

On Wednesday, February 7, 2018, at 6:00 p.m., the Dayton City Commission met in regular session in the Commission Chambers of City Hall.

CALL TO ORDER

Mayor Whaley called the meeting to order.

INVOCATION

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 Williams, Joseph, Mims and Shaw were present. The Clerk of Commission, Ms. Rashella Lavender, and the City Manager, Ms. Shelley Dickstein, were also present.

APPROVAL OF MINUTES

Commissioner Mims made a motion to approve the minutes from the January 31, 2018, meeting. Commissioner Joseph seconded the motion. The previous meeting minutes were unanimously approved.

COMMUNICATIONS AND PETITIONS

Communication # 21283

Work Session handout-Finance Committee Briefing.

Communication #21284

Handout at the City Commission meeting regarding the Public Hearing on Butler Township-Dayton Joint Economic Development District Contract.

SPECIAL AWARDS/PRESENTATIONS

There were no awards or presentations.

ADDITIONS OR DELETIONS TO THE CALENDAR

The Clerk of Commission, Ms. Rashella Lavender, requested the addition of Calendar Item No. 3A. - Ribway Engineering Group, Inc. - Service Agreement – for design of Phosphorus Improvements-\$495,598.00 -Dept. of Water/Water Reclamation.

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:

PUBLIC WORKS

A1. B & G Equipment & Truck Repair (parts, supplies and vehicular body repair services as needed through 12-31-22)

-Dept. of Public Works.

Total: \$250,000.00

2. CityWide Development Corporation – Service Agreement – to perform construction management services for various capital improvement projects – Dept. of Public Works/Civil Engineering.

\$175,000.00

(Thru 12/31/20)

3. Conduent Government Systems LLC – Service Agreement – to provide services necessary to upgrade application modules – Dept. of Central Services/Info. Tech.

\$61,440.00

(Thru 12/31/18)

THIS ITEM WAS ADDED:

3A. Ribway Engineering Group, Inc. – Service Agreement – for Design of Phosphorus Improvements – Dept. of Water.

\$495,598.00

(Thru 12/2020)

CITIZENS' COMMENTS ON CALENDAR ITEMS

There were no citizens' comments on calendar items.

DISCUSSION OF CALENDAR ITEMS

Calendar Item No. 4. – CityWide Development Corporation-Service Agreement

The City Manager, Ms. Shelley Dickstein, said the service agreement is for the Dabney Pool and Transportation Center Improvements.

Calendar Item No. 3A. – Ribway Engineering Group, Inc.-Service Agreement

The City Manager, Ms. Shelley Dickstein, said the service agreement is a grant for phosphorus consulting work.

APPROVAL OF CITY MANAGER'S RECOMMENDATIONS

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 Williams, Joseph, Mims and Shaw.

LEGISLATION

EMERGENCY ORDINANCES – FIRST AND SECOND READING

Emergency Ordinance No. 31618-18- Authorizing the City Manager to Execute an Option Agreement, Authorizing the Conveyance of Real Property and Declaring an Emergency.

Commissioner Williams 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 5-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Williams, Joseph, Mims and Shaw. The question being shall Emergency Ordinance No. 31618-18 be passed. A roll call vote was taken resulting in a 5-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Williams, Joseph, Mims and Shaw. The Emergency Ordinance was passed.

Emergency Ordinance No. 31619-18- Amending Section 49B.01 of the Revised Code of General Ordinances Relating to the Department of Management and Budget, and Declaring an Emergency.

Commissioner Joseph moved that this being an emergency measure for the immediate consideration of the Ordinance. Commissioner Shaw seconded the motion. The motion was passed with a 5-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Williams, Joseph, Mims and Shaw. The question being shall Emergency Ordinance No. 31619-18 be passed. A roll call vote was taken resulting in a 5-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Williams, Joseph, Mims and Shaw. The Emergency Ordinance was passed.

Emergency Ordinance No. 31620-18- Amending Section 41.01 of the Revised Code of General Ordinances Relating to the Department of Public Works, and Declaring an Emergency.

Commissioner Mims moved that this being an emergency measure for the immediate consideration of the Ordinance. Commissioner Williams seconded the motion. The motion was passed with a 5-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Williams, Joseph, Mims and Shaw. The question being shall Emergency Ordinance No. 31620-18 be passed. A roll call vote was taken resulting in a 5-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Williams, Joseph, Mims and Shaw. The Emergency Ordinance was passed.

Emergency Ordinance No. 31621-18- Amending Section 33.01 of the Revised Code of General Ordinances Relating to the Department of Central Services, and Declaring an Emergency.

Commissioner Shaw moved that this being an emergency measure for the immediate consideration of the Ordinance. Commissioner Joseph seconded the motion. The motion was passed with a 5-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Williams, Joseph, Mims and Shaw. The question being shall Emergency Ordinance No. 31621-18 be passed. A roll call vote was taken resulting in a 5-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Williams, Joseph, Mims and Shaw. The Emergency Ordinance was passed.

ORDINANCE-FIRST READING

Ordinance No. 31622-18- Appropriating Funds for the Year 2018 to Provide for the Operating and Capital Expenses of Various Offices, Departments, and Divisions of the Government of the City of Dayton.

ORDINANCE – SECOND READING

Ordinance No. 31616-18- Officially Renaming North McGee Street from the Alley North of Gaddis Boulevard to Springfield Street as Roofers Way.

The question being shall Ordinance No. 31616-18 be passed. A roll call vote was taken resulting in a 5-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Williams, Joseph, Mims and Shaw. The Emergency Ordinance was passed.

BOARD APPOINTMENTS

Commissioner Williams made the motion to reappoint Ms. Annetta Richardson to the West Priority Land Use Board for a term ending December 31, 2019. Commissioner Mims seconded the motion. The motion was unanimously approved.

Commissioner Joseph made the motion to reappoint Mr. Kevin Lydy, Mr. David Klass and Mr. Merle Wilberding to the Dayton Sister City committee for a term ending December 31, 2020. Commissioner Shaw seconded the motion. The motion was unanimously approved.

Commissioner Mims made the motion to reappoint Mr. John Remick to the Greater Downtown Priority Land Use Board for a term ending December 31, 2018. Commissioner Williams seconded the motion. The motion was unanimously approved.

PUBLIC HEARING

Mayor Whaley opened the Public Hearing regarding the second amendment to the Butler Township-Dayton Joint Economic Development District. She asked Ms. Dickstein to proceed.

Ms. Dickstein invited Ms. Suzanne Beck, General Council, to the podium to present.

Ms. Beck said the amendment will remove 148 acres of territory from the Joint Economic Development District (JEDD) that was recently annexed to the City of Dayton, and authorize a Township Services Agreement. She said as required by law, a 30 day notice of the hearing was published on January 7, 2018. Ms. Beck gave an overview of the proposed territory removal.

Mayor Whaley thanked Ms. Beck for her presentation.

CITIZENS' COMMENTS ON THE PUBLIC HEARING

There were no citizen comments on the Public Hearing.

Mayor Whaley closed the hearing.

CITIZENS' COMMENTS

Citizens' comments were received from the following:

1. **Mr. Willie Feaster – At Large** – spoke about the customer service he received from the Commission Office and recent criminal activity around the city.

COMMENTS BY THE CITY MANAGER

The City Manager, Ms. Shelley Dickstein, commented on the snow removal in neighborhoods.

COMMENTS BY THE CLERK OF COMMISSION

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

COMMENTS BY CITY COMMISSION

Commissioner Williams

Commissioner Williams commended staff on snow removal. He asked the City Manager, Ms. Shelley Dickstein, to incorporate a tribute to Commissioner Lovelace for his leadership in the Earned Income Tax Credit (EITC) program.

Commissioner Mims

Commissioner Mims said the Super Saturday event at the Job Center for free tax preparation was a huge success.

He said he would pass Mr. Feasters comments on to his Legislative Aid, Mr. Austin Railey.

Mayor Whaley

Mayor Whaley said the State of City address will be held on Wednesday, February 14, 2018, at 8:30 a.m., in the City Commissioner Chambers at City Hall.

ADJOURNMENT

There being no further business, the meeting was adjourned at 6:19 p.m.

Mayor Nan Whaley

Attest: _____
Clerk of Commission

WORK SESSION

A copy of prepared material has been recorded as Communication & Petition Number 21283 dated February 7, 2018.

The Dayton City Commission met in a Work Session on Wednesday, February 7, 2018, at 4:39 p.m., prior to the regularly scheduled City Commission meeting. The meeting was held in the City Manager’s Large Conference Room, located in City Hall. Commissioners Williams, Joseph, Mims and Shaw were present. Ms. Ariel Walker Director, City Commission Office, and Ms. Rashella Lavender, Clerk of the Commission, were also in attendance.

Ms. Shelley Dickstein, City Manager, Ms. Tammi Clements, Deputy City Manager, Mr. Joe Parlette, Deputy City Manager, Ms. Barbara LaBrier, Director of Management and Budget, Ms. Diane Shannon, Deputy Director of Management and Budget, Mr. Mike Powell, Director of Water, and Mr. Gil Turner, Deputy Director of Aviation, were the presenters.

An overview was provided regarding the Finance Committee’s Briefing by highlighting:

- 2017 Year-End Results, General Fund Revenues/Expenditures
- Year-End Results – Department of Water
- Year-End Results – Department of Aviation

2017 Year-End Results

Ms. LaBrier reported that in 2017 baseline General Fund sources grew one percent; reflecting an increase of \$1.6M. She said the City was able to increase its income rate by 0.25 percentage points that generated \$10.6M in 2017 for various initiatives that were part of the Issue 9 commitments. With the additional earmarked funds, total sources grew 7.7 percent; overall, revenue estimate fell short by \$2.5M. On the expenditure side, baseline uses grew 1.8 percent. When the Issue 9 commitments are added, total uses grew 7.2 percent. The year ended with a positive balance of \$2M.

Ms. Shannon reported that baseline income tax grew 2.8 percent which was ahead of the estimate. She said withholding collections showed strong gains of 13 percent. The tax on business profits were down by 3.6 percent. The taxes paid by individuals have gained 16.6 percent, and refunds were down 22 percent after climbing 30 percent in 2016. Refunds in 2017 were down 22 percent after climbing over 30 percent in 2016. She said with the addition of Issue 9, 2017 Income Tax collections registered the highest level since inception.

Ms. LaBrier reported that property tax and other tax revenue came in at \$6.1M for the General Fund, slightly ahead of the estimate. She said property values for 2018 are up 0.7 percent due to triennial update. The 2017 millage distribution was maintained at the 2016 levels with 4.5 mills going to the General Fund and 5.5 mills going to the Debt Retirement Fund.

The Local Government Fund revenues totaled \$6.3M in 2017, down three percent in 2016. The 2017 collections were eight percent below the State certified estimate. The remaining municipal portion was eliminated and allocated to fund State Opioid programs. The annualized loss is \$371,300. Dayton's Local Government Fund receipts are now nearly \$10M below its peak of \$16M in 2001.

She said fines and forfeits totaled \$654,700 in 2017. Revenues from licenses and permits grew 11 percent year-over-year and were under the estimate by six percent. She said other revenue increased eight percent compared to 2016 and was six percent over the revised estimate; revenues were \$1.1M ahead of the original estimate.

She said the budget was balanced in 2017 without using the cash reserve. However, there is a long-term budget challenge, particularly in the area of infrastructure maintenance and replacement. Also, budget actions at the State and Federal level will continue to be significant challenges in managing resources.

Department of Water

Ms. LaBrier and Mr. Powell reported on the 2017 Year-End Results for the Department of Water.

Water Fund Revenue and Expenditure Review - Water Fund Revenues were down 1.9 percent or \$1M compared to 2016. The revenue from City customers were down \$600,000, compared to the forecast or compared to 2016. Volume was affected by wet weather. The revenue from other jurisdictions fell below forecast by 2.4 percent compared to 2016. Expenditures were up 8.3 percent compared to 2016. The Water Fund ended the year with a positive balance from operations.

Sanitary Sewer Fund Revenue and Expenditure Review – Sanitary Sewer Fund Revenues were up 1.0 percent compared to 2016 due to increased Other Charges for Services offset by lower volumes in the City and other jurisdictions. Revenue from City customers were down \$300,000 and charges for services ended above forecast by \$900,000 due to higher Permit Non-Compliance Violation Fees. Total expenditures were down 4.2 percent compared to 2016 due largely to lower Contracts and Materials cost. The Sewer Fund ended the year with a positive balance from operations.

Department of Aviation

Ms. LaBrier and Mr. Turner reported on the Year-End Results for the Department of Aviation.

Total revenue and other sources exceed expenditures by \$236,900 for 2017. Total revenue sources were below the 2017 projected revenue. Airline revenue was 5.4 percent below projection. Enplanements were 8.2 percent lower compared to 2016. The Department generated \$10M in parking revenue which is 7.5 percent below projection. Parking revenue was impacted by lower activity and the construction in the economy lot. The Department generated \$3.7M in rental car revenue which is 18.8 percent higher than projected. Concession revenue was 21.1 percent higher than projected, and other non-airline revenue, interest and other is \$2.4M higher than prior year.

Ms. LaBrier said Contracts, Materials and Other Uses were 13.2 percent below budget for the period. The variances were mainly from savings in supplies and materials utilities (electric and gas) and fuel. She said \$353,300 in capital equipment purchases were made during the year. This is a result of security and telecommunication services at several facilities. The Department of Aviation ended the year with a positive balance, and was able to increase capital investment.

Mr. Turner highlighted the various projects (Terminal Modernization Project, Concord Drive Pad II, T-Hangars at Dayton-Wright Brothers, Conner Group Hangar at Dayton-Wright Brothers, PSA Receives 124th New Aircraft – CRJ700), and the seating capacity projections for the next six months.

Mayor Whaley thanked everyone for the updates and noted her appreciation for staff's work.

The Work Session concluded at 5:22 p.m.