

### **EXECUTIVE SESSION**

At 4:10 p.m., Commissioner Joseph made a motion to convene into an Executive Session to discuss personnel issues relating to employee appointment, employment, dismissal or demotion, followed by a Work Session. Commissioner Shaw second the motion. The motion was unanimously approved.

### **ROLL CALL**

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

Commissioners Williams later joined the Executive Session.

### **RECONVENE**

At 6:00 p.m., Commissioner Mims made a motion to adjourn from Executive Session and to continue with the meeting. Commissioner Williams second the motion. The motion was unanimously approved.

### **ROLL CALL**

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

### **CITY COMMISSION MEETING**

On Wednesday, August 3, 2016, at 6:01 p.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 Williams 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 Williams, Joseph, Mims and Shaw 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 the motion to approve the minutes from the July 27, 2016, meeting. Commissioner Williams seconded the motion. The previous meeting minutes were unanimously approved.

### **COMMUNICATIONS AND PETITIONS**

#### **Communication #21155**

**State of Ohio, Department of Liquor Control – Permit Application C1, C2 Permit #935794105517 – Walgreen Co, DBA Walgreens #05517, 2600 S. Smithville Road, Dayton, Ohio 45420.**

The Clerk of Commission reported receipt of Permit Application C1, C2 Permit #935794105517 – Walgreen Co, DBA Walgreens #05517, 2600 S. Smithville Road, Dayton, Ohio 45420. The application was referred through the City for investigation.

#### **Communication #21156**

**State of Ohio, Department of Liquor Control – Permit Application C1, C2 Permit #935794104975 – Walgreen Co, DBA Walgreens #04975, 1542 Wayne Avenue, Dayton, Ohio 45410.**

The Clerk of Commission reported receipt of Permit Application C1, C2 Permit #935794104975 – Walgreen Co, DBA Walgreens #04975, 1542 Wayne Avenue, Dayton, Ohio 45410. The application was referred through the City for investigation.

#### **Communication #21157**

Work Session handout regarding Finance Committee Briefing.

### **SPECIAL AWARDS/PRESENTATIONS**

There were no awards or presentations.

**ADDITIONS OR DELETIONS TO THE CALENDAR**

There were 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 31<sup>st</sup> of the current year).

**1. Purchase Orders:**

**AVIATION**

**A1. Gem City Upholstery LLC** (upholstery services to reupholster 71 seats and six seat backs) **\$5,174.00**

**1. (Cont'd):**

**CENTRAL SERVICES**

**B1. Pickrel Brothers, Inc.** (two hot water boilers) **38,950.00**

**B2. Triton Services, Inc.** (heating, ventilation and air conditioning – HVAC – preventive maintenance and repair services as needed through 12-31-16) **150,000.00**

**B3. Proficient Information Technologies, Inc.** (professional technical consulting services as needed through 12-31-16) **14,905.60**

**WATER**

**C1. OI Corporation DBA OI Analytical** (one total organic carbon analyzer) **24,796.10**  
-Depts. of Aviation, Central Services and Water. **Total: \$233,825.70**

**B. Construction Contracts:**

**2. Booher Blacktop – Award of Contract** – for the Lohrey Recreation Center Parking Lot Resurfacing (100% SBE Participation Goal/100% SBE Participation Achieved) – Dept. of Recreation & Youth Services. **\$64,295.10**

**3. Super Sky Products Enterprises, LLC – Award of Contract** – for the Dayton Convention Center Skylight Repairs (Open Market) – Dept. of Recreation & Youth Services/Convention Center. **\$72,000.00**

**CITIZENS’ COMMENTS ON CALENDAR ITEMS**

Citizens’ comments were received from the following:

- 1. **Mr. James Burneka Jr. 383 Vindale Drive** – spoke in support of Calendar Item No. 6. Resolution No. 925-16-Firefighters Disability.

**DISCUSSION OF CALENDAR ITEMS**

There was no discussion of calendar items.

**APPROVAL OF CITY MANAGER’S RECOMMENDATIONS**

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 Williams, Joseph, Mims and Shaw.

**LEGISLATION**

**EMERGENCY ORDINANCE – FIRST AND SECOND READING**

**Emergency Ordinance No. 31504-16** - Authorizing the Disposition of Five Parcels and Declaring an Emergency.

Commissioner Mims moved that this being an emergency measure for the immediate consideration of the Ordinance. Commissioner Williams seconded the motion. The motion was passed with a 5-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Williams, Joseph, Mims, and Shaw. The question being shall Emergency Ordinance No. 31504-16 be passed. A roll call vote was taken resulting in a 5-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Williams, Joseph, Mims, and Shaw. The Emergency Ordinance was passed.

**RESOLUTION – SECOND READING**

**Resolution No. 6201-16** - Authorizing the Acceptance of a Grant in the Amount of Twenty-Two Thousand Seven Hundred Seventy-Two Dollars (\$22,772.00) from the Montgomery County Solid Waste District Incentive Grant Program and Authorizing the Required Matching Funds in the Amount of Nine Thousand Seven Hundred Sixty Dollars (\$9,760.00).

**The question being shall Resolution No. 6201-16 be adopted. A roll call vote was taken resulting in a 5-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Williams, Joseph, Mims, and Shaw. The Resolution was adopted.**

**INFORMAL RESOLUTION**

**Informal Resolution No. 925-16**- Supporting 131-HB292 and 131-SB27 Supporting Firefighters Disabled by Specified Types of Cancer Incurred in the Line of Duty.

**Commissioner Shaw made a motion to adopt Informal Resolution No. 925-16. Commissioner Joseph seconded the motion. A roll call vote was taken resulting in a 5-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Williams, Joseph, Mims, and Shaw. The Informal Resolution was adopted.**

**BOARD APPOINTMENTS**

**Commissioner Joseph made the motion to appoint Shannon Isom, to the Community Police Council, for a term ending December 31, 2019. Commissioner Shaw seconded the motion. The motion was unanimously approved.**

**Commissioner Mims made the motion to appoint Dion Sampson, to the Community Police Council, for a term ending December 31, 2018. Commissioner Williams seconded the motion. The motion was unanimously approved.**

**Commissioner Shaw made the motion appoint Clifford Roger Radcliff, to the Community Police Council, for a term ending December 31, 2017. Commissioner Joseph seconded the motion. The motion was unanimously approved.**

**CITIZENS' COMMENTS**

There were no citizen's comments.

**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, had no closing comments.

**COMMENTS BY CITY COMMISSION**

**Commissioner Williams**

Commissioner Williams highlighted his attendance at the listening tour at Rosa Parks School, and National Night Out.

**Commissioner Shaw**

Commissioner Shaw highlighted the attendance of the Community Police Council at the National Night Out.

**ADJOURNMENT**

There being no further business, the meeting was adjourned at 6:10 p.m.

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**Mayor Nan Whaley**

**Attest:** \_\_\_\_\_  
**Clerk of Commission**

## WORK SESSION

A copy of prepared material has been recorded as Communication & Petition Number 21157 dated August 3, 2016.

The Dayton City Commission met in a Work Session on Wednesday, August 3<sup>rd</sup> at 4:46 p.m., prior to the regularly scheduled City Commission meeting. The meeting was held in the City Manager's Large Conference Room, located in City Hall. Mayor Whaley, Commissioners Williams, Joseph, Mims and Shaw were present. Mr. Kery Gray, Director, City Commission Office, and Ms. Rashella Lavender, Clerk of the Commission, were also in attendance.

Ms. Shelley Dickstein, City Manager, Ms. Tammi Clements, Deputy City Manager, Mr. Joe Parlette, Deputy City Manager, Ms. Barbara LaBrier, Director of Management and Budget, Ms. Diane Shannon, Deputy Director of Management and Budget, Mr. Mike Powell, Director of Water, and Mr. Terry Slaybaugh, Director of Aviation, were the presenters.

An overview was provided regarding the Finance Committee's Briefing by highlighting:

- General Fund Revenues/Expenditures
- Second Quarter Results – Department of Water
- Second Quarter Results – Department of Aviation

Ms. LaBrier reported that through June, General Fund revenues and other sources are 0.3 percent less than the estimate compared to the same period in 2015. Expenditures are 4.7 percent under budget and have declined one percent from the first six months of 2015. Overall, at the end of June, total sources exceeded total uses by \$4.1 million.

Ms. Shannon reported that income tax collections at mid-year are at the estimated and have increased 1.7 percent compared to the same period last year. She said withholding collections are up 2.7 percent representing an equivalent number of pay periods compared to the same time in 2015. The tax on business profits has declined \$145,200 entirely attributable to corporations, while partnership profits taxes are flat. Taxes paid by individuals have gained 4.6 percent compared to the first half of 2015, and refunds have risen by 30 percent after plummeting last year.

Ms. LaBrier reported that property tax and other tax revenue is \$100,000 below the estimate and reflects a decline of \$100,000 compared to the first half of 2015. She said the comparison reflects the 2016 first half settlement compared to 2015 with a portion of the second half advance. The 2016 estimate is 1.8 percent growth (actual values came in flat due to the Board of Revisions changes. The millage distribution to the General Fund in 2016 is unchanged from 2015 at 4.5 mills (the remaining 5.5 mills support debt in the Bond Retirement Fund).

The Local Government Fund receipts are six percent below the year-to-date estimate and are 13 percent lower than the same period last year. She said the revenues have declined \$327,400 reflecting the impact of the State's action to reduce the municipal direct allocation which began in July of 2015. The State has revised the Local Government Fund (LGF) calendar estimate downward by 1.8 percent for the remaining six months of 2016, and the decrease to the City of Dayton is estimated at \$110,700.00.

She said fines and forfeits are under the estimate by nine percent and substantially less than 2015 due to the elimination of public safety photo enforcement. License and permit revenues are slightly below the estimate. Overall and compared to the prior year, they are up five percent primarily due to building and zoning permits.

Ms. LaBrier said timing issues are adjusting, and that careful monitoring of the budget is required of the departments. She said the City continues to have significant unmet infrastructure needs and a long-term structural challenge. Further State cuts are coming and the City continues to be susceptible to State actions that negatively impact the budgets of local government. She mentioned the first revised appropriation will include various modifications.

### Department of Water

Mr. Powell reported on the Second Quarter for the Department of Water.

Water Fund Revenue and Expenditure Review - Water Fund Revenues are up 0.6 percent or \$100,000 compared to the first half of 2015. The revenue from City customers was above the forecast due to slightly higher billed volume. The revenue from other jurisdictions was relatively unchanged. Expenditures are down 2.8 percent

compared to 2015 due to lower personnel and contracts and materials cost. The Water Fund is expected to end the year with a small positive balance.

Sanitary Sewer Fund Revenue and Expenditure Review – Sanitary Sewer Fund Revenues are up slightly compared to 2015 due to slightly higher City customer and other jurisdictions' volume. Total expenditures are up 32.6 percent compared to 2015 due largely to an increase in cost of contracts and materials, personnel, and timing of construction capital transfers. The Sewer Fund expects to end the year with a small positive balance.

Mr. Powell said the Pebble Lime sales in the first half of 2016 are up 49 percent over the first half of 2015. The Lime Kiln Improvement project is on schedule, and that a total of 14 projects were awarded for a total of \$19.5M. They are on track to exceed last year's award amount of \$31.8M by the end of 2016.

#### Department of Aviation

Mr. Slaybaugh reported on the Second Quarter for the Department of Aviation.

Total revenue sources are 8.1 percent higher than last year. Revenue is 1.2 percent below projection for 2016. Airline revenue was 5.5 percent below projection at mid-year. Airline revenue is higher than in 2015. The Airline revenue is higher than in 2015 due to no Airline settlement being recorded in the first quarter of 2016 and a rate increase in the landing fee of \$1.71/1,000 lbs. Enplanements were down 3.6 percent compared to the first half of 2015. Concession revenue was 11.9 percent below projection, and total non-airline revenue was 0.3 percent above projection. Parking is below projection.

He said the Department expects to have a balanced budget at the year end. The Average Daily Seat Capacity will remain flat for the remainder of the year.

Ms. Slaybaugh highlighted some of the development projects underway at the airport. He said they will continue to meet with the Airlines to market the Airport to increase capacity.

Mayor Whaley thanked everyone for the updates and noted her appreciation for staff's work.

The Work Session concluded at 5:28 p.m.