

On Wednesday, February 26, 2020, at 8:31 a.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 Fairchild 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.

APPROVAL OF MINUTES

Commissioner Mims made a motion to approve the minutes from the February 19, 2020, meeting. Commissioner Fairchild seconded the motion. The previous meeting minutes were unanimously approved.

COMMUNICATIONS AND PETITIONS

Communication #21472

Handout - 2018 Annual Report from the Good Neighbor House

Communication #21473

Letter from Caleb Hildenbrandt - Proposing an Initiative to decriminalize ethnogenic plants

SPECIAL AWARDS/PRESENTATIONS

Dayton Flag Redesign

Mayor Whaley thanked Commissioner Mims for his work on the Dayton Flag Redesign.

Mayor Whaley said so far the Steering Committee had been placed, themes and colors were selected, the contest was opened, the Steering Committee narrowed the selection, and city officials narrow the selection to the top three.

Mayor Whaley invited Ms. Maggie Schaller, Legislative Aide, to the podium for additional information.

Ms. Schaller said the first design was submitted by Mr. Larry Collins, the second design was submitted by Ms. Cecilia Freeman, and the third was submitted by fifth grader Elizabeth Adams from Cleveland Elementary School.

Mayor Whaley said next steps will include a feedback window which will be opened until March 31, 2020, they will accept online and paper forms. She said there will be a broader outreach strategy and feedback will be used on the final design. Mayor Whaley said if there is no clear consensus, a graphic designer will be brought in and public feedback will be used. She said the City Commission will need to amend the city code.

Mayor Whaley said for more information and to submit forms, citizens may go to www.daytonohio.gov/flag.

Voices for Veterans Advisory Group

Mayor Whaley invited Mr. Brandon McClain, Montgomery County Recorder, to the podium for a community update.

Mr. McClain said since the opening of the Veteran Identification Card Program in 2018, 2000 cards have been issued. He thanked the City Commission for their support in this endeavor.

Mr. McClain said his new initiative is the Voices for Veterans Advisory Group which assists Veterans in obtaining a second set of medals, requesting discharge upgrades, serving as a liaison for veterans by connecting them to existing resources to address their concerns, and developing a centralized veteran resource bank.

Mr. McClain said board meetings are held the last Monday of the month at 5:30 p.m.

Mr. McClain said for more information email Voices4Vets@mcoho.org

Good Neighbor House

Mayor Whaley invited Mr. Frank Perez, Volunteer and CEO of Good Neighbor House, and Michelle Collier, COO of Good Neighbor House, to the podium for a community update.

Mr. Perez said they are celebrating their 25th Anniversary of the Good Neighbor House as they continue to commit to making the City of Dayton a better place.

Ms. Collier said their mission is “empowering healthier communities by fostering the physical, emotional and spiritual well-being of our neighbors”. She said they have been in the community for 26 years filling gaps in need through health and human services. Ms. Collier said they have served over 42,000 clients across service lines by supporting families and individuals with medical, dental, visual, wellness classes, thrift store, food pantry and counseling.

Ms. Collier said for more information citizens may contact the Good Neighbor House at www.goodneighborhouse.org.

ADDITIONS OR DELETIONS TO THE CALENDAR

The Clerk of Commission, Ms. Rashella Lavender, requested the replacement of Calendar Item Number 1, with modifications to include the correction of Sub-Item E2 – a purchase order with YSI Incorporated. The addition of a purchase order, Sub-Item F1, with Dell Marketing LP, for computers and accessories in the amount of \$16,864.04. The Department of Fire is requesting approval. A purchase order, Sub-Item G1, with Univar Solutions, USA, Inc. for Hydro-flou-sillicic acid in the amount of \$130,000.00 for a period through 12-31-20. The Department of Water is requesting approval.

Ms. Lavender also requested the addition of Calendar Item Number 13A, an Eighth Amendment to the River Corridor Partnership Agreement with Five Rivers Metro Parks for the sole purpose of facilitating the demolition and replacement of the Deeds Point Pedestrian Bridge for a period through December 31, 2095. The Department of Economic Development is requesting approval.

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:

AVIATION

- A1. Chapel Electric Company LLC dba Kastle Electric Company** (emergency electrical repairs) **\$24,062.06**
- A2. Frost Brown Todd LLC** (professional legal services as needed through 12-31-20) **\$35,000.00**
- A3. Tyco Fire & Security (US) Management, Inc. dba Johnson Controls** (fire alarm annual maintenance services as needed through 12-31-20) **30,000.00**

HUMAN RESOURCES

- B1. University of Dayton** (emerging leader certificate program as needed through 12-31-22) **324,000.00**

PUBLIC WORKS

- C1. Ennis-Flint, Inc.** (roadway traffic paint as needed through 12-31-20) **36,750.00**
- C2. Ennis-Flint, Inc.** (pavement marking compound as needed through 12-31-20) **13,710.00**
- C3. B & G Equipment & Truck Repair** (body shop repair services for heavy equipment as needed through 12-31-21) **100,000.00**
- C4. Boone’s Power Equipment, Inc.** (trimmers, chainsaws, blowers and related grounds maintenance equipment as needed through 12-31-20) **20,000.00**
- C5. Cargill, Inc.** (rock salt as needed through 7-31-20) **390,000.00**
- C6. Road Solutions, Inc.** (non-chloride liquid deicer/anti-icer products as needed through 12-31-20) **22,000.00**

1. (Cont'd)

RECREATION AND YOUTH SERVICES

D1. Cubbie, Bradford dba Stripes (sports officials, scorekeepers and timekeepers services as needed through 12-31-20)	\$22,000.00
D2. Rain Drop Products LLC (splash pad expansion)	270,658.00
D3. Service Supply LTD, Inc. (playground expansion)	101,411.68

WATER

E1. White Allen Chevrolet, Inc. (two 2020 full-size four wheel drive extended cab pickup trucks)	67,900.00
E2. YSI Incorporated (sewer collection system monitoring equipment)	69,409.25
E3. Ohio Cat (rental services for various heavy equipment and related items)	10,816.00

THESE ITEMS WERE ADDED

FIRE

F1. Dell Marketing LP (computers and accessories)	16,864.04
--	------------------

WATER

G1. Univar Solutions, USA, Inc. (Hydroflousillic acid through 12-31-20) -Depts. of Aviation, Human Resources, Public Works, Recreations and Youth Services, Fire and Water.	130,000.00 Total: \$1,684,581.03
--	---

2. **CityWide Development Corporation – Service Agreement** – for a development partnership for asset based strategic initiatives– Dept. of Economic Development.
\$550,000.00
(Thru 12/31/20)
3. **O & S Associates, Inc. – Contract Modification** – second amendment for the Oregon District Garage Phase 2 Design Services– Dept. of Public Works/Property Mgmt.
\$79,900.00
(Thru 12/31/21)
4. **SAMBA Holdings, Inc. dba SambaSafety– Service Agreement** – for Automated Driver’s License Verification – Dept. of Human Resources.
\$20,000.000
(Thru 02/26/21)
5. **Vertex Data Utility Services LLC – Contract Modification** – second amendment for the utility billing professional services agreement – Dept. of Finance/Utility Revenue Admin.
\$282,000.00
(Thru 2/28/21)

B. Construction Contracts:

6. **L. J. DeWeese Co., Inc. – Award of Contract** – for the Salem Avenue Water Main Improvements Phase 3 (20% MBE-Goal/20.07% MBE –Achieved) – Dept. of Water/Water Engineering.
\$749,666.94
(Thru 5/31/21)
7. **R. B. Jergens Contractors, Inc. – Award of Contract** – for the Jefferson Street Reconstruction (8% DBE Participation Goal/16.2% DBE Participation Achieved) (Federal Construction Funds) – Dept. of Public Works/Civil Engineering.
\$2,193,817.73
(Thru 11/25/22)

C. Revenue to City:

8. **CK3 LLC – Contract Modification** – second renewal for food and beverage concessions at Kittyhawk Golf Center – Dept. of Recreation and Youth Services/Golf.
\$22,000.00
(Thru 3/31/21)
9. **Delta Air Lines, Inc. – Lease Agreement** – for a ground service maintenance facility lease – Dept. of Aviation/AP Admin & Finance.
\$94,800.00
(Thru 2/28/25)

E. Other – Contributions, Etc.:

10. **Homefull – Other** – for the Emergency Solutions Grant Subrecipient Agreement – Dept. of Planning & Community Development/Community Dev. **\$29,250.00**
(Thru 1/31/21)
 11. **Miami Valley Regional Planning Commission (MVRPC) – Other** – for the 2020 Miami Valley Regional Planning Commission Annual Membership Dues – Dept. of Planning & Community Development/Land Use Admin. **\$65,102.42**
(Thru 12/31/20)
 12. **St. Vincent de Paul Social Services, Inc. – Other** – for the 2019 Emergency Solutions Grant- Subrecipient Agreement – Dept. of Planning & Community Development/Community Dev. **\$291,061.00**
(Thru 6/30/20)
 13. **University of Dayton – Other** – for the University of Dayton Agreement and Marketing Sponsorship –winning water utility – Dept. of Water/Director. **\$51,000.00**
(Thru 6/30/22)
- THIS ITEM WAS ADDED**
- 13A. **Five Rivers Metro Parks – Other** – for Eighth Amendment to River Corridor Partnership Agreement – Dept. of Economic Development. N/A

CITIZENS’ COMMENTS ON CALENDAR ITEMS

There were no citizen’s comments on calendar items.

DISCUSSION OF CALENDAR ITEM

Calendar Item No. 10. Homefull – Other

The City Manager, Ms. Shelley Dickstein, said this is a regional strategy to prevent and eliminate homelessness by targeting school based prevention for high-risk households living in subsidized public housing.

Calendar Item No. 12. St. Vincent de Paul Social Services, Inc. - Other

The City Manager, Ms. Shelley Dickstein said this is the annual contribution for emergency shelter grant which is HUD funding to support the two emergency homeless shelters.

Calendar Item No. 13A. Five Rivers Metro Parks - Other

The City Manager, Ms. Shelley Dickstein said this item will support Five Rivers Metro Parks to receive ODOT grant funding to repair the pedestrian bridge.

Calendar Item No. 2. CityWide Development Corporation – Service Agreement

The City Manager, Ms. Shelley Dickstein invited Mr. Ford Weber, Director of Economic Development, to the podium for clarification.

Mr. Weber said this is the annual development partnership agreement with CityWide Development for \$550,000 (which is the same amount as last year). He said there are four areas they will focus on Neighborhood Planning and Investment, Urban Revitalization, Innovation Networks in the Entrepreneurial Ecosystem, and West Dayton Strategic Initiative. Mr. Weber said it’s a very broad ambitious work plan but they are seeing a lot of success as a result of the work.

Mayor Whaley asked the City Manager, Shelley Dickstein, to explain all of the additions to the calendar.

Ms. Dickstein said with the cancellation of next week’s meeting, there were some time sensitive purchase orders that needed to be added to the calendar for this week.

APPROVAL OF CITY MANAGER’S REPORTS

Commissioner Joseph made the motion to approve the City Manager’s Reports. Commissioner Shaw 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. 6476-20- Approving the Submission of a Grant Application for the Fiscal Year 2020 Ohio Airport Grant Program to the Ohio Department of Transportation, Office of Aviation; Authorizing the Acceptance of a Grant from the State of Ohio Department of Transportation, Office of Aviation in an Amount Not to Exceed Two Hundred Sixty Three Thousand Four Hundred Ninety Three Dollars and Zero Cents (\$263,493.00) on behalf of the City of Dayton; 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 5-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Joseph, Mims, Shaw and Fairchild. The question being shall Emergency Resolution No. 6476-20 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 Resolution was adopted.

ORDINANCE –SECOND READING

Ordinance No. 31791-20 - Appropriation Funds for the Year 2020 to Provide for the Operating and Capital Expenses of Various Offices, Departments, and Divisions of the Government of the City of Dayton.

The question being shall Ordinance No. 31791-20 be passed. 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 Ordinance was passed.

CITIZENS' COMMENTS

Citizens' comments were received from the following:

1. **Anthony Hubbard, 4103 E. 4th Street** – spoke about an issue with Greater Dayton Regional Transit Authority (GDRTA).
2. **Nancy Kiehl, 309 Hacker Road** - spoke about the closing of Premier Health Hospital (Good Samaritan).

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, said the March 4, 2020, City Commission Meeting will be cancelled due to lack of quorum.

COMMENTS BY THE CITY COMMISSION

Commissioner Fairchild

Commissioner Fairchild invited citizens to view his *Work in Progress Podcast* dealing with the impact of the First Four on the city. He said his special guest will be Mr. John Lumpkin, Vice President of Wealth Management and Financial Advisor with Morgan Stanley.

Commission Fairchild wished citizens a good Lent.

Commissioner Shaw

Commissioner Shaw thanked everyone who submitted applications for the Dayton AFL-CIO Dayton Building and Construction Trades

Commissioner Shaw said Census Day is April 1, 2020. He said it's important that everyone is counted. For more information please visit www.2020Census.gov.

Commissioner Mims

Commissioner Mims congratulated Dayton Public School on the opening of their health clinic at Roosevelt Elementary School.

Commissioner Joseph

Commissioner Joseph thanked everyone for their work to end chronic homelessness.

Mayor Whaley

Mayor Whaley said there will not be a meeting next week March 4, 2020, due to travel of Commissioner Mims and Joseph and herself. Mayor Whaley asked Commissioner Joseph to talk about the reason behind the travel.

Commissioner Joseph said they will be traveling to Rushmore England for a new sister city. He said he is excited because they have aviation history.

Mayor Whaley thanked everyone for their work on the “State of City”.

EXECUTIVE SESSION

At 9:15 a.m., Commissioner Fairchild made a motion to convene into an Executive Session to discuss personnel issues relating to employee appointment, employment, dismissal or demotion. Commissioner Mims seconded the motion. The motion was unanimously approved.

ROLL CALL

Roll call was taken and Mayor Whaley, Commissioners Joseph, Mims, Shaw and Fairchild were present.

RECONVENE

At 10:00 a.m., Commissioner Shaw made a motion to reconvene from Executive Session and to continue with the meeting in the Commission Chambers of City Hall. Commissioner Fairchild seconded the motion. The motion was unanimously approved.

ROLL CALL

Roll call was taken and Mayor Whaley, Commissioners Shaw and Fairchild were present.

ADJOURNMENT

There being no further business, the meeting was adjourned at 10:01 a.m.

Nan Whaley
Mayor

Attest: _____
Clerk of Commission