

On Wednesday, July 18, 2018, 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.

Mayor Whaley said “I want to take a moment to address the incident at Lohrey pool last week.

The Commission, administration, and staff, have been following closely since last Thursday. Our collective hearts and prayers have been with the Hamilton family during this incredibly difficult time. We have reached out to them and respect their request for privacy.

We know the community wants answers. We want to know the circumstances surrounding this incident as much as everyone else. An investigation began immediately and will be ongoing during the coming weeks. It is too early to have details on the events of that night, but it is our commitment to the family, and the community, that this work will be thorough and complete.

There is no greater loss than the loss of a child. It is our most sincere hope that the Hamilton family will find support in this community.”

INVOCATION

Commissioner Fairchild 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.

APPROVAL OF MINUTES

Commissioner Mims made a motion to approve the minutes from the July 11, 2018, meeting.

Commissioner Fairchild seconded the motion. The previous meeting minutes were unanimously approved.

Commissioner Joseph made a motion to approve the minutes from the July 14-15, 2018, special meeting.

Commissioner Shaw seconded the motion. The previous meeting minutes were unanimously approved.

COMMUNICATIONS AND PETITIONS

Communication #21323

State of Ohio, Department of Liquor Control – Permit Application D3A Permit #6279121 – NTI Lawn Care LLC, DBA NTI Blue Room, 120 S. James H McGee Blvd, Dayton, Ohio 45417.

The Clerk of Commission reported receipt of Permit Application D3A Permit #6279121 – NTI Lawn Care LLC, DBA NTI Blue Room, 120 S. James H McGee Blvd, Dayton, Ohio 45417. The application was referred through the City for investigation.

SPECIAL AWARDS/PRESENTATIONS

Lakeside Restoration Project

Mayor Whaley invited Mr. Tim Burga, Ohio AFL-CIO Director, Ms. Jeanette Mauk, Ohio AFL-CIO Field Director, Ms. Diane Walsh, Miami Valley AFL-CIO Executive Director, Mr. John Hayes, Dayton Building Trades, and Ms. Katie Lunne, Community Development Specialist CityWide Development Corporation, to the podium to receive a proclamation on behalf of their efforts with the Lakeside Lake Restoration Project.

Mayor Whaley thanked Mr. Burga and his team for the work they performed at Lakeside Lake. She asked the Clerk of Commission to read a proclamation.

Commissioner Mims commended them for their efforts and leadership.

Commissioner Joseph thanked them for their support of the City of Dayton.

Commissioner Shaw thanked them for the transformative efforts of Lakeside Lake and said the clean-up has taken 40 years to complete.

Commissioner Fairchild thanked the team for their work for the wellbeing of the Dayton Community.

Mr. Burga said his team considers projects to work on each year. He said Ms. Mauk was a compelling advocate for the Lakeside Lake clean up and because of the great leadership in the City of Dayton, he felt compelled to help restore the Lakeside Lake.

Mr. Burga said he was grateful for the recognition.

City Beautiful Awards

Mayor Whaley invited Mr. Bryan Urban, City of Dayton Arborist, to the podium to present the winners of the Dayton City Beautiful Awards.

Mr. Urban announced the City Beautiful Award winners: Southeast Area, Shroyer Road, Shroyer Park, Northeast Area, Notre Dame Avenue, Old North Dayton, Downtown Area, the Allied Supply Company, Inc., East Monument Ave, West Area, Ernore Drive, Pineveiw, and the North Central Area, Brentwood Avenue, Fairview.

Mayor Whaley asked what the winners will receive.

Ms. Rachel Bankowitz, Planner I, Planning and Community Development, said each winner will receive a flower basket, gift certificate and yard sign.

Mayor Whaley thanked each of the winners for going above and beyond.

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 31st of the current year).

1. Purchase Order:

HUMAN RESOURCES

A1. Burrs, Dr. Linda J. (professional consulting services as needed through 12-31-18)
\$30,000.00

WATER

B1. Grainger, Inc. (hardware, tools and related supplies as needed through 12-31-19)
30,000.00

B2. Kelden Equipment, Inc. (two Hurst boiler tube replacements) **109,138.00**

B3. Hach Company (laboratory supplies as needed through 12-31-18) **30,000.00**

B4. John A Becker Company DBA Becker Electric (electrical parts, supplies and related items as needed through 12-31-19) **62,000.00**

B5. Limecorp Ltd (Lime residual removal and transportation services as needed through 12-31-18) **100,000.00**

B6. Masi Labs (professional laboratory testing services as needed through 12-31-19)
35,000.00

B7. Pickrel Brothers, Inc. (plumbing and related supplies as needed through 12-31-18)
20,000.00

B8. Siebenthaler Company (landscaping and maintenance services as needed through 12-31-18) **12,000.00**

-Depts. of Human Resources and Water. **Total: \$428,138.00**

CITIZENS' COMMENTS ON CALENDAR ITEMS

There were no citizens' comments on calendar items.

DISCUSSION OF CALENDAR ITEM

There were no discussion of calendar items.

APPROVAL OF CITY MANAGER'S RECOMMENDATIONS

Commissioner Joseph made a 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. 31655-18- Enacting Section 95.72 of the Revised Code of General Ordinances of the City of Dayton Relating to Wireless Facilities and Support Structures Located in the City's Public Rights of Way, and Declaring an Emergency.

Commissioner Mims moved that this being an emergency measure for the immediate consideration of the Ordinance. 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 Ordinance No. 31655-18 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.

ORDINANCES – SECOND READING

Ordinance No. 31653-18 – Authorizing the Grant of an Electric Easement to the Dayton Power and Light Company.

The question being shall Ordinance No. 31653-18 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 Ordinance was passed.

Ordinance No. 31654-18 - Repealing Section 80.22 of the Revised Code of General Ordinances Regarding the Use of Inflated Rafts or Inner Tubes in City Waters.

The question being shall Ordinance No. 31654-18 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 Ordinance was passed.

RESOLUTIONS – SECOND READING

Resolution No. 6347-18- Declaring the Intention of the Commission to Vacate French Lane from the Vacated First Alley West of North Orchard Avenue to the Second Alley West of North Orchard Avenue.

The question being shall Resolution No. 6347-18 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 Resolution was adopted.

Resolution No. 6348-18- Declaring the Intention of the Commission to Vacate Northern 14 Feet of East First Street from Sears Street to 226' – 10" East of Sears Street, Eastern 3 Feet of Sears Street from East First Street to 254' – 1" North of East First Street, and Eastern 5 Feet of Sears Street from 254'-1" North of East First Street to 293'-1" North of East First Street.

The question being shall Resolution No. 6348-18 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 Resolution was adopted.

CITIZENS' COMMENTS

Citizens' comments were received from the following:

1. **Ms. Leslie Sheward** – 428 Clover St. – spoke about the Twin Towers block rallies.
2. **Mr. David Esrati**- 113 Bonne St. – spoke about issues with the Good Samaritan Hospital, the Montgomery County Prosecutor and the Montgomery County Jail.

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

The City Commission had no closing comments.

ADJOURNMENT

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

Mayor Nan Whaley

Attest: _____
Clerk of Commission