

A regular meeting of the City Commission of The City of Springfield, Ohio, held on Tuesday, May 8, 2018, in the Forum of City Hall, was called to order.

Roll call was answered by Mrs. Chilton, Dr. Estrop, Mr. O'Neill, Mr. Rue, and Mr. Copeland.

The invocation was offered by Mr. Copeland, who then led the assembly in the Pledge of Allegiance.

On motion of Mrs. Chilton, seconded by Dr. Estrop, members approved the minutes of the April 10, 2018, regular meeting as presented.

Yeas, Mrs. Chilton, Dr. Estrop, Mr. O'Neill, Mr. Rue, and Mr. 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:

238-13 An Ordinance titled, "Authorizing the City Manager to enter into a Mutual Contract Rescission to terminate the Employment Incentive Agreement with Certified Heat Treating, Inc."

116-18 An Ordinance titled, "Authorizing the City Manager to enter into an Intergovernmental Agreement by and between the City of Springfield, Ohio ("City"), and The Board of Clark County Commissioners ("County"), for the use of City Service Center refueling station."

266-14 An Ordinance titled, "Dedicating certain rights in real estate owned by the City for the purpose of making and repairing roads which shall be open to the public, without charge in relation to the CLA Belmont Avenue Reconstruction, Phase 2 Project, PID NO. 94814."

117-18 An Ordinance titled, "Adopting a policy to assist owners of certain residential property needing to replace their septic systems and connect to the City's public sewer system."

☞☞☞ Next regular City Commission meeting: May 22, 2018. ☞☞☞

SECOND READINGS—ORDINANCES

The following legislation was presented for a second time:

027-18 An Ordinance No. 18-113 titled, "Confirming purchases and the obtaining of services for the City and providing for payments therefor."

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

Yeas, Mrs. Chilton, Dr. Estrop, Mr. O'Neill, Mr. Rue, and Mr. Copeland.

Yeas 5, Nays 0.

108-18 An Ordinance No. 18-114 titled, "Authorizing a contract with DATAMATX, Inc. for utility bill printing, mailing and electronic bill payment and presentment services for the period of June 11, 2018 through June 10, 2019, for an amount not to exceed \$48,000.00; and authorizing an additional expenditure in an amount not to exceed \$147,000.00 to reimburse DATAMATX, Inc. for postage expenses."

On motion of Mr. Rue, seconded by Dr. Estrop, the ordinance passed.

Yeas, Mrs. Chilton, Dr. Estrop, Mr. O'Neill, Mr. Rue, and Mr. Copeland.

Yeas 5, Nays 0.

109-18 An Ordinance No. 18-115 titled, "Authorizing the issuance of a purchase order for the purchase of three stainless steel dump bodies from K E Rose Co. LTD for an amount not to exceed \$71,550.00."

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

Yeas, Mrs. Chilton, Dr. Estrop, Mr. O'Neill, Mr. Rue, and Mr. Copeland.

Yeas 5, Nays 0.

110-18 An Ordinance No. 18-116 titled, "Authorizing the acceptance of donations for the purpose of providing personal flotation devices for members of the Fire / Rescue Division."

On motion of Dr. Estrop, seconded by Mr. Rue, the ordinance passed.

Yeas, Mrs. Chilton, Dr. Estrop, Mr. O'Neill, Mr. Rue, and Mr. Copeland.

Yeas 5, Nays 0.

085-12 An Ordinance No. 18-117 titled, "Amending Ordinance No. 16-105 by increasing the authorized expenditure for the City's Emergency Repair Program - 2016 Revision to One Hundred Fifty Thousand Dollars (\$150,000.00)."

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

Yeas, Mrs. Chilton, Dr. Estrop, Mr. O'Neill, Mr. Rue, and Mr. Copeland.

Yeas 5, Nays 0.

111-18 An Ordinance No. 18-118 titled, "Adopting the City's 2018 Historical District Improvements Loan Program; authorizing expenditures for rehabilitation loans made in implementing the 2018 Historical District Improvements Loan Program; and authorizing the City Manager, Finance Director, Law Director and Director of Community Development to do all things they consider necessary for and incidental to carrying out the 2018 Historical District Improvements Loan Program and entering into loan agreements in implementing the 2018 Historical District Improvements Loan Program."

On motion of Dr. Estrop, seconded by Mr. Rue, the ordinance passed.

Yeas, Mrs. Chilton, Dr. Estrop, Mr. O'Neill, Mr. Rue, and Mr. Copeland.

Yeas 5, Nays 0.

SECOND READING—RESOLUTION

79-18 A Resolution No. 6008 titled, "Declaring it necessary to require the construction or reconstruction of curbs, gutters and sidewalks at the points identified as Section No. 2 of Streets and Section No. 2 of Selected Locations of the 2018 Sidewalk, Curb and Gutter Program."

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

Yeas, Mrs. Chilton, Dr. Estrop, Mr. O'Neill, Mr. Rue, and Mr. Copeland.

Yeas 5, Nays 0.

EMERGENCY ORDINANCES

The following emergency legislation was presented for the first time:

14-18 An Ordinance No. 18-119 titled, "Providing for Supplemental Appropriations within various funds, and declaring an emergency."

On motion of Dr. Estrop, seconded by Mrs. Chilton, the ordinance passed.

Yeas, Mrs. Chilton, Dr. Estrop, Mr. O'Neill, Mr. Rue, and Mr. Copeland.

Yeas 5, Nays 0.

118-18 An Ordinance No. 18-120 titled, "Authorizing the City Manager to enter into a Lease Agreement and related Project Fund Agreement with Branch Banking and Trust Company in the principal amount of \$213,721.00 to finance the purchase of a 2018 Tymco Model 600 Street Sweeper; authorizing the City Manager, Finance Director, City Treasurer, Law Director and Deputy Law Director to do all things they deem necessary to enter into and complete the subject lease transaction, and declaring an emergency."

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

Yeas, Mrs. Chilton, Dr. Estrop, Mr. O'Neill, Mr. Rue, and Mr. Copeland.

Yeas 5, Nays 0.

119-18 An Ordinance No. 18-121 titled, "Authorizing the purchase of a 2018 TYMCO Model 600 Street Sweeper from Contract Sweepers and Equipment, for an amount not to exceed \$213,721.00, 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, and declaring an emergency."

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

Yeas, Mrs. Chilton, Dr. Estrop, Mr. O'Neill, Mr. Rue, and Mr. Copeland.

Yeas 5, Nays 0.

8-16 An Ordinance No. 18-122 titled, "Authorizing the City Manager execute an Amended and Restated Subordination Agreement in connection with the Community Gardens project; authorizing the City Manager, Finance Director, Law Director and Director of Community Development to do all things necessary to implement said agreement and to comply with all relevant local, state and federal legal requirements, and declaring an emergency."

On motion of Dr. Estrop, seconded by Mrs. Chilton, the ordinance passed.

Yeas, Mrs. Chilton, Dr. Estrop, Mr. O'Neill, Mr. Rue, and Mr. Copeland.

Yeas 5, Nays 0.

120-18 An Ordinance No. 18-123 titled, "Authorizing participation in the ODOT winter contract (018-19) for Road Salt, and declaring an emergency."

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

Yeas, Mrs. Chilton, Dr. Estrop, Mr. O'Neill, Mr. Rue, and Mr. Copeland.

Yeas 5, Nays 0.

121-18 An Ordinance No. 18-124 titled, "Authorizing the City Manager to enter into a Contract of Sale and Purchase with Freda Antonio-Aviles, for the purchase of certain real property located at 231-235 North Shaffer Street, and declaring an emergency."

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

Yeas, Mrs. Chilton, Dr. Estrop, Mr. O'Neill, Mr. Rue, and Mr. Copeland. Yeas 5, Nays 0.

177-17 An Ordinance No. 18-125 titled, "Confirming and approving Change Order No. 1 to the contract between the City and Layne Inliner, LLC for the Miscellaneous Sanitary Sewer Lining Phase 1 Project, to increase the contract in an amount not to exceed \$15,743.20, for a total amount not to exceed \$414,240.20; authorizing the City Manager to execute said Change Order No. 1, and declaring an emergency."

On motion of Mrs. Chilton, seconded by Dr. Estrop, the ordinance passed.

Yeas, Mrs. Chilton, Dr. Estrop, Mr. O'Neill, Mr. Rue, and Mr. Copeland. Yeas 5, Nays 0.

219-16 An Ordinance No. 18-126 titled, "Authorizing the City Manager to enter into a contract with U.S. Utility Contractor Company for the CLA US 40-16.82, PID No. 103791 Rebid Project, also known as the traffic signal at Bird Road and Route 40, for an amount not to exceed \$233,818.34, and declaring an emergency."

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

Yeas, Mrs. Chilton, Dr. Estrop, Mr. O'Neill, Mr. Rue, and Mr. Copeland. Yeas 5, Nays 0.

122-18 An Ordinance No. 18-127 titled, "Authorizing the City Manager to enter into a contract with The Shelly Company for the 2018 PI Paving Project for an amount not to exceed \$1,476,481.47, and declaring an emergency."

On motion of Dr. Estrop, seconded by Mrs. Chilton, the ordinance passed.

Yeas, Mrs. Chilton, Dr. Estrop, Mr. O'Neill, Mr. Rue, and Mr. Copeland. Yeas 5, Nays 0.

267-14A An Ordinance No. 18-128 titled, "Confirming and approving Change Order No. 2 to the contract between the City and Bansal Construction, Inc. for the CLA Bechtel Signals - Rebid, PID No. 98859 to increase the contract amount by \$16,370.68, for a total contract amount not to exceed \$776,532.01, and to extend the contract completion date to June 8, 2018; and authorizing the City Manager to execute said Change Order No. 2, and declaring an emergency."

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

Yeas, Mrs. Chilton, Dr. Estrop, Mr. O'Neill, Mr. Rue, and Mr. Copeland. Yeas 5, Nays 0.

267-14B An Ordinance No. 18-129 titled, "Authorizing the City Manager to enter into LPA Agreement No. 26848 - Amendment No. 6 between the City and the Ohio Department of Transportation in connection with the CLA Bechtel Signals, PID No. 98859 to increase funding limits for construction costs, and declaring an emergency."

On motion of Dr. Estrop, seconded by Mrs. Chilton, the ordinance passed.

Yeas, Mrs. Chilton, Dr. Estrop, Mr. O'Neill, Mr. Rue, and Mr. Copeland. Yeas 5, Nays 0.

123-18 An Ordinance No. 18-130 titled, "Authorizing the City Manager to apply for a 2018-2019 Drug Use Prevention Grant in an amount up to \$44,612.00 from the Ohio Attorney General's Office to be used for funding four officers to teach drug use prevention education in public schools; authorizing the Finance Director and the Chief of Police to execute a 2018-2019 Drug Use Prevention Grant Acknowledgement and Authorization; authorizing the City Manager, Finance Director and Chief of Police to perform all acts and execute all documents they consider necessary to fulfill the City's obligations under said grant application and to comply with all relevant local, state and federal legal requirements, and declaring an emergency."

On motion of Mr. Rue, seconded by Dr. Estrop, the ordinance passed.

Yeas, Mrs. Chilton, Dr. Estrop, Mr. O'Neill, Mr. Rue, and Mr. Copeland. Yeas 5, Nays 0.

92-17 An Ordinance No. 18-131 titled, "Authorizing the City Manager to enter into a grant agreement with the ODOT Aviation Division to accept funding in an amount up to \$33,088.00 for the repair of large transverse cracks on Runway 15 at the Springfield-Beckley Municipal Airport; authorizing the City Manager, Law Director, Director of Finance and Airport Manager to do all things necessary for the execution of the grant agreement and to comply with all relevant local, state and federal legal requirements, and declaring an emergency."

On motion of Mr. Rue, seconded by Dr. Estrop, the ordinance passed.

Yeas, Mrs. Chilton, Dr. Estrop, Mr. O'Neill, Mr. Rue, and Mr. Copeland. Yeas 5, Nays 0.

124-18 An Ordinance No. 18-132 titled, "Authorizing the City Manager to enter into a Memorandum of Understanding by and among the Ohio Fire and Emergency Services Foundation, Clark Schaefer Hackett and the City of Springfield to accept the donation of a detox sauna to be used by the City's Fire Rescue Division, and declaring an emergency."

On motion of Mr. Rue, seconded by Dr. Estrop, the ordinance passed.

Yeas, Mrs. Chilton, Dr. Estrop, Mr. O'Neill, Mr. Rue, and Mr. Copeland. Yeas 5, Nays 0.

COMMUNICATIONS

The following communications were ordered received and filed:

- 107-18** Minutes from the April 5, 2018, Community Beautification Committee meeting.
- 125-18** Minutes from the January 8, 2018, City Planning Board meeting.
- 125-18** Minutes from the March 12, 2018, City Planning Board meeting.

COMMENTS ON AGENDA ITEMS

109-18 Dr. Estrop inquired about the replacement stainless steel dump bodies. Service Director Moore explained the requested dump bodies will be put onto the three recently-approved cab and chasses. Accessories are bid out separately and will replace one 2001 and two 2004 models.

110-18 Dr. Estrop thanked the donors of personal flotation devices to the Fire Rescue Division. Assistant Fire Chief Smith stated that two members of the Box 27 Auxiliary made the donation. The Box 27 members provide assistance at fire scenes with air tank refills, water and coffee, and other helpful services.

111-18 Dr. Estrop asked Community Development Director Meadows to explain the 2018 Historical District Improvements Loan Program. Mrs. Meadows stated the program would provide up to \$10,000 as an interest-free loan for exterior improvements and lead-free interior improvements to income-eligible citizens living in the two designated historic districts, the South Fountain Preservation District and the East High Street Historic District.

79-18 Mr. Rue asked for the location of Section 2 of the 2018 Sidewalk, Curb and Gutter Program. City Manager Bodenmiller defined the area as U. S. Route 40 from North Limestone Street to the Lagonda Overpass in conjunction with an ODOT project.

118-18 and 119-18 Dr. Estrop asked for confirmation that the two street sweeper ordinances pertained to the lease agreement and the purchase of one new sweeper, and Finance Director Beckdahl agreed.

Dr. Estrop also asked about required sweeping of city streets. Mr. Moore explained Ohio EPA requirements for every street to be swept during the year and the work is completed by a contracted company. City staff also sweeps thoroughfares with a city-owned sweeper.

Mr. O'Neill asked for the life expectancy of new street sweepers. Mr. Moore stated the capital plan is to keep the hardware for seven years, but the equipment may be kept for up to ten years if possible.

8-16 Mrs. Chilton asked for information pertaining to the Community Gardens project. Mrs. Meadows stated the senior housing project is located at former site of Community Hospital.

120-18 Dr. Estrop inquired why the road salt ordinance is for emergency consideration. Mr. Moore stated that each year the ODOT purchasing contract has a very short time period to respond requiring emergency adoption.

121-18 Mr. O'Neill asked for details on the purchase of property at 231-235 North Shaffer Street. Mrs. Meadows explained the acquisition of the two subject lots along with other neighboring properties will be developed into new single-family housing units owned by Mental Health Services.

177-17 Dr. Estrop asked about the changes to the contract for the Miscellaneous Sanitary Sewer Lining Phase 1 Project. City Engineer Shanayda explained that the sewer line size was different than the original contract specifications which required a pricing change.

219-16 Mr. O'Neill asked if the Bird Road traffic signal is located within the city limits, and Mr. Shanayda replied that it is within the corporation limits.

122-18 Mr. Rue asked why the 2018 PI Paving Project requires emergency consideration. Mr. Bodenmiller stated that after this project was bid out, emergency award of contract would allow for the project to begin more quickly. Mr. Bodenmiller reminded commissioners that this project is for neighborhood streets. Commissioners promised to spend \$2 million on these streets, and the bids came in at nearly \$1.5 million. An additional \$500,000 will be available this year for additional streets that were originally planned for next year.

267-14A and 267-14B Dr. Estrop asked for an explanation of the two ordinances pertaining to Bechtel Signals project. Mr. Shanayda explained that one ordinance is for the change order with the contractor completing the work and the other ordinance is for the ODOT funding agreement.

124-18 Mrs. Chilton asked for a description of a detox sauna that was donated to the Fire Division. Assistant Fire Chief Smith explained that a detox sauna is used to sweat out toxins from the skin after exposure at a fire scene. The intent is for cancer prevention among firefighters who have multiple exposures to carcinogenic materials during their career.

COMMENTS FROM COMMISSIONERS

25-18 Dr. Estrop presented a proclamation proclaiming Saturday, May 12, 2018, as National Association of Letter Carriers National Food Drive Day. The proclamation was accepted by Ken Stickland, Acting Postmaster, and

officers of the National Association of Letter Carriers Branch 45: Melissa Blackburn, Treasurer; Stacy Strayer, Vice President; Brian DeWell, Branch President; and Brian Gourilias, Secretary. Mr. Strickland stated that the 2018 campaign is the 26th year of collecting food for local food pantries.

25-18 Mr. Rue presented a proclamation proclaiming May 14 through 20, 2018, as Salvation Army Week. Accepting the proclamation from the local Salvation Army was Major Bob Watson, Lieutenant Anita Albert-Watson, Development Director Ryan Ray, and members of the Advisory Board. Lieutenant Albert-Watson thanked the commissioners for recognizing 133 years of service in Springfield.

25-18 Mr. Rue spoke on a recent fire at his business, and thanked the city firefighters for their fast response to save the building from major destruction.

COMMENTS FROM THE AUDIENCE

25-18 Mr. David Sanford, 528 South Yellow Springs Street, spoke on property surveys and need for permits when erecting fences as they are often placed on the neighboring owner's property.

25-18 Mr. Carl Ruby, Senior Pastor of Central Christian Church, spoke his concerns of the sexual-oriented business located downtown. He also stated that he leads a support group for those addicted to pornographic material. He submitted a letter to commissioners from another citizen who was unable to attend.

Mr. Copeland commented that the Law Director is reviewing the situation for what the city can legally do about it.

Dr. Estrop suggested that concerned citizens contact the property owner, Art Wilson, instead of the operator of the business.

25-18 Amy Wilman, Executive Director of Safe Harbor, spoke on research related to women who have been victims of sex trafficking. She indicated that outreach and education would work better than protests and condemnation.

Mr. Copeland thanked Ms. Wilman for the work done on behalf of the victims and stated that the city is looking at its legal options related to the business.



There being no further business, on motion of Dr. Estrop, seconded by Mrs. Chilton, the meeting adjourned.

Yeas, Mrs. Chilton, Dr. Estrop, Mr. O'Neill, Mr. Rue, and Mr. Copeland.

Yeas 5, Nays 0.

PRESIDENT OF THE CITY COMMISSION

CLERK OF THE CITY COMMISSION