

A regular meeting of the City Commission of The City of Springfield, Ohio, was held on Tuesday, March 17, 2015, in the Forum of City Hall.

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. O'Neill, seconded by Mr. Martin, the members approved the minutes of the February 17, 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:

**65-15** An Ordinance titled, "Amending the Zoning Map of Springfield, Ohio, by rezoning 0.28 acre at 1901 West Main Street, Springfield, Ohio, from RS-8, Medium-Density Single-Family Residence District, to CI-1, Intensive Commercial District."

**77-15** An Ordinance titled, "Authorizing the City Manager to enter into a contract with Siemens Industry, Inc., for the purchase of electromagnetic flowmeter, signal converter, and accessories, for an amount not to exceed \$56,220.25."

**78-15** An Ordinance titled, "Authorizing the City Manager to apply for a Fitness Equipment Grant in an amount up to \$3,000 from 5-5-5 Firefighter Fitness, Inc., and authorizing the City Manager, Finance Director, and Chief of the Fire Division to do all things necessary for the submission of the application and to comply with all relevant local, state, and federal legal requirements."

**79-15** An Ordinance titled, "Authorizing a grant in the amount of \$1,000 to the Clark County Land Bank for the purpose of funding payment of delinquent water and sewer utility bills on properties in the City acquired by the Clark County Land Bank and authorizing the City Manager, Finance Director, and Law Director to do all things necessary for the proper implementation and disbursement of the authorized grant."

**80-15** An Ordinance titled, "Consenting to the realignment and widening of the US Route 68 southbound exit ramp H, at the intersection of State Route 4, US Route 40, and US Route 68 at County Road 327, signalization of the intersection of US Route 68 southbound exit ramp H and County Road 327, and the widening of the US Route 40 and County Road 327 intersection to provide the required auxiliary lanes and change-lane-use assignments for optimum signal operations within the City of Springfield, by the Ohio Department of Transportation (identified as CLA-US40 10.11, and further identified by PID No. 99779); providing for the maintenance of the right-of-way; and authorizing the City Manager to enter into agreements with the Director of Transportation for the State of Ohio necessary to complete the project."

**81-15** 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 amending Chapter 961, Section 1323.01(i), and Section 1324.03(a); enacting new Section 1313.19, all related to stormwater management; and repealing existing Chapters 961 and 963 and Sections 1323.01(i) and 1324.03(a)."

**82-15** An Ordinance titled, "Authorizing the City Manager to enter into an LPA Federal Local-LET Project Agreement No. 26991 between the City and the Ohio Department of Transportation to provide the City with eligible costs of up to a maximum sum of \$633,600 for the CLA East Street Reconstruction Project, PID No. 94806; 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 \$158,400 to be used as matching funds in connection with the agreement to be entered into with the Ohio Department of Transportation."

**129-14** An Ordinance titled, "Confirming and approving Amendment No. 2 to the Right-of-Entry Agreement with The Harry M. And Violet Turner Charitable Trust to extend the termination date to May 15, 2015."

**83-15** 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 enacting subparagraphs (xx) and (yy) to Section 916.01 titled *Definitions*, amending subparagraph (e)(2) to Section 916.02 titled *Use of Public Sewers*, and repealing existing subparagraph (2) in Section 916.02(e)."

Next regular City Commission meeting: March 31, 2015.

### **SECOND READINGS—ORDINANCES**

The following legislation was presented for a second time:

**67-15** An Ordinance No. 15-68 titled, "Authorizing the purchase of one 2016 International 7400 cab and chassis for an amount not to exceed \$72,571.00, 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."

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

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

Yeas 5, Nays 0.

**76-12** An Ordinance No. 15-69 titled, "Authorizing the exercise of the City's option to renew the contract with Republic Services of Ohio Hauling LLC for the removal of catch basin debris, trash, and grit, for an amount not to exceed \$78,480."

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

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

Yeas 5, Nays 0.

**88-11** An Ordinance No. 15-70 titled, "Authorizing the exercise of the City's option to renew the contract with DATAMATX, Inc., for utility bill printing, mailing services, and postage, for an amount not to exceed \$190,000."

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

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

Yeas 5, Nays 0.

**68-15** An Ordinance No. 15-71 titled, "Authorizing the Law Director to settle a claim with Columbia Gas of Ohio, Inc., for the expense incurred as the result of damage to Columbia Gas of Ohio facilities located in the vicinity of 2019 Mitchell Boulevard on or about November 13, 2014; authorizing the Director of Finance to make payment to Columbia Gas of Ohio, Inc., in the amount of \$4,050.05 as and for said damages."

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

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

Yeas 5, Nays 0.

**14-07** An Ordinance No. 15-72 titled, "Authorizing the City Manager to enter into a Contract for Sale and Purchase of Real Property with Sean Givens, Sr., in relation to the acquisition of real property interests needed for the CLA-Little Miami Trail Extension, PID No. 82314."

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

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

Yeas 5, Nays 0.

**69-15** An Ordinance No. 15-73 titled, "Confirming and approving a Development Incentive Agreement with Carl J. and Carolyn J. Davis to provide for sewer services to real property outside the City limits."

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

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

Yeas 5, Nays 0.

**70-15** An Ordinance No. 15-74 titled, "Confirming and approving a Development Incentive Agreement with Alicia M. Danehower and Heather A. Sinn to provide for sewer services to real property outside the City limits."

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

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

Yeas 5, Nays 0.

**71-15** An Ordinance No. 15-75 titled, "Authorizing the City Manager to submit the 2015-2019 Consolidated Plan and the 2015 Action Plan of The City of Springfield, Ohio, to the United States Department of Housing and Urban Development; authorizing the City Manager, Finance Director, Law Director, and Community Development Director to do all things they deem necessary to implement, operate and administer the City's Community Development Block Grant Program, Emergency Shelter Grant Program, and HOME Program."

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

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

Yeas 5, Nays 0.

**72-15** An Ordinance No. 15-76 titled, "Authorizing the City Manager to enter into an LPA Federal Local-LET Project Agreement No. 26856 between the City and the Ohio Department of Transportation to provide the City with eligible costs of up to a maximum sum of \$208,000 for the CLA Trail Maintenance, PID No. 99562; 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 \$52,000 to be used as matching funds in connection with the agreement to be entered into with the Ohio Department of Transportation."

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

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

Yeas 5, Nays 0.

**SECOND READING—RESOLUTION**

The following legislation was presented for a second time:

**73-15** A Resolution No. 5877 titled, "Declaring it necessary to require the construction or reconstruction of curbs, gutters, and sidewalks at the points identified as Section No. 1 of *STREETS* and Section No. 1 of *SELECTED LOCATIONS* of the 2015 Sidewalk, Curb, and Gutter Program."

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:

**22-15** Emergency Ordinance No. 15-77 titled, "Providing for Supplemental Appropriations within various funds, and declaring an emergency."

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

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

Yeas 5, Nays 0.

**84-15** Emergency Ordinance No. 15-78 titled, "Authorizing payment to the Ohio Municipal Joint Self-Insurance Pool in an amount not to exceed \$352,352 in premiums for law enforcement liability, EMS liability, public officials, general liability, automobile, property and inland marine, excess liability, surplus, and additional endorsements through the premium period of April 1, 2015, through March 31, 2016, and declaring an emergency."

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

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

Yeas 5, Nays 0.

**244-14** Emergency Ordinance No. 15-79 titled, "Confirming and approving a Joint Use Agreement between the City and the Clark State Community College to construct a hangar facility at the Springfield-Beckley Municipal Airport utilizing funding provided by the Ohio Board of Regents, and declaring an emergency."

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

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

Yeas 5, Nays 0.

**85-15** Emergency Ordinance No. 15-80 titled, "Authorizing the City Manager to enter into a Development Incentive Agreement with Jeffrey B. and Roberta S. Hoppes to provide for sewer services to real property outside the City limits; and declaring an emergency."

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

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

Yeas 5, Nays 0.

**93-15** Emergency Ordinance No. 15-81 titled, "Temporarily suspending the operation of Section 303.09 of *The Codified Ordinances of the City of Springfield, Ohio*, and declaring an emergency."

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

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

Yeas 4, Abstentions 1.

### **EMERGENCY RESOLUTIONS**

The following emergency legislation was presented for the first time:

**86-15** Emergency Resolution No. 5878 titled, "Consenting to the reappointment of Charlene Roberge to the City Planning Board, and declaring an emergency."

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

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

Yeas 5, Nays 0.

**87-15** Emergency Resolution No. 5879 titled, "Reappointing Maureen Fagans to the Center City Community Reinvestment Area Housing Council and to the South Limestone Corridor Community Reinvestment Area Housing Council, and declaring an emergency."

On motion of Mrs. Duncan, 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:

- 88-15** Minutes of the January 26, 2015, meeting of the Human Relations Board.
- 89-15** Minutes of the February 18, 2015, meeting of the Board of Zoning Appeals.
- 90-15** Minutes of the February 9, 2015, meeting of the City Planning Board.
- 91-15** Minutes of the February 5, 2015, meeting of the Community Beautification Committee.
- 92-15** Correspondence from Health Commissioner Charles Patterson to Governor John Kasich concerning the Tremont City Barrel Fill.

## **COMMENTS ON AGENDA ITEMS**

- 79-15** Mrs. Chilton expressed her appreciation to the City Commission for agreeing to make a \$1,000 grant available to the Clark County Land Bank to fund payment of delinquent water and sewer utility bills on certain properties acquired by the land bank.
- 244-14** Mr. Martin commended staff members and Clark State Community College administrators for the completion of a Joint-Use Agreement relative to the construction of a hangar facility at the airport. The facility is made possible by Board of Regents' funding.

## **COMMENTS FROM THE COMMISSION**

Mrs. Chilton presented a proclamation proclaiming March 22 through 28, 2015, Kidney Health Awareness Week. The proclamation was accepted by Dr. Pius Kurian.

## **COMMENTS FROM THE AUDIENCE**

**13-15** Mr. Jeff Allen, 503 Monaco Drive, spoke about gun violence and the need for activities and facilities for youth on Springfield's south side.

Mr. Scott Riley, 2061 Hillside Avenue, encouraged City Commissioners to legalize the local sale of marijuana.

Mr. Raymond Upshaw, 325 West Liberty Street, stated he was nonviolent and described a situation involving a youth and the court system.

Mr. David Sanford, 514 Fremont Avenue, described neighborhood eyesores, inquired into the abatement of such eyesores, and urged free recreation for under-privileged children through City programs.

Ms. Peggy Connolly, 1002 Torrence Drive, stated that she represented an advocacy group for disabled individuals. She expressed the need to keep choices available for the disabled. An awareness rally was scheduled for Thursday, March 19, at noon on City Hall Plaza.

Mr. Copeland stated he was concerned about TAC Industries. It serves a need in Clark County. Springfield's state representative is attempting to deal with the situation. The legislative change happened very quickly and was driven by people who did not take into account parents and grandparents who are users of the system. People have been caught in this transition without choices as to where the best place is for the developmentally disabled to receive care. This may not be a good decision at the state level.

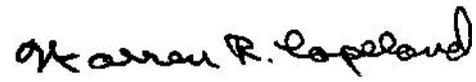
Mr. John Fleming, 4018 Sintz Road, addressed the City Commission about honoring soldiers who gave their lives in service to America.

**14-15** Mr. Rick Incorvati, 407 East Cassilly Street; Ms. Linda Stampley, 1413 Noel Drive; Mrs. Lisa Beekman, 435 Villa Road; Mr. Kent Brooks, 407 East Cassilly Street; Mr. Marty Fagans, 1350 North Fountain Avenue; Mr. Patrick Reynolds, 819 North Fountain Avenue; Ms. Jessica Thomas, 218 South Winter Street, Yellow Springs; Ms. Gabby Roscoe of Dublin; Mr. James Stiner of Wilmington; and others addressed the City Commission about the need to amend City ordinances to provide protections for sexual orientation or gender identify. With this protection, it becomes illegal to fire or refuse housing to an LGBT individual. The City Commission was urged to reintroduce and pass an ordinance to broaden Springfield's nondiscrimination laws.

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

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

Yeas 5, Nays 0.

Handwritten signature of Karan R. Copeland in black ink.

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PRESIDENT OF THE CITY COMMISSION

Handwritten signature of Connie J. Chappell in blue ink.

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CLERK OF THE CITY COMMISSION