

On Wednesday, June 10, 2020, at 8:32 a.m., the Dayton City Commission met in regular session, remotely through electronic means, in the Commission Chambers of 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 or call 937-333-3636.

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 Acting City Manager, Mr. Joe Parlette, were also present through electronic means.

APPROVAL OF MINUTES

Commissioner Mims made a motion to approve the minutes from the June 3, 2020, 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

There were no awards or presentations.

ADDITIONS OR DELETIONS TO THE CALENDAR

The Clerk of Commission, Ms. Rashella Lavender, requested the addition of the legislation implementing the zoning change regarding the public hearing at the desire of the City Commission.

REPORTS

A. Purchase Orders, Agreements and Contracts:
(All contracts are valid until delivery is complete or through December 31st of the current year).

1. Purchase Orders:

AVIATION

A1. Roby Services Ltd. (janitorial supplies as needed through 01-31-21) **\$15,000.00**

FINANCE

B1. Friends Service Company, Inc. dba FriendsOffice (office furniture for the Call Center and Utility Revenue Administration Office through 09-30-22) **217,502.82**

INFORMATION TECHNOLOGY

C1. RDI Marketing, Inc. (professional Information Technology technical support services) **11,623.38**

POLICE

D1. Moonlight Security, Inc. (armed security services as needed through 12-31-23) **612,240.00**

1. (Cont'd):

WATER

- E1. General Electric dba GE Digital LLC** (annual software system maintenance and support agreement through 12-31-23) **\$264,547.21**
- E2. Gray Matter Systems, LLC** (DreamReports software licensing and training) **35,824.00**
- E3. South Ohio Horizons LLC dba New Horizon** (professional computer software and technical training services as needed through 12-31-20) **25,000.00**
-Depts. of Aviation, Finance, Information Technology, Police and Water.
- Total: \$1,181,737.41**

2. **TargetSolutions Learning LLC – Contract Modification** – first amendment for online training resources – Dept. of Fire. **\$28,863.54**
(Thru 06/01/21)

C. Revenue to City:

3. **Eagle Bridge Company – Contract Modification** – first amendment for off-duty police officer services – Dept. of Police. **\$29,156.40**
4. **Montgomery County Juvenile Court – Service Agreement** – for mediation services for the Juvenile Court Mediation Program – Dept. of Planning & Community Development. **\$85,000.00**
(Thru 06/30/21)
5. **Public Health-Dayton Montgomery County – Other** – to provide assistance in planning emergency services – Dept. of Fire. **\$20,000.00**
(Thru 05/31/21)
6. **Sinclair Community College – Other** – for providing Sinclair access to the City of Dayton Fire Training Center – Dept. of Fire. **\$58,000.00**
(Thru 06/30/22)

E. Other – Contributions, Etc.:

7. **Various – Other** – for the Dayton Economic Attraction Program (DEAP) Annual Payments:
Acadia Lead Mgmt. CareSource Management Group, Co.
RSM US, LLP Shops by Todd
– Dept. of Economic Development. **Total: \$158,553.01**
(Thru 12/31/20)

CITIZENS' COMMENTS ON CALENDAR ITEMS

Citizens' comments were suspended for the meeting.

DISCUSSION OF CALENDAR ITEM

There were no discussion of calendar items.

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

ORDINANCE – FIRST READING

Ordinance No. 31815-20- Consenting to Crack Seal Interstate Route 75 Within the City of Dayton, and Agreeing to Cooperate In Matters Incidental Thereto, Including the Execution of Agreements Necessary to Implement this Ordinance.

PUBLIC HEARING

Mayor Whaley opened the Public Hearing on Planned Development PD-178 at 721 Miami Chapel Road. She asked Mr. Parlette to proceed. Mr. Parlette invited Ms. Ann Schenking, Plan Board Secretary, Planning and Community Development and Mr. Tony Kroeger, Planning Division Manager, Planning and Community Development, to present.

Ms. Schenking said this is a public hearing for Plan Board Case 2020-00077, which will rezone the former Whittier School site located at Miami Chapel Road and Campbell Street. She said this will rezone the site from MR-5 Mature Single Family Residential to T-Transitional in order to allow for a new Fiver Rivers Health Center medical office building.

Ms. Schenking said the planned development was created through a collaborative process which included Fiver Rivers Health Centers, City of Dayton staff and CityWide Development Staff. She said it was supported by Planning and Community Development staff and the 2018 Carillon Edgemont Neighborhood Plan. She said there was no opposition at the Plan Board's public hearing, and the request is consistent with the City's Comprehensive Plan, intent, purpose, and regulations of the Zoning Code.

Ms. Schenking said the City Commission has three decision options, approve the Plan Board recommendation to establish the PD-178 and rezone the Property within the PD as T Transitional, remand the case back to the Plan Board, or deny the request.

Mr. Kroeger said the proposal includes an 85,000 square foot facility, combining the services of four locations. He said the site will include a drive-thru pharmacy and a separate entrance for service. Mr. Kroeger gave an overview of the site plans.

Ms. Gina McFarlane-El, CEO, Five Rivers Medical Center, said Five Rivers Medical Center will transition 150 employees along with 50 other medical residents from Wright State University to this new site. She said they are hoping to begin building in September. Ms. McFarlane-El said they are the ninth largest federally qualified health center in Ohio out of 56 centers, and they hope to grow in the future.

Mayor Whaley said the City Commission is very excited about this endeavor to have health services in west Dayton which are needed.

Commissioner Shaw asked about the services they will offer to the community.

Ms. McFarlane-El said the Center for Women's Health will offer obstetric and gynecological services. She said they are the largest Medicaid provider of OB-GYN services within Montgomery County. Ms. McFarlane-El said they will offer internal medicine, pediatrics, dental, pharmacy, behavioral health, substance abuse and dietician services. She said in the future, they will have a disparity center that will focus on the communities they serve.

Commissioner Fairchild asked what residential properties abuts the property.

Mr. Kroeger said most of the properties are vacant and most structures have been demolished.

Commissioner Joseph thanked Ms. McFarlane-El for her work and inclusion with Wright State University.

Mr. Kim Patton, Elevar Design Group, said he is looking forward to beginning construction and is expected to choose a construction manager in the upcoming weeks.

CITIZENS' COMMENTS ON PUBLIC HEARING

There were no citizens' comments on the Public Hearing.

Mayor Whaley closed the hearing.

The pleasure of the City Commission is to move forward.

THIS ITEM WAS ADDED

EMERGENCY ORDINANCE – FIRST AND SECOND READING

Emergency Ordinance No. 31816-20- Amending the Official Zoning Map to Establish Planned Development 178 for the Five Rivers Health Centers Building at 721 Miami Chapel Road, Rezoning the Property Within the Planned Development to T Transitional, and Declaring an Emergency.

Commissioner Mims moved that this being an emergency measure for the immediate consideration of the Ordinance. 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 Ordinance No. 31816-20 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 Emergency Ordinance was passed.

CITIZENS' COMMENTS

Citizens' comments were suspended for the meeting.

COMMENTS BY THE CITY MANAGER

The Acting City Manager, Mr. Joe Parlette, 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 Fairchild

Commissioner Fairchild said he has been moved by where we are as a city and a nation. He said he was reminded that Jesus wept because they did not know the things that made for peace. He said he follows Jesus and he has wept for those that are mourning and in pain in our community.

Commissioner Fairchild said during the funeral of Mr. George Floyd, there were no statements of hate, only testaments to the power of love to overcome evil and violence. He said Dr. Martin Luther King Jr., in his work, never attacked individuals but rather attacked the evils of the structures of racism. He said there is an invitation for all of us to come together and work to eradicate racism.

Commissioner Fairchild said we need to actively be working against those evil structures of racism and invited everyone to be anti-racist and to join in this important work.

Commissioner Fairchild said scripture says we are to mourn with those who mourn and rejoice with those who rejoice. He said last year, the police department acted valiantly and saved many lives, and mourned with the police at the loss of Detective Del Rio. He said in both of those situations, we recognized the police put their lives on the line for our community. He said he invites the police department to hear the community when they say they feel their lives are in jeopardy and feel unsafe. He said if we are willing to listen to one another, respect those with whom we disagree, seek common ground, and for all of us be humble and work with integrity, we can create the community that we desire, one that would bring respect and safety for all.

Commissioner Fairchild said he is reminded of the pledge of allegiance and the declaration of independence and said we need to hold both of those things together; the commitment to be one nation as well as our commitment of liberty and justice for all.

Commissioner Shaw

Commissioner Shaw said he looks forward to the conversation of police relations in the community. He said there is a significant opportunity to change the way we've been doing business and to take advantage of opportunities that are available right now.

Commissioner Shaw encouraged citizens to participate in the 2020 Census.

Commissioner Mims

Commissioner Mims said House Bill 680 reduces the time to vote by seven days, eliminates the last three days of early voting, replaces the system of mailing in ballot applications, forbids the Secretary of State from using federal funds to pay for return postage and more.

Commissioner Mims asked citizens to call Senator Peggy Lehner at (614)-466-4538 to express their concern regarding this Bill.

In addition, Mayor Whaley encouraged citizens to contact Senator Steve Huffman who represents the Dayton area at (614)-466-6247.

Commissioner Joseph

Commissioner Joseph said House Bill 680 is trying to reduce the number of people voting in areas like Dayton. He said in our democracy, we should want everyone to vote and to make it easier for everyone to vote. Commissioner Joseph said this bill will not only reduce the time of voting, it will also reduce the resources available to make sure everyone can vote.

Commissioner Joseph highlighted his attendance at a rally focused on victims of recent tragedies.

Mayor Whaley

Mayor Whaley said she is concerned about the actions of the Ohio Legislature during this unprecedented time to move the House to use the opportunity of COVID-19 to limit voting in our state.

Mayor Whaley said after the deaths of George Floyd and Amaud Aubrey, the House decided to have a hearing on House Bill 381 which is the stand-your-ground legislation. She said the work the House does is the exact opposite that is needed for our communities and state.

Mayor Whaley said citizens are needed to stand up and talk about these actions. She said Republicans are needed to stand with citizens against this issue. Mayor Whaley said there has been only one Republican to stand with Representative Emilia Sykes on this issue.

Mayor Whaley said she appreciates the comments that she has received regarding police reform. She said the timeline is six to nine months with things happening very quickly in the next few weeks around the subject of transparency.

Mayor Whaley highlighted the community forum around the issue of racism as a public health issue.

Mayor Whaley thanked the Dayton City Commission for their leadership and said she is hopeful for the community.

ADJOURNMENT

There being no further business, the meeting was adjourned at 9:12 a.m.

Nan Whaley
Mayor

Attest: _____
Clerk of Commission