

A regular meeting of the City Commission of The City of Springfield, Ohio, held on Tuesday, July 7, 2015, 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, the members approved the minutes of the June 9, 2015, 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:

174-15 An Ordinance titled, "Vacating the first alley east of Pine Street from Kenton Street south to the first east-west alley."

135-15 An Ordinance titled, "Accepting the application for annexation of certain territory containing 5.6 acres, more or less, in Springfield Township and commonly known as the Franzen Annexation Area to The City of Springfield, Ohio."

180-15 An Ordinance titled, "Authorizing the City Manager to accept an EMS Priority 1 Training and Equipment Grant in an amount up to \$3,500 from the Ohio Department of Public Safety, and authorizing the City Manager, the Finance Director, and the Chief of the Fire Division to do all things necessary for the acceptance of said grant and to comply with all relevant local, state, and federal legal requirements."

219-13 An Ordinance titled, "Confirming and approving Change Order No. 1 (Final) to the contract between the City and Indiana & Ohio Railway Company for the Bechtle Avenue Bridge Project, PID No. 85172, to decrease the contract amount by \$60,743.88 for a total contract amount not to exceed \$96,622.64; and authorizing the City Manager to execute said Change Order No. 1 (Final)."

181-15 An Ordinance titled, "Authorizing the City Manager to enter into an LPA Federal Local-LET Project Agreement No. 26853 between the City and the Ohio Department of Transportation to provide the City with eligible costs of up to a maximum sum of \$71,185 for the CLA North Murray/Mount Vernon Project, PID No. 99555; authorizing the City Manager, Law Director, and Finance Director to do all things they deem necessary to implement said agreement; and authorizing an expenditure up to \$17,797 to be used as matching funds in connection with the agreement to be entered into with the Ohio Department of Transportation."

84-12 An Ordinance titled, "Amending Ordinance No. 12-88 by increasing the authorized expenditure for the City's HOME Loan Program to \$460,000."

Next regular City Commission meeting: July 21, 2015.

FIRST READING—RESOLUTION

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

73-15 A Resolution titled, "Declaring it necessary to require the construction or reconstruction of curbs, gutters and sidewalks at the points identified as Section Two of *SELECTED LOCATIONS* of the 2015 Sidewalk, Curb, and Gutter Program."

Next regular City Commission meeting: July 21, 2015.

SECOND READINGS—ORDINANCES

The following legislation was presented for a second time:

18-15 An Ordinance No. 15-188 titled, "Confirming purchases and the obtaining of services for the City and providing for payments therefor."

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.

163-15 An Ordinance No. 15-189 titled, "Authorizing the City Manager to execute a Contract For Purchase And

Sale Of Real Estate to sell certain property to Opportunities Industrialization Center of Clark County, Ohio, Inc.”

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.

85-12 An Ordinance No. 15-190 titled, “Amending Ordinance No. 12-89 by increasing the authorized expenditure for the City’s Emergency Repair Program to \$280,000.”

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.

164-15 An Ordinance No. 15-191 titled, “Authorizing the City Manager to enter into a contract with Burch Hydro, Inc., for the Anaerobic Sludge Digester Cleaning for an amount not to exceed \$115,192.10.”

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.

165-15 An Ordinance No. 15-192 titled, “Authorizing the City Manager to enter into a contract with Chemical Services, Inc., for the purchase of ferric sulfate for an amount not to exceed \$117,600.”

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.

166-15 An Ordinance No. 15-193 titled, “Authorizing the City Manager to enter into a contract with Greer Lime Company for the purchase of quicklime for an amount not to exceed \$722,000.”

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.

167-15 An Ordinance No. 15-194 titled, “Authorizing the City Manager to enter into a contract with Synagro Central, LLC, for Removal and Land Application of Bio-Solids for an amount not to exceed \$873,600.”

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.

168-15 An Ordinance No. 15-195 titled, “Authorizing a repair and maintenance agreement for the inspection and rehabilitation of concrete at the Water Treatment Plant for an amount not to exceed \$158,848.73 with The Lusk Group, 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.

235-14 An Ordinance No. 15-196 titled, “Authorizing the City Manager to enter into Amendment No. 2 to the Agreement for Consulting Engineering Services (High-Service Pump Replacement Design, Bidding Assistance, and Construction Inspection) with Burgess & Niple, Inc., for an amount not to exceed \$2,500, for a total contract amount not to exceed \$54,500.”

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.

157-15 An Ordinance No. 15-197 titled, “Authorizing the City Manager to enter into a Rental Housing Loan Agreement (Flex-funded; Cedar and Rice streets; 2015) with Mental Health and Recovery Board of Clark, Greene, and Madison Counties for redevelopment at the intersection of Cedar and Rice streets.”

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.

29-12 An Ordinance No. 15-198 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 \$733,552 for CLA - Villa Road Project, PID No. 89421; 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.”

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.

98-13 An Ordinance No. 15-199 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 \$134,400 for CLA - Burnett Road Reconstruction Project, PID No. 94795; 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."

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.

4-13 An Ordinance No. 15-200 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 \$163,000 for CLA - Lowry Avenue Bridge Project over the Little Miami Trail, PID No. 96375; 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."

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:

182-15 Emergency Ordinance No. 15-201 titled, "Confirming and approving an Agreement with Clark State Community College to provide supplemental police services; authorizing the City Manager, Director of Finance, Law Director, and Chief of Police to do all things necessary and execute all documents they deem necessary to implement the said Agreement 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.

183-15 Emergency Ordinance No. 15-202 titled, "Confirming and approving an Access Agreement (2015 No. 2) with Cascade Corporation granting access to City property to permit the installation of monitoring wells and gas probes in front of several properties, 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.

184-15 Emergency Ordinance No. 15-203 titled, "Authorizing the City Manager to sign a Municipal Quitclaim Deed to provide right-of-way for the CLA North Murray/Mount Vernon Project, PID No. 99555; dedicating said right-of-way for the purpose of installation of a sidewalk along North Murray Street; 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.

230-14 Emergency Ordinance No. 15-204 titled, "Confirming and approving Change Order No. 2 (Final) to the contract between the City and Brumbaugh Construction, Inc., for the Snyder Park Bridge Project to decrease the contract amount by \$13,633.57, for a total contract amount not to exceed \$1,375,002.43; authorizing the City Manager to execute said Change Order No. 2 (Final); 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. 15-205 titled, "Confirming and approving Change Order No. 3 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 \$9,476.30, for a total contract amount not to exceed \$2,403,097.19; authorizing the City Manager to execute said Change Order No. 3; 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.

185-15 Emergency Ordinance No. 15-206 titled, "Consenting to an improvement by the overlay of State Route 4 and State Route 29, lying within the City of Springfield (Project identified as CHP/CLA SR 4/SR 29 VAR, PID No. 88618), 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; 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; 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.

186-15 Emergency Ordinance No. 15-207 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 \$716,447 for the Broadway and Center Project; 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; 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.

EMERGENCY RESOLUTIONS

The following emergency legislation was presented for the first time:

104-15 Emergency Resolution No. 5886 titled, "Ordering the construction or reconstruction of curbs, gutters, and sidewalks at Section No. 1 of *STREETS* of the East Main and North Limestone Streets Sidewalk, Curb, and Gutter Program, as enumerated in Resolution No. 5881, 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.

120-15 Emergency Resolution No. 5887 titled, "Finding the necessity and declaring the intent to appropriate interests in real property (Set 3) in connection with providing the real estate needed for the public purpose of constructing, reconstructing, operating, and maintaining sewer infrastructure; 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.

187-15 Emergency Resolution No. 5888 titled, "Appointing Harry M. Brown, III, to the Civil Service Commission, 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.

COMMUNICATIONS

The following communications were ordered received and filed:

91-15 Minutes of the June 4, 2015, meeting of the Community Beautification Committee.

161-15 Correspondence from Mr. John Easter, 422 Geron Drive, and Mr. Harold Hart providing single-trash hauler versus multi-trash hauler views.

188-15 Receipt of transcript for the annexation (CEDA) of 11.758 acres (4230 East National Road) in Springfield Township (Emerson and Glenna Bruce).

189-15 Notice of closure of NOV facility at 1895 West Jefferson Street.

COMMENTS ON AGENDA ITEMS

181-15 City Manager Bodenmiller reported that the North Murray/Mount Vernon Project provides for the installation of sidewalk along a section of road where a young girl was struck and killed. He stated that he spoke with the child's family, who are in agreement that a sidewalk would be better than a guardrail. The family initially requested a guardrail. Mr. Bodenmiller noted that the nature of a guardrail is to keep cars from going over an embankment.

167-15 Service Director Moore stated that he has attempted to uncover a way to convert the City's bio-solids to a revenue-producing yield. To date, he has not found a good solution.

182-15 Police Chief Moody commented that the supplemental police services the City will provide Clark State Community College covers both the downtown and Leffel Lane campuses and the Kuss Auditorium.

183-15 City Engineer Shanayda indicated that Cascade Corporation has reached out to those property owners of single-family homes in the neighborhood adjacent to the company who will have a monitoring well and/or gas probe installed in the right-of-way in front of their properties.

33-11 With regard to Change Order No. 3 to the Veterans Bridge Project, Mr. Shanayda stated that adjustments were made to footer foundations on the southeast corner of the bridge in order to improve the turning radius for Fire Division apparatus. He noted that the project would complete in November.

COMMENTS FROM THE AUDIENCE

14-15 Mr. Tim Smith, 2515 Sunset Avenue; Ms. Stacy Raynor, 328 East Third Street; Mr. Rick Incorvati, 407 East Cassilly; Rev. Oldstone-Moore, 1820 Pembroke Road; Rev. Linda Stampley, 1413 Noel Drive; Rev. Jan Kushmaul, 1072 Imperial Boulevard; Mr. Gene Barnett, Jr., 299 West Harding Road; each addressed the City Commission on the subject of civil rights protection for the LGBT community in Springfield. Springfield's ordinances do not afford protection with regard to employment or housing. Five years ago, the City Commission voted down the sexual orientation nondiscrimination ordinance that would have provided these protections. Commissioners were urged to return the issue to their agenda and pass the measure.

Mr. Christian Victor thanked the City Commission for doing its job.

13-15 Mr. Raymond Upshaw, 325 West Liberty Street, discussed a minority business survey.

Mr. David Sanford, 514 Fremont Avenue, spoke to large roaming dogs, construction projects, and street trees.



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