

On Wednesday, September 14, 2016, at 8:33 a.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 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 and Shaw were present. The Clerk of Commission, Ms. Rashella Lavender, and the City Manager, Ms. Shelley Dickstein, were also present.

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

APPROVAL OF MINUTES

Commissioner Shaw made the motion to approve the minutes from the September 7, 2016, meeting. Commissioner Joseph seconded the motion. The previous meeting minutes were unanimously approved.

COMMUNICATIONS AND PETITIONS

There were no communications or petitions.

SPECIAL AWARDS/PRESENTATIONS

Parental Leave Policy

Mayor Whaley invited Mr. Ken Couch, Director of Human Resources, to the podium to give an update of the new Parental Leave Policy.

Mr. Couch said the first year of the Parental Leave Policy was very successful. He said the City of Dayton Implemented the policy on August 26, 2015, which was modeled after the State law. He said Dayton was the first local jurisdiction in Ohio to provide paid parental leave. Mr. Couch said leave is granted to employees upon the birth or legal adoption of a child for a period of 42 days and includes a 14 day waiting period where the employee may choose to work the unpaid waiting period, substitute paid leave by using accrued time, or a combination.

Mr. Couch said the policy provides partial paid leave at 70 percent of an employee's regular rate of pay for a period of 28 days. He said a total of 64 employees took advantage of the leave during the last year. He said of the 64 employees participating ten were female and 54 were male. Mr. Couch said a majority of employees took the full 42 day leave and used accrued time to supplement the 14 day waiting period and 30 percent supplement.

Mr. Couch invited Lt. Mack Dickey, Dayton Police Department, to the podium to talk about parental leave.

Lt. Dickey said he and his wife really appreciated having this type of leave especially as first time parents.

Mayor Whaley asked Mr. Couch if he anticipated the majority of employees would be male.

Mr. Couch said he did not anticipate the majority of employees would be male. He said he wanted to give thanks to Ms. Nancy Scott, Senior Human Resource Analyst, who is the main contact person for the parental leave.

Mayor Whaley said she is really proud and appreciates the leadership on this endeavor.

Commissioner Joseph thanked staff and said this is the type of benefits that help to attract and retain good employees.

Commissioner Mims gave accolades to the men who step up and take care of their responsibilities.

Income Tax Levy

Mayor Whaley invited Ms. Shelley Dickstein to talk about the use of funds for the proposed income tax.

Mayor Whaley said there is conversation in the community about the newly issued, Issue 9, and its accountability. She said these dollars will be governed by the General Code of Ordinances to make sure the vision for the expenditure of these dollars is secure for the next eight years.

Mayor Whaley said one component of Issue 9 is the Preschool Promise and she wanted Ms. Dickstein to expound on it.

Ms. Dickstein said there has been a lot of exchange in the community about funding and supporting Issue 9; one portion is the preschool promise and the details on how we will be supporting and holding ourselves accountable for those dollars. Ms. Dickstein invited Ms. Robin Lightcap, Director ReadySetSoar, to the podium to expound on the Preschool Promise.

Ms. Lightcap said “The Promise” is a promise to every family for an opportunity to send their child to at least one year of high quality, affordable Preschool. She said the history of preschool is children who attend a high quality preschool program are more ready for kindergarten and are better readers. She said 37 percent of Montgomery County children who attend preschool start kindergarten fully ready and 38 percent of participants have a college degree within six years of graduating from high school.

Ms. Lightcap said the star rating system is a voluntary system where preschool programs earn one to five Stars and the State of Ohio defines high quality as 3-5 Stars. She said by 2020 the state has required all programs to earn at least a one star if they are to receive state funding.

Ms. Lightcap said research on the Preschool Promise was led by Ms. Debbie Feldman, Children’s Hospital, and Mr. Dave Melin, PNC Bank. She said the research team looked at other cities such as Denver, where they have had a Preschool Promise up and running for the last ten years. She said this is funded through a sales tax in Denver, through the Mayor’s office. She said Denver is finding that children who receive tuition assistance and attend a high quality preschool are performing better in school.

Ms. Lightcap said the big and specific preschool goal is to double the proportion of children who attend high quality preschool over the next ten years, moving from 40 percent to 70 percent.

Ms. Lightcap asked Dr. Richard Stock, University of Dayton, to the podium to elaborate on the Preschool Promise.

Dr. Stock said only 40 percent of children attend a high quality preschool in Dayton and 60 percent need help to attend a high quality program. He said there are approximately 1,900 four year olds living in Dayton. He said in 2014; only 15 percent tested fully ready to begin kindergarten on track, and 45 percent of children tested in the lowest category for kindergarten readiness.

Dr. Stock said when we look at the Center-Based preschools, nearly 60 percent are not yet high quality under the Star Rating system, and Family Childcare providers don’t have any programs that have reached the High Quality Rating.

Dr. Stock said the initial estimated budget for the first year in the City of Dayton, is likely to have more invested in quality in the early years and will shift to tuition assistance in later years.

Commissioner Joseph said asked about the outreach to the families of the preschool students.

Ms. Lightcap said they will be working with preschool directors and teachers define family engagement. She said they will do more than just having an event they will look at how they can interact with the families and what they can be doing at home.

Mayor Whaley thanked Ms. Lightcap for her leadership on this endeavor. She commended the Commission for taking on this effort.

ADDITIONS OR DELETIONS TO THE CALENDAR

The Clerk of Commission, Ms. Rashella Lavender, requested the deletion of Calendar Item No. 15. She requested the addition of Ordinance No. 31518-16 -Proposed Municipal Income Tax Levy, Issue 9

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. Insight Public Sector (SMARTnet service support as needed through 12-31-18) **\$99,734.56**

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

A2. Zan Creative, Inc. dba Nova Creative (ten Mobius recycling stations with graphics, two Big Belly Dual solar recycling/trash compactors and related services) **\$32,532.12**

CENTRAL SERVICES

B1. USI Midwest LLC (employment practices liability Insurance)-P1601097 **36,240.00**

B2. USI Midwest LLC (property/casualty policy renewal)-P1601098 **699,590.00**

FIRE

C1. P & R Communications Service, Inc. (removal of microwave dishes and waveguides) **67,840.00**

LAW

D1. Calfee Halter & Griswold LLP (professional legal services as needed through 12-31-16) **100,000.00**

PUBLIC WORKS

E1. Victor Stanley, Inc. (nine Victor Stanley brand 36 gallon waste receptacles with dome lids) **11,181.60**

WATER

F1. Polychem Systems, A Division of Brentwood, Inc. (parts needed for repairs of the South Primary Basins as needed through 12-31-16) **73,108.08**

F2. Walt Sweeney Ford, Inc. (one Ford F250 with heavy duty utility body) **32,879.00**

F3. Koenig Equipment, Inc. (two John Deere brand Gators with cargo box power lifts) **28,532.88**

-Depts. of Aviation, Central Services, Fire, Law, Public Works and Water.

Total: \$1,181,638.24

2. **DLZ National, Inc. – Service Agreement** – to provide Geographical Information System (GIS) services at the Dayton International Airport – Dept. of Aviation/AP Admin. & Finance. **\$27,000.00**

3. **Prior to Tee Time LLC – Award of Contract** – for professional golf services at Community Golf Club – Dept. of Recreation and Youth Services/Golf. **\$381,560.00**
(Thru 12/31/17)

4. **Public Safety Medical – Payment of Voucher** – for physicals for the Dayton Fire Department – Dept. of Fire/Strategic Program and Safety. **\$38,914.65**

5. **Public Safety Medical – Contract Modification** – for additional testing during firefighter physicals – Dept. of Fire/Strategic Program and Safety. **\$75,000.00**
(3 years, 2017-2019)

B. Construction Contracts/Estimates of Cost:

6. **Apex Mechanical Systems, Inc. – Award of Contract** – for Energy Retrofits and Upgrades - HVAC Only at the Dayton International Airport (19.8 % MBE Participation, 15% Goal) – Dept. of Aviation/AP Admin & Finance. **\$2,597,591.00**
(Thru 9/18)

7. **Becker Construction, Inc. – Award of Contract** – US CBP and GAF Processing Renovation at the Dayton International Airport (14.6 % MBE Participation, 15% Goal, 12.5% WBE Participation, 5% Goal) – Dept. of Aviation/AP Admin. & Finance. **\$1,155,750.00**
(Thru 9/18)

8. **Moody's of Dayton, Inc. – Award of Contract** – for the 2016 Well Reconstruction and Rehabilitation (Open Market) - Dept. Of Water/Water Engineering. **\$670,848.00**
(Thru 9/19)
9. **Security Fence Group, Inc. – Award of Contract** – for the Signal System Upgrade (2% DBE Participation Goal/100% DBE Participation Achieved) (Federal CMAQ Funds) - Dept. of Public Works/Civil Engineering. **\$1,416,245.00**
(Thru 9/14/18)

C. Revenue to the City:

10. **US Department of Homeland Security – Contract Modification** – for modification of Other Transaction Agreement with the Department of Homeland Security – Dept. of Aviation/AP Admin. & Finance. **\$70,992.00**
(Thru 9/30/17)

CITIZENS' COMMENTS ON CALENDAR ITEMS

There were no citizens' comments on calendar items.

DISCUSSION OF CALENDAR ITEMS

Ordinance No. 31518-16 Proposed Municipal Income Tax Levy, Issue 9

Mayor Whaley said this Levy will be very important for the City of Dayton and its citizens. She said one of components of the Levy is the Preschool Promise which was highlighted.

Calendar Item No. 5. – Public Safety Medical – Contract Modification

Ms. Dickstein said this contract will provide additional testing for firefighter's physicals for the three years.

Calendar Item No.6. – Apex Mechanical Systems, Inc.-Award of Contract and Calendar Item No. 7. – Becker Construction, Inc. – Award of Contract

Ms. Dickstein asked Mr. Terry Slaybaugh, Director of Aviation, to the podium to provide clarification on these items.

Mr. Slaybaugh said these contracts represent a project that will transform the airport as it relates to energy use and the impact on the environment.

Calendar Item No. 8. – Moody's of Dayton, Inc. – Award of Contract

Commissioner Mims asked for clarification of this contract.

Mr. Michael Powell, Director of Water, said this contract is to make sure the City of Dayton water wells are in peak operating order which causes them to be reconstructed periodically.

APPROVAL OF CITY MANAGER'S RECOMMENDATIONS

Commissioner Mims made the motion to approve the City Manager's Reports. Commissioner Joseph seconded the motion. The City Manager's Reports were approved with a 4-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Joseph, Mims and Shaw.

LEGISLATION

EMERGENCY ORDINANCE – FIRST AND SECOND READING

Emergency Ordinance No. 31516-16- Authorizing the Disposition of Eight (8) City Lots and the Surrounding Portions of Real Estate, 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 4-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Joseph, Mims, and Shaw. The question being shall Emergency Ordinance No. 31516-16 be passed. A roll call vote was taken resulting in a 4-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Joseph, Mims, and Shaw. The Emergency Ordinance was passed.

EMERGENCY RESOLUTION – FIRST AND SECOND READING

Emergency Resolution No. 6208-16- Approving a Transportation Network Company Operating Permit as a Supplement to the Rules and Regulations for the James M. Cox Dayton International Airport, and Declaring an Emergency.

Commissioner Mims 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 4-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Joseph, Mims and Shaw. The question being shall Emergency Resolution No. 6208-16 be adopted. A roll call vote was taken resulting in a 4-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Joseph, Mims and Shaw. The Emergency Resolution was adopted.

EMERGENCY ORDINANCES – SECOND READING

Emergency Ordinance No. 31514-16- Repealing Resolution No. 4768-96 and Establishing and Describing the Boundaries of the Southwest Community Reinvestment Area in the City of Dayton, and Declaring an Emergency.

Commissioner Shaw moved that this being an emergency measure for the immediate consideration of the Ordinance. Commissioner Joseph seconded the motion. The motion was passed with a 4-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Joseph, Mims, and Shaw. The question being shall Emergency Ordinance No. 31514-16 be passed. A roll call vote was taken resulting in a 4-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Joseph, Mims, and Shaw. The Emergency Ordinance was passed.

Emergency Ordinance No. 31515-16- Repealing Sections 2(c.), 2(d.), 2(e.), and 2(f.) of Ordinance No. 30185-02; Repealing Ordinance No. 29288-96; and Establishing and Describing the Boundaries of the Innerwest Community Reinvestment Area in the City of Dayton, and Declaring an Emergency.

Commissioner Mims moved that this being an emergency measure for the immediate consideration of the Ordinance. Commissioner Joseph seconded the motion. The motion was passed with a 4-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Joseph, Mims, and Shaw. The question being shall Emergency Ordinance No. 31515-16 be passed. A roll call vote was taken resulting in a 4-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Joseph, Mims, and Shaw. The Emergency Ordinance was passed.

THIS ITEM WAS ADDED

ORDINANCE – FIRST READING

Ordinance No. 31518-16- Establishing the Expenditure of the Increased Revenue from the Proposed Municipal Income Tax Levy, Issue 9.

CITIZENS' COMMENTS

There were no citizens' 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, said the Wednesday, September 21, 2016, City Commission Meeting will be held at 8:30 a.m. instead of the regular time of 6:00 p.m.

COMMENTS BY CITY COMMISSION

Commissioner Shaw

Commissioner Shaw mentioned the passing of Mr. Charles Blunden, the husband of the founder of the Dayton Contemporary Dance Company.

ADJOURNMENT

There being no further business, the meeting was adjourned at 9:26 a.m.

Mayor Nan Whaley

Attest: _____
Clerk of Commission