Brill, Besl, Paullus, Senger, Kraft

Ordinance to authorize the City Manager to enter into a contract with Rack & Ballauer Excavating, Inc. for the John Gray Road Water Main Replacement Project.

Recommendation:

It is recommended that City Council authorize the City Manager to enter a contract with Rack & Ballauer

Excavating, Inc., and appropriate project funding in the amount of \$1,260,000.00 for the John Gray Road Water Main Replacement Project. Rules suspension is being requested in order to expedite the project.

ORDINANCE NO. 1-23. APPROVED 7-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Adam Kraft, Councilmember, 4th Ward
SECONDER:	Leslie Besl, Councilmember, 1st Ward
AYES:	Meyers, Davidson, Brill, Besl, Paullus, Senger, Kraft

Motion to Suspend Second and Third Readings

Councilmember Kraft presented the first reading of this ordinance.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Adam Kraft, Councilmember, 4th Ward
SECONDER:	Terry Senger, Councilmember, 3rd Ward
AYES:	Meyers, Davidson, Brill, Besl, Paullus, Senger, Kraft

Ordinance to authorize the City Manager to enter into a contract with Kinnison Excavating Inc. for construction of the Lime Lagoon Sanitary Sewer Improvement Project.

Recommendation:

It is recommended that City Council authorize the City Manager to enter a contract with Kinnison Excavating Inc., of Piqua, Ohio, and appropriate project funding in the amount of \$210,000.00 for the 2023 Lime Lagoon Sanitary Sewer Improvement Project. Rules suspension is being requested in order to expedite the project.

ORDINANCE NO. 2-23. APPROVED 7-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Adam Kraft, Councilmember, 4th Ward
SECONDER:	Terry Senger, Councilmember, 3rd Ward
AYES:	Meyers, Davidson, Brill, Besl, Paullus, Senger, Kraft

Public Works

Councilmember Terry Senger

Resolution declaring necessity of repairing sidewalks (including aprons).

Recommendation:

It is recommended that City Council authorizes and directs the preparation of a Resolution of Necessity for the sidewalk/driveway apron repairs.

Councilmember Senger presented the first reading of this resolution.

RESULT:	FIRST READING Next: 1/23/2023 7:00 PM
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Finance & Budget

Councilmember Tim Meyers

Motion to Suspend Second and Third Readings

Vice Mayor Meyers presented the first reading of this ordinance.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Tim Meyers, Councilmember, At-Large
SECONDER:	Matt Davidson, Councilmember, At-Large
AYES:	Meyers, Davidson, Brill, Besl, Paullus, Senger, Kraft

Ordinance to authorize the purchase of an employee dishonesty and faithful performance insurance policy in lieu of individual surety bonds for all officers, employees, and appointees, including employees of the Fairfield Municipal Court, who are otherwise required by Ohio law to acquire a bond, and declaring an emergency.

Recommendation:

It is recommended by the City Manager's Office that City Council approve this Ordinance and eliminate the need to obtain individual surety bonds for City personnel and the Municipal Court personnel. Under the City's current program, Miami Valley Risk Management Association ("MVRMA") purchases surety bonds for personnel who are required by law to maintain a bond. As personnel change, the application process, tracking and purchasing of the bonds becomes an administrative challenge. Coverage is already provided by MVRMA in the Property and Casualty policy, at levels higher than the limits required by statute.

ORDINANCE NO. 3-23. APPROVED 7-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Tim Meyers, Councilmember, At-Large
SECONDER:	Matt Davidson, Councilmember, At-Large
AYES:	Meyers, Davidson, Brill, Besl, Paullus, Senger, Kraft

Motion to Suspend Second and Third Readings

Vice Mayor Meyers presented the first reading of this ordinance.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Tim Meyers, Councilmember, At-Large
SECONDER:	Matt Davidson, Councilmember, At-Large
AYES:	Meyers, Davidson, Brill, Besl, Paullus, Senger, Kraft

Ordinance to establish salaries and hourly rates for certain Municipal Court employees of the City of Fairfield, Ohio and to authorize and limit the numbers and types of certain Municipal Court employees, to repeal Ordinance No. 94-22 and all amendments thereto, and declaring an emergency.

Recommendation:

It is recommended that City Council approve this ordinance, suspending the rules and declaring an emergency to allow for the expeditious implementation.

ORDINANCE NO. 4-23. APPROVED 7-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Tim Meyers, Councilmember, At-Large
SECONDER:	Gwen Brill, Councilmember, At-Large
AYES:	Meyers, Davidson, Brill, Besl, Paullus, Senger, Kraft

Motion to Suspend Second and Third Readings

Vice Mayor Meyers presented the first reading of this ordinance.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Tim Meyers, Councilmember, At-Large
SECONDER:	Dale Paullus, Councilmember, 2nd Ward
AYES:	Meyers, Davidson, Brill, Besl, Paullus, Senger, Kraft

Ordinance to establish salaries and hourly rates for certain salaried and hourly employees of the City of Fairfield, Ohio and to authorize and limit the numbers and types of certain employees, to repeal Ordinance No. 124-22 and all amendments thereto, and declaring an emergency.

Recommendation:

It is recommended that City Council approve this Ordinance increasing the FOP wages, providing additional staff in the Fire Department, and increasing minimum wage, suspending the rules and declaring an emergency.

ORDINANCE NO. 5-23. APPROVED 7-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Tim Meyers, Councilmember, At-Large
SECONDER:	Adam Kraft, Councilmember, 4th Ward
AYES:	Meyers, Davidson, Brill, Besl, Paullus, Senger, Kraft

Motion to Suspend Second and Third Readings

Vice Mayor Meyers presented the first reading of this ordinance.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Tim Meyers, Councilmember, At-Large
SECONDER:	Adam Kraft, Councilmember, 4th Ward
AYES:	Meyers, Davidson, Brill, Besl, Paullus, Senger, Kraft

Ordinance to amend Ordinance No. 155-22 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, 2023, and ending December 31, 2023.”

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. 6-23. APPROVED 7-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Tim Meyers, Councilmember, At-Large
SECONDER:	Gwen Brill, Councilmember, At-Large
AYES:	Meyers, Davidson, Brill, Besl, Paullus, Senger, Kraft

Motion to Suspend Second and Third Readings

Vice Mayor Meyers presented the first reading of this ordinance.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Tim Meyers, Councilmember, At-Large
SECONDER:	Dale Paullus, Councilmember, 2nd Ward
AYES:	Meyers, Davidson, Brill, Besl, Paullus, Senger, Kraft

Ordinance to amend Ordinance No. 155-22 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, 2023, and ending December 31, 2023.”

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. 7-23. APPROVED 7-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Tim Meyers, Councilmember, At-Large
SECONDER:	Gwen Brill, Councilmember, At-Large
AYES:	Meyers, Davidson, Brill, Besl, Paullus, Senger, Kraft

Meeting Schedule

Clerk Wilson read the following meeting schedule:

- A. Monday, January 23 - Council-Manager Briefing, 6:00 PM; Regular Meeting 7:00 PM
- B. Monday, February 13- Council-Manager Briefing, 6:00 PM; Regular Meeting 7:00 PM
- C. Monday, February 27 - Council-Manager Briefing, 6:00 PM; Regular Meeting 7:00 PM

Executive Session of Council (if needed)

Council recessed to Executive Session at 7:40 PM.

15. ADJOURNMENT

The Regular Meeting adjourned at 8:10 PM.

ATTEST:

Clerk of Council

Mayor's Approval

Date Approved_____