

A regular meeting of the City Commission of The City of Springfield, Ohio, held on Tuesday, May 7, 2019, in the Forum of City Hall, was called to order.

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

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

On motion of Dr. Estrop, seconded by Mrs. Chilton, members approved the minutes of the April 9, 2019, Work Session and Legislative meetings as presented.

Yeas, Mrs. Chilton, Dr. Estrop, Mr. Rue, and Mr. Copeland.

Yeas 4, 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:

123-19 An Ordinance titled, "Authorizing the City Manager to enter into a Purchase Agreement for Real Estate for the purchase of certain real property located at 115 North Fountain Avenue from Marilyn Hackett."

102-19 An 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 repealing and replacing Sections 199.06 and 199.07 within Chapter 199 entitled *Motor Vehicle License Tax*."

124-19 An Ordinance titled, "Authorizing the City Manager to accept a Safety Intervention Grant in an amount up to \$37,500.00 from the Ohio Bureau of Workers' Compensation to be used for the purchase of three mechanical CPR devices for use by the Fire Rescue Division; and authorizing the City Manager, Finance Director, Law Director and Fire Chief 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."

150-18 An Ordinance titled, "Authorizing the City Manager to enter into Amendment No. 1 to the Home Ownership or Rental Housing Loan Agreement (800 Clifton Avenue - 2018) with Neighborhood Housing Partnership of Greater Springfield, Inc."

109-19b An Ordinance titled, "Authorizing the acceptance of donations in support of CultureFest 2019."

125-19 An Ordinance titled, "Authorizing the City Manager to submit the 2019 Action Plan of The City of Springfield, Ohio to the United States Department of Housing and Urban Development ("HUD"); authorizing the City Manager, Finance Director, Law Director and Community Development Director enter into grant agreements and to do all things they deem necessary to implement, operate and administer the City's Community Development Block Grant Program, Emergency Solutions Grant Program and HOME Program for the 2019 fiscal year (April 1, 2019 to March 31, 2020)."

126-19 An Ordinance titled, "Authorizing the City Manager to enter into a contract with Carmeuse Lime & Stone, Inc. for the purchase of quicklime for a period of one (1) year with an option to renew for two (2) additional one-year periods, for an amount not to exceed \$752,250.00."

~~~~~ Next regular City Commission meeting: May 23, 2019. ~~~~~

### **SECOND READINGS—ORDINANCES**

The following legislation was presented for a second time:

**80-19** An Ordinance No. 19-119 titled, "Vacating West Mulberry Street from the east right of way line of South Plum Street east to the east right of way line of Deardorf Avenue, and Deardorf Avenue from the north right of way line of West Mulberry Street north approximately 230 feet."

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

Yeas, Mrs. Chilton, Dr. Estrop, Mr. Rue, and Mr. Copeland.

Yeas 4, Nays 0.

**81-19** An Ordinance No. 19-120 titled, "Amending the Zoning Map of Springfield, Ohio by rezoning 2.556 acres at 49-51 East College Avenue, Springfield, Ohio from EC-1, Educational Campus District to CC-2, Community Commercial District."

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

Yeas, Mrs. Chilton, Dr. Estrop, Mr. Rue, and Mr. Copeland.

Yeas 4, Nays 0.

**103-19** An Ordinance No. 19-121 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, 2019 through June 10, 2020, 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 Dr. Estrop, seconded by Mrs. Chilton, the ordinance passed.

Yeas, Mrs. Chilton, Dr. Estrop, Mr. Rue, and Mr. Copeland.

Yeas 4, Nays 0.

**104-19** An Ordinance No. 19-122 titled, "Authorizing the City Manager to enter into an Employment Incentive Agreement with Code Blue LLC to incentivize expansion of their currently leased facility located at 14 East Main Street to create employment in the City; authorizing the City Manager, Finance Director and Law Director to do all things necessary to implement the said Employment Incentive Agreement."

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

Yeas, Mrs. Chilton, Dr. Estrop, Mr. Rue, and Mr. Copeland.

Yeas 4, Nays 0.

**282-08a** An Ordinance No. 19-123 titled, "Confirming and approving Amendment #3 to the Hangar Lease between the City and SelectTech Services Corporation, dba SelectTech at the Springfield-Beckley Municipal Airport."

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

Yeas, Mrs. Chilton, Dr. Estrop, Mr. Rue, and Mr. Copeland.

Yeas 4, Nays 0.

**282-08b** An Ordinance No. 19-124 titled, "Confirming and approving Amendment #4 to the Hangar Lease between the City and SelectTech Services Corporation, dba SelectTech at the Springfield-Beckley Municipal Airport."

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

Yeas, Mrs. Chilton, Dr. Estrop, Mr. Rue, and Mr. Copeland.

Yeas 4, Nays 0.

**105-19** An Ordinance No. 19-125 titled, "Authorizing the City Manager to enter into a contract for Mill Run Sewer Cleaning and Inspection Services with Champion Cleaning Specialists, Inc. for an amount not to exceed \$53,547.00."

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

Yeas, Mrs. Chilton, Dr. Estrop, Mr. Rue, and Mr. Copeland.

Yeas 4, Nays 0.

**106-19** An Ordinance No. 19-126 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 Chapter 916 entitled, *Use of Public Sewers.*"

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

Yeas, Mrs. Chilton, Dr. Estrop, Mr. Rue, and Mr. Copeland.

Yeas 4, Nays 0.

**107-19** An Ordinance No. 19-127 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 Sections 1711.09 entitled *Plumbing* and 1324.02 entitled *Class A Civil Offenses* and repealing existing Sections 1711.09 and 1324.02."

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

Yeas, Mrs. Chilton, Dr. Estrop, Mr. Rue, and Mr. Copeland.

Yeas 4, Nays 0.

**108-19** An Ordinance No. 19-128 titled, "Authorizing the City Manager to enter into a contract for demolition services with Tony Smith dba Tony Smith Wrecking & Trucking for an amount not to exceed \$200,000.00."

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

Yeas, Mrs. Chilton, Dr. Estrop, Mr. Rue, and Mr. Copeland.

Yeas 4, Nays 0.

**109-19a** An Ordinance No. 19-129 titled, "Authorizing the acceptance of donations in support of CultureFest 2019."

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

Yeas, Mrs. Chilton, Dr. Estrop, Mr. Rue, and Mr. Copeland.

Yeas 4, Nays 0.

### **SECOND READING—RESOLUTION**

The following legislation was presented for a second time:

**44-19a** A Resolution No. 6050 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 2019 Sidewalk, Curb and Gutter Program."

On motion of Dr. Estrop, seconded by Mr. Rue, the resolution was adopted.

Yeas, Mrs. Chilton, Dr. Estrop, Mr. Rue, and Mr. Copeland.

Yeas 4, Nays 0.

## **RESOLUTION**

The following legislation was presented for the first time:

**127-19** A Resolution No. 6051 titled, "Appointing of Mark Beckdahl to the Board of the Neighborhood Housing Partnership of Greater Springfield, Inc."

On motion of Mrs. Chilton, seconded by Dr. Estrop, the resolution was adopted.

Yeas, Mrs. Chilton, Dr. Estrop, Mr. Rue, and Mr. Copeland.

Yeas 4, Nays 0.

## **EMERGENCY ORDINANCES**

The following emergency legislation was presented for the first time:

**13-19** An Ordinance No. 19-130 titled, "Confirming purchases and the obtaining of services for the City and providing for payments therefor; and declaring an emergency."

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

Yeas, Mrs. Chilton, Dr. Estrop, Mr. Rue, and Mr. Copeland.

Yeas 4, Nays 0.

**128-19** An Ordinance No. 19-131 titled, "Authorizing the City Manager to enter into an amendment to the Fare Collection Equipment Grant Agreement with the Federal Transit Administration, to increase the grant in an amount not to exceed \$660,000.00 for preventive maintenance activities; confirming and approving all related expenditures from April 1, 2019 to the execution of the grant amendment, consistent with the passage of this Ordinance; authorizing the City Manager, Law Director and the Director of Finance to perform all acts and execute all documents they consider necessary to fulfill the City's obligations under said grant amendment and to comply with all relevant local, state and federal legal requirements; and declaring an emergency."

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

Yeas, Mrs. Chilton, Dr. Estrop, Mr. Rue, and Mr. Copeland.

Yeas 4, Nays 0.

**129-19** An Ordinance No. 19-131 titled, "Authorizing the City Manager to enter into an Agreement for Consulting Engineering Services with Burgess & Niple, Inc. for the Eastern Pressure District Waterline Upgrades, Phase 2, for an amount not to exceed \$1,014,499.00; and declaring an emergency."

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

Yeas, Mrs. Chilton, Dr. Estrop, Mr. Rue, and Mr. Copeland.

Yeas 4, Nays 0.

## **LIQUOR PERMIT**

**95-19** On motion of Dr. Estrop, seconded by Mr. Rue, the administration's report relative to notification from the Ohio Department of Liquor Control of a request for a new liquor permit from Loves Travel Stops & Country Stores, Inc., dba Loves Travel Stop 605, 1725 Ridge Road, Springfield, Ohio 45502, was ordered received and filed with the City Clerk.

Yeas, Mrs. Chilton, Dr. Estrop, Mr. Rue, and Mr. Copeland.

Yeas 4, Nays 0.

## **COMMUNICATIONS**

The following communications were received and filed:

**79-18** File-stamped copy of Ordinance No. 19-98 filed with the Clark County Auditor.

**270-18** File-stamped copy of Ordinance No. 19-102 filed with the Clark County Auditor and Recorder.

**44-19** File-stamped copy of Resolution No. 6049 filed with the Clark County Auditor.

**113-19** File-stamped copy of Ordinance No. 19-112 filed with the Clark County Auditor.

**121-19** Quarterly Investment Report, First Quarter, 2019.

**122-19** Notification from the Ohio Division of Liquor Control of a new liquor permit request for Stella Bleu Ltd., 20 North Fountain Avenue, Springfield, Ohio 45502.

**130-19** Minutes of Community Beautification Committee, January through April, 2019.

**131-19** Notification from the Ohio Division of Liquor Control of a liquor permit transfer request from Infusions Fine Dining & Spirits LLC, 1<sup>st</sup> Floor and Basement, 42 North Fountain, Springfield, Ohio 45502 to LLC Holdings 1 LTD, 1<sup>st</sup> Floor and Basement, 42 North Fountain Avenue, Springfield, Ohio 45502.

### **COMMENTS ON AGENDA ITEMS**

**125-19** Mrs. Chilton thanked the Community Development Department staff for the work they do preparing the Action Plan. Community Development Director Meadows explained the Action Plan details how the city manages the three federal grants to serve the citizens of Springfield with housing programs, dumpster programs, emergency repair programs, and others.

**126-19** Dr. Estrop asked how quicklime is used by the city utility processes. Service Director Moore explained lime is the first phase of treatment for drinking water and is an annual purchase.

**123-19** Dr. Estrop asked for additional information on the purchase of real estate on North Fountain Avenue. City Manager Heck stated the subject property is currently a private parking lot. The city proposes to purchase the lot for public parking during the downtown parking garage construction period and then use it as part of the downtown parking lot system after construction is complete.

**104-19** After approval of an Employment Incentive Agreement with Code Blue LLC, Mr. Rue commented that positive articles had recently been published in the newspaper about the expansion of Code Blue.

**106-19** Dr. Estrop asked for additional information on the changes to the Codified Ordinance chapter on *Public Use of Sewers*. Mr. Moore stated the updates added related to state code changes that address large commercial water and sewer users.

**107-19** Dr. Estrop asked for similar information on the Codified Ordinance chapters on *Plumbing* and *Civil Offenses*. Mr. Moore stated the updates address large food establishments and their required cleaning of grease traps.

**44-19a** Mr. Rue asked for the status of street repair projects. City Engineer Shanayda stated work would begin on Cliff Park Road later this week and would be completed prior to the Memorial Day Parade. Dr. Estrop asked if weather had been a factor in this year's work, and Mr. Shanayda replied that most work had not yet begun for the season.

Mr. David Sanford, 528 Yellow Springs Street, stated the sidewalk, curb, and gutter work needs to be reviewed closely as many of the projects have not been completed correctly. Mr. Sanford indicated that he would report the work to the Justice Department.

**129-19** Dr. Estrop asked for additional information on the Eastern Pressure District Waterline Upgrades project. Mr. Heck stated the capacity upgrades to the utility would support the large commercial and industrial businesses on the east side of Springfield along with residential customers.

### **COMMENTS FROM COMMISSIONERS**

**4-19** Mr. Rue presented a proclamation proclaiming May 11, 2019, as National Letter Carriers Food Drive Day. Mr. Trey McIntosh accepted the proclamation on behalf of Springfield Branch 45.

Mr. Copeland thanked Mr. McIntosh and the letter carrier representatives in attendance for the work they do for the people of Springfield.

**4-19** Mrs. Chilton presented a proclamation proclaiming May 13 through May 19, 2019, as Salvation Army Week. Mr. Ryan Ray accepted the proclamation on behalf of the Springfield Salvation Army and its board.

Mr. Copeland thanked all of the representatives of the Springfield Salvation Army for the services they provide.

**263-18** Dr. Estrop asked for an update on the downtown parking garage project. Mr. Heck stated the preliminary services contract with Dugan & Meyers would include 90 percent construction drawings with a maximum guaranteed price. The plan should be delivered in the next few weeks and construction could begin by the end of June.

**05-17** Dr. Estrop asked Mr. Heck to give an update on the Derr Road reconstruction project. Mr. Heck explained the Transportation Coordinating Committee would hold a public meeting on Friday, May 10, at 10:30 a.m. at the Springview Center. After the receiving citizen input at public meetings held in December, the consultant American Structurepoint is recommending Alternative #4 which is a five-lane option (four driving lanes and one center left-turn lane) with a bike path and the addition of sidewalk where there is currently none.

### **COMMENTS FROM THE AUDIENCE**

**4-19** Mr. David Sanford, 528 Yellow Springs Street, asked if recently discussed testing of water for lead was required or optional. Mr. Moore discussed the city's recently adopted program to assist property owners who have lead water lines in their homes. Testing and replacement of water lines is voluntary.

Mr. Sanford also spoke on minority hiring needs and assisting citizens with filing civil rights complaints.

**4-19** Mr. Copeland thanked retiring Law Director Jerry Strozdas for his service to the city and the citizens.

Law Director Strozdas thanked the commission and staff for their support as well. Mr. Strozdas spoke of assisting the city in various capacities for 35 years. He added that he is proud of the staff and the work they do. He indicated that he is leaving the Law Department in good hands with the recent hiring of Jill Allen as the new Law Director and Jason Irick as the Assistant Law Director.



There being no further business, on motion of Dr. Estrop, seconded by Mr. Rue, the meeting adjourned at 8:01 p.m.

Yeas, Mrs. Chilton, Dr. Estrop, Mr. Rue, and Mr. Copeland.

Yeas 4, Nays 0.

*Harlan R. Copeland*

PRESIDENT OF THE CITY COMMISSION

*Jill R. Pierce*

CLERK OF THE CITY COMMISSION