

A regular meeting of the City Commission of The City of Springfield, Ohio, held on Tuesday, November 24, 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, members approved the minutes of the October 27, 2015, regular meeting as presented.

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

Yeas 5, Nays 0.

### **SECOND READINGS—ORDINANCES**

The following legislation was presented for a second time:

**243-14** An Ordinance No. 15-307 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."

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.

**257-15** An Ordinance No. 15-308 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."

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.

**258-15** An Ordinance No. 15-309 titled, "Amending certain provisions of the Traffic and General Offenses Codes and repealing corresponding sections."

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.

**226-10** An Ordinance No. 15-310 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."

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.

**121-13** An Ordinance No. 15-311 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."

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.

**182-14** An Ordinance No. 15-312 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."

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

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

Yeas 5, Nays 0.

**259-15** An Ordinance No. 15-313 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."

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.

### **EMERGENCY ORDINANCES**

The following emergency legislation was presented for the first time:

**268-15** On motion of Mrs. Chilton, seconded by Mrs. Duncan, an Emergency 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 Chapter 196, *Municipal Income Tax on Earned Income*, to apply to taxable years beginning with taxable year 2016; by amending Chapter 195, *Tax on Earned Income*, to limit its application to taxable years 2015 and before; repealing existing Section 195.01, and declaring an emergency," was tabled until December 8, 2015.

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

Yeas 5, Nays 0.

**269-15** Emergency Ordinance No. 15-314 titled, "Authorizing the City Manager to enter into a contract with J & J Schlaegel, Inc., for stream intrusion elimination for an amount not to exceed \$185,419.94, 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.

**256-15** Emergency Ordinance No. 15-315 titled, "Confirming and approving Change Order No. 1 to the contract between the City and Earl Boyd, dba A-1 Tree Service, for the Erie Interceptor Express Sewer - Clearing Project to add indemnification language to the contract; authorizing the City Manager to execute said Change Order No. 1; 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.

**104-15** Emergency Ordinance titled, "Confirming and approving Change Order No. 2 (Final) to the contract between the City and A & B Asphalt Corporation for the East Main and North Limestone Streets Sidewalk, Curb, and Gutter Program to increase the contract amount by \$5,867.06, for a total contract amount not to exceed \$265,553.18; authorizing the City Manager to execute said Change Order No. 2 (Final); and declaring an emergency," was held.

**270-15** Emergency Ordinance No. 15-316 titled, "Confirming and approving an agreement by and among the City, the Board of County Commissioners of Clark County, Ohio, and the Clark County Engineer, providing for cooperative maintenance of certain roadways and providing for a policy and a system for issuance of highway-related permits; repealing Ordinance No. 14-326; 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.

**271-15** Emergency Ordinance No. 15-317 titled, "Confirming and approving a Settlement Agreement by and among the City, the Board of County Commissioners of Clark County, Ohio, and the Clark County Engineer; 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.

**272-15** On motion of Mrs. Duncan, seconded by Mr. O'Neill, an Emergency Ordinance titled, "Approving Amendment No. 3 to the Joint Economic Development District Agreement between the City and Green Township establishing the Springfield-Beckley Municipal Airport Joint Economic Development District; authorizing the City Manager to execute Amendment No. 3 to the Joint Economic Development District Agreement on behalf of the City; authorizing the City Manager, Finance Director, and Law Director to do all things necessary to implement Amendment No. 3 to the said Joint Economic Development District Agreement; and declaring an emergency," was tabled until December 8, 2015.

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:

**273-15** Emergency Resolution No. 5909 titled, "Appointing Jennifer Powell 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.

**COMMUNICATIONS**

The following communications were ordered received and filed:

- 89-15** Minutes of the October 19, 2015, meetings of the Board of Zoning Appeals.
- 122-15** Minutes of the October 19, 2015, meeting of National Trail Parks and Recreation District.

**COMMENTS ON AGENDA ITEMS**

**268-15** Discussion centered around the enactment of Chapter 196 of the Codified Ordinances titled *Municipal Income Tax on Earned Income*. Changes made at the state level mandate the adoption of this new legislation. Income tax laws are controlled by the state. The changes legislated by the state create uniformity statewide. Concerns over the changes include its impact on Springfield's general revenue and income and, therefore, the City's ability to provide services during 2016 and beyond. Another concern targets businesses and carry-forward balances. The impact here is thought to reduce the amount of tax collected. Finance Director Beckdahl stated that it is difficult to quantify the reduction. The health of the economy is an unknown factor that may bring weight to bear on the legislated changes. It was noted that the new law does not affect the average wage-earner.

**269-15** Service Director Moore reported that the stream intrusion elimination effort will prevent stream water at six combined sewer overflow locations along both Buck Creek and Mill Run from backing up into the sewage system through pipes draining into the waterways.

**COMMENTS FROM THE COMMISSION**

Mrs. Duncan announced the bus company's holiday shuttle schedule and routes.

**230-15** In response to Mrs. Chilton's inquiry, Commission Clerk Chappell reported that notification was received from the Board of Liquor Control, advising that the applicant withdrew his liquor permit request for Little Joe, 1220 South Center Street.

**COMMENTS FROM THE AUDIENCE**

**13-15** Mr. Raymond Upshaw, 325 West Liberty Street, addressed racial discrimination and the Paris terrorist attack.

Mr. David Sanford, 514 Fremont Avenue, commented on street repairs, safety within construction sites, and lighted directional arrows directing traffic through road-repair areas.



On motion of Mr. Martin, seconded by Mrs. Duncan, the meeting adjourned into executive session on personnel appointment matters.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland. Yeas 5, Nays 0.

On motion of Mrs. Duncan, seconded by Mr. Martin, executive session adjourned.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland. Yeas 5, Nays 0.

There being no further business, on motion of Mr. Martin, seconded by Mrs. Duncan, the meeting adjourned.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland. Yeas 5, Nays 0.

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PRESIDENT OF THE CITY COMMISSION

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CLERK OF THE CITY COMMISSION