

On Wednesday, January 13, 2021, at 8:30 a.m., the Dayton City Commission met in regular session, remotely through electronic means, at City Hall.

### **CALL TO ORDER**

Mayor Whaley called the meeting to order. She said due to the current COVID-19 order, we are conducting the meeting remotely through electronic means. To protect the safety of the community, during the state of emergency related to COVID-19, in-person citizen comments will be suspended for City Commission Meetings.

Citizens interested in making public comment related to calendar items, are asked to do so in writing. Items related to a calendar item will be included in the meeting records under Communications and Petitions.

Citizens who wish to make the City Commission aware of an issue not related to the Commission Meeting Calendar, may also do so. These items will be distributed to the Dayton City Commission for reference.

For complete information on how to submit a comment, please visit [daytonohio.gov/CoronaResources](http://daytonohio.gov/CoronaResources) or call 937-333-3636.

### **INVOCATION**

Mayor Whaley asked for a moment of silence for Mr. John Moore, Community Leader, Mr. Jerry Malaco, Community Leader and Ms. Mary Lou Smith, Former Mayor of Kettering, Ohio. Commissioner Mims gave the invocation.

### **PLEDGE OF ALLEGIANCE**

Mayor Whaley led the public in the Pledge of Allegiance.

### **ROLL CALL**

Roll call was taken and Mayor Whaley, Commissioners Joseph, Mims, Shaw and Fairchild were present. The Clerk of Commission, Ms. Rashella Lavender, and The City Manager, Ms. Shelley Dickstein, were also present through electronic means.

### **APPROVAL OF MINUTES**

**Commissioner Mims made a motion to approve the minutes from the January 6, 2021, meeting. Commissioner Fairchild seconded the motion. The previous meeting minutes were unanimously approved.**

### **COMMUNICATIONS AND PETITIONS**

There were no communications or petitions.

### **SPECIAL AWARDS/PRESENTATIONS**

#### **Procurement Enhancement Program (PEP) Update**

Mayor Whaley invited Ms. Erica Fields, Executive Director of the Human Relations Council, to provide an update.

Ms. Field said she is excited to share upcoming events for 2021. She said national and local events in 2020 challenged the Human Relations Council to continue providing fairness and a level playing field for minority, women owned and disadvantage businesses.

Ms. Fields said some of the highlights of the 2020 Procurement Enhancement Program are: \$8M pledged to small minority and women owned businesses, the Generation Disparity Study was adopted, strengthened contract compliance programming, creation of a web-based certification portal, creation of a subcontractor payment tracking system and job portal for Dayton residents, and expansion technical assistance by launching a web-based small business training session.

Ms. Fields thanked the Dayton City Commission for their continued support and said she is confident they will continue to stay engaged and look forward to better success in 2021.

Ms. Field asked Ms. Chirondra Goodwine, Interim Business & Technical Administrator, Ms. Melissa Wilson, Purchasing Agent, Division of Procurement, Mr. Senay Semere, MBAC Regional Director, to present.

Ms. Goodwine said The PEP 2020 Yearly Review includes:

Business and Technical Assistance Team:

Ms. Goodwine said the Business and Technical team is comprised of herself and Mr. Doneric Black, who joined the team in September 2020. She said their work helps to move certifications forward.

**Procurement Enhancement Plan (PEP) Overview:**

Ms. Goodwine said the purpose of the Procurement Enhancement Plan is to accomplish the City's declared policy to ensure full and equitable participation by small, minority, and women-Owned Business Enterprise in construction and in the provision of goods and services. She said the intent of the program is certification of small, minority, and women-owned businesses, compliance on payments to subcontractors and ensuring certified firms are performing a commercially useful function on projects. She said business and technical assistance is offered to small, minority, and women-owned firms within the program. Ms. Goodwine said the 2020 Program Changes are to approve the Third Generation Disparity Study and increase the programs personal net worth limits to \$1.4M.

**Construction Report:**

Ms. Goodwine said the designations of the various categories of the PEP program were Small Business Enterprise (SBE), Minority-Owned Business Enterprise (MBE), Woman-Owned Business Enterprise (WBE), and Dayton Local Small Business (DLSB).

Ms. Goodwine said the 2020 goals for construction are MBE 15 percent, WBE five percent, SBE 26 percent, and DLSB 6.5 percent. She said the 2020 results were for construction were MBE 10 percent, WBE six percent, SBE nine percent, and DLSB eight percent.

**PEP Program Achievements:**

Ms. Goodwine said the PEP program achieved, a joint venture between a PEP certified firm and a Prime Contractor, it grew the PEP Certified firm list by 38 percent, launched the online PEP certification process through DaytonHRC.org., (which streamlines the application process), launched an online subcontractor payment tracking system through our Citybots software, launched a business to business bid posting portal for prime contractors to certified firms, launched a web-base job board portal for contractors seeking to hire Dayton residents and launched the Business and Technical Assistance team small business training video bank through DaytonHRC.org.

**2021 Program Focus Areas:**

Ms. Goodwine said they are increasing building opportunities for certified firms by conducting workshops with existing or potential PEP companies. She said they are building access to capital opportunities with local banking institutions, providing online training courses in small business development, working with local workforce development programs to connect PEP firms with Dayton residents seeking employment, implementing internal citywide PEP trainings, increasing the amount of PEP-firms bidding as Prime Contractors by 10 percent by collaborating with departments to identify projects that can be broken down into smaller projects and ensuring smaller project bonding requirements are obtainable for smaller firms.

Ms. Goodwine said there is an increase in certified firms in Goods & Services (non-construction) by promoting the new Cross Certification program and collaborating with departments to recruit more minority, and/or women owned firms into the PEP program. She said opportunities increased by 20 percent for PEP-firms, in development agreements, by collaborating with the Economic Development department and working with project developers to bring PEP-firms into development agreements at earlier phases of projects.

Ms. Goodwine said they will increase certified firms in Goods & Services (non-construction) by promoting the new Cross Certification program, collaborating with departments and by recruiting more small, minority, and/or women owned firms into the PEP program. Also by increasing opportunities by 20 percent for PEP-firms in development agreements by collaborating with the Economic Development department and working with project developers to bring PEP-firms into development agreements at earlier phases of projects.

**Goods & Services Report:**

Ms. Wilson said there were many challenges in 2020. She said the pandemic interrupted the supply chain. There were scarcity in sourcing and economic closures. Ms. Wilson said there was essential purchasing only and most price agreements extended into 2021 with no extended outreach.

Ms. Wilson said the reset for 2021 includes: renewal in supply chain, sourcing growth, economic boost, essential purchasing, rebidding of many price agreements and extended outreach.

Mayor Whaley thanked Ms. Wilson for work during the CARES Act effort.

**Greater Dayton Minority Business Assistance Center (MBAC) Reports:**

Mr. Semere said the Minority Business Assistance Center (MBAC) did spectacular things in 2020 and he is looking forward to doing spectacular things in 2021. He said this area is responsible for certification and

application reviews, identification of application deficiencies, technical assistance to improve application & organizational infrastructure for certified companies, joint recruitment and retention efforts and dialogue with contract compliance to improve process & procedures.

Mr. Semere said highlights include Dayton Business Journal named the MBAC as its "*Outstanding Diversity Organization (Micro)*", 51 companies in the Dayton region were certified as a Minority Business Enterprise (MBE), \$9,404,359 in public sector awards, and MBAC clients received \$2M in CARES Act Funding.

Mr. Semere said Dayton is home to 20 historic districts and possesses the largest Downtown Historic District in Ohio. He said the goal is to ensure MBE's have the ability and opportunity to be involved in these projects and thus stimulate job creation and economic development within marginalized communities.

Mr. Semere said MBE, WBE, & SBE's needed to build better banking relationships with financial institutions within the region. He said this initiative pairs MBAC clients with business bankers and bridges the gaps in funding opportunities in which the pandemic has shed light.

Commissioner Shaw asked is being done to bridge the gap for minority contractors for historic preservation.

Mr. Semere said the National Registry of Historic Places is looking to launch a certification program to address adaptive reuse for historical sites.

Commissioner Mims asked about the support from prime contractors to support sub-contractors.

Mr. Semere said they have focused on a specialized approach to mentorship by graduates becoming prime contractors to come back and help with new members.

#### **ADDITIONS OR DELETIONS TO THE CALENDAR**

There were no additions or deletions to the calendar.

#### **REPORTS**

1. **Purchase Orders:**

**FIRE**

**A1.Vogelpohl Fire Equipment, Inc.** (firefighting equipment and related items as needed through 12-31-23) **\$45,000.00**

**WATER**

**B1.Ferguson Waterworks** (PVC pipes, fittings, rubber couplings and related items as needed through 12-31-22) **24,000.00**  
-Depts. of Fire and Water. **Total: \$69,000.00**

2. **Butler Township – Service Agreement** – for ambulance services at the Dayton International Airport - Dept. of Aviation/AP Aircraft Res & FF. **\$121,808.88**  
**(Thru 1/14/2024)**

3. **C.W. Golf Architecture, LLC – Service Agreement** – for the golf bunker project – Dept. of Recreation and Youth Services/Golf. **\$21,000.00**  
**(Thru 12/31/22)**

4. **Patricia Bretzfelder DBA Green World – Contract Modification** – for interior plant landscaping at the Dayton International Airport – Dept. of Aviation/AP Facilities & Ops Terminal. **\$14,604.80**  
**(Thru 1/31/22)**

#### **CITIZENS' COMMENTS ON CALENDAR ITEMS**

Citizens' comments were suspended for the meeting.

#### **DISCUSSION OF CALENDAR ITEMS**

There was no discussion of calendar items.

**APPROVAL OF CITY MANAGER’S REPORTS**

Commissioner Shaw made the motion to approve the City Manager’s Reports. Commissioner Joseph seconded the motion. The City Manager’s Reports were approved with a 5-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Joseph, Mims, Shaw and Fairchild.

**LEGISLATION**

**EMERGENCY RESOLUTION –FIRST AND SECOND READING**

**Emergency Resolution No. 6561-20** – Withdrawing the Objection to the Issuance of Liquor Permit No. 2497784, ELM Growth LLC, 111 W. First St. Ste. 110, Dayton, Ohio 45402; and, Declaring an Emergency.

Commissioner Fairchild moved that this being an emergency measure for the immediate consideration of the Resolution. Commissioner Mims seconded the motion. The motion was passed with a 5-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Joseph, Mims, Shaw and Fairchild. The question being shall Emergency Resolution No. 6561-20 be adopted. A roll call vote was taken resulting in a 5-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Joseph, Mims, Shaw and Fairchild. The Emergency Resolution was adopted.

**CITIZENS’ COMMENTS**

Citizens’ comments were suspended for the meeting.

**COMMENTS BY THE CITY MANAGER**

The City Manager, Ms. Shelley Dickstein, had no closing comments.

**COMMENTS BY THE CLERK OF COMMISSION**

The Clerk of Commission, Ms. Rashella Lavender, had no closing comments.

**COMMENTS BY THE CITY COMMISSION**

**Commissioner Mims**

Commissioner Mims asked for continual prayer for the nation. He said he agreed with the joint chiefs-of-staff that they would not let politics control their decisions.

**Commissioner Joseph**

Commissioner Joseph said he is thinking of the bereaved families of Mr. John Moore, Mr. Jerry Malaco and Ms. Mary Lou Smith.

**Mayor Whaley**

Mayor Whaley said what has happened in Washington D.C. was an attack on democracy led by the President of the United States. She said she agreed with Senator Mitch McConnell that it is an impeachable act.

**ADJOURNMENT**

There being no further business, the meeting was adjourned at 9:38 a.m.

\_\_\_\_\_  
**Nan Whaley**  
**Mayor**

Attest: \_\_\_\_\_  
**Clerk of Commission**