

A regular meeting of the City Commission of The City of Springfield, Ohio, held on Tuesday, November 10, 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 Mr. O'Neill, members approved the minutes of the October 13, 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:

243-14 An Ordinance titled, "Authorizing the exercise of the City's option to renew the January 30, 2013, contract with BI Incorporated to obtain electronic probation monitoring services, for an amount not to exceed \$39,000 for the period of December 31, 2015, through December 31, 2016, for a total contract amount not to exceed \$123,400."

257-15 An Ordinance titled, "Authorizing the sale of Temporary Construction Easements to the Ohio Department of Transportation ("ODOT") for the purpose of installing sound barriers in the ODOT right-of-way along the south side of Interstate 70; and authorizing the City Manager to execute said Temporary Construction Easements and deliver them to ODOT."

258-15 An Ordinance titled, "Amending certain provisions of the Traffic and General Offenses Codes and repealing corresponding sections."

226-10 An Ordinance titled, "Authorizing the City Manager to execute City of Springfield Modification Agreement No. 16242-5 with LJB, Inc., to provide ongoing engineering services during construction of the CLA-Little Miami Trail Extension Project, PID No. 82314, for an amount not to exceed \$12,500."

121-13 An Ordinance titled, "Confirming and approving Change Order No. 1 to the contract between the City and A & B Asphalt Corporation for the CLA Miscellaneous Road Reconstruction Project, PID No. 95732, to extend the project completion date to November 20, 2015; and authorizing the City Manager to execute said Change Order No. 1."

182-14 An Ordinance titled, "Confirming and approving Change Order No. 1 to the contract between the City and A & B Asphalt Corporation for the 2015 OPWC Paving project to extend the project completion date to May 22, 2016; and authorizing the City Manager to execute said Change Order No. 1."

259-15 An Ordinance titled, "Granting to First Transit, Inc., the authority, right, and privilege to establish, maintain, and operate a motor bus public transportation system in The City of Springfield, Ohio, for the transportation for hire of passengers only, and fixing the terms and conditions of such grant, and providing for the City's participation in the cost of such operation."

~~~~~ Next regular City Commission meeting: November 24, 2015. ~~~~~

### **SECOND READINGS—ORDINANCES**

The following legislation was presented for a second time:

**232-15** An Ordinance titled, "Amending the Zoning Map of Springfield, Ohio, by rezoning 5.4 acres at 2 West Leffel Lane, Springfield, Ohio, from CH-1, Commercial Highway District, to RS-5, Low-Density, Single-Family Residence District."

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

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

Yeas 0, Nays 5.

**233-15** An Ordinance No. 15-292 titled, "Amending the Zoning Map of Springfield, Ohio, by rezoning 0.3 acres at 2611 Columbus Avenue and 1011 Alta Road, Springfield, Ohio, from Township R-4, Single-Family Residential District, to CC-2, Community Commercial District."

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.

**18-15** An Ordinance No. 15-293 titled, "Confirming purchases and the obtaining of services for the City and providing for payments therefor."

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.

**247-15** An Ordinance No. 15-294 titled, "Confirming and approving the acceptance of a donation from Speedway, LLC, in the amount of \$50,000 to be utilized for gateway enhancements on the western and northern areas of the City of Springfield."

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.

**235-14** An Ordinance No. 15-295 titled, "Authorizing the City Manager to enter into Amendment No. 3 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 \$34,000, for a total contract amount not to exceed \$88,500."

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.

**248-15** An Ordinance No. 15-296 titled, "Consenting to bridge repair to include patching, rebuilding, and sealing elements on Structure File No. 1201085 (known as the US40 bridge over Lagonda Avenue), within the City of Springfield, by the Ohio Department of Transportation (identified as D07 BH FY19, and further identified by CLA-40-13.75, PID No. 101851); providing for the maintenance of the right-of-way; authorizing the City Manager to enter into agreements with the Director of Transportation of the State of Ohio necessary to complete the project."

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.

**249-15** An Ordinance No. 15-297 titled, "Authorizing the City Manager to enter into a Consulting And Services Agreement (December 31, 2105, through December 31, 2018) with MAPSYS, Inc., for computer consulting services in connection with the computer software system in use in the Clark County Municipal Court Clerk's Office for an amount not to exceed \$300,000."

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 ORDINANCES**

The following emergency legislation was presented for the first time:

**118-15** Emergency Ordinance No. 15-298 titled, "Amending Ordinance No. 15-121 by increasing the grant amount for FY 2016 Community-Based Corrections Programs with the State of Ohio, Department of Rehabilitation and Correction, Division of Parole and Community Services, Bureau of Community Sanctions, by \$53,500 for a total grant amount of \$175,739; 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.

**212-12** Emergency Ordinance No. 15-299 titled, "Authorizing the City Manager to enter into Amendment No. 1 to the Homeownership Housing Loan Agreement (HOME Funded; 810 Clifton Avenue; 2015) with Neighborhood Housing Partnership of Greater Springfield, Inc., and authorizing conveyance of the property at 810 Clifton Avenue to NHP for the development of housing; repealing Ordinance No. 15-278; and declaring an emergency."

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

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

Yeas 4, Nays 1.

**260-15** Emergency Ordinance No. 15-300 titled, "Authorizing release of the City's mortgage on 602 South Fountain Avenue for \$500; authorizing the Law Director, Community Development Director, and City Manager to do all things necessary to effectuate the release of said mortgage; 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.

**109-15** Emergency Ordinance No. 15-301 titled, "Confirming and approving Change Order No. 1 to the contract between the City and Adleta, Inc. for the 2015 Service Cut Program Rebid to increase the contract amount by \$4,668.25, for a total contract amount not to exceed \$259,048.25, and to extend the project completion date to December 11, 2015;

authorizing the City Manager to execute said Change Order No. 1; 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.

**95-13** Emergency Ordinance No. 15-302 titled, “Confirming and approving Change Order No. 2 (Final) to the contract between the City and A & B Asphalt Corporation for the CLA North Belmont Avenue Reconstruction Phase 1, PID No. 94796, to decrease the contract amount by \$97,056.54, for a total contract amount not to exceed \$410,683.12; 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.

**110-15** Emergency Ordinance No. 15-303 titled, “Providing an interim-fund cash advance from the 904 CD Housing Rehab Rotary Fund to the 525 CDBG Grant 2015 Fund in the amount of \$50,000, and from the 905 CD Rental Rehabilitation Grant Fund to the 545 Home Grant 2015 Fund in the amount of \$5,000, 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.

**22-15** Emergency Ordinance No. 15-304 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.

**43-15** Emergency Ordinance No. 15-305 titled, “Approving the transfer of appropriations within various funds, 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.

**262-15** Emergency Ordinance No. 15-306 titled, “Appointing Eric Smith to the Human Relations Board, 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.

### **EMERGENCY RESOLUTIONS**

The following emergency legislation was presented for the first time:

**261-15** Emergency Resolution No. 5905 titled, “To approve the establishment of services to be furnished to the property owners in the Lee Annexation Area when it has been annexed to The City of Springfield, Ohio; 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.

**263-15** Emergency Resolution No. 5906 titled, “Consenting to the appointment of Jan Moore to the Mediation Board, 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.

**264-15** Emergency Resolution No. 5907 titled, “Consenting to the appointment of Ross McGregor to the Board of Directors of the Port Authority of Springfield, Ohio, 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.

**265-15** Emergency Resolution No. 5908 titled, “Reappointing JoEtta Cooper to the Community Grant Advisory Board, 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 PERMITS**

**253-15** On motion of Mrs. Chilton, seconded by Mrs. Duncan, the report from the Administration relative to notification from the Ohio Department of Liquor Control of a request to transfer a liquor permit to Genesis 2014, Inc., 1912 South Limestone Street, was ordered received and filed with the City Clerk.

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

Yeas 5, Nays 0.

**254-15** On motion of Mr. O'Neill, 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 Sabriyah Elhindi, dba Beverage Dock, 209 East Leffel Lane, 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:

**91-15** Minutes of the September 29 and November 5, 2015, meetings of the Community Beautification Committee.

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

**234-15** File-stamped copy of Ordinance No. 15-268 and receipt for same from John S. Federer, Clark County Auditor (municipal sewage facilities.)

**235-15** File-stamped copy of Ordinance No. 15-269 and receipt for same from John S. Federer, Clark County Auditor (NTPRD Chiller.)

**266-15** Correspondence from Ohio History Connection regarding Springfield Metallic Casket, 105 North Center Street, concerning its consideration for nomination to the National Register of Historic Places.

### **COMMENTS ON AGENDA ITEMS**

**259-15** Finance Director Beckdahl reported that following a request-for-proposals process, the City is authorizing a franchise to First Transit to operate a motor bus public transportation system. This is a five-year contract with renewal options. He added that staff members will review bus fares, which have remained unchanged since 1984. The contract includes a 90-day escape clause should the City wish to terminate the agreement.

**257-15** City Manager Bodenmiller reported that the temporary construction easements ODOT will purchase for the installation of Interstate 70 sound barriers are adjacent to the Limecrest subdivision.

**232-15** It was noted that none of the property owners in the areas surrounding 2 West Leffel Lane were opposed to the City Planning Board's recommendation not to rezone 2 West Leffel Lane to a residential district.

**247-15** Mr. Martin offered his appreciation to Speedway for its generous gift of \$50,000 to be utilized for gateway enhancements on the western and northern areas of the City.

**248-15** In response to Mrs. Chilton's inquiry, City Engineer Shanayda stated that the repairs to be made to the bridge over Lagonda Avenue would be completed at no cost to the City.

**253-15** Mrs. Duncan raised a question concerning the number of calls police officers made to a liquor establishment at 1912 South Limestone Street for false alarms and asked if the owner shouldn't be charged for these excessive calls.

Police Chief Moody stated that the department works with business owners and can impose a fine when they do not improve or repair alarm systems. The department wants businesses to cooperate in this regard. It is not uncommon to impose a fine. These fines are not a revenue source, but a deterrent.

### **COMMENTS FROM THE COMMISSION**

**39-15** Mr. O'Neill provided details for a public meeting on November 16, 2015, between 4:30 and 6:30 p.m. to review the proposed design for the Bechtle Avenue roundabout at the St. Paris Connector. Citizens were encouraged to

attend.

**33-11** Mr. Martin invited citizens to visit the newly reopened Veterans Bridge and its amenities. He noted that the bridge's redesign made use of columns salvaged from Memorial Hall. Mr. Bodenmiller stated that the bridge will be dedicated in November. Mr. Copeland reminded citizens that all the redesign and reconstruction costs of the bridge were paid for with federal money. No local tax dollars were used.

**COMMENTS FROM THE AUDIENCE**

**259-15** Mr. David Sanford, 514 Fremont Avenue, addressed the franchise granted to First Transit, Inc. He stated that if fares were raised, such increases would prove a hardship to the unemployed.

**13-15** Mr. Raymond Upshaw, 325 West Liberty Street, stated he was a nonviolent person in his approach of problems. He offered comments on climate change.

Mr. David Sanford, 514 Fremont Avenue, stated he did not want to see the restaurant on Center Street close. He also commented on the City's hiring practices.



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.

Handwritten signature of Harlan R. Copeland in black ink.

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PRESIDENT OF THE CITY COMMISSION

Handwritten signature of Connie F. Chappell in blue ink.

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CLERK OF THE CITY COMMISSION