

The City of Springfield, Ohio
City Commission Special Meeting Minutes
Tuesday, July 14, 2020 – 2:00 p.m.
Virtual Meeting via ZOOM Internet Application

In an effort to prevent the spread of the COVID-19 virus, a special virtual meeting was called to order by President Copeland. 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 a motion of Dr. Estrop, seconded by Mr. O'Neill, members approved the minutes of the June 30, 2020, Public Hearing, Work Session, 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 read by title only for the first time and requires presentation at a second regular meeting before vote on passage:

259-15 Amending Ordinance No. 15-313, granting a franchise to First Transit, Inc. by amending Section 2 and Subsections 13(E)(1), 13(F)(1), 13(F)(2) and 13(F)(3) to extend the franchise for up to an additional one (1) year; establishing maximum City financial participation for the one-year extension; and establishing the management fees for the one-year extension period.

Discussion

Mrs. Chilton asked for an explanation of the proposed one-year extension instead of a five-year extension. Finance Director Beckdahl explained concerns over a five-year extension were raised during the last triennial review by the Federal Transit Authority. Staff proposed a one-year extension with a competitive bid process planned for 2021.

138-20 Authorizing the Finance Director to purchase 2,750 tons of rock salt for the 2020-2021 winter season from Cargill Inc. Deicing Technology for an amount not to exceed \$190,190.00, through the Ohio Department of Transportation Cooperative Purchasing Program in accordance with the provisions of Section 5513.01(B) of the Ohio Revised Code.

Discussion

Mrs. Chilton asked about previous legislation for rock salt, and City Manager Heck explained the prior legislation was for participation in ODOT's purchasing program. The proposed legislation is for the actual purchase from a vendor.

139-20 Authorizing the City Manager to enter into a Cooperation Agreement with The Springfield City School District Board of Education to assist the City and the Board of Education in creating and maintaining safe and orderly schools; and confirming and approving services provided up to the passage of this ordinance.

Discussion

Mrs. Chilton asked if local schools plan to resume normal operations this fall requiring resource officers. Mr. Heck stated Springfield City Schools are currently planning for both online and in-person school to resume. Police Chief Graf indicated two officers are planned to work in the high school with two officers sharing responsibilities in the middle school buildings.

~~~~~ Next City Commission meeting: July 28, 2020. ~~~~~

**SECOND READINGS—ORDINANCES**

The following legislation was presented for a second time:

**132-20 Ordinance No. 20-163: Authorizing the City Manager to enter into a Geographic Information Sharing ("GIS") Intergovernmental Cooperation Agreement with The Board of County Commissioners of Clark County, Ohio for sharing of GIS data between the City and the County and making the GIS data available to the public, for an amount not to exceed \$30,000.00 for the 5-year term.**

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.

**133-20 Ordinance No. 20-164: Authorizing the City Manager to enter into a Clark County / City of Springfield Geographical Information System 2021-2025 Consortium Agreement with The Board of County Commissioners of Clark County, Ohio and the Clark County Auditor for a shared Geographical Information System ("GIS") and to allow the County to provide GIS services for the City of Springfield, Ohio, for an amount not to exceed \$220,000.00 for the 5-year term.**

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.

**189-11**      **Ordinance No. 20-165:** Authorizing the City Manager to enter into Amendment No. 6 to the Lease and Special Fixed Base Operator Agreement with Middletown Regional Flight Training Institute, LLC, dba Champion City Aviation to allow for the continuation of flight training and aircraft maintenance services at the Springfield-Beckley Municipal Airport.

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.

### **EMERGENCY ORDINANCES**

The following emergency legislation was presented for the first time:

**25-20**      **Emergency Ordinance No. 20-166:** Confirming purchases and the obtaining of services for the City and providing for payments therefor, and declaring an emergency therein.

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.

**89-19**      A Fiscal Officer's Certificate was presented in connection with the proposed issuance of \$50,100 Sidewalk Improvement Bonds, Series 2020 (the Bonds) to pay the property owners' portion, in anticipation of the collection of special assessments heretofore levied, of the cost of constructing sidewalks, curbs and gutters comprised in the 2019 Sidewalk Curb & Gutter Program at various locations throughout the City, as follows: (1) The estimated life or period of usefulness of the improvements is at least five years; and (2) The maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Ohio Revised Code, is twenty (20) years, but because the special assessments will be payable over a period of five (5) years, and the Bonds are to be issued in anticipation of the collection of those special assessments, the maximum maturity of the Bonds is five (5) years.

**Emergency Ordinance No. 20-167:** Providing for the issuance of bonds to pay the property owners' portion, in anticipation of the collection of special assessments heretofore levied of the cost of constructing sidewalks, curbs and gutters comprised in the 2019 Sidewalk, Curb and Gutter Program at various locations throughout the City, and declaring an emergency therein.

#### Discussion

Dr. Estrop asked for additional detail on the sidewalk program bonds. Mr. Heck explained the bonds would finance the sidewalk construction from the 2019 program. The Clark County Auditor collects the assessments to property owners over a five-year period.

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.

The Fiscal Officer's Certificate was presented July 7, 2020, prior to the commencement of the City Commission meeting and prior to passage of the ordinance.

**140-20**      **Emergency Ordinance No. 20-168:** Determining to proceed with the improvement of public streets and easements by constructing and installing on certain property within the City street improvements, water and sewer lines, storm drains, and all necessary appurtenances, and declaring an emergency therein.

#### Discussion

Dr. Estrop requested an explanation of the proposed legislation. Mr. Heck explained four legislative items (Item Nos. 140-20, 141-20, 142-20, and 143-20) all pertain to the proposed Bridgewater Subdivision Phase 2 which is planned with 59 lots. The plans also include a new street connection to State Route 40 on the eastern side of the development.

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.

**141-20**      **Emergency Ordinance No. 20-169:** Levying special assessments for the improvement of public streets and easements by constructing and installing on certain property within the city street improvements, water and sewer lines, storm drains, and all necessary appurtenances, and declaring an emergency therein.

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.

**142-20**      **Emergency Ordinance No. 20-170:** An ordinance providing for the issuance and sale of tax increment financing revenue bonds in the maximum principal amount of \$1,750,000 for the purpose of paying costs of road, water and sewer improvements near the intersection of US 40 and S. Bird Road, paying certain financing and other costs of the bonds, authorizing various related documents and instruments, and declaring an emergency therein.

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.

**143-20** Emergency Ordinance No. 20-171: Authorizing the City Manager to enter into a Plat Agreement - Bridgewater Subdivision Phase 2 between the City and Bridgewater Project I, LLC; authorizing the City Manager, Law Director and Finance Director to do all things necessary to implement the said Plat Agreement - Bridgewater Subdivision Phase 2, and declaring an emergency therein.

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.

**144-20** Emergency Ordinance No. 20-172: Authorizing the City Manager to apply for an Airport Improvement Program Grant with the Federal Aviation Administration in an amount up to \$463,244.50 for Crack Sealing/Repair on Runway 06/24 and design of the rehabilitation of Runway 15/33 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 submission of the grant application and to comply with all relevant local, state and federal legal requirements, and declaring an emergency therein.

Discussion

Mrs. Chilton asked how much of the runway work would be paid with City funding. Airport Manager Timmerman explained the work would be 100 percent funded by the FAA.

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.

**145-20** Emergency Ordinance No. 20-173: Confirming and approving applying for, and authorizing the City Manager to accept, a grant through the Ohio Department of Transportation ("ODOT"), Aviation Division in an amount up to \$31,600.00 for the removal of obstructions which are hazardous to air traffic landing at the Springfield-Beckley Municipal Airport; authorizing an expenditure of up to \$8,400.00 to be used as local matching funds; authorizing the City Manager, Law Director, Airport Manager and the Director of Finance to do all things necessary for the submission of the application and acceptance of the grant and to comply with all relevant local, state and federal legal requirements, and declaring an emergency therein.

Discussion

Mr. O'Neill asked the Airport Manager to comment on an accident that recently occurred at the airport. Mr. Timmerman explained a Saratoga aircraft ran out of fuel just short of Runway 24. There were no injuries, but the accident is under investigation by the FAA.

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.

**146-20** Emergency Ordinance No. 20-174: Confirming and approving applying for, and authorizing the City Manager to accept, a grant through the Ohio Department of Transportation ("ODOT"), Aviation Division in an amount up to \$224,755.00 for the replacement of precision approach path indicator lights on Runway 06/24 at the Springfield-Beckley Municipal Airport; authorizing an expenditure of up to \$59,745.00 to be used as local matching funds; authorizing the City Manager, Law Director, Airport Manager and the Director of Finance to do all things necessary for the submission of the application and acceptance of the grant and to comply with all relevant local, state and federal legal requirements, and declaring an emergency therein.

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.

**147-20** Emergency Ordinance No. 20-175: Confirming and approving applying for, and authorizing the City Manager to accept, a grant through the Ohio Department of Transportation ("ODOT"), Aviation Division in an amount up to \$129,362.50 for the replacement of precision approach path indicator lights on Runway 24 at the Springfield-Beckley Municipal Airport; authorizing an expenditure of up to \$34,387.50 to be used as local matching funds; authorizing the City Manager, Law Director, Airport Manager and the Director of Finance to do all things necessary for the submission of the application and acceptance of the grant and to comply with all relevant local, state and federal legal requirements, and declaring an emergency therein.

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.

**162-17** Emergency Ordinance No. 20-176: Confirming and approving Change Order No. 7 to the contract between the City and Moody's of Dayton, Inc. for the Well/Pump Cleaning and Rehabilitation Project, to decrease the contract in an amount not to exceed \$24,850.00, for a total amount not to exceed \$1,644,113.00; authorizing the City Manager to execute said Change Order No. 7, and declaring an emergency therein.

Discussion

Dr. Estrop asked for additional information on the project's change order. Service Director Moore stated the method of cleaning the 60-year-old well pumps has changed and resulted in a reduced expense for the City.

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.

**148-20** Emergency Ordinance No. 20-177: Authorizing the City Manager to enter into a contract with Milcon Concrete, Inc. for the W. Main St. Sewer Project for an amount not to exceed \$338,845.00, and declaring an emergency therein.

Discussion

Dr. Estrop requested additional information on the sewer project. Mr. Moore explained the project eliminates one combined sewer overflow, installs a new 8" sanitary sewer line, and the properties which are connected to the combined sewer will connect to the new sanitary sewer. Dr. Estrop commented on the positive changes in eliminating the combined sewer overflow, and Mr. Moore agreed and added the bid was lower than the engineer's estimate for the project.

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** Emergency Ordinance No. 20-178: Authorizing the City Manager to enter into LPA Agreement No. 30082 - Amendment No. 2 between the City and the Ohio Department of Transportation in connection with the CLA McCreight Avenue Project, PID No. 104831 to reflect the revision of funding allocation between phases of the project, and declaring an emergency therein.

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.

**COMMENTS FROM COMMISSIONERS**

**89-20** Mrs. Chilton spoke on the COVID-19 testing opportunity scheduled for Wednesday, July 22, 2020, at Perrin Woods School on West John Street. Mr. Heck added a testing center would be available on Wednesday, July 30, 2020, at LaCondesa Grocery #1, 440 South Burnett Road, from 12 noon to 6 p.m. The City of Springfield has partnered with the Clark County Combined Health District to provide the free testing for citizens.

Mr. Rue asked if citizens must have symptoms to be eligible for testing. Mr. Heck stated anyone can be tested. Mr. Chilton added that she had been tested and urged others to do so.

Dr. Estrop asked Mr. Heck and Mr. Beckdahl to provide updates on city operations, finances, and redevelopment of the former Kroger store.

Mr. Heck stated services provided by City staff continue normally. A few employees are currently in quarantine from potential exposure to the COVID-19. The Income Tax and Utility Billing offices are open four hours per day at City Hall, and the Fire Division's Station 1 is open for fire permits only.

**134-20** Mr. Heck updated the commissioners on a recent meeting with Larry Dillin of Dillin LLC to plan out stakeholder meetings related for the redevelopment of the former Kroger property and nearby area. Development of a business plan would be created based on stakeholder feedback.

**89-20** Mr. Beckdahl reported the City's finances are continuing to hold steady with over \$13 million in unencumbered General Fund cash and total cash balance of \$68 million. However, June's income tax receipts are down by 17 percent which reflects May's economy. Receipts during July and August would likely continue to decline.

**7-20** Mr. Rue asked about future plans to return to in-person City Commission meetings with citizens present. Mr. Heck stated that he is following other communities as they slowly return to in-person meetings. Commissioners would likely be seated at the dais area with staff seated at the work session tables with 6 feet or more spacing. Under current guidelines of gatherings of ten people or less, meetings will continue virtually through August of this year.

**COMMENTS FROM CITIZENS**

**7-20** The City Clerk read the following questions from Mr. David Sanford of 528 South Yellow Springs Street:

1. There is a transmission shop on Yellow Springs Street reported by the EPA to have transmission fluid contamination. Was the EPA (Environmental Protection Agency) notified prior to new pavement and was an answer received prior to pavement?

2. There is a building being demolished on Yellow Springs Street owned by the same owners of the Marathon Quality Foods. Is the owner paying for the demolition?

In response, Mr. Heck explained the parking lot pavement for the business was general maintenance of an existing lot and did not require a permit nor notification to the EPA. Planning, Zoning and Code Administrator Thompson addressed the demolition question and reported the property at 615-617 West Pleasant Street was demolished by the property owner.

**COMMUNICATIONS**

**160-19** File-stamped copy of Ordinance No. 20-143 as filed with the Clark County Auditor's Office.

**175-19** File-stamped copy of Ordinance No. 20-145 as filed with the Clark County Auditor's Office.

- 176-19** File-stamped copy of Ordinance No. 20-144 as filed with the Clark County Auditor's Office.
- 112-20** Quarterly Investment Report, Second Quarter, 2020.
- 124-20** File-stamped copy of Resolution No. 6084 as filed with the Clark County Auditor's Office.
- 130-20** File-stamped copy of Ordinance No. 20-159 and the 2021 Tax Budget as filed with the Clark County Auditor's Office.

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There being no further business, on a motion of Dr. Estrop, seconded by Mrs. Chilton, the meeting adjourned at 2:45 p.m.

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

Yeas 5, Nays 0.

Karen R. Copeland

PRESIDENT OF THE CITY COMMISSION

Jill R. Pierce

CLERK OF THE CITY COMMISSION