

A regular meeting of the City Commission of The City of Springfield, Ohio, held on Tuesday, June 21, 2016, 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. Martin, seconded by Mrs. Chilton, members approved the minutes of the May 24, 2016, 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:

125-16 An Ordinance titled, "Approving an amendment to the existing CC-2A District Development Plan for 6.12 acres located at 2959-2987 Villa Road comprised of parcel 3400300025100087 to allow for the construction of a Kroger Fuel Center on the subject development."

37-16 An Ordinance titled, "Confirming purchases and the obtaining of services for the City and providing for payments therefor."

162-16 An Ordinance titled, "Authorizing the purchase of two 2017 Ford F-450 cabs and chasses from Middletown Ford, Inc., for an amount not to exceed \$62,878.84, through the Ohio Department of Administrative Services, pursuant to Ohio's Cooperative Purchasing Act, in accordance with the provisions of Section 125.04 of the Ohio Revised Code."

163-16 An Ordinance titled, "Confirming and approving a Cooperation Agreement with The Springfield City School District Board of Education to assist the City and the Board of Education in creating and maintaining safe and orderly schools."

118-11 An Ordinance titled, "Authorizing the City Manager to enter into Amendment No. 1 to the Municipal Tax Credit Incentive Agreement with JM Consolidated Industries, LLC, to modify the performance requirements; and authorizing the City Manager, Finance Director, and Law Director to do all things necessary to implement said Amendment No. 1 to the Municipal Tax Credit Incentive Agreement."

96-13 An Ordinance titled, "Authorizing the City Manager to submit an Application For Financial Assistance and accept a grant from the State of Ohio, Ohio Public Works Commission, to obtain funding in the amount of \$399,955 for CLA Middle Urbana Road Rehabilitation Project, PID No. 94768; and authorizing the City Manager, Law Director, Finance Director, and City Engineer to do all things they consider necessary for the submission of the Application For Financial Assistance and the acceptance of the grant."

164-16 An Ordinance titled, "Authorizing the City Manager to submit an Application For Financial Assistance and accept a grant from the State of Ohio, Ohio Public Works Commission, to obtain funding in the amount of \$505,937 for 2017 Various Road Projects; and authorizing the City Manager, Law Director, Finance Director, and City Engineer to do all things they consider necessary for the submission of the Application For Financial Assistance and the acceptance of the grant."

82-15 An Ordinance titled, "Authorizing the City Manager to submit an Application For Financial Assistance and accept a grant from the State of Ohio, Ohio Public Works Commission, to obtain funding in the amount of \$202,339 for CLA East Street Reconstruction Project, PID No. 94806; and authorizing the City Manager, Law Director, Finance Director, and City Engineer to do all things they consider necessary for the submission of the Application For Financial Assistance and the acceptance of the grant."

~~~~~ Next regular City Commission meeting: July 5, 2016. ~~~~~

### **SECOND READINGS—ORDINANCES**

The following legislation was presented for the second time:

**146-16** An Ordinance No. 16-164 titled, "Authorizing the purchase of three 2016 Chevrolet Impalas from Byers Chevrolet, for an amount not to exceed \$60,474, through the Ohio Department of Administrative Services, pursuant to Ohio's Cooperative Purchasing Act in accordance with the provisions of Section 125.04 of the Ohio Revised Code."

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.

**147-16** An Ordinance No. 16-165 titled, "Authorizing the purchase of 64 sets of body armor from Galls, LLC, for an amount not to exceed \$57,287.68, through the Ohio Department of Administrative Services, pursuant to Ohio's Cooperative Purchasing Act in accordance with the provisions of Section 125.04 of the Ohio Revised Code."

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

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

Yeas 5, Nays 0.

**148-16** An Ordinance No. 16-166 titled, "Authorizing the City Manager to enter into a contract with The Apostolos Group, Inc., dba Thomarios, for the re-bid of the Buck Creek Waterline Coatings Project for an amount not to exceed \$149,000."

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

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

Yeas 5, Nays 0.

**149-16** An Ordinance No. 16-167 titled, "Authorizing the City Manager to enter into a Development Incentive Agreement (Non-Residential Development - Sewer Only) with Vernon Murphy Baseball Association Inc. to provide for sewer service to real property outside the City limits."

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.

**150-16** An Ordinance No. 16-168 titled, "Authorizing the City Manager to enter into a Development Incentive Agreement (Non-Residential Development) with Robert B. Randall, III, and Jessica L. Randall to provide for sewer service to real property outside the City limits."

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.

**152-16** An Ordinance No. 16-169 titled, "Consenting to an improvement by the overlay of US Route 40, with part lying within the City of Springfield (Project identified as CLA US 40/68 18.74/0.00, PID No. 101083), said portion of highway within the municipal corporation limits being hereinafter referred to as the improvement; requesting cooperation of the Director of Transportation of the State of Ohio in the planning, design, and construction of such improvement; providing for the maintenance of said improvement; and authorizing the City Manager to enter into agreements with the Director of Transportation of the State of Ohio necessary to complete the planning and construction of this improvement."

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

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

Yeas 5, Nays 0.

**153-16** An Ordinance No. 16-170 titled, "Authorizing the City Manager to enter into a contract with Kokosing Industrial, Inc., for the Erie Interceptor Express Sewer Project for an amount not to exceed \$20,181,918.40."

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

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

Yeas 5, Nays 0.

**186-11** An Ordinance No. 16-171 titled, "Authorizing the City Manager to enter into Amendment F to the Project Engineering Agreement with Black & Veatch Corporation for the Erie Interceptor Express Sewer Design contract to increase the contract by an amount not to exceed \$1,650,178 for a total amount not to exceed \$3,701,626."

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.

### **EMERGENCY ORDINANCES**

The following emergency legislation was presented for the first time:

**126-16** Emergency Ordinance No. 16-172 titled, "Adopting the Tax Budget of The City of Springfield, Ohio, for the fiscal year beginning January 1, 2017, and submitting the same to the County Auditor, 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.

**26-16** Emergency Ordinance No. 16-173 titled, "Providing for Supplemental Appropriations within various funds, and declaring an emergency."

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.

**165-16** Emergency Ordinance No. 16-174 titled, "Authorizing the City Manager to enter into a State and Municipal Lease/Purchase Agreement and related Escrow Agreement in the principal amount of \$118,535.01 to finance the purchase of a 2016 T770 T4 Bobcat Compact Track Loader with attachments; authorizing the City Manager, Finance Director, City Treasurer, Law Director, and Deputy Law Director to all things they deem necessary to enter into and complete the subject lease transaction; 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.

**165-16** Emergency Ordinance No. 16-175 titled, "Authorizing the purchase of a T770 T4 Bobcat Compact Track Loader from Bobcat of Dayton, for an amount not to exceed \$118,535.01, through the Ohio Department of Administrative Services, pursuant to Ohio's Cooperative Purchasing Act in accordance with the provisions of Section 125.04 of the Ohio Revised Code; 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.

**166-16** Emergency Ordinance No. 16-176 titled, "Authorizing the City Manager to enter into a Cooperation Agreement between the City and The Greater Springfield Chamber of Commerce in connection with the Financial Trend Analysis and Performance Audit to be performed by PFM Group Consulting, LLC; 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.

**167-16** Emergency Ordinance No. 16-177 titled, "Authorizing the City Manager to enter into an agreement between the City and PFM Group Consulting, LLC, for the Financial Trend Analysis and Performance Audit for an amount not to exceed \$125,000; and declaring an emergency."

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

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

Yeas 5, Nays 0.

**168-16** Emergency Ordinance No. 16-178 titled, "Authorizing the City Manager to enter into a Nonresidential Misdemeanant Subsidy Grant Agreement for FY 2017 Community-Based Corrections Programs by and between the City and the State of Ohio, Department of Rehabilitation and Correction, Division of Parole and Community Services, Bureau of Community Sanctions, to accept a grant providing funding up to an amount of \$192,239 for fiscal year 2017, for the operation of a Community-Based Corrections Program by the Clark County Municipal Court; authorizing the City Manager, Finance Director, and Court Administrator of the Municipal Court to do all things necessary to implement said Subsidy Grant Agreement and to comply with all relevant local, state, and federal legal requirements; and declaring an emergency."

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.

**151-16** Emergency Ordinance No. 16-179 titled, "Authorizing the City Manager to submit the 2015 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. Duncan, seconded by Mr. Martin, the ordinance passed.

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

Yeas 5, Nays 0.

**169-16** Emergency Ordinance No. 16-180 titled, "Authorizing the City Manager to apply for a grant through the Federal Aviation Administration in an amount up to \$400,000 for Master Planning Services at the Springfield-Beckley Municipal Airport; authorizing an expenditure of up to \$20,000 to be used as local matching funds; authorizing the City Manager, City Engineer, and the Director of Finance to do all things necessary for the submission of the application of the grant and to comply with all relevant local, state, and federal legal requirements; and declaring an emergency."

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

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

Yeas 5, Nays 0.

**169-16** Emergency Ordinance No. 16-181 titled, "Authorizing the City Manager to apply for a grant through the ODOT, Aviation Division, in an amount up to \$20,000 for Master Planning Services at the Springfield-Beckley Municipal Airport; authorizing the City Manager, City Engineer, and the Director of Finance to do all things necessary for the submission of the application of the grant and to comply with all relevant local, state, and federal legal requirements; and declaring an emergency."

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

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

Yeas 5, Nays 0.

**169-16** Emergency Ordinance No. 16-182 titled, "Authorizing the City Manager to enter into an Agreement with Woolpert, Inc., for Master Planning Services at the Springfield-Beckley Municipal Airport, for an amount not to exceed \$399,734; 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.

**170-16** Emergency Ordinance No. 16-183 titled, "Authorizing the City Manager to enter into a contract with The Shelly Company for the 2016 PI Paving Program for an amount not to exceed \$467,680, 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.

**171-16** Emergency Ordinance No. 16-184 titled, "Authorizing the City Manager to enter into a contract with J & J Schlaegel, Inc., for the 2016 Miscellaneous Water and Sewer Replacement Project for an amount not to exceed \$465,850.50; and declaring an emergency."

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

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

Yeas 5, Nays 0.

**172-16** Emergency Ordinance No. 16-185 titled, "Authorizing the City Manager to enter into a Cooperation Agreement between the City and The Springfield Conservancy District in connection with the Buck Creek Bank Restoration and Trail Realignment Project; and declaring an emergency."

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

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

Yeas 5, Nays 0.

**172-16** Emergency Ordinance No. 16-186 titled, "Authorizing the City Manager to apply for a Clean Ohio Fund Green Space Conservation Program Grant through the Ohio Public Works Commission to secure funding for the Buck Creek Bank Restoration and Trail Realignment Project for an amount not to exceed \$360,000; authorizing the City Manager, Law Director, and the Director of Finance to do all things they consider necessary to fulfill the City's obligations under said grant application and to comply with all relevant local, state, and federal legal requirements; authorizing a local matching expenditure in an amount not to exceed \$90,000; and declaring an emergency."

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

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

Yeas 5, Nays 0.

**173-16** Emergency Ordinance No. 16-187 titled, "Authorizing the issuance of a Bond of The City of Springfield, Ohio ("Issuer") in a principal amount not to exceed Twenty-One Million, Six Hundred Forty-Two Thousand, Two Hundred Thirty-Eight Dollars and Fifteen Cents (\$21,642,238.15) for sale to the Water Pollution Control Loan Fund of the State of Ohio to finance the costs of improvements to the Issuer's wastewater system; pledging certain revenues from the Issuer's wastewater system on a subordinated basis to secure the payment of the principal of and interest on the Bond; authorizing the execution and delivery of the Bond and the Trust Agreement and other documents and the taking of other actions related to the issuance and sale of the Bond; and declaring an emergency."

On motion of Mr. O'Neill, 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:

**172-16** Emergency Resolution No. 5936 titled, "Extending support from the City Commission of The City of Springfield, Ohio, for the submission of a grant application to the Clean Ohio Fund Green Space Conservation Program through the Ohio Public Works Commission in relation to the Buck Creek Bank Restoration and Trail Realignment Project; and declaring an emergency."

On motion of Mrs. Duncan, seconded by Mr. Martin, the resolution was adopted.

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

Yeas 5, Nays 0.

## COMMUNICATIONS

The following communications were ordered received and filed:

- 67-16** Minutes of the May 16, 2016, meeting of the Board of Zoning Appeals.
- 86-16** Minutes of the May 9, 2016, meeting of the City Planning Board.
- 174-16** Notification from the Ohio Division of Liquor Control of a request to transfer a liquor permit to Laxmikrupa, LLC, dba Main Stop Food Mart, 637 West Main Street.
- 175-16** Notification from the Ohio Division of Liquor Control of a request to transfer a liquor permit to Ohio CVS Stores, LLC, dba CVS Pharmacy 6186, 2565 East Main Street.
- 70-16** Correspondence (Final Evaluation of Supplemental Engineering Controls) from the Army Corps of Engineers to Mr. Jim Saric, US EPA Chicago office, regarding the Tremont City Barrel Fill.

## COMMENTS ON AGENDA ITEMS

**125-16** In response to Mr. O'Neill's inquiry, City Manager Bodenmiller stated that the adequacy of the traffic signal closest to the proposed Kroger fuel center will be reviewed by staff members. That report will be shared with the City Commission. Mr. Bodenmiller did not believe signal upgrades would be necessary, but if that proved the case, Kroger would bear the expense.

**165-16** Finance Director Beckdahl reviewed the process for the City's lease/purchase of a Bobcat Compact Track Loader. The purchase price is \$118,535.01.

Service Department Operations Superintendent Wilson described the attachments included with the Bobcat's purchase and how those attachments would be beneficial to completing certain jobs undertaken by the department.

**166-16, 167-16** Mr. Bodenmiller reviewed the cooperation agreement the City would enter into with the Chamber of Commerce. Both entities are interested in the completion of a financial trend analysis and performance audit with regard to the efficient operation of the City. The Chamber of Commerce would contribute \$75,000 of the \$125,000 contract with PFM Consulting, LLC. If actual savings are realized as a result of the analysis and audit, the City would repay the Chamber of Commerce for its initial payment from those savings. The consulting company will look at General Fund operations, policies, and practices, looking for ways to improve efficiencies.

Mr. Copeland stated that the consulting company will compare Springfield to comparable cities. The City will not automatically implement recommendations made. Mr. Copeland noted that it is worth getting a comparison.

**172-16** Deputy City Manager Heck addressed three pieces of legislation before the City Commission, all connected to the Buck Creek Bank Restoration and Trail Realignment Project. The City will enter into a cooperation agreement with The Springfield Conservancy District, which has jurisdiction over the lands on either side of the creek bed. The course of the creek continues to undermine the bike trail running parallel to the creek. The City will apply for Clean Ohio Funds in order to move the bike trail farther away from the creek to prevent a recurrence of the situation. The City Commission must also adopt a resolution extending support to the project application.

## COMMENTS FROM THE COMMISSION

**8-16** Mr. Copeland stated that Neighborhood Housing Partnership's tax credit project titled Community Gardens was not successful. The awarding of points for the necessary components of the project was not issued fairly. Mr. Copeland indicated he would write a letter addressing the situation and making the judging panel aware of how important this project is to the City of Springfield. No objections were heard with regard to Mr. Copeland composing such a letter.

**70-16** Mrs. Duncan stated that the People for Safe Water received a disappointing response from the US EPA and the Army Corps of Engineers (Final Evaluation of Supplemental Engineering Controls). Commissioners would be supplied with a copy of the correspondence.

**176-16** Assistant City Manager Tom Franzen introduced Airport Manager Don Smith. Mr. Smith updated the City Commission on the Barnstorming Carnival scheduled for July 16 and 17 at the airport.

## COMMENTS FROM THE AUDIENCE

**20-16** Mr. David Sanford, 514 Fremont Avenue, commented on the dangerous presence of old filling station gas tanks still in the ground at locations along South Yellow Springs Street.

**177-16** Mr. Rob Rue of Stratford Place offered his compliments on the Police Division's Bike Camp. His son was participating this year and enjoying the camp.



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.

Handwritten signature of Karen R. Copeland in black ink. The signature is written in a cursive style with a large initial 'K'.

---

PRESIDENT OF THE CITY COMMISSION

Handwritten signature of Connie J. Chappell in blue ink. The signature is written in a cursive style with a large initial 'C'.

---

CLERK OF THE CITY COMMISSION