

A regular meeting of the City Commission of The City of Springfield, Ohio, held on Tuesday, December 6, 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 Mrs. Chilton, seconded by Mr. Martin, members approved the minutes of the November 7, 2016, regular meeting and the November 16, 2016, special 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:

126-16 An Ordinance titled, "Appropriating money for the several objects and purposes for which The City of Springfield, Ohio, must provide for the fiscal year ending December 31, 2017."

273-16 An Ordinance titled, "Authorizing the issuance of a purchase order for the purchase of a low-floor cutaway bus from Transportation Equipment Sales Corporation for an amount not to exceed \$269,128."

274-16 An Ordinance titled, "Confirming and approving acceptance of a bequest in the amount of \$500,000 from the estate of Janice M. Calcaterra to be used by the City of Springfield Fire Division, and establishing the 820 Janice M. Calcaterra Trust Fund."

275-16 An Ordinance titled, "Confirming and approving the submission of an application for a grant in an amount up to \$20,000 from the Firehouse Subs Public Safety Foundation, to be used for the purchase of thermal imaging cameras for use by the City of Springfield, Fire Rescue Division; and authorizing the City Manager, Finance Director, and Fire Chief to perform all acts and execute all documents 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."

Next regular City Commission meeting: December 13, 2016.

SECOND READINGS—ORDINANCES

The following legislation was presented for the second time:

242-16 An Ordinance No. 16-328 titled, "Approving an amendment to the existing G District Plan for approximately 17 acres located at 700 South Limestone Street to allow for additional parking and test gardens as well as to relocate the tennis courts."

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.

243-16 An Ordinance No. 16-329 titled, "Amending the Zoning Map of Springfield, Ohio, by rezoning 0.23 acre at 420 South Limestone Street and 420 South Limestone Street Rear, Springfield, Ohio, from CN-2 UPOD, Neighborhood Commercial District, to CC-2 UPOD, Community Commercial District."

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.

37-16 An Ordinance No. 16-330 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.

272-13 An Ordinance No. 16-331 titled, "Authorizing the exercise of the City's option to renew the contract with KeyBank National Association for Treasury Management/Depository Services and Security Custody Services, for an amount not to exceed \$30,000."

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.

262-16 An Ordinance No. 16-332 titled, "Amending Ordinance No. 91-90, passed March 12, 1991, and commonly known as the Codified Ordinances of The City of Springfield, Ohio, by enacting new Chapter 901 titled *Excavations in the Right-of-Way*, amending Section 903.08 titled *Application for Permit*, and repealing existing Chapter 901 titled *Improvements and Excavations* and existing Section 903.08."

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.

263-16 An Ordinance No. 16-333 titled, "Authorizing an Employment Incentive Agreement with EF Hutton America, Inc., to incentivize relocation to facilities in downtown Springfield located at One Main Street and 19 South Fountain Avenue to create employment in the City; authorizing the City Manager, Finance Director, and Law Director to do all things necessary to implement the said Employment Incentive Agreement."

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

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

Yeas 4, Nays 1.

264-16 An Ordinance No. 16-334 titled, "Authorizing the City Manager to enter into a Jobs and Commerce Economic Development Agreement with the Ohio Department of Transportation for aid in the financing of the construction of a new asphalt apron at the Springfield-Beckley Municipal Airport in an amount not to exceed \$100,000; authorizing the City Manager, Finance Director, and Law Director to perform all acts and execute all documents they consider necessary to fulfill the City's obligations under said Jobs and Commerce Economic Development Agreement and to comply with all relevant local, state, and federal legal requirements."

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.

265-16 An Ordinance No. 16-335 titled, "Authorizing the City Manager to enter into a Purchase Agreement to sell certain property to Littleton & Rue, Inc."

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

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

Yeas 4, Nays 1.

107-07 An Ordinance No. 16-336 titled, "Authorizing the City Manager to execute HPRI Program, Amendment No. 10, to the September 29, 2006, Subrecipient Funding Agreement with Neighborhood Housing Partnership of Greater Springfield, Inc., to revise the Work Program Budget and to extend the completion date to December 31, 2017."

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.

180-03 An Ordinance No. 16-337 titled, "Authorizing the City Manager to execute Emergency Repair Program, Amendment No. 12, to the June 24, 2003, Subrecipient Funding Agreement with Neighborhood Housing Partnership of Greater Springfield, Inc., to revise the Work Program Budget and extend the time of performance through December 31, 2017."

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.

266-16 An Ordinance No. 16-338 titled, "Authorizing the City Manager to enter into a Grant Agreement with the Springfield Foundation for a grant to partially support CultureFest 2017 in an amount up to \$2,500; authorizing the City Manager, Finance Director, and Director of Community Development 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 Mrs. Duncan, seconded by Mr. Martin, the ordinance passed.

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

Yeas 5, Nays 0.

267-16 An Ordinance No. 16-339 titled, "Authorizing the City Manager to enter into an Agreement for Consulting Engineering Services with Burgess & Niple, Inc., for the Concrete Inspection and Technical Specifications Project at the Water Treatment Plant, for an amount not to exceed \$105,450."

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.

268-16 An Ordinance No. 16-340 titled, "Amending certain provisions of the Traffic and General Offenses Codes and repealing corresponding sections."

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.

269-16 An Ordinance No. 16-341 titled, "Authorizing a Development and Use Agreement by and among the Ohio Attorney General's Office, Bureau of Criminal Investigation, the Board of Clark County Commissioners and the City of Springfield, Ohio, to provide a functional, staffed crime lab for law enforcement use."

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

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

Yeas 4, Abstentions 1.

EMERGENCY ORDINANCES

The following emergency legislation was presented for the first time:

26-16 Emergency Ordinance No. 16-342 titled, "Providing for Supplemental Appropriations within various funds, 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.

169-16 Emergency Ordinance No. 16-343 titled, "Authorizing the City Manager to enter into a grant agreement with the Ohio Department of Transportation, Office of Aviation, in an amount up to \$19,990 for Master Planning Services at the Springfield-Beckley Municipal Airport; authorizing the City Manager, City Engineer, and Finance Director to do all things necessary for the execution 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.

COMMUNICATIONS

The following communications were ordered received and filed:

231-16 Correspondence from Mr. Andy Cason confirming his withdrawal of an application to amend the zoning map by rezoning 0.13 acre at 27 West Cassilly Street, from EC-1, Educational Campus District, to CN-2, Neighborhood Commercial District.

COMMENTS ON AGENDA ITEMS

263-16 Mrs. Duncan spoke to the Employment Incentive Agreement proposed for EF Hutton America, Inc., She stated that she hoped the company would be successful and prosper, but it is premature to enter into this agreement. EF Hutton needs a stronger foothold in our community. It needs to take better fiduciary care of its local vendors.

Assistant City Manager and Economic Development Administrator Franzen stated that the Employment Incentive Agreement is performance based. It's a seven-year agreement with a fifty-percent tax abatement. Each year, EF Hutton will report its employment levels toward the full-term hire of 450 people. There is no money at risk. EF Hutton's employee's will pay City income tax.

Mr. Martin stated the Employment Incentive Agreement will help EF Hutton be successful. He wanted to support the company.

265-16 Mrs. Chilton stated that she was not in agreement with the sale of two properties to Littleton and Rue, Inc. Mrs. Chilton referenced Katherine Littleton's will. The document gave the property to the City of Springfield with certain provisions. Mrs. Chilton did not want to overturn the provisions in the will. If the City Commission agrees to sell the property, the Clark County Probate Court will determine if the provisions can be overturned and the property sold. In addition, she felt the sale of the property was not in the best interest of the citizens with respect to the selling price, which is below the county auditor's tax appraisal value. She urged City staff members to pursue an official reduction of the tax appraisal value of the property to the actual selling price.

Mr. O'Neill stated that Mr. and Mrs. Littleton, now deceased, both wanted the operation of a funeral home to continue on the site. Littleton and Rue has withstood the test of time. As long as it is well maintained, it will remain in the community as a funeral home. He believed that is what Mrs. Littleton would have wanted.

Mr. Martin stated that the selling price is fair as appraised, given the fact that the long-term lease on the property has a major impact. If the property stopped being used as a funeral home, it would be hard to make that site viable as a recreation site. A recreation site was Mrs. Littleton's alternate choice if the funeral home went out of business. Selling the property is the best way to maintain it in the long run.

Mr. Copeland stated that the selling price is appropriate. In accordance with the will, the money received will benefit National Trail Parks and Recreation. Those new funds will assist in cushioning the blow of other necessary reductions made as a result of a budget deficit.

126-16 Mr. O'Neill commented on the 2017 appropriations ordinance. The budgeting process for next year's funding has been a difficult one. The .4 percent income tax levy failure in November impacted the Commission's thinking. He stated he disagreed with the reduction of overtime allowances for Springfield's Public Safety divisions. All possibilities must be considered to reduce the deficit. Many issues are quality-of-life issues for Springfielders. Some mean City of Springfield employees' jobs. After the vote is taken on December 13, 2016, the City Commission will still have work to do on finances.

COMMENTS FROM THE AUDIENCE

126-16 Ms. Marcia Knox, 15 Gates Street, Dayton, stated she was a district representative of AFSCME. She spoke on behalf of City of Springfield employees, who are members of Local Union 1608. She encouraged Commissioners not to ignore the collective bargaining law when it addresses any reductions in the work force that might affect a union employee. She described the many ways, in the past, union membership assisted when finances were tight. She reminded the Commission more work is currently being done by fewer people.

Mr. Andrew Rigsby, president of Firefighters Local 333, addressed the City Commission on proposed benefit cuts, in terms of longevity and higher insurance contributions by employees. He stated that longevity is a payment that encourages employees to remain in the City's employ. That payment is vital for retention. Springfield's safety forces are experiencing increased turnover due to low wages. He urged the City Commission to place a tax levy on the May ballot.

Mr. Copeland thanked City employees for their service. The Commission understands that the current budget situation hurts employees and their families. It must be turned around.

Mr. Raymond Upshaw, 325 West Liberty Street, encouraged Commissioners to place another tax levy on the May ballot.

Mr. Glen Massie, 215 Bellaire Avenue, stated public safety and National Trail Parks and Recreation District are important to him. He has concerns about closing Fire Station No. 5, but will support the Commission's decision. If a May tax levy passes, Commissioners should restore as many services as possible. They are needed services for citizens.

Mr. Bruce Williams, 226 Corlington Avenue, stated he understood the Commission's dilemma with regard to service reductions. Citizens could be better stewards as they will be effected by budgetary changes.

Mr. David Sanford, 528 South Yellow Springs Street, addressed the long process of making budget cuts.

Ms. Melissa Clansy, owner of Raven Books; Mrs. Marta Wojcik, director of Westcott House, and Mr. Tim Sloan, associate of Farmers' Market, spoke in favor of restoring funding to the Convention and Visitors Bureau. The bureau's programs provide a positive effect for all citizens.

Ms. Melissa Tuttle, a resident of South Fountain Avenue, addressed economics.



There being no further business, on motion of Mr. Martin, seconded by Mr. O'Neill, 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