

On Wednesday, October 14, 2020, at 8:30 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 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 Joseph, Mims, Shaw and Fairchild were present. The Clerk of Commission, Ms. Rashella Lavender, and The City Manager, Ms. Shelley Dickstein, were also present through electronic means.

APPROVAL OF MINUTES

Commissioner Mims made a motion to approve the minutes from the October 7, 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 special awards or presentations.

ADDITIONS OR DELETIONS TO THE CALENDAR

The Clerk of Commission, Ms. Rashella Lavender, requested the addition of Emergency Ordinance No. 31848-20- Levying Special Assessments for the Implementation of the Plan for Services Adopted by the Downtown Dayton Special Improvement District, Inc. Ms. Lavender said the ordinance will receive first and second reading.

Ms. Lavender also requested the addition of Informal Resolution No. 980-20- Supporting an Essential Workers Bill of Rights and Pledging to Advocate for Essential Workers.

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

- | | |
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| A1. DeFries Copp LLC dba Copp Systems Integrator (security cameras including hardware, software, programming and installation services) – PO201160 | \$16,814.44 |
| A2. DeFries Copp LLC dba Copp Systems Integrator (body temperature detection cameras) – PO201169 | 56,486.90 |
| A3. Dell Marketing LP (Microsoft licenses and enterprise agreement) | 145,115.13 |

1. (Cont'd):

A4. Emerging Growth Enterprise LLC dba NoFoam Systems (Firefighting foam testing equipment)	\$31,771.53
A5. Global ARFF Services LLC (repair and emergency repair services for an Aircraft Rescue fire truck)	30,661.10
A6. ICOM America, Inc. (Aviation mobile radios and accessories)	18,866.37
A7. Interaction Insight GLR Corporation, Stephen Campbell & Associates (NICE inform radio and phone recorder)	31,508.00
A8. Locution Systems, Inc. (Alert system including installation services)	49,698.00
A9. M-B Company Inc. of Wisconsin (three Airport Runway Brooms)	1,600,434.00
A10. Motorola Solutions, Inc. (Motorola brand radios and accessories)	18,877.11
A11. Southeastern Equipment Company (two ramp dozer plows and two wheel loaders with hydraulic couplers)	672,980.00

HUMAN RESOURCES

B1. Frost, Brown Todd LLC (professional legal services as needed through 12-31-20)	250,000.00
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INFORMATION TECHNOLOGY

C1. CDW Government, Inc. (video conferencing cameras)	26,101.98
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MUNICIPAL COURT

D1. Aerobiotix, Inc. (Hepa ultraviolet air recirculation systems and cartridges)	32,586.00
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POLICE

E1. Moonlight Security, Inc. (armed security services as needed through 12-31-23)	453,000.00
E2. Volcanic Manufacturing LLC dba Volcanic Bikes (ten police mountain bicycles with accessories)	18,424.73

PUBLIC WORKS

F1. Apex Mechanical Systems, Inc. (touchless water fountains including installation services)	93,823.00
F2. Globecom Technologies, Inc. (touchless paper towel and soap dispensers including installation services)	23,938.00
F3. Kendall Electric, Inc. (electrical parts, supplies and related items as needed through 12-31-23)	15,000.00
F4. Queen City Mechanicals, Inc. (automatic faucets and flush valves including installation services)	300,000.00
F5. Site-Safe Products LLC dba Site-Safe LLC (Crash attenuator with related traffic safety products)	27,815.94

RECREATION & YOUTH SERVICES

G1. Gordon Food Service, Inc. (assorted candy)	15,000.00
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WATER

H1. Allied Technical Services dba Allied Pump Rentals (maintenance and repair services to the Hydrogen Sulfide Control Plan Speece Cone and Oxygen Controller as needed through 10-31-21)	25,000.00
H2. Chemical Services, Inc. (odor control chemicals as needed through 10-31-21)	26,000.00
H3. ECO Oxygen Technologies LLC (adding super oxygenated remediation well water to industrial wastewater gravity interceptor as needed through 10-31-21)	188,781.12
H4. Pace Analytical Services, Inc. (total sulfate and dissolved sulfide testing as needed through 12-31-23)	13,000.00
H5. Argus Group Holdings LLC dba Premier Safety (RKI Beacon Chlorine and Carbon Monoxide Detection Systems)	24,845.00
H6. Matlock Electric Company, Inc. (bearings through 06-30-21)	5,240.00
H7. STS Operating, Inc. dba Sunsource (rehabilitate the Hydraulic Valve Operating Systems at the pump stations through 06-30-23)	120,000.00
H8. Truck Country of Indiana, Inc. dba Stoops Freightliner (one semi-tractor truck)	126,975.00
H9. Jack Doheny Supplies Ohio, Inc. (one Easement machine with trailer)	85,033.00

1. (Cont'd):

H10. Pickrel Brothers, Inc. (four Slim Fit 750 Well McLain boilers and related items) **56,706.60**
-Depts. of Aviation, Human Resources, Information Technology, Police, Public Works,
Recreation & Youth Services, Water and The Municipal Court. **Total: \$4,600,482.45**

2. **Arcadis US, Inc. – Contract Modification** – first amendment to cover additional services for the design of the Parallel Sanitary Interceptor Sections 3 & 4 – Dept. of Water/Water Engineering. **\$73,020.00**
(Thru 12/31/24)

B. Construction Contracts:

3. **Capital Electric Line Builders, Inc. – Award of Contract** – for Street Light Replacement – Phase 6 (10% SBE & 5% MBE Participation Goal/0% SBE & 0% MBE Participation Achieved) – Dept. of Public Works/Civil Engineering. **\$823,944.24**
(Thru 05/31/23)

C. Revenue to the City:

4. **Jefferson Township – Other** – for Intergovernmental Agreement for trash services – Dept. of Public Works/Waste Collection. **\$545,000.00**
(Est. Thru 12/31/21)

E. Other – Contributions, Etc.:

5. **Sam G. Caras Co. and Mary Cooper – Other** – for full settlement of claim filed – Dept. of Law/Civil. **\$16,000.00**

CITIZENS' COMMENTS ON CALENDAR ITEMS

Citizens' comments were suspended for the meeting.

DISCUSSION OF CALENDAR ITEMS

Calendar Item No. 3. Capital Electric Line Builders, Inc.-Award of Contract

The City Manager, Ms. Shelley Dickstein, said this item represents the last of the street light assessment replacement work. She said the participation goals were not achieved in this last phase.

Calendar Item No. 4. Jefferson Township-Other

The City Manager, Ms. Shelley Dickstein, said this item is a pay as you go recycling program that will be implemented in the City of Dayton in the future.

Calendar Item No. 6. Emergency Ordinance No. 31846-20-Proposed Collective Bargaining Agreement with Dayton Public Schools and Calendar Item No. 7. Emergency Ordinance No. 31847-20-Fixing the Compensation of Unclassified Service

The City Manager, Ms. Shelley Dickstein, said these ordinances are addressing compensation for the City of Dayton Mid-Management, Dayton Public School's AFSCME contracts for the next three years. She said the contract includes a zero percent wage increase, 40 hours of reduction of pay with five cost savings days, no change in healthcare, and two health insurance rate holidays where employees will not pay into health insurance.

Commissioner Mims thanked staff for the creative work during these challenging times.

CARES UPDATE

The City Manager, Ms. Shelley Dickstein, said Ms. Monica Jones, Assistant to the City Manager, Office of the City Manager, is the lead for the grants team that is task with spending \$17 million of the CARES Act in three months. She acknowledge other city staff that is helping to process all the paper work associated with this work. Ms. Dickstein invited Ms. Jones to present.

Ms. Jones said through Friday, October 9, 2020, the City is 45 percent encumbered and/or expensed. Regular contact with staff project managers and vendors indicates completion and invoicing is on track to meet deadlines.

Ms. Jones said there have been 230,000 mask distributed, 1,500 gallons of hand sanitizer purchased, 268 work from home stations ordered, 85 small business applications reviewed, 114 zoom meetings for CARES, 23,186 public safety hours worked, and 4,466 administrative hours for CARES.

Ms. Jones said the next five City Commission Meetings will include small business capital program grant agreements, learning pod professional services agreement with Boonshoft, a resolution for eligible personnel expenses, cultural assistance grant agreements, nonprofit assistance grant agreements and a few more technology, sanitization, and facility accommodations. She said all is needed to respond to or mitigate COVID-19.

SPECIAL IMPROVEMENT DISTRICT ORDINANCE No. 31848-20

Ms. Sandy Gudorf said this is the final step of the process for the Special Improvement District renewal. She said the Ohio Revised Code mandates that every five years the Special Improvement District be renewed. She thanked the City Commission for their support of the renewal. Ms. Gudorf said the renewal period is for tax season 2021 through 2025.

Commissioner Mims thanked Ms. Gudorf for her hard work on the long process of the Special Improvement District renewal.

Calendar Item 1. Sub-Item G1. Gordon Food Service, Inc.

Commissioner Fairchild asked for details for the expense of candy. Ms. Dickstein said this is part of the community program as an alternative to traditional door-to-door trick-or treating.

Ms. Parlette said as an alternative to Beggar's Night, the Recreation and Youth Services Department will offer a Drive-thru Fall Harvest Party on October 31, 2020, from 6:00 p.m. until 8:00 p.m. at Kettering Field. He said all participants must remain in their vehicles and children must be present to receive treats.

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 ORDINANCES – FIRST AND SECOND READING

Emergency Ordinance No. 31846-20- Accepting a Proposed Collective Bargaining Agreement with the Dayton Public Service Union, Local 101, A.F.S.C.M.E. Ohio Council 8 – City of Dayton and Clerical Chapters; Authorizing the City Manager to Execute Said Agreement, 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 5-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Joseph, Mims, Shaw and Fairchild. The question being shall Emergency Ordinance No. 31846-20 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.

Emergency Ordinance No. 31847-20- Fixing the Compensation of the Unclassified Service, Establishing Policy Regarding the Fixing of Compensation for All Other Employees Who Are Not Members of a Collective Bargaining Unit, 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 Joseph, Mims, Shaw and Fairchild. The question being shall Emergency Ordinance No. 31847-20 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.

EMERGENCY RESOLUTIONS – FIRST AND SECOND READING

Emergency Resolution No. 6542-20- Approving the Submission of Grant Applications to the District 4 (Montgomery County, Ohio) Public Works Commission Integrating Committee; Authorizing the Acceptance of Grant Awards from the State of Ohio Public Works Commission for the State Issue I Program for Public Capital Infrastructure Improvements in an Amount Not to Exceed Five Million Four Hundred Forty-Eight Thousand Seven Hundred Forty-One Dollars and Zero Cents (\$5,448,741.00) 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. 6542-20 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 Emergency Resolution was adopted.

Emergency Resolution No. 6543-20- Authorizing the City Manager to Enter into a Community Agreement with the Montgomery County Land Reutilization Corporation to Participate in the Blight Abatement/Demolition 2.0 Program, and Declaring an Emergency.

Commissioner Shaw moved that this being an emergency measure for the immediate consideration of the Resolution. Commissioner Joseph 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. 6543-20 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 Emergency Resolution was adopted.

Emergency Resolution No. 6544-20- Authorizing the Acceptance of an Aggregate Grant Award from the United States Department of Justice in the Amount of One Hundred Thirty-Seven Thousand Nine Hundred Fifty-One Dollars and Zero Cents (\$137,951.00) on Behalf of the City of Dayton, and Declaring an Emergency.

Commissioner Fairchild moved that this being an emergency measure for the immediate consideration of the Resolution. Commissioner Mims 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. 6544-20 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 Emergency Resolution was adopted.

THESE ITEMS WERE ADDED

Emergency Ordinance No. 31848-20- Levying Special Assessments for the Implementation of the Plan for Services Adopted by the Downtown Dayton Special Improvement District, Inc., and Approved by the Commission, 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 Joseph, Mims, Shaw and Fairchild. The question being shall Emergency Ordinance No. 31848-20 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.

INFORMAL RESOLUTION

Informal Resolution No. 980-20- Supporting an Essential Workers Bill of Rights and Pledging to Advocate for Essential Workers.

Commissioner Mims made a motion to adopt Informal Resolution No. 980-20. Commissioner Fairchild seconded the motion. 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 Informal Resolution was adopted.

CITIZENS' COMMENTS

Citizens' comments were suspended for the meeting.

COMMENTS BY THE CITY MANAGER

The City of Dayton Family Justice Center

The City Manager, Ms. Shelley Dickstein, invited Major Brian Johns, Sergeant Roberta Bailey, Lt. Jason Hall, Domestic Violence and Intimate Partner Violence with the Dayton Police Department to provide an update on the Family Justice Center. They said several years ago they started talking about equity as it relates to customer service and improving the process.

Major Johns thanked the City of Dayton and other partners for the support of the new facility.

Sgt. Bailey said the City of Dayton Family Justice Center pilot project was implemented to better serve victims and survivors of Domestic and Intimate Partner Violence. She said current tasks for the building is establishing reliable parking for clients, in-house of partner support agencies, and increasing collaboration with criminal justice partners.

Sgt. Bailey said since reorganizing the Domestic Violence/Intimate Partner Violence Unit as a stand-alone unit and under one roof, they have experienced enhanced communication, cooperation and unity of message. She said successful outcomes of the unit is that a batterer was sentence to 40 months in jail.

Sgt. Bailey said Facilities Management painted and prepared a work area. Lockers have been installed for client use, video conferencing amenities are in the process of being procured, and the Drug Enforcement Agency has generously donated funds to enhance the center.

Sgt. Bailey said the Center will be opening to serve victims in-person on October 19, 2020. She said this will include the order-in of victims of felony crimes initially with misdemeanor cases to follow in the near future. She said they will be utilizing the City COVID protocols in order to protect staff and visitors and will continue to look for ways to improve the program to better serve the citizens of Dayton.

The City Commission thanked them for their work.

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 encouraged citizens to early vote.

Commissioner Shaw

Commissioner Shaw encouraged citizens to early vote.

Commissioner Mims

Commissioner Mims encouraged citizens to early vote.

Commissioner Mims thanked Community Golf, Keith Byers and Dorian Voss for their support of a golf outing for the Males of Color program.

Commissioner Joseph

Commissioner Joseph encouraged citizens to early vote.

Commissioner Joseph thanked staff for their work on the DPSU for the compensation agreement.

Mayor Whaley

Mayor Whaley encouraged citizens to early vote.

Mayor Whaley thanked Mr. Darius Beckham, Legislative Aide, for his work on the Roots of Racism program.

Mayor Whaley encouraged citizens to practice safe distance during COVID-19.

ADJOURNMENT

There being no further business, the meeting was adjourned at 9:37 a.m.

Nan Whaley
Mayor

Attest: _____
Clerk of Commission