

On Wednesday, July 6, 2016, at 6:00 p.m., the Dayton City Commission met in regular session in the Commission Chambers of City Hall.

CALL TO ORDER

Temporary Chairperson Commissioner Williams called the meeting to order.

INVOCATION

Temporary Chairperson Commissioner Williams gave the invocation.

PLEDGE OF ALLEGIANCE

Temporary Chairperson Commissioner Williams led the public in the Pledge of Allegiance.

ROLL CALL

Roll call was taken and Commissioners Williams, Mims and Shaw 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 meeting. Commissioner Shaw seconded the motion. The motion was unanimously approved.

Commissioner Mims made a motion to authorize the absence of Commissioner Joseph from this week's meeting. Commissioner Shaw seconded the motion. The motion was unanimously approved.

APPROVAL OF MINUTES

Commissioner Shaw made the motion to approve the minutes from the June 29, 2016, meeting. Commissioner Mims seconded the motion. The previous meeting minutes were unanimously approved.

COMMUNICATIONS AND PETITIONS

Communication #21150

Petition- Vacate Cline Street from Warren Street to Nathan Place.

Communication #21151

Handout at City Commission Meeting from Tyrone Tarr regarding pictures of vacant properties.

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 regarding the public hearing at the desire of the City Commission.

The City Manager, Ms. Shelley Dickstein, had no additions or deletions to the calendar.

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 Order:

CENTRAL SERVICES

A1. The Daedalus Group (professional leadership development services as needed through 12-31-16)

-Dept. of Central Services/Purchasing. **\$15,520.00**

2. OpenGov, Inc. – Service Agreement – for the purpose of maintaining a web-based financial data portal, Dayton Open Data – Office of Management & Budget. **\$49,000.00**

CITIZENS' COMMENTS ON CALENDAR ITEMS

There were no citizens' comments on calendar items.

DISCUSSION OF CALENDAR ITEMS

Calendar Item No. 3.-Ordinance No. 31501-16-Amending the Revised Code of General Ordinances regarding Solicitation

Ms. Dickstein asked Ms. Stephanie Cook, Chief Prosecutor, to the podium for clarifications of this legislation.

Ms. Cook asked Mr. Troy Daniels, Assistant Attorney, to the podium to provide clarification of this legislation.

Mr. Daniels said this legislation will address and change the language from solicitation to distribution in the right-of-way. He said this legislation will help with impeding traffic, prohibit unwilling speakers, and provide privacy while banking.

APPROVAL OF CITY MANAGER’S RECOMMENDATIONS

Commissioner Mims made the motion to approve the City Manager’s Reports. Commissioner Shaw seconded the motion. The City Manager’s Reports were approved with a 3-0 vote. Voting in the affirmative were Commissioners Williams, Mims and Shaw.

LEGISLATION

ORDINANCE – FIRST READING

Ordinance No. 31501-16- Amending, Enacting and Repealing Various Sections of Chapter 137 of the Revised Code of General Ordinances Relating to Solicitation.

PUBLIC HEARING

Temporary Chairperson Commissioner Williams, opened the Public Hearing on Plan Board Case Z-005-2016-regarding the Fidelity Building. He asked Ms. Ann Schenking, Plan Board Secretary, to the podium to present.

Ms. Schenking said this is Plan Board Case No. Z-005-2016. She said this plan will establish a HD-3 Historic Designation for the Fidelity Building at 211 South Main Street (City Lot #253). She said the underlying zoning designation, Central Business District (CBD), will not change.

Ms. Schenking said the Plan Board recommended that the request be approved.

Ms. Schenking said the City Commission has three decision options: approve the zoning change, deny the zoning change or remand the case to the Plan Board.

Mr. Tony Kroeger, City Planner, said the Fidelity Building was originally constructed in 1919. He said the building retains exterior historic materials including limestone cladding, cornices, entablatures, and decorative stonework. Mr. Kroeger said the first tenant was the Fidelity Building Association, and it became a hub of medical activity.

Mr. Kroeger said the significance of the HD designation is to recognize the historic significance, protection from demolition, and preserve historic fabric of downtown Dayton. He said the property is potentially eligible for State Historic Tax Credits.

CITIZENS’ COMMENTS ON THE PUBLIC HEARING

There were no citizen comments on the Public Hearing.

Temporary Chairperson Commissioner Williams closed the public hearing. The City Commission stated to move forward.

THIS ITEM WAS ADDED

ORDINANCE -FIRST READING

Ordinance No. 31502-16- Amending the Official Zoning Map to Establish a HD-3 Historic Overlay District at 211 South Main Street.

CITIZENS’ COMMENTS

Citizens’ comments were received from the following:

1. **Mr. Harvey Tuck, 3018 Winterhaven Ave.** – spoke about education.
2. **Mr. Tyrone Tarr, 2615 Findlay Street** – spoke about trash in his neighborhood.
3. **Mr. Christopher Scarborough, 4978 Maplecreek Drive** – spoke about his vision for hope in the education system.

COMMENTS BY THE CITY MANAGER

The City Manager, Ms. Shelley Dickstein, highlighted the opening of a new barbeque restaurant named the Texas Beef and Cattle Company in the Wright Dunbar area.

COMMENTS BY THE CLERK OF COMMISSION

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

COMMENTS BY CITY COMMISSION

Commissioner Mims

Commissioner Mims congratulated staff on the Lights in Flight activities. Also, he highlighted the attendance of Mr. Josh Taulbee from Secretary Husted office in at the City Commission meeting.

Commissioner Williams

Commissioner Williams congratulated staff on the Lights in Flight fireworks. He said in spite of the rain, it was a great show.

Commissioner Shaw

Commissioner Shaw thanked Marion's Piazza for their sponsorship of the Lights in Flight fireworks show.

ADJOURNMENT

There being no further business, the meeting was adjourned at 6:27 p.m.

Joey D. Williams,
Temporary Chairperson

Attest: _____
Clerk of Commission