

A regular meeting of the City Commission of The City of Springfield, Ohio, held on Tuesday, February 2, 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 January 5, 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:

261-15 An Ordinance titled, "Accepting the application for annexation of certain territory containing 0.469 acres, more or less, in Moorefield Township and commonly known as the Lee Annexation Area to The City of Springfield, Ohio."

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

38-16 An Ordinance titled, "Authorizing the purchase of three 2017 International 7400 cabs and chasses for an amount not to exceed \$221,952.66, from Rush Truck Inc., through the Ohio Department of Transportation Cooperative Purchasing Program, in accordance with the provisions of Section 5513.01(B) of the Ohio Revised Code."

39-16 An Ordinance titled, "Authorizing the purchase of 12 Versus Solo System in-car cameras from Data 911, for an amount not to exceed \$57,920.04, 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."

40-16 An Ordinance titled, "Amending Ordinance No. 91-90, passed March 12, 1991, and commonly known as the Codified Ordinances of The City of Springfield, Ohio, by the enactment of Chapter 743 titled *Pawnbrokers*."

41-16 An Ordinance titled, "Amending Ordinance No. 91-90, passed March 12, 1991, and commonly known as the Codified Ordinances of The City of Springfield, Ohio, by the amendment of Section 1301.02, relative to the adoption of the National Electrical Code, 2014 Edition; and repealing existing Section 1301.02."

42-16 An Ordinance titled, "Authorizing and directing the City Manager to select certain identified parcels of real estate that constitute non-productive lands and to notify the Prosecuting Attorney or the County Auditor of Clark County, Ohio, as the case may be, pursuant to Sections 5722.03 and 5722.04 of the Ohio Revised Code that the City wishes to acquire said parcels pursuant to the provisions of Ohio Revised Code Chapter 5722 and Ordinance No. 98-293, passed August 25, 1998, and to do all things necessary to acquire said parcels."

43-16 An Ordinance titled, "Amending Ordinance No. 91-90, passed March 12, 1991, and commonly known as the Codified Ordinances of The City of Springfield, Ohio, by the repeal of Chapter 765 titled *Taxicabs*."

4-13 An Ordinance titled, "Authorizing the City Manager to enter into Modification No. 2 to Agreement No. 18416 with Carpenter Marty Transportation, Inc., for the CLA - Lowry Bridge Project, PID No. 96375, to increase the agreement amount by \$10,000 for a total contract amount not to exceed \$105,455."

☞☞☞ Next regular City Commission meeting: February 16, 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:

44-16 A Resolution titled, "Extending support from the City Commission of The City of Springfield, Ohio, for the establishment of a Bicycle Advisory Committee to represent the cycling community of Springfield, Ohio."

☞☞☞ Next regular City Commission meeting: February 16, 2016. ☞☞☞

SECOND READINGS—ORDINANCES

The following legislation was presented for a second time:

23-16 An Ordinance No. 16-32 titled, "Confirming and approving the acceptance of a donation from Walmart, Facility No. 2429 on Bechtle Avenue, in the amount of \$2,000 to be utilized by the Fire Prevention Bureau for the purchase of new equipment."

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.

24-16 An Ordinance No. 16-33 titled, "Authorizing the City Manager to enter into a Grant Agreement with the Turner Foundation for a grant to partially support CultureFest 2016 in an amount up to \$1,000; and 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 Mrs. Chilton, the ordinance passed.

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

Yeas 5, Nays 0.

24-12 An Ordinance No. 16-34 titled, "Authorizing the exercise of the City's option to renew the contract with The Endurance Group LLC, dba Emerald Green Lawn and Landscape Pros, for boulevard mowing services, for an amount not to exceed \$35,959.35."

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.

22-12 An Ordinance No. 16-35 titled, "Authorizing the exercise of the City's option to renew the contract with Dayton Sweeping Service, Inc., dba DSS Sweeping Service, Inc., for the sweeping and cleaning of City streets, for an amount not to exceed \$167,468."

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.

25-16 An Ordinance No. 16-36 titled, "Authorizing the purchase of a 2015 standard commercial slope mower from Kut Kwick Corp., for an amount not to exceed \$62,393, 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 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:

26-16 Emergency Ordinance No. 16-37 titled, "Providing for Supplemental Appropriations within various funds, 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.

45-16 Emergency Ordinance No. 16-38 titled, "Confirming and approving the acceptance of a donation from the Port Authority of Springfield, Ohio, in the amount of \$58,000 to be utilized by the Police Division for the purchase of in-car police cruiser cameras; and declaring an emergency."

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

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

Yeas 5, Nays 0.

33-11 Emergency Ordinance No. 16-39 titled, "Confirming and approving Change Order No. 7 to the contract between the City and Sunesis Construction Company for the CLA Veterans Bridge Project, PID No. 88484, to increase the contract amount by \$4,850, for a total contract amount not to exceed \$2,553,779.61; authorizing the City Manager to execute said Change Order No. 7; 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.

EMERGENCY RESOLUTIONS

The following emergency legislation was presented for the first time:

46-16 Emergency Resolution No. 5918 titled, "Appointing Ravi Shankar to the City Planning Board, and declaring an emergency."

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

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

Yeas 5, Nays 0.

47-16 Emergency Resolution No. 5919 titled, "Appointing Mark A. Brown to the Board of Zoning Appeals, and declaring an emergency."

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

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

Yeas 5, Nays 0.

LIQUOR PERMITS

35-16 On motion of Mrs. Duncan, seconded by Mr. O'Neill, the report from the Administration relative to notification from the Ohio Department of Liquor Control of a request to transfer a liquor permit to Champion City Enterprises, LLC, dba Carleton Davidson Stadium, 1301 Mitchell Boulevard, was ordered received and filed with the City Clerk.

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

Yeas 5, Nays 0.

36-16 On motion of Mr. Martin, seconded by Mr. O'Neill, the report from the Administration relative to notification from the Ohio Department of Liquor Control of a request to transfer a liquor permit to 425 Club, LLC, dba 425 Club, 425 Harrison Street, first floor and patio, was ordered received and filed with the City Clerk.

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

Yeas 5, Nays 0.

COMMUNICATIONS

The following communications were ordered received and filed:

89-15 Minutes of the November 16, 2015, meeting of the Board of Zoning Appeals.

122-15 Minutes of the December 21, 2015, meeting of the National Trail Parks and Recreation District Board.

COMMENTS ON AGENDA ITEMS

40-16 Law Director Strozdas advised the City Commission to enact new Chapter 743 titled *Pawnbrokers* to the Codified Ordinances. State statute requires that items taken in on pawn be reported to the Chief of Police on a daily basis. The ordinance would require that those reports be made through the electronic reporting system being funded by the county prosecutor and made available to pawnbrokers at no cost. Mr. Strozdas noted that the reports provided by pawnbrokers were public records.

43-16 Service Director Moore spoke to the repeal of Chapter 765 titled *Taxicabs*. He stated that Springfield has no licensed cabs. The regulations in place are designed for a large city with many taxis. Chapter 765 is a hindrance to the startup of a small business. Mr. Moore noted that ride-sharing is regulated at the state level.

41-16 Community Development Director Meadows stated that the majority of changes made to the National Electrical Code apply to newly constructed structures under the heading of energy efficiency. City Manager Bodenmiller noted that the National Electrical Code is adopted by the State of Ohio, then by municipalities.

45-16 Acting Police Chief Varner stated that the \$58,000 donation from the Port Authority of Springfield will purchase and install 12 in-cruiser cameras. The division is developing a procedural policy for the use of those cameras. Officers will receive in-service training. He noted that engaging lights and sirens would trigger a camera's operation as well as a speed over 60 miles per hour.

COMMENTS FROM COMMISSION

39-15 Mr. Copeland spoke to the proposed Bechtle Avenue roundabout. ODOT funding set aside for the construction of the roundabout cannot be used in Springfield for any other purpose. He stated that he respects the opinions offered by citizens, either via petitions, emails, or in person; however, his vote will reflect what is best for the community. He stated Commissioners are elected to do what they think is right.

Mr. Martin stated that he was appreciative of the public-comment process. It gauged the community's opinion.

Mr. O'Neill proposed that the City Commission make its decision at the February 16 Commission meeting. No objection was heard.

COMMENTS FROM THE AUDIENCE

20-16 Mr. David Sanford, 514 Fremont Avenue, inquired into the difference in the presentation of first readings on the agenda over second readings and emergency ordinances.

Mr. Copeland explained that the Commission does not vote on first readings, but does vote on second readings and emergency ordinances.

Mr. William Hobson, a resident in the Wheldon Park neighborhood, spoke to personal difficulties he experienced with a neighbor.

39-15 Mr. Bradley Carey, 738 Rubsam Street, spoke to the Transportation Coordinating Committee using taxpayer money to sponsor an advertisement for the entertainment community and the storage of Wittenberg University property within NTPRD fenced-in property. In addition, he was not in favor of the Bechtle Avenue roundabout.

Others opposed to the roundabout were: Ms. Shirley Tennant of Miracle Mile, Mr. Mike Lowe of Brookhollow Drive, Mr. Mike Deary of 1425 Crestview, Ms. Sarah Tackett, Ms. Joyce Agle, Ms. Rhonda Zimmers of West High Street, and Mr. David Sanford of Fremont Avenue. Concerns raised were safety and an expenditure on a project these citizens determined to be unnecessary.

Mr. Bruce Williams, 226 Corlington Drive, stated that the City Commission will make its decision and the community should hold people in decision-making positions accountable. The Commission does the best it can. He urged the community to come together.

Ms. Tracy Brown of North Limestone Street spoke in favor of the roundabout in place on Route 41. She stated it made travel to Troy faster and easier.



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