

A regular meeting of the City Commission of The City of Springfield, Ohio, held on Tuesday, September 10, 2019, 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 President Copeland.

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

On motion of Mr. O'Neill, seconded by Dr. Estrop, members approved the minutes of the August 13, 2019, Work Session, Public Hearing and Legislative Meeting and the August 28, 2019, Work Session, Public Hearing and Legislative 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:

213-19 Authorizing the City Manager to enter into a contract with Rumpke of Ohio, Inc. for the City's 2019 Collection of Fall Bagged Leaves Program for an amount not to exceed \$55,450.00."

224-18 An Ordinance titled, "Authorizing the City Manager to enter into a Springfield Comprehensive Housing Strategic Planning and Policy Development Consulting Agreement with Greater Ohio Policy Center, Inc. to help guide and develop a 5-year strategic plan for housing in the City for an amount not to exceed \$70,000."

214-19 An Ordinance titled, "Consenting to the mill and fill on North Street from Limestone Street to the Lagonda overpass (west bound only) and the Lagonda overpass to Greenmount, within the City of Springfield, by the Ohio Department of Transportation (identified as CLA US 40 D/40 0.00/13.76, and further identified by PID No. 103332); providing for the maintenance of the right-of-way; and authorizing the City Manager to enter into agreements with the Director of Transportation of the State of Ohio necessary to complete the project."

215-19 An Ordinance titled, "Consenting to an improvement by the installation of active railroad warning devices at the intersection of Columbus Avenue and Burnett Road, within the City of Springfield (Project identified as CLA Spgfld, North Burnett/Columbus, PID No. 110976); requesting cooperation of the Director of Transportation of the State of Ohio in the planning, design and construction of such improvement; providing for the maintenance of said improvement; and authorizing the City Manager to enter into agreements with the Director of Transportation of the State of Ohio necessary to complete the planning and construction of this improvement."

207-19 To amend 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 new Title Seven titled Vacant Property Registration Program, and adopting administrative procedures related thereto.

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On a motion of Dr. Estrop, seconded by Mr. Rue, Item #207-19 (pertaining to a Vacant Residential Property Registration) was postponed until the September 24, 2019, meeting.

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

Yeas 5, Nays 0.

~ ~ ~ Next regular City Commission meeting: September 24, 2019. ~ ~ ~

SECOND READINGS—ORDINANCES

The following legislation was presented for a second time:

186-19 An Ordinance No. 19-236 titled, "Amending the Zoning Map of Springfield, Ohio by rezoning 10.84 acres at 545 East Leffel Lane, Springfield, Ohio from CH-1, Highway Commercial District to CC-2, Community Commercial District."

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.

206-19 An Ordinance No. 19-237 titled, "To amend 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 1301.04 relating to the Residential Code of Ohio for One-, Two-, and Three-Family Dwellings and repealing existing Section 1301.04."

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.

4-17 An Ordinance No. 19-238 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 an amount up

to \$801,409.00 for the CLA McCreight Avenue Project, PID No. 104831; 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. 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.

281-18 An Ordinance No. 19-239 titled, "Confirming and approving the execution of a Plat Agreement - Center Street Townes between the City and Simms Center Street Townes, Ltd.; and authorizing the City Manager, Law Director and Finance Director to do all things necessary to implement the said Plat Agreement - Center Street Townes."

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.

EMERGENCY ORDINANCES

The following emergency legislation was presented for the first time:

216-19 An Emergency Ordinance No. 19-240 titled, "Authorizing a contribution to the Springfield Police Recreation Club in the amount of \$16,000.00 for a 2019 capital paving project."

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.

217-19 An Emergency Ordinance No. 19-241 titled, "Authorizing the purchase of 28 Tasers and various Taser Equipment from Vance's Law Enforcement, for an amount not to exceed \$55,508.64, 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 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.

159-17 An Emergency Ordinance No. 19-242 titled, "Confirming and approving Change Order No. 1 to the contract between the City and J & J Schlaegel, Inc. for the East Harding Road Reconstruction Project, to increase the contract in an amount not to exceed \$24,649.02, for a total amount not to exceed \$593,501.54, and to extend the contract completion date to July 31, 2019; authorizing the City Manager to execute said Change Order No. 1."

On motion of Mrs. Chilton, 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.

96-13 An Emergency Ordinance No. 19-243 titled, "Confirming and approving Change Order No. 3 to the contract between the City and J & J Schlaegel, Inc. for the CLA Middle Urbana Rehab Project, PID No. 94768, to decrease the contract in an amount not to exceed \$65,751.41, for a total amount not to exceed \$1,241,155.53, and to extend the contract completion date to June 28, 2019; authorizing the City Manager to execute said Change Order No. 3."

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.

6-19 An Emergency Ordinance No. 19-244 titled, "Authorizing the City Manager to enter into LPA Agreement No. 33109 - Amendment No. 1 between the City and the Ohio Department of Transportation in connection with the CLA Yellow Springs Street Reconstruction, Phase 1, PID No. 109491 to increase funding limits for construction costs."

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.

218-19 An Emergency Ordinance No. 19-245 titled, "Consenting to the reappointment of Betty Jo Phillips to the Mediation Board, 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.

LIQUOR PERMIT

205-19 On motion of Mr. O'Neill, seconded by Dr. Estrop, the administration's report relative to notification from the Ohio Department of Liquor Control of a request to transfer a liquor permit from KLF Inc., DBA Gors Interstate Shell,

2301 South Limestone Street, Springfield, Ohio 45505 to True North Energy LLC, 2301 South Limestone Street, was ordered received and filed with the City Clerk.

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

Yeas 5, Nays 0.

COMMENTS ON AGENDA ITEMS

213-19 Mrs. Chilton asked for the fall leaf pick-up dates, and Service Director Moore stated leaves will be picked up on Saturday, November 16, and Saturday, December 7, 2019.

224-18 Mr. Rue asked for additional information on the strategic planning and consulting agreement with Greater Ohio Policy Center (GOPC). City Manager Heck reminded commissioners that GOPC recently prepared the public- and private-funded housing market analysis. Staff recommended continuing the relationship to address the city's housing needs which is the top priority of the Commission's adopted goals and objectives. Mr. Rue asked if this group completed a similar study 15 years ago, and Mr. Copeland stated the 2004 study was completed by Mr. Jeff Ankrom from Wittenberg University.

206-19 Mrs. Chilton asked how the proposed building code change would impact citizens. Mr. Heck explained the change adopts the most current state building code for one-, two-, and three-unit residential buildings.

4-17 Mr. Rue requested additional information on the McCreight Avenue Project. Mr. Moore stated the project includes the reconstruction of McCreight Avenue from Limestone Street to Murray Street and resurfacing McCreight from Murray to Cedarview Drive. The project would be partially funded by the Ohio Department of Transportation and the Ohio Public Works Commission.

281-18 Dr. Estrop asked about the required plat agreement and when the Center Street Townes project would begin. Mr. Heck explained the execution of the plat agreement was the final legislative portion of the project which would begin the next day.

159-17 Dr. Estrop asked for comment on the Harding Road reconstruction related to some uneven pavement. Mr. Moore described the unique portion of the street where motorists partially drive in a parking lane. Added drainage locations to address previous water issues left some high and low spots near driveways and drains. Mr. Heck added there had been no stormwater drainage locations on the street prior to reconstruction.

96-13 Dr. Estrop noted the change order related to the Middle Urbana Rehab Project was a \$65,700+ decrease.

6-19 Mrs. Chilton asked when the Yellow Springs Street Reconstruction, Phase 1 Project would begin. Mr. Heck noted the project construction is divided into two phases with design work completed for all phases. Mr. Moore indicated the phase including Yellow Springs from Pleasant Street to Main Street is scheduled for bid in the fall of 2023 with construction in early 2024.

COMMENTS FROM COMMISSIONERS

4-19 Mr. Rue read a proclamation proclaiming September 2019 as Pain Awareness Month.

4-19 Dr. Estrop presented a proclamation proclaiming September 17 through 23, 2019, as Constitution Week. Accepting the proclamation was Jackie Juergens, Lagonda Chapter Board Director and past Regent of the Daughters of the American Revolution.

4-19 Mr. Rue spoke on the recent Latino Festival at St. Teresa Catholic Church which was very well done and well attended. Mr. Rue also stated the annual CultureFest event on the City Hall Plaza is scheduled for Saturday, September 28, from 11 a.m. to 6 p.m.

4-19 Mrs. Chilton stated Beggar's Night will be observed on Thursday, October 31st from 6 to 8 p.m. The Clark County Sheriff changed the date for 2019 from the previously observed Saturday before Halloween.

COMMENTS FROM THE AUDIENCE

99-19 Ms. Patricia Brandon, 4012 Beacon Street, spoke on the condition of streets in the Kenwood Heights neighborhood that had been ground down for utility work by the gas company. Ms. Brandon indicated calls to the city offices indicated the project was on hold due to gas lines too shallow for Columbia Gas to complete the work. Ms. Brandon described the conditions of the street which has resulted in dust and gravel, the effects on the area residents' health, and requested the streets be repaved immediately.

Mr. Heck explained the city crews pulverized the streets ahead of the anticipated utility company work, and then the city was informed that Columbia Gas could not complete their portion of the work until 2020. The city has requested temporary paving on the streets and are waiting for a schedule confirmation from the city's paving contractor. The city will request reimbursement for the temporary paving expenses from the Columbia Gas which would cost approximately \$200,000 to complete.

Mr. Copeland added the city commissioners and staff are very upset with Columbia Gas over the situation.

Mrs. Chilton suggested a public meeting be held with city staff, Columbia Gas and residents.

Mr. Wilbur Brandon, 1402 Beacon Street, spoke on his health conditions resulting from the dust in the streets, the amount of money spent to tear up the streets, and previous damage from snowplows.

Mr. Heck explained temporary pavement would be used until the utility work is finalized with permanent pavement.

Ms. Ginny Hagstrom, 1411 Beacon Street, indicated she recently returned to Springfield and was happy to learn of the proposed street repairs. Ms. Hagstrom indicated the streets are now worse, but she appreciated the commissioners hearing the neighbors' concerns.

Dr. Estrop stated that he was in recent meeting with Columbia Gas, and city representatives strongly presented the city's position on the situation. Dr. Estrop added the neighbors should attend public meetings that are scheduled and represent their side of the situation.

Mr. Douglas Ferryman, 1709 Fulton Avenue, also spoke on the conditions of the neighborhood streets and the health concerns related to the dust.

Mr. Rue indicated the streets would be temporarily repaved by the city's contractors and Columbia Gas would be pressed for reimbursement.

Ms. Margie Rozell, 1625 Fulton Avenue, stated different completion dates for the project had been promised and not completed. Ms. Rozell presented a furnace filter from her home that showed 38 days' worth of dust and dirt collected as a result of the street conditions.

Mr. Greg Sneed, 1900 Sunset Avenue, asked that public meeting invitations include the properties in the periphery of the neighborhood as other citizens are also impacted.

4-19 Ms. Serena Lawson Crawford, 927 West Pleasant Street, spoke on the traffic light changes at Western Avenue and West Pleasant streets, and asked how neighbors are to be notified of changes. She indicated a petition was delivered to the City Engineer requesting the traffic lights be returned to regular operation. The lights at Burnett and Selma were recently returned to regular operation.

Mr. Copeland stated he spoke with the City Engineer. He also stated that signs were posted at the intersections indicating the changes, agreed the lights are needed to reduce speed on Pleasant Street, and indicated state laws must be followed with the traffic lights.

Mr. Douglas Ferryman, 1709 Fulton Avenue, added the areas of Sunset Avenue and Burnett Road to Selma Road also need to be addressed for vehicle speed.

4-19 Mr. David Sanford, 528 Yellow Springs Street, spoke on sharing information on grants received and where the funding is allocated. He also spoke about the \$100 registration fee for the vacant structure registry for citizens who cannot afford to pay and may be further penalized for not registering.

COMMUNICATIONS

The following communications were received and filed:

- 51-19** Minutes of the August 12, 2019, meeting of the National Trail Parks and Recreation District Board.
- 130-19** Minutes of the June, July, and August, 2019 meetings of the Community Beautification Committee.
- 158-19** File-stamped copy of Resolution No. 6062 as filed with the Clark County Auditor.
- 219-19** Notification from the Ohio Division of Liquor Control on the transfer request from El Speedy Gonzales LLC, 1100 Upper Valley Pike, Springfield, Ohio 45504, to El Speedy Gonzalez LLC, 1661 West First Street, Springfield, Ohio 45504.

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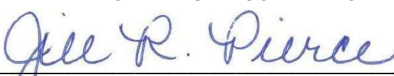
There being no further business, on motion of Dr. Estrop, seconded by Mr. Rue, the meeting adjourned at 8:07 p.m..

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