

A regular meeting of the City Commission of The City of Springfield, Ohio, held on Tuesday, May 23, 2017, in the Forum of City Hall, was called to order.

Roll call was answered by Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and President Copeland.

The invocation was offered by Mr. Copeland, who then led the assembly in the Pledge of Allegiance.

On motion of Mr. O'Neill, seconded by Mr. Martin, members approved the minutes of the April 25, 2017, regular meeting as presented.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

FIRST READINGS—ORDINANCES

The following legislation was presented for the first time and requires presentation at a second regular meeting before vote on passage:

87-17 An Ordinance titled, "Amending the Zoning Map of Springfield, Ohio, by rezoning 0.61 acre at 744-746 Sherman Avenue, Springfield, Ohio, from RS-8, Medium-Density, Single-Family Residence District, to CC-2, Community Commercial District."

86-17 An Ordinance titled, "Amending the Zoning Map of Springfield, Ohio, by rezoning 0.35 acre at 742 Sherman Avenue, Springfield, Ohio, from RS-8, Medium-Density, Single-Family Residence District, to CC-2, Community Commercial District."

109-17 An Ordinance titled, "Authorizing the City Manager to enter into a contract with Chemical Services, Inc., for the purchase of ferric sulfate, for an amount not to exceed \$123,690."

167-15 An Ordinance titled, "Authorizing the exercise of the City's option to renew the contract with Synagro Central, LLC, for the removal and land application of bio-solids at the City's Wastewater Treatment Plant, for an amount not to exceed \$886,400."

110-17 An Ordinance titled, "Authorizing the City Manager to enter into a Subrecipient Funding Agreement with SBDC, Inc., to provide administrative funds in an amount not to exceed \$65,000 to further the development of small businesses in the City for the period of July 1, 2017, through June 30, 2018."

Next regular City Commission meeting: June 6, 2017.

SECOND READING—ORDINANCE

The following legislation was presented for a second time:

1-17 An Ordinance No. 17-119 titled, "Confirming purchases and the obtaining of services for the City and providing for payments therefor."

On motion of Mrs. Chilton, seconded by Mr. O'Neill, the ordinance passed.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

EMERGENCY ORDINANCES

The following emergency legislation was presented for the first time:

29-12 An Ordinance No. 17-120 titled, "Confirming and approving Change Order No. 3 to the contract between the City and R. B. Jergens Contractors, Inc., for the CLA - Villa Road Project, PID No. 89421, to increase the contract in an amount not to exceed \$59,101.15, for a total amount not to exceed \$1,583,611.32; and declaring an emergency."

On motion of Mr. Martin, seconded by Mrs. Duncan, the ordinance passed.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

130-16 An Ordinance No. 17-121 titled, "Authorizing the exercise of the City's option to renew the contract with Mississippi Lime Company for the purchase of quicklime for use by the City's Water Treatment Plant, for an amount not to exceed \$587,050; and declaring an emergency."

On motion of Mrs. Chilton, seconded by Mr. Martin, the ordinance passed.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

111-17 An Ordinance No. 17-122 titled, "Consenting to the appointment of Rob Alexander to the Tax Incentive Review Council, and declaring an emergency."

On motion of Mr. Martin, seconded by Mrs. Duncan, the ordinance passed.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

87-08 An Ordinance No. 17-123 titled, "Authorizing the City Manager to enter into a renewal contract with Superior Dental Care, Inc., to provide for dental insurance coverage for City employees for the period July 1, 2017, through June 30, 2019; authorizing the expenditures related thereto; finding a real and present emergency pursuant to Section 145.02 of the City's Codified Ordinances; and declaring an emergency."

On motion of Mrs. Chilton, seconded by Mr. Martin, the ordinance passed.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

EMERGENCY RESOLUTION

The following emergency legislation was presented for the first time:

53-17 Resolution No. 5975 titled, "Ordering the construction or reconstruction of curbs, gutters, and sidewalks at Section No. 1 of *STREETS* and Section No. 1 of *SELECTED LOCATIONS* of the 2017 Sidewalk, Curb, and Gutter Program, as enumerated in Resolution No. 5969, and declaring an emergency."

On motion of Mr. Martin, seconded by Mr. O'Neill, the resolution was adopted.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

LIQUOR PERMITS

105-17 On motion of Mr. Martin, seconded by Mr. O'Neill, the administration's report relative to notification from the Ohio Department of Liquor Control of a request to transfer a liquor permit to JM Chahal LLC, 1533 West North Street, was ordered received and filed with the City Clerk.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

99-17 On motion of Mrs. Duncan, seconded by Mrs. Chilton, the administration's report relative to notification from the Ohio Department of Liquor Control of a request to transfer a liquor permit to Dolgen Midwest LLC, dba Dollar General 15274, 1640 South Yellow Springs Street, was ordered received and filed with the City Clerk, the objection raised by the Commission noted, and a hearing requested before the Ohio Department of Liquor Control to be held in Clark County, Ohio.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin and Copeland; Nays, Mr. O'Neill

Yeas 4, Nays 1.

104-17 On motion of Mr. Martin, seconded by Mrs. Duncan, the administration's report relative to notification from the Ohio Department of Liquor Control of a request to transfer a liquor permit to VSI Operations LLC, dba Che's Rustic Lounge, 1150 Bechtle Avenue, was ordered received and filed with the City Clerk.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

106-17 On motion of Mrs. Duncan, seconded by Mrs. Chilton, the administration's report relative to notification from the Ohio Department of Liquor Control of a request to transfer a liquor permit to 1024 Gas C Store LLC, dba Home Road Valero, 1024 Home Road, was ordered received and filed with the City Clerk.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

COMMUNICATION

The following communication was ordered received and filed:

77-17 Minutes of the April, 2017, meeting of the National Trail Parks and Recreation District Board.

COMMENTS ON AGENDA ITEMS

106-17 Following discussion of the liquor permit transfer to JM Chahal, LLC, 1533 West North Street, the noted objection to the transfer was removed by the Community Development Department.

99-17 Mrs. Chilton commented on the transfer of a liquor permit to Dolgen Midwest, LLC, dba Dollar General 15274, 1640 South Yellow Springs Street. She noted a reference in the Police Division's report, which summarized a conversation with the Yellow Springs Street store's manager. The manager was not in favor of the transfer. He felt

selling alcohol would only increase the store's currently high theft rate. Mrs. Chilton inquired into the City's ability to object to the transfer on those grounds. She felt a hearing was necessary so the community at-large could have a voice in the decision.

Law Director Strozdas advised that the City Commission has limited control. The Division of Liquor Control will not issue a permit if the City can demonstrate that issuance of such a license is dangerous, due to conditions or threat of public safety. Pursuant to the Police Division's report, this is not the case. A community objection is not sufficient.

Mrs. Duncan stated that store theft rate created a safety issue. The store manager was opposed to the transfer and could speak to the matter.

Mr. Strozdas stated it is unlikely that the Division of Liquor Control would withhold the permit on the basis of a single employee not being in favor.

The Commission proceeded to object to the transfer and request a hearing.

COMMENTS FROM THE COMMISSION

Mr. Martin asked citizens to support Manchester, England. That community recently suffered a terrorist attack.

COMMENTS FROM THE AUDIENCE

15-17 Mr. Raymond Upshaw, 325 West Liberty Street, offered comments on the transfer of a liquor license to Dollar General on South Yellow Springs Street and the condition of roads in West Liberty Street area.

Mr. Copeland stated that the tax levy passed in May, but it does not go into effect until July 1. Collection of tax dollars will follow, but those tax dollars are not available now. Street repairs are being prioritized, but actual repair is still several months away.



On motion of Mr. Martin, seconded by Mrs. Duncan, the meeting adjourned into executive session on personal appointment matters.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland. Yeas 5, Nays 0.

On motion of Mr. O'Neill, seconded by Mrs. Duncan, the executive session adjourned.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland. Yeas 5, Nays 0.

There being no further business, on motion of Mr. Martin, seconded by Mrs. Chilton, the meeting adjourned.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland. Yeas 5, Nays 0.

PRESIDENT OF THE CITY COMMISSION

CLERK OF THE CITY COMMISSION