

The City of Springfield, Ohio
City Commission Regular Meeting Minutes
Tuesday, September 8, 2020 – 7:00 p.m.
City Hall Forum

The 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 motion of Dr. Estrop, seconded by Mr. Rue, members approved the minutes of the August 25, 2020, Executive Session, Public Hearings 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:

178-20 Authorizing the annexation of and establishment of services to be furnished to the property owners at 4401 S. Charleston Pike upon annexation to The City of Springfield, Ohio; and authorizing Jason T. Irick, Assistant Law Director, to prosecute the proceedings necessary to effect the annexation.

Discussion

Mr. O'Neill asked for an explanation of the terminology "prosecute the proceedings" related to the proposed annexation. Law Director Allen explained the legal term means to "bring forward" and does not refer to any criminal activity in this matter.

City Manager Heck explained Clark County owns the former armory site near the Clark County Fairgrounds which is already within the city limits. The proposed annexation of 1.67 acres is frontage along St. Rt. 41 and would become part of a redevelopment project along with the armory site for new hotels and restaurants. The Ohio Revised Code has a separate provision for annexation of a government-owned property to another. Clark County Commissioners will consider this annexation at a future meeting.

179-20 Authorizing the City Manager to enter into a contract with Rumpke of Ohio, Inc. for the City's 2020 Collection of Fall Bagged Leaves Program for an amount not to exceed \$57,500.00.

Discussion

Mrs. Chilton asked for the dates of leaf pickups in the city. Service Director Moore announced the pickup dates as November 7 and December 5, 2020. Additional information will be provided in the newspaper, on Facebook and the City's website.

180-20 Authorizing the City Manager to enter into a contract with Gary Gilbert, Jr. dba Gilbert's Lawn Service for abatement and nuisance conditions services as needed by the City, for an amount not to exceed \$40,000.00.

181-20 Authorizing the City Manager to enter into a contract with OMAC Hauling, Inc. for abatement and nuisance conditions services as needed by the City, for an amount not to exceed \$40,000.00.

182-20 Authorizing the City Manager to enter into a contract with Whitaker Hauling for abatement and nuisance conditions services as needed by the City, for an amount not to exceed \$40,000.00.

183-20 Authorizing and directing the City Manager to dispose of a 1997 Navistar 4900 bucket truck, being property owned by the City and no longer needed for municipal purposes and should be disposed of pursuant to Codified Ordinance Section 149.03.

~~~~~ Next regular City Commission meeting: September 22, 2020. ~~~~~

**SECOND READINGS—ORDINANCES**

The following legislation was presented for a second time:

**149-20 Ordinance No. 20-211: Amending the Zoning Map of Springfield, Ohio by rezoning 2.01 acres at 223 Montgomery Avenue, Springfield, Ohio from RM-12, OPD-H to RM-12, Low-Density, Multi-Family Residence District.**

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.

**150-20 Ordinance No. 20-212: Amending the Zoning Map of Springfield, Ohio by rezoning 0.30 acres at 311 East Cassilly Street, Springfield, Ohio from RS-8, Medium-Density, Single-Family Residence District to CO-1, Commercial Office District.**

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

Yeas, Mrs. Chilton, Dr. Estrop, Mr. O'Neill, and Mr. Copeland. Abstain, Mr. Rue. Yeas 4, Nays 0, Abstain 1.

**167-20 Ordinance No. 20-213: Confirming and approving a Development Incentive Agreement (Single Family Residential Development) with Martin A. & Maria J. Goeser to provide for sewer services to real property outside the City limits.**

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.

**250-16 Ordinance No. 20-214: Authorizing the City Manager to enter into Amendment C to the Engineering Services Agreement with Black & Veatch Corporation for the Primary Effluent Pumps Replacement Evaluation and Design Project, to increase the contract for an amount not to exceed \$226,373.00, for a total amount not to exceed \$790,130.00; and to extend the completion date to February 15, 2021.**

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.

**168-20 Ordinance No. 20-215: Authorizing the City Manager to submit the 2019 Consolidated Plan CAPER of The City of Springfield, Ohio to the United States Department of Housing and Urban Development.**

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.

**169-20 Ordinance No. 20-216: Authorizing the release of Church of God Retirement Housing Limited Partnership from continuing obligations under its mortgage and promissory note given to secure performance of Church of God Retirement Housing Limited Partnership under its HOME Funded Loan Agreement, pertaining to the property located at 3693 Middle Urbana Road and commonly known as Northpointe Senior Living Apartments.**

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.

**432-02 Ordinance No. 20-217: Authorizing the release of Springfield Housing Partners II LTD from continuing obligations under its mortgage and promissory note given to secure performance of Springfield Housing Partners II LTD under its HOME Funded Loan Agreement, pertaining to the property located at 108 East Mulberry Street and commonly known as Mulberry Gardens (Ice House) Apartments.**

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.

**170-20 Ordinance No. 20-218: Authorizing the Law Director to approve and settle a claim with William S. & Kathy L. Rickord for the expense incurred as a result of damage that occurred on their property located at 2426 Carousel Dr. on or about May 18, 2020; and authorizing the Director of Finance to make payment to William S. & Kathy L. Rickord in the amount of One Thousand Three Hundred Ninety-Three Dollars (\$1,393.00) as full settlement as and for said damages.**

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.

**171-20 Ordinance No. 20-219: Accepting dedication of public improvements for the Derby Glen Village Subdivision.**

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.

## **EMERGENCY ORDINANCES**

The following emergency legislation was presented for the first time:

**25-20 Emergency Ordinance No. 20-220: Confirming purchases and the obtaining of services for the City and providing for payments therefor; 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.

**4-17 Emergency Ordinance No. 20-221: Authorizing the City Manager to enter into a contract with Brumbaugh Construction, Inc. for the CLA McCreight Avenue Project, PID No. 104831 for an amount not to exceed \$2,460,151.00.**

Discussion

Upon question from Dr. Estrop, Mr. Moore explained the project includes total reconstruction of McCreight Avenue from North Limestone Street to Murray Street plus shave and pave of McCreight from Murray Street to Cedarview. Significant water line work is also included to replace existing 105-year old lines. The project is expected to begin in October 2020 and be completed by September 2021.

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.

**184-20** Emergency Ordinance No. 20-222: Authorizing the City Manager to enter into an LPA Federal Local-LET Project Agreement No. 35221 between the City and the Ohio Department of Transportation to provide the City with eligible costs of up to a maximum sum of \$2,410,000.00 for the CLA SR 72 6.83 Project, PID No. 113792; authorizing an expenditure up to \$90,000.00 to be used as matching funds in connection with the agreement to be entered into with the Ohio Department of Transportation; authorizing the City Manager, Law Director and Finance Director to do all things they deem necessary to implement said agreement.

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. 20-223: Confirming and approving the execution of a grant agreement for the acceptance of an Airport Improvement Program Grant with the Federal Aviation Administration in an amount up to \$473,245.00 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 acceptance of the grant and to comply with all relevant local, state and federal legal requirements.

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.

## **RESOLUTIONS**

The following legislation was presented for the first time:

**185-20** Resolution No. 6090: Accepting the recommendations of the Tax Incentive Review Council for Enterprise Zone agreements and Community Reinvestment Area agreements.

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

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

Yeas 5, Nays 0.

**186-20** Resolution No. 6091: Supporting the Vaping Task Force in Clark County.

Mrs. Chilton read the proposed resolution supporting the Vaping Task Force. Mrs. Chilton explained she has attended meetings of the Vaping Task Force as the City's representative. She also explained that Governor Dewine signed legislation in 2019 effectively raising the age to purchase tobacco products to 21 in Ohio.

Upon question from Mr. O'Neill, Mr. Heck explained the Clark County Combined Health District received a tobacco use cessation grant and established the Vaping Task Force. The proposed resolution supports the Vaping Task Force.

Mr. Copeland and Dr. Estrop both shared family and personal experience with tobacco addiction.

On motion of Dr. Estrop, 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.

## **COMMENTS FROM COMMISSIONERS**

**7-20** Mr. Copeland spoke on the seating arrangement and safety measures implemented for commissioners and four staff members to have this meeting in the City Forum. Additional staff members joined the meeting virtually. The public may participate by watching live and recorded broadcasts of the meetings until regular public attendance is permitted during the COVID-19 pandemic.

Mrs. Chilton thanked staff for providing additional masks for commissioners. Mr. Heck stated the City is partnering with Clark County to acquire up to 50,000 masks for citizens from the Federal Emergency Management Agency.

Mr. Copeland urged citizens to wear masks and social distance.

Mrs. Chilton read a proclamation proclaiming September 16, 2020, as Transit Driver Appreciation Day. Assistant to the City Manager Cobbs invited the public to the Appreciation Day event at the Springfield City Area Transit Office and Bus Garage on September 16 and encouraged citizens to thank the drivers for their service.

**89-20** Dr. Estrop asked the City Manager and Finance Director to give an update on City's services and finances during the pandemic as well as the redevelopment of the former Kroger location on South Limestone Street.

Mr. Heck announced the police officer who had been hospitalized due to COVID-19 had returned home and was recovering. Mr. Heck also thanked Officer Justin Massie for organizing colleagues from the Springfield Police

and Fire divisions, Clark County Sheriff's Office, and Ohio Highway Patrol to support the officer at the hospital with a Night the Light event. Staff continues to provide services with minimal changes.

Dr. Estrop thanked all staff for their continued efforts.

Finance Director Beckdahl stated the City has a balance of \$15 million in unencumbered General Fund cash and a total cash balance of \$73 million with all major funds. The balances have a slight surplus with reduced spending for this time during the year. Revenues are down \$1.5 million with income tax down 3 percent compared to this time last year.

Mr. Copeland spoke on other cities across the state who are not doing as well financially.

**134-20** Mr. Heck spoke on the redevelopment efforts of the South Limestone Street corridor and the former Kroger property. A planning study in 2017 of the corridor helped lead to a \$2.5 million reconstruction project of South Limestone Street. Phase 1 of the project includes Limestone from Leffel to Landsdowne. Staff will apply for additional funding for Phase 2 which will include Limestone from Landsdowne north to Singer Street.

Mr. Heck also noted representatives from Dillin Corporation would hold leadership meetings for the redevelopment efforts of the former Kroger property. The nearby auction house is also scheduled for demolition soon as part of the redevelopment.

### COMMUNICATIONS

The following communications were received and filed:

- 89-19** File stamped copy of Ordinance No. 20-167 as filed with the Clark County Auditor.
- 36-20** File stamped copy of Ordinance No. 20-42 as filed with the Clark County Auditor.
- 37-20** File stamped copy of Ordinance No. 20-43 as filed with the Clark County Auditor.
- 121-20** File stamped copy of Ordinance No. 20-157 as filed with the Clark County Auditor.
- 163-20** File stamped copy of Ordinance No. 20-193 as filed with the Clark County Auditor.
- 177-20** Notification from the Ohio Division of Liquor Control of a new liquor permit request for Ben's Corner Bar LLC, 436 Sheridan Avenue, Springfield, Ohio 45505.




There being no further business, on motion of Dr. Estrop, seconded by Mr. Rue, the meeting adjourned at 7:37 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