

A regular meeting of the City Commission of The City of Springfield, Ohio, held on Tuesday, June 20, 2017, in the Forum of City Hall, was called to order.

Roll call was answered by Mme. Chilton, Messrs. Martin, O'Neill, and President Copeland; Mrs. Duncan being absent.

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

On motion of Mrs. Chilton, seconded by Mr. Martin, members approved the minutes of the May 23, 2017, regular meeting as presented.

Yeas, Mme. Chilton, Messrs. Martin, O'Neill, and Copeland.

Yeas 4, 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:

107-17 An Ordinance titled, "Vacating the first alley west of South Fountain Avenue from Euclid Avenue south to the first intersecting east-west alley."

108-17 An Ordinance titled, "Amending the Zoning Map of Springfield, Ohio, by rezoning 0.17 acres at 1322 South Limestone Street, Springfield, Ohio, from RM-12, Low-Density, Multi-Family Residence District, to CN-2, Neighborhood Commercial District."

121-17 An Ordinance titled, "Authorizing and directing the City Manager to dispose of a 2007 Navistar 7400 chassis with attached sewer-cleaning equipment, being property owned by the City and no longer needed for municipal purposes and should be disposed of pursuant to Codified Ordinance Section 149.03."

~~~~~ Next regular City Commission meeting: July 5, 2017. ~~~~~

### **FIRST READING—RESOLUTION**

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

**024-17** A Resolution titled, "Acquiescing to the implementation of Modified Plan 9a as a remedy for the hazardous waste at the Tremont City Barrel Fill."

~~~~~ Next regular City Commission meeting: July 5, 2017. ~~~~~

SECOND READINGS—ORDINANCES

The following legislation was presented for a second time:

80-17 An Ordinance No. 17-139 titled, "Accepting the application for annexation of certain territory containing 5.035 acres, more or less, in Springfield Township and commonly known as the Brown Annexation Area to The City of Springfield, Ohio."

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

Yeas, Mme. Chilton, Messrs. Martin, O'Neill, and Copeland.

Yeas 4, Nays 0.

1-17 An Ordinance No. 17-140 titled, "Confirming purchases and the obtaining of services for the City and providing for payments therefor."

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

Yeas, Mme. Chilton, Messrs. Martin, O'Neill, and Copeland.

Yeas 4, Nays 0.

112-17 An Ordinance No. 17-141 titled, "Securing to The City of Springfield, Ohio, the benefits of the Ohio Department of Transportation Cooperative Purchasing Program."

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

Yeas, Mme. Chilton, Messrs. Martin, O'Neill, and Copeland.

Yeas 4, Nays 0.

EMERGENCY ORDINANCES

The following emergency legislation was presented for the first time:

119-17 An Ordinance No. 17-142 titled, "Adopting the Tax Budget of The City of Springfield, Ohio, for the fiscal year beginning January 1, 2018, and submitting the same to the County Auditor, and declaring an emergency.."

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

Yeas, Mme. Chilton, Messrs. Martin, O'Neill, and Copeland.

Yeas 4, Nays 0.

113-17 An Ordinance No. 17-143 titled, "Authorizing the City Manager to submit the 2016 Consolidated Plan CAPER of The City of Springfield, Ohio, to the United States Department of Housing and Urban Development; and declaring an emergency.."

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

Yeas, Mme. Chilton, Messrs. Martin, O'Neill, and Copeland.

Yeas 4, Nays 0.

122-17 A Fiscal Officer's Certificate was presented in connection with the proposed issuance of notes in the maximum principal amount of \$445,000, to be issued in anticipation of the issuance of Bonds, for the purpose of paying the costs of constructing and equipping improvements at the Springfield Beckley Municipal Airport and providing for all related site improvements, including the construction of new hangars and taxilanes, together with all necessary appurtenances thereto. The estimated life or period of the usefulness of the improvement is at least five years; the estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Ohio Revised Code, is at least 20 years. If notes in anticipation of the Bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issue of the notes, the period in excess of those five years shall be deducted from that maximum maturity of Bonds. The maximum maturity of the Notes is July 21, 2036, which is 240 months from July 21, 2016, the date of issuance of the original note issued for this purpose.

An Ordinance No. 17-144 titled, "Providing for the issuance and sale of Notes in the maximum principal amount of \$445,000, in anticipation of the issuance of Bonds, for the purpose of paying the costs of constructing and equipping improvements at the Springfield Beckley Municipal Airport and providing for all related site improvements, including the construction of new hangars and taxilanes, together with all necessary appurtenances thereto, and declaring an emergency.."

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

Yeas, Mme. Chilton, Messrs. Martin, O'Neill, and Copeland.

Yeas 4, Nays 0.

The Fiscal Officer's Certificate was presented June 13, 2017, prior to the commencement of the City Commission meeting and prior to passage of the ordinance.

123-17 A Fiscal Officer's Certificate was presented in connection with the proposed issuance of notes in the maximum principal amount of \$1,655,000, to be issued in anticipation of the issuance of Bonds, for the purpose of paying the costs of improving the municipal sewage facilities, including rehabilitating the City's wastewater treatment including rehabilitating the City's wastewater treatment plant final settling basin, constructing the Buck Creek interceptor line, rehabilitating the Villa Road sewer line, mitigating inflow and infiltration, and replacing primary effluent pumps and valves, together with all necessary appurtenances thereto. The estimated life or period of the usefulness of the improvement is at least five years; the estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Ohio Revised Code, is 40 years. If notes in anticipation of the Bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issue of the notes, the period in excess of those five years shall be deducted from that maximum maturity of Bonds. The maximum maturity of the Notes is 240 months.

An Ordinance No. 17-145 titled, "Providing for the issuance and sale of Notes in the maximum principal amount of \$1,655,000, in anticipation of the issuance of Bonds, for the purpose of paying the costs of improving the municipal sewage facilities, including rehabilitating the City's wastewater treatment plant final settling basin, constructing the Buck Creek interceptor line, rehabilitating the Villa Road sewer line, mitigating inflow and infiltration, and replacing primary effluent pumps and valves, together with all necessary appurtenances thereto, and declaring an emergency.."

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

Yeas, Mme. Chilton, Messrs. Martin, O'Neill, and Copeland.

Yeas 4, Nays 0.

The Fiscal Officer's Certificate was presented June 13, 2017, prior to the commencement of the City Commission meeting and prior to passage of the ordinance.

124-17 A Fiscal Officer's Certificate was presented in connection with the proposed issuance of notes in the maximum principal amount of \$1,875,000, to be issued in anticipation of the issuance of Bonds, for the purpose of paying the costs of improving the municipal water system facilities as further defined in the title of Ordinance No. 17-146 below. The estimated life or period of the usefulness of the improvement is at least five years; the estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Ohio Revised Code, is 40 years. If notes in anticipation of the Bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issue of the notes, the period in excess of those five years shall be deducted from that maximum maturity of Bonds. The maximum maturity of the Notes is 240 months.

An Ordinance No. 17-146 titled, "Providing for the issuance and sale of Notes in the maximum principal amount of \$1,875,000, in anticipation of the issuance of Bonds, for the purpose of paying the costs of improving the municipal water system facilities, including replacement of water lines on Drexel Avenue, East Euclid Avenue, and Lawnview Avenue, each between certain termini, and the installation of high-service pumps, together with all necessary appurtenances thereto, and declaring an emergency."

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

Yeas, Mme. Chilton, Messrs. Martin, O'Neill, and Copeland.

Yeas 4, Nays 0.

The Fiscal Officer's Certificate was presented June 13, 2017, prior to the commencement of the City Commission meeting and prior to passage of the ordinance.

125-17 A Supplemental Fiscal Officer's Certificate was presented on June 13, 2017. Said supplemental certificate concurs with the proposed issuance of notes in the maximum aggregate principal amount of \$3,920,000, to be issued in anticipation of the issuance of Bonds, for the purpose of paying the costs of improving the municipal sewage facilities as further defined in the title of Ordinance No. 17-147 below. The estimated life or period of the usefulness of each component purpose of the improvement is at least five years; the estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Ohio Revised Code, is 40 years. If notes in anticipation of the Bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issue of the notes for any of the component purposes of the improvement, the period in excess of those five years shall be deducted from that maximum maturity of Bonds to be issued for that component purpose. The maximum maturity of the Notes to be issued for the component purpose described in clause (a) of Ordinance No. 17-147 is August 4, 2036, as to \$1,875,000 of the principal amount and 240 months as to \$34,091 of the principal amount, and in clause (b) of Ordinance No. 17-147 is October 15, 2034, as to \$1,790,000 of the principal amount, December 9, 2035, as to \$175,000 of the principal amount, August 4, 2036, as to \$10,000 of the principal amount and 240 months as to \$35,909 of the principal amount.

An Ordinance No. 17-147 titled, "Providing for the issuance and sale of Notes in the maximum aggregate principal amount of \$3,920,000, in anticipation of the issuance of Bonds, for the purpose of paying the costs of (a) improving the municipal sewage facilities, including the rehabilitation and replacement of existing sewer lines and deteriorating manholes, together with all necessary appurtenances thereto; and (b) improving and expanding the municipal sewage facilities, including, but not limited to, the construction of a bridge to provide long-term access for construction, management, maintenance, and repair of components of the City sewage facilities, and the purchase of real estate and access easement, together with all necessary appurtenances thereto; and declaring an emergency."

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

Yeas, Mme. Chilton, Messrs. Martin, O'Neill, and Copeland.

Yeas 4, Nays 0.

The Fiscal Officer's Certificate was presented June 13, 2017, prior to the commencement of the City Commission meeting and prior to passage of the ordinance.

126-17 A Fiscal Officer's Certificate was presented in connection with the proposed issuance of \$107,160 Sidewalk, Curb, and Gutter S.A. Note, Series 2017, in anticipation of the issuance of bonds, to pay the cost of constructing sidewalks, curbs, and gutters comprised in the 2017 South Limestone Street Sidewalk, Curb, and Gutter Program. The estimated life of the improvement is at least five years; the maximum maturity of the Bonds calculated in accordance with Section 133.20 of the Ohio Revised Code is 20 years; but because the special assessments will be payable over a five-year period, and the Bonds are to be issued in anticipation of the collection of those special assessments, the maximum maturity of the Bonds is five years. The maximum maturity of the notes is five years, provided that their maximum maturity is one year if the notes are sold at private sale.

Emergency Ordinance No. 17-148 titled, "Providing for the issuance and sale of notes in the maximum aggregate principal sum of \$107,160 in anticipation of the issuance of bonds to pay the cost of constructing sidewalks, curbs, and gutters comprised in the 2017 South Limestone Street Sidewalk, Curb, and Gutter Program at various locations throughout the City, and declaring an emergency."

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

Yeas, Mme. Chilton, Messrs. Martin, O'Neill, and Copeland.

Yeas 4, Nays 0.

The Fiscal Officer's Certificate was presented June 14, 2017, prior to the commencement of the City Commission meeting and prior to passage of the ordinance.

127-17 An Ordinance No. 17-149 titled, "Confirming and approving a Development Incentive Agreement (single-family residential development) with Ronald R. and Linda S. Cason to provide for sewer services to real property outside the City limits, and declaring an emergency."

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

Yeas, Mme. Chilton, Messrs. Martin, O'Neill, and Copeland.

Yeas 4, Nays 0.

264-16 An Ordinance No. 17-150 titled, "Authorizing the City Manager to enter into a contract with Ferguson Construction Company for the Ramp Expansion Project at the Springfield Beckley Municipal Airport for an amount not to exceed \$338,549.77, and declaring an emergency."

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

Yeas, Mme. Chilton, Messrs. Martin, O'Neill, and Copeland.

Yeas 4, Nays 0.

266-14 An Ordinance No. 17-151 titled, "Authorizing the City Manager to enter into LPA Agreement No. 26851, Amendment No. 4, between the City and the Ohio Department of Transportation in connection with the CLA Belmont Avenue Reconstruction Project, Phase 2, PID No. 94814, to reflect the funding modification to right-of-way acquisition, right-of-way services, and construction engineering and inspection; and declaring an emergency."

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

Yeas, Mme. Chilton, Messrs. Martin, O'Neill, and Copeland.

Yeas 4, Nays 0.

114-17 An Ordinance No. 17-152 titled, "Amending Ordinance No. 17-132 relating to the COPS Hiring Program grant, restating the amounts of the grant and the local share; and declaring an emergency."

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

Yeas, Mme. Chilton, Messrs. Martin, O'Neill, and Copeland.

Yeas 4, Nays 0.

COMMUNICATIONS

The following communications were ordered received and filed:

227-16 Correspondence from Bob Patton regarding moratorium on medical marijuana discussion.

24-17 County Commission Resolution 2017-0404 regarding support for Tremont Barrel Fill.

103-17 Federal Transit Administration's 2017 Triennial Review of Springfield's bus system.

128-17 Reopening of Fire Station 5 on Commerce Circle.

129-17 Correspondence from the Ohio Senate honoring the City of Springfield as a Healthy Community.

COMMENTS ON AGENDA ITEMS

24-17 Mr. Martin stated that the City Commission will vote on July 5, 2017, with regard to acquiescing to the implementation of Modified Plan 9a as a remedy for the hazardous waste at the Tremont City Barrel Fill. The County Commission has already acted, agreeing to the implementation of Modified Plan 9a. It was unknown when German Township Trustees or the Clark County Combined Health District would take action.

266-14 City Engineer Shanayda addressed the second phase of reconstruction for Belmont Avenue. He stated that the project will complete in 2020.

114-17 In response to Mr. O'Neill's inquiry, Mr. Beckdahl stated that the ordinance entering into the COPS Hiring Program Grant must be amended. The grant provides for the hiring of six officers. The U.S. Department of Justice authorized funding of \$750,000. The City's local match will not exceed \$719,244.

COMMENTS FROM THE COMMISSION

227-16 Mr. Martin stated that the City's moratorium on the granting of building permits or certificates of occupancy for any building, structure, use, or change of use that would enable the cultivation, processing, or retail sale of medical marijuana expires July 5, 2017. The purpose of said moratorium was to allow staff members to review applicable Ohio statutes and the Zoning Code relative to such use. Following said review, a staff report was presented to the City Commission on June 6, 2017. Mr. Martin stated it was his preference to continue the moratorium until the State of Ohio finalized rules with regard to medical marijuana. The date given for such finalization was September 2, 2017. Mr. Martin also requested that research be undertaken to determine if consumption of medical marijuana would be permitted at a dispensary site.

Mr. Copeland commented that application deadlines for licensing will expire before September 2, 2017, which would mean that no dispensaries would be able to be licensed inside the City in the first round.

128-17 Mr. Martin requested a report on the status the reopening of the Commerce Circle fire station as was planned following the passage of the May income tax levy.

Fire Chief Heimlich stated that it was his recommendation to reopen fire station No. 5 on Commerce Circle at 7 a.m. on August 7, 2017. He reported on the criteria used in reaching this recommendation: The division currently has 20 vacancies, which includes some military vacancies. Ten new hires will complete their training on August 4. Without the new hires, the station would need to be manned with overtime personnel at a cost of \$3,000 per day. The division has spent 80 percent of its overtime budget to date. A concern is also the reliability of the ambulance fleet. Two ambulances are out of the City for repair of motor issues. The division has two reserve ambulances. If one is assigned to station No. 5, there would not be enough to replace to two vehicles under repair.

City Manager Bodenmiller stated that if fire station No. 5 was reopened in July, the overtime cost would reach \$110,000 to \$115,000. Mr. Bodenmiller reminded the community that the City has not received any funding from the income tax levy yet as it does not become effective until July 1, 2017. He noted that he is committed to reopening fire station No. 5 and the police substation as soon as possible. Funding and manning issues are problems in both arenas.

130-17 Mr. Bodenmiller provided the City Commission with recent activity at the statehouse regarding Ohio's budget. He noted that action taken by Ohio's senate would result in additional lost revenue for cities if the bill is approved by the house of representatives.

COMMENTS FROM THE AUDIENCE

128-17 Mr. Andy Rigsbee, president of local union No. 333, stated that based on safety and credibility issues, the City should reopen fire station No. 5 on July 1, 2017. Despite the fact that new hires remain in training until August 4 and the need to spend funding for overtime pay, firefighters would man the reopened station. He stated that the date of July 1 for reopening station No. 5 was publicized throughout the levy campaign.

Mr. Copeland commented that he appreciated the union's position and he thanked those City personnel who campaigned for the passage of the temporary income tax levy.

Chief Heimlich stated that he did not use the date of July 1 when he spoke publicly about the benefits of levy passage. He added that he did not hear the July 1 date used at any presentations he attended.

15-17 Mr. Raymond Upshaw, 325 West Liberty Street, addressed the need to solve the Fire Division's funding issues, opioid overdoses, and the lack of arrests to get drug dealers off the streets.

Mr. David Sanford, 528 South Yellow Springs Street, discussed municipality-based construction work and the need to train young people for these types of construction jobs.



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

Yeas, Mme. Chilton, Messrs. Martin, O'Neill, and Copeland.

Yeas 4, Nays 0.

PRESIDENT OF THE CITY COMMISSION

CLERK OF THE CITY COMMISSION