

A regular meeting of the City Commission of The City of Springfield, Ohio, held on Tuesday, September 11, 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 Mr. O'Neill, members approved the minutes of the July 31, 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:

185-18 An Ordinance titled "Amending the Zoning Map of Springfield, Ohio by rezoning 2.96 acres at 130 S. Burnett Rd., Springfield, Ohio from G, Green Space, Park, & School District, to RM-12, Low-Density, Multi-Family Residence District."

46-17 An Ordinance titled "Authorizing the City Manager to enter into an Economic Development Agreement by and among Topre America Corporation ("Topre"), the City of Springfield, Ohio ("City") and the Community Improvement Corporation of Springfield and Clark County, Ohio ("CIC")."

215-18 An Ordinance titled "Authorizing the purchase and installation of replacement electrical switchgears at the Water Treatment Plant, from Triec Electrical Services, Inc., for an amount not to exceed \$248,587.00, 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 authorizing the issuance of a purchase order for the purchase of electrical equipment from Triec Electrical Services, Inc., for an amount not to exceed \$28,970.00."

216-18 An Ordinance titled "Authorizing the City Manager to enter into a contract with Rumpke of Ohio, Inc. for the City's 2018 Collection of Fall Bagged Leaves Program for an amount not to exceed \$53,000.00."

☞☞☞ Next regular City Commission meeting: September 25, 2018. ☞☞☞

SECOND READINGS—ORDINANCES

The following legislation was presented for a second time:

27-18 An Ordinance No. 18-232 titled, "Confirming purchases and the obtaining of services for the City and providing for payments therefor."

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.

189-17 An Ordinance No. 18-233 titled, "Authorizing the City Manager to enter into Amendment No. 1 to the Home Ownership or Rental Housing Loan Agreement (804 Clifton Avenue - 2017) with Neighborhood Housing Partnership of Greater Springfield, Inc. to allow payment of a real estate commission for services provided to the homebuyer to be an eligible cost to be funded under said loan agreement."

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.

203-18 An Ordinance No. 18-234 titled, "Authorizing the City Manager to enter into a Subrecipient Funding Agreement [HOME Tenant Based Assistance 2018-2019] with Springfield Metropolitan Housing Authority to conduct Tenant Based Rental Assistance in an amount not to exceed \$55,000.00."

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.

204-18 An Ordinance No. 18-235 titled, "Authorizing the City Manager to enter into a contract with Polydyne Inc. for the purchase of liquid polymer, for a period of one year with an option to renew for two additional one-year periods, for an amount not to exceed \$61,920.00."

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.

5-17 An Ordinance No. 18-236 titled, "Authorizing the City Manager to enter into Agreement No. 32450 with American Structurepoint, Inc. for the CLA Derr Road 0.00 Project, PID No. 104833 for an amount not to exceed \$98,858.00."

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

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

Yeas 5, Nays 0.

266-14 An Ordinance No. 18-237 titled, "Authorizing the City Manager to submit an Application For Financial Assistance and accept a grant from the State of Ohio, Ohio Public Works Commission, to obtain funding in the amount of \$460,114.00 for CLA - Belmont Avenue Reconstruction Phase 2 Project, PID No. 94814; and authorizing the City Manager, Law Director, Finance Director and City Engineer to do all things they consider necessary for the submission of the Application For Financial Assistance and the acceptance of the grant."

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.

205-18 An Ordinance No. 18-238 titled, "Authorizing the City Manager to submit an Application For Financial Assistance and accept a grant from the State of Ohio, Ohio Public Works Commission, to obtain funding in the amount of \$950,000.00 for the Broadway Street Reconstruction Project; and authorizing the City Manager, Law Director, Finance Director and City Engineer to do all things they consider necessary for the submission of the Application For Financial Assistance and the acceptance of the grant."

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.

211-18 An Ordinance No. 18-239 titled, "Authorizing the City Manager to enter into a Contract for Purchase and Sale of Real Estate to sell certain real property to Springfield Financial, Inc."

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.

RESOLUTION

The following legislation was presented for the first time:

208-18 A Resolution No. 6023 titled, "Reappointing Lea Elliott to the Board of National Trail Parks and Recreation."

On motion of Mr. Rue, seconded by Dr. Estrop, 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. 18-240 titled, "Providing for Supplemental Appropriations within various funds; and declaring an emergency."

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.

96-13 An Ordinance No. 18-241 titled, "Authorizing the City Manager to enter into LPA Agreement No. 25724 - Amendment No. 6 between the City and the Ohio Department of Transportation in connection with the CLA Middle Urbana Rehab, PID No. 94768 to reflect the revision of funding allocation between phases of the project; and declaring an emergency."

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.

168-18A An Ordinance No. 18-242 titled, "Authorizing the City Manager to enter into LPA Agreement No. 32406 - Amendment No. 1 between the City and the Ohio Department of Transportation in connection with the CLA Main/Western Signal Upgrade Project, PID No. 108617 to reflect further breakdown of federal funds for design; and declaring an emergency."

On motion of Mr. Rue, 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.

168-18B An Ordinance No. 18-243 titled, "Authorizing the City Manager to enter into Agreement No. 32742 with Carpenter Marty Transportation, Inc. for the CLA Main/Western Signal Upgrade Project, PID No. 108617 for an amount not to exceed \$45,875.00; 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.

119-18 An Ordinance No. 18-244 titled, "Amending Ordinance No. 18-121 to authorize the purchase of a 2018 TYMCO Model 600 Street Sweeper from Contract Sweepers and Equipment, for an amount not to exceed \$213,721.00 plus trade in of the City's 2008 Elgin Crosswind Street Sweeper, 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 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.

EMERGENCY RESOLUTION

The following legislation was presented for the first time:

138-18 A Resolution No. 6024 titled, "Accepting the amounts and rates allocated to The City of Springfield, Ohio, as determined by the Budget Commission of Clark County, Ohio; authorizing the necessary tax levies; providing for the certification of this Resolution and the tax levies to the County Auditor of Clark County, Ohio; and declaring an emergency."

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

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:

96-18 Minutes of the August 13, 2018, meeting of the National Trail Parks and Recreation District Board.

107-18 Minutes of the August 2, 2018, meeting of the Community Beautification Committee.

146-18 File-stamped copy of Ordinance No. 18-173 from the Clark County Auditor.

214-18 Notification from the Ohio Division of Liquor Control for the transfer of a liquor permit to Speakeasy Ramen, LLC dba Speakeasy Ramen, 365-367 Ludlow Avenue, first floor and patio.

221-18 Correspondence from American Civil Liberties Union Foundation requesting repeal of Codified Ordinance Section 509.08 prohibiting soliciting donations/begging.

COMMENTS ON AGENDA ITEMS

216-18 Mrs. Chilton asked for the dates of the annual leaf pickup, and City Manager Bodenmiller responded that leaves should be at the curb by 6 a.m. on Saturday, November 17, and Saturday, December 1.

185-18 Mr. Bodenmiller spoke on the rezoning request for 130 South Burnett Road. He indicated that staff is supportive of the rezoning to RM-12 and added that it is difficult for property owners to market properties without proper zoning for future use. In response to concerns that the property would be used for low-income housing in the future, the City Commission would review all requests for tax credits or special funding at a public meeting, but there are no plans for such at this time.

Mr. Rue commented that new housing is a goal of the City Commission, and rezoning the property for residential use helps move the process forward.

189-17 Dr. Estrop complimented the staff of Neighborhood Housing Partnership for the nice projects completed on Clifton Avenue.

Mrs. Chilton asked about the sales commission addition to the contract. Community Development Director Meadows explained that the homeowner used a realtor for the property purchase, and the realtor's sales commission is an eligible and appropriate expense.

204-18 Dr. Estrop asked how liquid polymer is utilized. Operations Engineer Weaver explained the product is added to liquid sludge at the Wastewater Treatment Plant before it goes through the press process.

5-17 Dr. Estrop asked Deputy City Manager Heck to describe the next steps of the Derr Road agreement with the consultant if approved. Mr. Heck explained the proposed consultant agreement with American Structurepoint

includes a public involvement period with two public meetings in October to describe the process, the funding, and the four alternative solutions determined by the consultant study. The consultant will then look at the findings and conduct three additional public meetings to determine the best solution to propose to the commission. The City Commission will then decide if the project should continue or not at all.

Mrs. Chilton asked if the area businesses will be included in the decision-making. Mr. Heck stated that staff will publicize all of the public meetings for all interested parties via various media and mailings. Mrs. Chilton added that the approval of the subject ordinance only allows for the extra public involvement meetings, not acceptance of any plan.

Mr. O'Neill spoke on the concerns of the public related to the Derr Road project. He indicated the project has created a divide between the supporters of four lanes and the proponents for bike travel. Mr. O'Neill stated his appreciation for multiple construction options, and the residents' efforts to keep everyone informed.

Mr. Copeland agreed that multiple public input meetings are the best process.

Dr. Estrop stated his support for the ordinance allowing for multiple public meetings and reminded everyone that no specific plan is endorsed at this time.

Ms. Carol Borck, 3018 Malibu Street, stated Derr Road needs to remain as four lanes of traffic.

Mr. J. P. Johnson, 2619 Casey Drive, thanked several commissioners for visiting the area to see the traffic conditions. He spoke on traffic congestion during school hours and emergency vehicles to the four nursing facilities in the area.

Mr. Scott King, 1757 Stratford Place, spoke on the high number of traffic collisions on Derr Road and the change to a left turn lane with a bike lane will reduce the collisions. He encouraged the public to participate in the input meetings.

Ms. Becky Johnson, 2619 Casey drive, thanked commissioners for visiting the area and spoke against the reduction of lanes. She referenced a similar project in Hilliard with a left turn lane that was built and later reversed.

266-14 Mrs. Chilton questioned the cost to the city for the Belmont Avenue Reconstruction Phase 2 Project. City Engineer Shanayda responded there is no cost to the city; funding is from the Ohio Department of Transportation and Ohio Public Works Commission.

205-18 Mr. Copeland spoke on the need for the Broadway Street Reconstruction Project. Dr. Estrop asked if there is any cost to the city, and Mr. Shanayda stated the project will be evenly funded between the city and Ohio Public Works Commission. The city will use neighborhood street funds for their share.

211-18 Dr. Estrop asked for details pertaining to the sale of property to Springfield Financial, Inc. Assistant City Manager Franzen explained the property was formerly owned by the railroad at Farlow and Warder streets and is difficult for the city to maintain. The new owners will keep the area nicer for the area and the nearby bike path.

96-18 Dr. Estrop asked about the funding change proposed for the Middle Urbana Rehab project. Mr. Shanayda explained that funding would be moved from the construction phase to right-of-way acquisition within the existing contract. There are no additional costs to the city.

168-18A and 168-18B Dr. Estrop asked about the changes for the Main/Western Signal project. Mr. Shanayda explained that one ordinance allows money to be moved to Preliminary Engineering and Final Engineering phases within the contract. The other ordinance allows the consultant to design the signal project. The project should begin Fall 2018. Mr. Bodenmiller added that the traffic signals will be mounted on mast arms instead of hanging cables.

119-18 Dr. Estrop asked if the street sweeper purchase relates to EPA requirements for stormwater run-off. Mr. Weaver confirmed.

138-18 Dr. Estrop asked for additional information on the resolution for accepting the tax levy amounts and rates. Mr. Beckdahl explained that the tax budget adopted in June 2018 includes expected revenues and property tax rates. After the commission's adoption, the Budget Commission of Clark County reviews the budget and the City Commission accepts their approval.

COMMENTS FROM COMMISSIONERS

25-18 Mr. Rue read a proclamation proclaiming September 2018 as Suicide Prevention Awareness Month. Accepting the proclamation was Mr. Andrew Stoner who serves as a Marriage and Family Counselor at Citi Lookout in Springfield. Mr. Stoner briefly described the services provided by Citi Lookout.

25-18 Mrs. Chilton asked for dates of upcoming public meetings on neighborhood streets. Mr. Heck stated the first meeting was held on September 10. The next meetings are September 24 at The Dome, October 8 at the Clark Early Learning Center, and October 22 at Grace Evangelical Lutheran Church.

Mr. Copeland explained the purpose of the public meetings is gaining input from the neighborhoods on which streets need repair. Mr. Heck added that staff would share the factors and considerations used to determine repair priorities.

Dr. Estrop thanked staff for their involvement, and added that one city block averages \$60,000 for repair. Mr. Rue reminded citizens that many streets have water and sewer repairs that must be completed before the pavement.

25-18 Dr. Estrop reminded citizens of CultureFest on Saturday, September 22, from 11 a.m. to 6 p.m. which is a free event.

COMMENTS FROM THE AUDIENCE

25-18 Mr. Raymond Upshaw, 325 West Liberty Street, spoke on racism and freedom of speech.

25-18 Mr. David Sanford, 528 Yellow Springs Street, spoke on the city's hiring practices of minorities for summer positions versus full-time positions. He also stated that the three-minute limit for citizens to speak is discriminatory.

Mr. Copeland responded that the commissioners agreed to conduct meetings in this manner.

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

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

Yeas 5, Nays 0.

Karran R. Copeland

PRESIDENT OF THE CITY COMMISSION

Gill R. Pierce

CLERK OF THE CITY COMMISSION