

On Wednesday, September 25, 2019, at 8:33 a.m., the Dayton City Commission met in regular session in the Commission Chambers of City Hall. Commissioner Joseph served as Temporary Chairperson.

CALL TO ORDER

Temporary Chairperson Commissioner Joseph called the meeting to order.

INVOCATION

Commissioner Mims gave the invocation.

PLEDGE OF ALLEGIANCE

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

APPROVAL OF MINUTES

Commissioner Shaw made a motion to approve the minutes from the September 18, 2019, 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 special awards or presentations.

ADDITIONS OR DELETIONS TO THE CALENDAR

The City Manager, Ms. Shelley Dickstein, requested the deletion of Calendar Item No. 2. Accela Incorporated-Service Agreement due to incomplete negotiations.

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. CDW Government, Inc. (seven Cisco Catalyst switches with extended service agreements, seven Cisco power supplies, 15 Cisco hard drives and one Cisco Synology disk station) **\$71,684.18**

FIRE

B1. Celco Prtnshp dba Verizon Wireless (cellular and broadband services as needed through 12-31-19) **13,000.00**

B2. Finley Fire Equipment Company, Inc. (self-contained breathing apparatus and related items as needed through 12-31-22) **20,000.00**

B3. Rush Truck Centers of Ohio, Inc. (Medic unit parts, supplies and related items as needed through 12-31-19) **5,000.00**

B4. Stryker Medical (two Lifepak monitors/defibrillators and accessories) **58,831.14**

POLICE

C1. Katherine Platoni, PsyD. (professional counseling services as needed through 12-31-19) **13,500.00**

WATER

D1. ESRI – Environmental Systems Research Inst., Inc. (real-time mapping and analytics software through 12-31-22) **44,000.00**

1. (Cont'd):

D2. Infor Public Sector, Inc. (annual computer software licensure, maintenance and support)	\$60,000.00
D3. Open Text, Inc. (annual software maintenance and support services)	19,110.00
D4. DXP Enterprises, Inc. (PumpWorks brand pumps, controls and related items)	19,682.00
D5. Rotork Controls, Inc. (Rotork brand actuator repair parts and services as needed through 12-31-19)	96,472.00
D6. Thompson Pump & Manufacturing Company, Inc. (one diesel powered dri-prime type trash pump and related items)	40,091.58
D7. Gedico International, Inc. (machine fabrication services as needed through 12-31-19)	20,000.00
D8. C & S Solutions, Inc. (four SPX Radio detection brand locators and accessories)	14,044.80
D9. Open Text, Inc. (annual software maintenance and support services)	14,876.03
D10. White Allen Chevrolet, Inc. (one dump truck through 03-31-20) -Depts. of Aviation, Fire, Police, and Water.	60,649.99
	Total: \$570,941.72

THIS ITEM WAS PULLED

- 2. Accela Incorporated – Service Agreement** – to provide services to upgrade the Accela Civic Platform software – Dept. of Central Services/Information Technology.
\$60,000.00
(Thru 12/31/20)
- 3. Kronos Incorporated – Service Agreement** – for the Kronos Telestaff Software as a Service module – Dept. of Fire/Strategic Prog. & Safety.
\$274,300.00
(Thru 12/31/22)
- 4. Sinclair Community College – Service Agreement** – to provide two full-time Victim Advocate Coordinators and one Victim/Witness student intern and/or volunteer to support the City’s Prosecutor’s Office Victim Services Division – Dept. of Law/Criminal.
\$161,567.00
(Thru 09/30/20)
- 5. Wright State University – Service Agreement** – to provide support for implementing evidence-based mental health awareness training to law enforcement and other community groups – Dept. of Police.
\$40,379.00
(Thru 10/01/21)
- 6. Wright State University – Service Agreement** – to provide support for implementing evidence-based mental health awareness training to law enforcement and other community groups – Dept. of Police.
\$37,476.00
(Thru 10/01/21)

B. Construction Contracts:

- 7. Brumbaugh Construction, Inc. – Award of Contract** – for the Woodbine Avenue Water Main Improvements (15% MBE, 5% WBE & 5% SBE Goal/15.01% MBE, 5% WBE & 5.05% SBE Achieved) – Dept. of Water/Water Engineering.
\$538,600.70
(Thru 05/31/21)
- 8. John R. Jurgensen Company – Contract Modification** – for the 2019 CDBG Residential Asphalt Resurfacing (10% HUD Section 3 Participation Goal/10.04% HUD Section 3 Participation Achieved) (Federal Construction Funds) – Dept. of Public Works/Civil Engineering.
\$150,000.00
(Thru 08/02/21)
- 9. L. J. DeWeese Co., Inc. – Award of Contract** – for the Home Avenue Water Main Improvements (10% MBE, 5% SBE, 5% WBE Goal/10% MBE, 5.04% SBE, 5.01% WBE Achieved) – Dept. of Water/Water Engineering.
\$1,930,900.40
(Thru 03/31/21)

10. **Outdoor Enterprise LLC – Contract Modification** – for the Park Shelter Installation at Belmont Park (20% SBE Participation Goal/20% SBE Participation Achieved) – Dept. of Planning & Community Development.

\$25,000.00
(Thru 10/31/21)

CITIZENS' COMMENTS ON CALENDAR ITEMS

There were no citizens' comments on calendar items.

DISCUSSION OF CALENDAR ITEM

Calendar Item No. 8.-John R. Jurgensen Company – Contract Modification

Ms. Dickstein said the modification is for additional asphalt resurfacing for neighborhoods. She said the City was awarded additional CDBG funds.

Commissioner Joseph said in every neighborhood he and Commissioner Shaw has walked the resurfacing has been very noticeable.

Calendar Item No. 9. L.J. DeWeese Co., Inc. – Award of Contract

Commissioner Mims noted that the goals for local minority contractor's participation are still being met.

APPROVAL OF CITY MANAGER'S REPORTS

Commissioner Shaw made the motion to approve the City Manager's Reports. 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.

LEGISLATION

EMERGENCY ORDINANCES – FIRST AND SECOND READING

Emergency Ordinance No. 31755-19- Authorizing a Cooperative Development Agreement between the City of Dayton, Dayton Arcade Partners LLC, and the Dayton Arcade New Community Authority, 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. 31755-19 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 Ordinance No. 31756-19- Amending the City's Appropriations for the Year 2019, and Declaring an Emergency.

Commissioner Shaw 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. 31756-19 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. 6439-19- Approving the Submission of Grant Applications and Authorizing the Acceptance of Grant Awards from the Miami Valley Regional Planning Commission under the Transportation Improvement Program for State Fiscal Year 2025, 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. 6439-19 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.

ORDINANCES – FIRST READING

Ordinance No. 31757-19- Consenting to the Replacement of a Traffic Signal Within the City of Dayton, and Agreeing to Cooperate in Matters Incidental Thereto, Including the Execution of Agreements Necessary to Implement this Ordinance.

Ordinance No. 31758-19- Consenting to the Resurfacing of U.S. State Route 35 Within the City of Dayton, and Agreeing to Cooperate in Matters Incidental Thereto, Including the Execution of Agreements Necessary to Implement this Ordinance.

CITIZENS' COMMENTS

Citizens' comments were received from the following:

1. **Kathleen Galt, 5066 Segway Dr.** – spoke about hazardous waste at the old Good Samaritan Hospital site.
2. **Keith Lander, 429 S. Kilmer**-spoke about an incident involving police officers and citizens of various ethnicities.
3. **Kimara Wa-Tenza, 1200 W. Grand Ave.** - spoke about disparities of police shootings of African-American men.
4. **Nancy Kiehl, 309 Hacker Rd.** - spoke about the closing of Premier Health Hospital (Good Samaritan).
5. **Willie Feaster, No Address** – spoke about the compassion of Commissioners Fairchild and Shaw and the unfair treatment of the judicial system.

COMMENTS BY THE CITY MANAGER

The City Manager, Ms. Shelley Dickstein, highlighted the economic development strategies of the Manhattan Project located at 601 East Third Street. She said there are criticisms given to the city when use of strategic acquisitions are used. She said the City had a vision ten years ago that these buildings would be used as the gateway into Downtown Dayton. Ms. Dickstein said the inside of the buildings are amazing with a lot of character. She said after the Loft explosion, they knew the buildings had unique value as housing reuse. Ms. Dickstein said with the aid of the City of Dayton, a business was located there that created jobs for citizens, however, the business has relocated to another part of the city and the City of Dayton took ownership once again. She said this empty building will now yield a \$10 million investment, 175 full-time tech jobs, and an estimated payroll of \$12 million. She said this is better than what she hoped for and she is excited for the project.

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 thanked the United States Air Force for the 23rd Annual Air Force Marathon.

Commissioner Shaw

Commissioner Shaw highlighted United States Air Force for the 23rd Annual Air Force Marathon.

Commissioner Shaw thanked Ms. Dickstein for her closing comments and said he appreciated her bring this to their attention.

Commissioner Mims

Commissioner Mims highlighted his participation in registering high school senior to vote. He said on October 30, 2019, there will be over 250 students marching from the RTA Cultural Center to Montgomery County Building to vote.

Commissioner Joseph

Commissioner Joseph congratulated Commissioner Mims for his work.

Commissioner Joseph thanked Mr. Lander and Mr. Wa-Tenza for their comments.

Commissioner Joseph said he is proud to work among people who actually walk the walk. He commended his colleagues for their compassion for Mr. Feaster.

ADJOURNMENT

There being no further business, the meeting was adjourned at 9:06 a.m.

Matt Joseph,
Temporary Chairperson

Attest: _____
Clerk of Commission