

A regular meeting of the City Commission of The City of Springfield, Ohio, held on Tuesday, February 16, 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 Mr. Martin, seconded by Mrs. Duncan, members approved the minutes of the January 19, 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:

**282-15** An Ordinance titled, "Accepting the application for annexation of certain territory containing 28.24 acres, more or less, in Springfield Township and commonly known as the Cox Annexation Area to The City of Springfield, Ohio."

**22-16** An Ordinance titled, "Amending the Zoning Map of Springfield, Ohio, by rezoning 28.24 acres located at 693 Titus Road, Springfield, Ohio, from A, Agriculture District, to M-1, General Manufacturing District."

**88-11** An Ordinance 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 \$165,000."

**48-16** An Ordinance titled, "Confirming and approving a Cropland Lease Agreement (2016-2020) with R. Alan Thompson to lease approximately 561.251 acres at and near the Springfield-Beckley Municipal Airport in Clark County, Ohio, of which 530.5 acres are tillable farmland."

**49-16** An Ordinance titled, "Confirming and approving the submission of an application for an Assistance to Firefighters Grant from the Federal Emergency Management Agency (FEMA); authorizing the local matching expenditure; authorizing the City Manager, Finance Director, and Law Director 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; and repealing Ordinance No. 15-343."

**206-12** An Ordinance titled, "Confirming and approving Change Order No. 7 to the contract between the City and Kokosing Construction Company, Inc., for the City's Wastewater Treatment Plant Wet Weather and Capacity Improvements Project, to increase the contract in an amount not to exceed \$202,424.94, for a total amount not to exceed \$52,255,576.04, and to extend the project completion date to January 5, 2016; and authorizing the City Manager to execute said Change Order No. 7."

Next regular City Commission meeting: February 16, 2016.

### **SECOND READINGS—ORDINANCES**

The following legislation was presented for a second time:

**261-15** An Ordinance No. 16-40 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."

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.

**37-16** An Ordinance No. 16-41 titled, "Confirming purchases and the obtaining of services for the City and providing for payments therefor."

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.

**38-16** An Ordinance No. 16-42 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."

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.

**39-16** An Ordinance No. 16-43 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."

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.

**40-16** An Ordinance No. 16-44 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*."

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.

**41-16** An Ordinance No. 16-45 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."

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.

**42-16** An Ordinance No. 16-46 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."

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.

**43-16** An Ordinance No. 16-47 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*."

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.

**4-13** An Ordinance No. 16-48 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."

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.

### **SECOND READING—RESOLUTION**

The following legislation was presented for a second time:

**44-16** A Resolution No. 5920 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."

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.

### **EMERGENCY ORDINANCES**

The following emergency legislation was presented for the first time:

**50-16** Emergency Ordinance No. 16-49 titled, "Authorizing the City Manager to enter into a Development Incentive Agreement (single-family residential development) with Herman Leuty Stayman to provide for sewer services to real property outside the City limits, 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.

**73-15** Emergency Ordinance No. 16-50 titled, "Confirming and approving Change Order No. 4 (Final) to the contract between the City and Sterling Quality Concrete, LLC, for the 2015 Sidewalk, Curb, and Gutter Program to decrease the contract amount by \$10,895.25, for a total contract amount not to exceed \$260,220.88; authorizing the City Manager to execute said Change Order No. 4 (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.

**51-16** Emergency Ordinance No. 16-51 titled, "Confirming and approving the acceptance of a donation from the Springfield Conservancy District, in the amount of \$1,500 to be utilized for the replacement of trees throughout the city; and declaring an emergency."

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.

**39-15** Emergency Ordinance No. 16-52 titled, "Choosing to not construct a roundabout on Bechtle Avenue, and declaring an emergency."

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

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

**254-13** Emergency Ordinance No. 16-53 titled, "Authorizing the City Manager to enter into Amendment No. 2 to the Loan Agreement with Opportunities Industrialization Center of Clark County, Ohio, Inc., ("OIC") for 327 North Jackson Street; 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.

**52-16** Emergency Ordinance No. 16-54 titled, "Authorizing the City Manager to sign and submit an application to the US Department of Housing and Urban Development for Promise Zone Designation, and declaring an emergency."

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.

### **MOTIONS**

**73-15** On motion Mr. O'Neill, seconded by Mr. Martin, authorization was given to publish tentative assessments for the 2015 Sidewalk, Curb, and Gutter Program.

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

**104-15** On motion Mr. Martin, seconded by Mrs. Chilton, authorization was given to publish tentative assessments for the East Main and North Limestone Streets Sidewalk, Curb, and Gutter Program.

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

### **EMERGENCY RESOLUTION**

The following emergency legislation was presented for the first time:

**53-16** Emergency Resolution No. 5921 titled, "Appointing Mark DeVilbiss to the Clark County Convention Facilities Authority Board of Directors, 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.

### **COMMUNICATIONS**

The following communications were ordered received and filed:

**39-15** Correspondence from Millie L. Chamberlin concerning the Bechtle Avenue roundabout.

**8-16** Correspondence from Tina Koumoutsos, executive director of Neighborhood Housing Partnership, concerning the Community Gardens tax credit housing project.

**COMMENTS ON AGENDA ITEMS**

**206-12** In response to Mrs. Duncan's inquiry, Service Director Moore stated that Change Order No. 7 for the Wet Weather and Capacity Improvements Project was very likely the final change order. He noted testing was still necessary.

**39-15** The Mayor and City Commissioners each commented on their decision not to vote in favor of constructing a roundabout at Bechtle Avenue and the Saint Paris Connector. The overwhelming factor in the decision was the outcry from the public objecting to the plan. Mr. Copeland stated that it was a close call, but a roundabout should not be forced on people.

Factors listed in favor of the roundabout were: Traveling through a roundabout is safer, energy efficiency, environmentally friendly, and less expensive to operate. Roundabouts were felt to be the wave of the future in Ohio.

**43-16** Mr. Moore spoke to the repeal of Codified Chapter 765, titled *Taxicabs*. He stated that the biggest drawback is the oversight necessary, which would be very labor intensive. State law or other established requirements regulate taxis.

**44-16** Mrs. Duncan and Mr. O'Neill offered their compliments to the cycling community. Investment in bike paths and the popularity of cycling has resulted in the establishment of a Bicycle Advisory Committee.

**COMMENTS FROM THE AUDIENCE**

**44-16** In connection with the establishment of a Bicycle Advisory Committee, Mr. Terry Harris stated that bicyclists would provide economic support for Springfield in the form of tourism.

**39-15** Mr. Mike Lowe, Ms. Rhonda Zimmers, and Mr. David Sanford, each offered comments in opposition to the construction of a roundabout at Bechtle Avenue and the Saint Paris Connector. Mr. Bruce Williams thanked the City Commission for its decision not to construct a roundabout. He understood that the decision was made while Commissioners cautioned that the decision may hurt the City in the future with regard to ODOT funding, as state money had already been spent on the proposed project.

**52-16** Community Development Director Meadows described the Promise Zone Designation as a partnership with the Springfield City School District, Springfield Promise Neighborhood, The Greater Springfield Chamber of Commerce, and others. Springfield's application will be submitted to the US Department of Housing and Urban Development. The designation involves four elementary schools: Fulton, Perrin Woods, Lincoln, and Kenwood. Ms. Meadows stated that the designation period, if successfully achieved, would exist for ten years.

**20-16** Mr. Dick Mathies of Moorefield Township and Mr. Bob Hulsizer, 1909 West Washington Street, spoke to the financing needed to return the downtown streets to two-way streets.

City Manager Bodenmiller stated that the idea to change the one-way streets in the downtown to two-way was a "wish list" project, estimated at \$3.9 million. The full project would include paving, striping, and new traffic signals. No money is secured. If the majority of the project is funded, the City would apply for Ohio Public Works Commission funds to meet the local match required.



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.

PRESIDENT OF THE CITY COMMISSION

CLERK OF THE CITY COMMISSION