

A regular meeting of the City Commission of The City of Springfield, Ohio, held on Tuesday, July 19, 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. Duncan, members approved the minutes of the June 21, 2016, regular meeting as presented.

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

Yeas 5, Nays 0.

FIRST READING—ORDINANCE

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

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

~~~~~ Next regular City Commission meeting: August 2, 2016. ~~~~~

### **FIRST READING—RESOLUTION**

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

**61-16** A Resolution titled, "Declaring it necessary to require the construction or reconstruction of curbs, gutters, and sidewalks at the points identified as Section No. 3 of *Selected Locations* of the 2016 Sidewalk, Curb, and Gutter Program."

~~~~~ Next regular City Commission meeting: August 2, 2016. ~~~~~

SECOND READING—ORDINANCE

The following legislation was presented for the second time:

59-16 An Ordinance No. 16-205 titled, "Authorizing the acceptance of an EMS Priority 1 Training and Equipment Grant in an amount up to \$2,750 from the Ohio Department of Public Safety, Division of Emergency Medical Services, and authorizing the City Manager, Finance Director, Law Director, Fire Chief to perform all acts and execute all documents they consider necessary to fulfill the City's obligations under said grant and to comply with all relevant local, state, and federal legal requirements."

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.

SECOND READING—RESOLUTION

The following legislation was presented for the second time:

180-16 Resolution No. 5937 titled, "Declaring the necessity of an election on the question of approving an amendment of Section 196.012 of the Codified Ordinances of The City of Springfield, Ohio; providing for a temporary increase in the tax on earned income of four-tenths of one percent (0.4%); and providing the effective date for said ordinance."

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

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:

186-16 Emergency Ordinance No. 16-206 titled, "Authorizing the City Manager to enter into an Enterprise Zone Agreement by and among The City of Springfield, Ohio ("City"), Clouse Construction Corporation ("The Enterprise-Landlord"), and Seneca Medical LLC ("The Enterprise-Employer"), 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.

187-16 A Fiscal Officer's Certificate was presented in connection with the proposed issuance of notes, 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 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. 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.

Emergency Ordinance No. 16-207 titled, "Providing for the issuance and sale of Notes in the maximum principal amount of \$444,000, 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. O'Neill, seconded by Mr. Martin, the ordinance passed.

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

Yeas 5, Nays 0.

The Fiscal Officer's Certificate was presented July 13, 2016, prior to the commencement of the City Commission meeting and prior to passage of the ordinance.

187-16 Emergency Ordinance No. 16-208 titled, "Authorizing the City Manager to enter into a contract for the Construct New Hangars and Taxilanes - Rebid project at the Springfield-Beckley Municipal Airport with Arcon Builders, Ltd., for an amount not to exceed \$1,194,397.85; 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.

188-16 Emergency Ordinance No. 16-209 titled, "Authorizing the City Manager to enter into a contract for the Springfield-Beckley Municipal Airport Final Denial Barriers at the Entry Control Point project with Calvary Contracting Inc. for an amount not to exceed \$135,000; 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.

16-16 Emergency Ordinance No. 16-210 titled, "Confirming and approving Change Order No. 2 to the contract between the City and J & J Schaegele, Inc., for the CLA-Little Miami Trail Extension Project, PID No. 82314, to increase the contract amount by \$65,955.83, for a total contract amount not to exceed \$943,612.35; authorizing the City Manager to execute said Change Order No. 2; 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.

182-14 Emergency Ordinance No. 16-211 titled, "Confirming and approving Change Order No. 5 to the contract between the City and A & B Asphalt Corporation for the 2015 OPWC Paving project to increase the contract amount by \$45,125.21, for a total contract amount not to exceed \$992,613.52; authorizing the City Manager to execute said Change Order No. 5; and declaring an emergency."

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

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

Yeas 5, Nays 0.

189-16 Emergency Ordinance No. 16-212 titled, "Authorizing the City Manager to enter into a Home Ownership or Rental Housing Loan Agreement (Flex-funded; 221-227 Jackson Street; 2016) with Midland Properties, Inc., for redevelopment of the property located at 221-227 North Jackson Street; and declaring an emergency."

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.

140-16 Emergency Ordinance No. 16-213 titled, "Authorizing the Finance Director to purchase 2,200 tons of rock salt for the 2016-2017 winter season from The Detroit Salt Company for an amount not to exceed \$120,142, through the

Ohio Department of Transportation Cooperative Purchasing Program in accordance with the provisions of Section 5513.01(B) of the Ohio Revised Code; 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.

190-16 Emergency Ordinance No. 16-214 titled, "Authorizing the City Manager to enter into a Grant Agreement with the Federal Transit Administration to accept a FY2016 Ohio Transit Preservation Partnership Program Grant (OTPPP) from the ODOT Congestion Mitigation, Air Quality, and Surface Transportation Fund in an amount of \$494,665 for public-transit-related expenses; confirming and approving any grant-related expenditures incurred from April 1, 2016, to the passage of this Ordinance; authorizing the City Manager, Law Director, and the Director of Finance to do all things necessary for the acceptance of the grant and to comply with all relevant local, state, and federal legal requirements; and declaring an emergency."

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.

EMERGENCY RESOLUTION

The following emergency legislation was presented for the first time:

61-16 Emergency Resolution No. 5938 titled, "Ordering the construction or reconstruction of curbs, gutters, and sidewalks at Section No. 2 of *Selected Streets* of the 2016 Sidewalk, Curb, and Gutter Program, as enumerated in Resolution No. 5929, and declaring an emergency."

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

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

Yeas 5, Nays 0.

191-16 Emergency Resolution No. 5939 titled, "Appointing Brad Miner to the Springfield Historic Landmarks Commission, 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.

192-16 Emergency Resolution No. 5940 titled, "Appointing Shirley Campbell to the Civil Service Commission, and declaring an emergency."

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

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

Yeas 5, Nays 0.

LIQUOR PERMIT

184-16 On motion of Mrs. Duncan, seconded by Mr. Martin, the report from the Administration relative to notification from the Ohio Department of Liquor Control of a request to transfer a liquor permit to Laxmikrupa, LLC, dba Main Stop Food Mart, 637 West Main Street, was ordered received and filed with the City Clerk, the objection contained therein 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, O'Neill, and Copeland.

Yeas 5, Nays 0.

COMMUNICATIONS

The following communications were ordered received and filed:

34-16 Minutes of the June 2 and July 7, 2016, meetings of the Community Beautification Committee.

108-16 Finance Reports, Second Quarter Investments, 2016.

126-16 File-stamped copy of Ordinance No. 16-172 and 2017 tax budget, received by Clark County Auditor on July 1, 2016.

193-16 Correspondence from the Ohio Department of Natural Resources, Division of Water Resources, concerning floodplain regulations.

COMMENTS ON AGENDA ITEMS

180-16 City Manager Bodenmiller stated that the City Commission will have the results of the performance audit undertaken by Public Financial Management on behalf of the City by the end of September. The results of the audit will be integrated into the budgetary decisions going forward. Mr. Bodenmiller stated he is willing to implement any recommendations made by the auditing firm if it will result in cost savings. The expected City deficit for 2017 is \$6 million. The audit will not turn up a savings that great.

Mr. O'Neill addressed the necessity of placing a .4 percent income tax measure on the November ballot. If passed, the tax would be collected for five years. He stated that the City's financial situation is a serious one. Not one of the Commissioners wants to ask the electorate for additional income tax dollars, but there is no choice. If the levy fails, City services will be cut. This is a wage tax so people who earn a living will carry the burden. Springfield has lost revenue due to state funding cuts and job loss. The City Commission has not mismanaged its finances.

Mr. Copeland agreed with Mr. O'Neill's comments. The need for an additional, but temporary tax is not a sign of mismanagement. Every city in Ohio is facing the same situation. It is the result of state funding cuts. If the levy does not pass, essential services will be eliminated. To date, 140 jobs within the City structure have been cut.

Mr. Bodenmiller stated that if the levy is successful, current services will be retained. The neighborhood streets program will be reinstated as well as the Safe Streets Task Force within the Police Division. The City will also be able to purchase greatly needed rolling stock.

Mr. Martin commented that the voters must learn about the issues and make the decision.

Mrs. Duncan noted that the City has been on a shoestring budget for many years. These additional tax dollars will be used to grow the community, which means jobs.

Mrs. Chilton spoke to the need for the Safe Streets Task Force, which deals with the heroin epidemic.

186-16 Mr. Copeland welcomed representatives of Clouse Construction Corporation and Seneca Medical LLC. The City will enter into an Enterprise Agreement with these two groups that will result in the location of a new business at Prime Ohio II and bring jobs to Springfield.

187-16 Mr. Copeland stated that the construction of new hangars and taxilanes at the Springfield-Beckley Municipal Airport was made possible with state funding and federal grants. Dollars were also allocated from the Port Authority of Springfield. Hangar rents will provide cash flow.

188-16 Mr. Bodenmiller reported that as a result of negotiating the contract for construction of final denial barriers at the Springfield-Beckley Municipal Airport, the City will receive \$16,000 to offset its administration costs with respect to the project.

184-16 Law Director Strozdas advised that the City is requesting an objection to the transfer of a liquor permit to Laxmikrupa, LLC, dba Main Stop Food Mart, due to an ongoing police investigation. State officials visited the establishment and found illegal gambling equipment and other violations. The proposed new owner had been managing the store for the past year.

COMMENTS FROM THE AUDIENCE

180-16 Mr. David Sanford, 514 Fremont Avenue, addressed the temporary tax increase proposed to be placed on the November ballot. Mr. Sanford stated that citizens will want guarantees that the promises made by the City Commission with regard to passing the tax will be kept.

Mr. Copeland stated that the City Commission will communicate clearing what will happen if voters agree to the tax and if voters do not agree. If the issue is not passed, the police substation on Johnny Lytle Avenue will close and the fire station on Commerce Circle will close.

Mr. Raymond Upshaw, 325 West Liberty Avenue, stated that he predicted the City's financial situation. The problem will not solve itself. Voters should pass the issue.

Mr. Bruce Williams, 226 Corlington Drive, stated that citizens should pay attention to what is being said with regard to the City's financial condition. He believed voters would pass the measure.

16-16 Mr. Marty MacAfee, a resident of Delaware Avenue, spoke to bike lanes established throughout the City. He was opposed to the removal of a bike lane on South Yellow Springs Street.

Deputy City Manager Heck stated that in order to receive funding from the Ohio Department of Transportation, the bike lane located on South Yellow Springs Street was required to be removed and become part of a dedicated bike path.

Mr. Copeland stated that moving the bike lane to the dedicated bike path provides a safer environment for bicyclists.

20-16 Mr. Raymond Upshaw, 325 West Liberty Street, encouraged citizens to participate in an activity with purpose. He also denounced the shooting of police officers in Texas.

Mr. David Sanford spoke to property and tree maintenance around the City and violence perpetrated against police officers.

Mr. Rob Rue, 1752 Stratford Place, noted his appreciation with regard to the City Commission's thoroughness concerning the proposed tax increase. City Commissioners and staff members have a difficult task ahead.



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