

On Wednesday, January 23, 2019, at 8:30 a.m., the Dayton City Commission met in regular session in the Commission Chambers of City Hall.

CALL TO ORDER

The Temporary Chairperson, Commissioner Joseph, called the meeting to order.

INVOCATION

Commissioner Mims gave the invocation.

PLEDGE OF ALLEGIANCE

The Temporary Chairperson, Commissioner Joseph, led the public in the Pledge of Allegiance.

ROLL CALL

Roll call was taken and 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.

Commissioner Shaw made a motion to authorize the absence of Mayor Whaley from this week's meeting. Commissioner Mims seconded the motion. The motion was unanimously approved.

APPROVAL OF MINUTES

Commissioner Mims made a motion to approve the minutes from the January 16, 2019, meeting. Commissioner Fairchild seconded the motion. The previous meeting minutes were unanimously approved.

COMMUNICATIONS AND PETITIONS

Communication #21365

State of Ohio, Department of Liquor Control – Permit Application D1 Permit #13176630352 – Cassanos Inc., 430 Warren Street, Dayton, OH 45402.

The Clerk of Commission reported receipt of Permit Application D1 Permit #13176630352 – Cassanos Inc, 430 Warren Street, Dayton, OH 45402. The application was referred through the City for investigation.

SPECIAL AWARDS/PRESENTATIONS

Earned Income Tax Credit (EITC) Program

The Temporary Chairperson, Commissioner Joseph, invited Ms. Verletta Jackson, Community Engagement Supervisor, Planning and Community Development, to the podium to review the upcoming Earned Income Tax Credit Program (EITC).

Ms. Jackson said in 2002 Commissioner Dean Lovelace spearheaded the Dayton Coalition, which has sponsored free community-based tax preparation for EITC-eligible families, individuals, and low-income seniors.

Ms. Jackson said the EITC is a refundable tax credit for low to moderate income working individuals and couples, particularly those with children. She said this year the City of Dayton is offering 14 sites for free tax preparations which are certified by the Internal Revenue Service. She said those sites are the Beavercreek Branch Library, Beavercreek Senior Center, Belmont Branch Library, Community Action Partnership, Community Action Partnership – Trotwood, Dayton Christian Center, Dayton Metro Library – Belmont, Northwest and Trotwood, Fairborn Senior Center, Greene County Xenia Library, The Job Center, The Life Enrichment Center, Miamisburg Senior Adult Center and Wesley Community Center.

Ms. Jackson said individuals who make \$54,000 or less qualify for the Earned Income Tax Credit Program (EITC). She said citizens interested in tax preparation may call United Way at 937-913-2000 to ask for an appointment.

Commissioner Mims commended Ms. Jackson for her enthusiasm and positive energy for this program.

The Temporary Chairperson, Commissioner Joseph, thanked Ms. Jackson for her presentation and thanked Commissioner Mims for his leadership.

The Temporary Chairperson, Commissioner Joseph, noted this program was started by a bi-partisan coalition.

ADDITIONS OR DELETIONS TO THE CALENDAR

There were no additions or deletions to the calendar.

REPORTS:

A. Purchase Orders, Price Agreements and Contracts:

(All contracts are valid until delivery is complete or through December 31st of the current year).

1. **Purchase Orders:**

POLICE

A1. Law Enforcement Foundation, Inc. (law enforcement training services as needed through 12-31-19) **\$12,500.00**

1.

PUBLIC WORKS

B1. Aramark Uniform & Career Apparel Group (uniform rental and related services as needed through 12-31-20) **12,000.00**

B2. Trame Mechanical, Inc. (two air handling and condensing units through 04-20-20) **24,332.00**

B3. Bell Equipment Company (one walk around municipal tractor) **127,550.00**

B4. Vermeer Heartland, Inc. (one bush chipper with side winch) **63,402.00**

RECREATION & YOUTH SERVICES

C1. Mid Ohio Golf Car, Inc. (golf cart maintenance and rental as needed through 12-31-19) **23,000.00**

WATER

D1. Hach Company (Hach brand equipment, parts and accessories as needed through 12-31-22) **200,000.00**

D2. Benedict Enterprises, Inc. (Pebble lime hauling as needed through 12-31-21) **585,000.00**

-Depts. of Police, Public Works, Recreation & Youth Services, and Water.

Total: \$1,047,784.00

2. **Bricker & Eckler LLP – Service Agreement** – for professional legal services on an as needed basis related to the Dayton-Montgomery County Water Service Agreement – Dept. of Water/Water Engineering. **\$75,000.00**
(Thru 12/31/19)
3. **Countryside Student Tours, LTD. dba Classic Student Tours – Service Agreement** – to provide tour services to Washington, D.C. as part of the Four Cities Young Leader Academy Program – Dept. of Planning & Community Development. **\$24,000.00**
(Thru 10/31/19)
4. **Jacobs Engineering Group, Inc. – Service Agreement** – to perform professional design engineering services for the Anaerobic Digester Cover Replacement – Dept. of Water/Water Reclamation. **\$150,000.00**
(Thru 12/31/20)
5. **Konica Minolta Business Solutions, U.S.A., Inc. – Lease Agreement** – to provide a fleet of printer/copier/scanner/fax multi-function hardware, software, digital production equipment, maintenance and support services for all City department operations – Dept. of Central Services/Information Technology. **\$974,376.00**
(Thru 12/31/21)
6. **LexisNexis Risk Solutions FL, Inc. – Service Agreement** – for Accurint Virtual Crime Center Online Subscription Services – Dept. of Police. **\$34,850.00**
(Thru 02/29/20)
7. **Raftelis Financial Consultants, Inc. – Service Agreement** – for as needed professional consulting services – Dept. of Water/Water Engineering. **\$175,000.00**
(Thru 12/30/20)

B. Construction Contracts:

8. **Double Jay Construction, Inc. – Contract Modification** – for Infield Skin Surface for Baseball Diamonds Project Re-Bid 2 (10% MBE Participation Goal/10.45% MBE Participation Achieved) – Dept. of Recreation & Youth Services. **\$26,203.50**
(Thru 10/05/20)

C. Revenue to the City

9. **City of Middletown, Ohio – Other** – for the Pebble Lime Reclamation, Purchase-Production, Intergovernmental Agreement – Dept. of Water/Water Supply & Treatment. **\$3,060,000.00**
(Thru 01/01/24)

E. Other – Contributions, Etc.:

10. **Wright & Schulte, LLC & Naja Hamilton, Administrator for the Estate of Niguel Hamilton – Other** – for full settlement of claim filed – Dept. of Law/Civil. **\$1,500,000.00**

CITIZENS' COMMENTS ON CALENDAR ITEMS

There were no citizens' comments on calendar items.

DISCUSSION OF CALENDAR ITEM

Calendar Item No. 10 – Other – Wright & Schulte, LLC & Naja Hamilton Administrator for the Estate of Niguel Hamilton

Commissioner Fairchild said he will abstain on Calendar Item No. 10. Wright & Schulte, LLC & Naja Hamilton, Administrator for the Estate of Niguel Hamilton.

APPROVAL OF CITY MANAGER'S REPORTS

Commissioner Shaw made the motion to approve the City Manager's Reports excluding Calendar Item No. 10. Commissioner Mims seconded the motion. The City Manager's Reports were approved with a 4-0 vote. Voting in the affirmative were Commissioners Joseph, Mims, Shaw and Fairchild.

Commissioner Mims made the motion to approve City Manager's Report Calendar Item No. 10. Commissioner Shaw seconded the motion. The City Manager's Report was approved with a 3-0-1 vote. Voting in the affirmative were Commissioners Joseph, Shaw and Mims. Commissioner Fairchild abstained.

LEGISLATION

EMERGENCY ORDINANCE – FIRST AND SECOND READING

Emergency Ordinance No. 31702-19- Adopting Plan, Proposing to Cooperate, and Requesting the Director of Transportation of the State of Ohio to Proceed with the Improvement of State Route 202 (Troy Street) Within the City of Dayton, and Declaring an Emergency.

Commissioner Fairchild moved that this being an emergency measure for the immediate consideration of the Ordinance. Commissioner Mims seconded the motion. The motion was passed with a 4-0 vote. Voting in the affirmative were Commissioners Joseph, Mims, Shaw and Fairchild. The question being shall Emergency Ordinance No. 31702-19 be passed. A roll call vote was taken resulting in a 4-0 vote. Voting in the affirmative were Commissioners Joseph, Mims, Shaw and Fairchild. The Emergency Ordinance was passed.

EMERGENCY RESOLUTION – FIRST AND SECOND READING

Emergency Resolution No. 6394-19- Authorizing the Submission and Support of an Ohio Department of Natural Resources Clean Ohio Recreational Trails Program and Clean Ohio Trails Fund Grant, Authorizing the Acceptance of Grant Awards Under the Grant, and Declaring an Emergency.

Commissioner Mims moved that this being an emergency measure for the immediate consideration of the Resolution. Commissioner Fairchild seconded the motion. The motion was passed with a 4-0 vote. Voting in the affirmative were Commissioners Joseph, Mims, Shaw and Fairchild. The question being shall Emergency Resolution No. 6394-19 be adopted. A roll call vote was taken resulting in a 4-0 vote. Voting in the affirmative were Commissioners Joseph, Mims, Shaw and Fairchild. The Emergency Resolution was adopted.

CITIZENS' COMMENTS

There were no citizens' comments.

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 thanked the Dr. Martin Luther King Celebration committee led by Mr. Anthony Whitmore for all of their work on the events for the celebration of his life.

Commissioner Joseph

Commissioner Joseph thanked the Dr. Martin Luther King celebration committee for their work on the events held in celebrations of his life.

ADJOURNMENT

There being no further business, the meeting was adjourned at 8:47 a.m.

Mayor Nan Whaley

Attest: _____
Clerk of Commission