

On Wednesday, May 3, 2023, at 6:01 p.m., the Dayton City Commission met in regular session in the Commission Chambers of City Hall.

**CALL TO ORDER**

Mayor Mims called the meeting to order.

**INVOCATION**

Commissioner Turner-Sloss gave the invocation.

**PLEDGE OF ALLEGIANCE**

Mayor Mims led the public in the Pledge of Allegiance.

**ROLL CALL**

Roll call was taken, and Mayor Mims, Commissioners Joseph, Shaw, Fairchild and Turner-Sloss were present. The Clerk of Commission, Ms. Regina Blackshear and the City Manager, Ms. Shelley Dickstein, were also present.

**APPROVAL OF MINUTES**

**Commissioner Shaw made a motion to approve the minutes from the April 26, 2023, meeting. Commissioner Fairchild seconded the motion. The previous meeting minutes were unanimously approved.**

**COMMUNICATIONS AND PETITIONS**

**Communication #21799**

Letter from Adirondack Community Development LLC & Standard Enterprises, Inc. - Forest Park Phase I

**Communication #21800**

Email from Edessa Logan - Abandon Property at 19 N Van Lear Street

**Communication #21801**

Work Session Handout - 2024 Budget Process

**Communication #21802**

Letter from County Corp - At Main

**Communication #21803**

Presentation at City Commission Meeting - Portland Loo's

**Communication #21804**

**State of Ohio, Department of Liquor Control – Permit Application No. 19905680004 - New –D5H – Dayton Society of Natural History dba Boonshaft Museum of Discovery, Sunwach Indian Village, 2600 DeWeese Parkway, Dayton OH 45414.**

The Clerk of Commission reported receipt of – Permit Application No. 19905680004 - New –D5H – Dayton Society of Natural History dba Boonshaft Museum of Discovery, Sunwach Indian Village, 2600 DeWeese Parkway, Dayton OH 45414. The application was referred through the city for investigation.

## **SPECIAL AWARDS/PRESENTATIONS**

### **National Day of Prayer**

Mayor Mims invited Pastor Ronald Jackson, Harvest Baptist Church, to the podium for a community update on the National Day of Prayer.

Pastor Jackson invited all citizens to the National Day of Prayer on Thursday, May 4, 2023, at 12:00 p.m. He said there has been a lot happening in neighborhoods, the city and around the world which adds validity to prayer. He said they have partnered with the Student House of prayer which will begin the prayer at 7:00 a.m.

The Clerk of Commission read a proclamation.

### **Bike Miami Valley Ohio Bike Summit**

Mayor Mims invited Ms. Laura Estandia, Bike Miami Valley, to the podium for a community update on the Miami Valley Cycling Summit.

Ms. Estandia said the Mission of Miami Valley Cycling summit is to use the power of cycling to drive economic development in communities both large and small throughout the region. She said the Cycling Summit is a tool to help make the community safe and it gives freedom and a sense of fulfillment to people for their mental and physical health.

Ms. Estandia said the summit which will take place on Friday, May 19, 2023, is a conference style event that attracts 250-300 elected officials, advocates, and industry professionals who want to create bike friendly communities. She said the event is free and will include speakers, panels, and mobile workshops along with lunch. She said to register visit [www.cyclingsummit.com](http://www.cyclingsummit.com).

Ms. Estandia said the Summit was founded in founded in 2009 and has been hosted every other year. She said past host cities include Dayton, Kettering, Miamisburg, Piqua and Springfield and legacy projects include new bike parking in communities, a bike library and trail gateways.

Ms. Estandia said on Friday, May 19, 2023, from 7:00 a.m. until 9:00 a.m. is the annual Bike-to-Work Day and Pancake Breakfast. She said it will be hosted by Five Rivers Metro Parks and Presented by MVRPC.

### **NAACP Activist Image Award Winner**

Mayor Mims invited Dr. Derrick Forward, President of the NAACP, to the podium for recognition on receiving the NAACP Activist Image Award Winner.

Mayor Mims said Dr. Forward is the sole winner of the Activist Image Award and is strongly involved and a major activist for the City of Dayton and surrounding communities. Mayor Mims presented Dr. Forward with a key to the city.

Dr. Forward thanked the Mayor and Commissioners for the key to the city. He introduced his fiancé Ms. Tiwona Branham who nominate him for the award. Dr. Forward asked members of the NAACP to stand for recognition.

## **ADDITIONS OR DELETIONS TO THE CALENDAR**

The Clerk of Commission, Ms. Regina Blackshear requested the addition of the legislation pertaining to the Public Hearing at the desire of the City Commission.

## **DISCUSSION OF CALENDAR ITEMS**

### **Calendar Item No. 5. Brown and Caldwell-Other**

The City Manager, Ms. Shelley Dickstein, said the calendar item is a joint effort with Montgomery County and the City of Dayton that guides the billing and rates of the utility in an equitable way making operations more efficient.

### **Calendar Item No. 2. Next Street Financial LLC – Service Agreement**

The City Manager, Ms. Shelley Dickstein, said the agreement is part of the Dayton Recovery Plan. She said this is from work that was started in 2020. She said they are in partnership with Norwalk Metro Finance Lab and the Accelerator for America which helps municipalities think through strategies and to attract investment to their city. She said the objective that came out of partnership is to help develop an inclusive recovery strategy to attract and increase the number of black and brown owned businesses.

Ms. Dickstein invited Ms. LaShea Lofton, Deputy City Manager, to the podium for a community update on the Inclusive Business Recovery Opportunity Center Project and Next Street LLC.

Ms. Lofton said she is excited to give a presentation on the IBROC project and Next Street LLC. She said the background of the project came from a call to assess the state of black and brown businesses ecosystems and what was going on with COVID-19. She said they realized that businesses were struggling to stay afloat. She said the black, brown, women and small businesses have a larger hole to climb out because of the nature of their businesses and the lack of access to capital and support.

Ms. Lofton said the conclusion of the research was that Dayton needed to think bigger and that they are not aggressive enough in growing black and brown businesses and that all businesses in the ecosystem had equal opportunity to grow, develop and thrive. She said it showed that they should set ambitious local recovery goals for the number and sector of black owned businesses to adopt new strategies that engage the whole ecosystem. Ms. Lofton said that Dayton's small businesses ecosystem, while it had great components, partners, stakeholders and service providers, the system was fragmented. She said the data showed they should look at an opportunity to organize around creating an intermediary entity to help leverage all the resources that those partners provide. Ms. Lofton said the response was clear they needed to come up with an entity.

Ms. Lofton said in June 2021, the City Manager's Office convened a diverse group of ecosystem partners to explore the formation of an (IBROC) in response to the Playbook Call to Action. She said in December 2021, the project was awarded \$3M from the Dayton Recovery Plan and in 2022, the IBROC Planning Team worked to develop a path forward and put out an RFP to assist in completing a strategic business plan. Ms. Lofton said in August 2022, an issued RFP received responses. She said in October, members of the IBROC Planning Team (LaShea Lofton, Veronica Morris, Cato Mayberry, Nikol Miller, Whitney Barkley, John Owen, Utsey Shelton, Scott Koorndyk, Erica Fields, Donerick Black, Lamonte Hall and Belinda Stenson) vetted and scored the responses through January 2023; and the selection was finalized in March.

Ms. Lofton said the team's charge was to develop an IBROC strategy and business plan based on the data model, ecosystem assessments, and best practices identified in the playbook. She said the business plan would be the blueprint for determining what type of operational center is most needed, and complementary to existing service providers in the Dayton ecosystem for minority entrepreneurs. Ms. Lofton said they would issue an RFP for an expert business

startup consultant that would be a neutral third party to lead the planning team in completing the plan.

Ms. Lofton said the project, purpose and goals are to provide opportunity and growth for Dayton's minority-owned business community, recognizing that growth alone does not naturally lead to opportunity, advance deliberate policies, investments, and programs that connect growth to opportunity, aggregate and leverage organizations and programming from across the community, and complete a strategic business plan to stand up an intermediary entity that will leverage the service of existing partners (ESOs) and formalize the Dayton ecosystem.

Ms. Lofton said Next Street LLC is has national and local experience, small business development, especially for women and people of color, designing and operating brick-and-mortar small business centers, proven track record of conducting research to inform strategic choices, team of problem solvers that facilitates "real conversations", familiarity with Ohio's small business ecosystem and the Dayton area, successfully completed more than 25 small business and community investment ecosystem assessment projects across the country, \$460K for a 9-12 month engagement out of the \$3M approved for the IBROC Project, a strong MBE/FBE Firm with Ohio-based MBE/FBE. She Talent One Advisors - Gail Francis Johnson, President/CEO and GTB Advisors- Gloria Ware President and Managing Director

Ms. Lofton said the approach and methodology is designed to build from the work that has already been completed, engage, and include a wide-net of internal and external stakeholders, build stakeholder buy-in, and ensure successful implementation.

Ms. Lofton invited Mr. Donald Jones to the podium for more information.

Mr. Jones said Next Street LLC is a mission-driven consulting firm that has been in existence for 20 years with a focus on designing and developing sustainable solutions for small businesses. He said they missioner is not to replicate what exists but to extend the research that has been done.

Ms. Johnson said when the RFP was given, they intentionally wanted a minority-led company. She said they wanted someone who had experience in Ohio.

Ms. Ware said she has 30 years' experience in the finance industry and her passion is helping entrepreneurs of color and women business owners receive funding.

Ms. Lofton thanked her team and said it wouldn't have happened except for the diligent persistent work of the team.

Commissioner Turner-Sloss commended the work of Ms. Lofton and team. She asked if there was conversation with moving forward IBROC and how it relates to MBAC.

Ms. Lofton said during their conversations and planning of IBROC they were unaware that MBAC would have future changes. She said there was no prior knowledge of changes. She said in the conversations they made sure that nothing would be duplicated, replicated, or replace services.

Commissioner Turner-Sloss asked about the application with the state to strengthen MBAC and the intention of the committee.

Ms. Lofton said she is asking questions that she cannot answer. She said she cannot speak to the intent of those who were on this committee that may have had knowledge that was not shared.

Commissioner Turner-Sloss said she wants to make sure they are making the connection in terms of the plan for IBROC, the consultants and the assessment and the fact they already have an organization (the Human Relations Council, Minority Business Assistance Center) to do the work. She asked why they were not working together to make sure they are strengthening the entity they already have.

Ms. Lofton said each organization has a program and operate in a certain portion of the ecosystem and to say that anyone of them operate above all of them is where the neutral party comes in. She said there is no intention to not have the services the Human Relations Council provides.

Commissioner Turner-Sloss asked if they had considered the ordinance they already have in place (sections 35.34 and 32.11) and the overall role of the Human Relations Council in this space.

Ms. Lofton said what they did in relation to the duties of all the organizations that was represented at the table they went through each agency's respective duties, roles and responsibilities to assure the right people were at the table.

Commissioner Turner-Sloss asked if the \$466,000 was to be taken out of the \$3M.

Ms. Lofton said it was and the remaining balance would be used for the recommended business plan.

Commissioner Turner-Sloss said if the intent and overall goal was to straighten the minority, economically challenged, disadvantaged businesses, it seems they would have moved forward in a more collective way, strengthening the partnerships already in place under the Human Relations Council. She said she took a step back and looked at the language and went through the RFP language and the actual agreement. She said to say they are not reinventing a center when the language mimics what is currently in place is disingenuous.

Ms. Lofton said she cannot speak to interpretation, but the intent was never to mimic any organization, and no one expressed opposition to any of the language.

Commissioner Turner-Sloss asked if the public was made aware of the and asked for input on, they want to conduct business. She said the City of Dayton often make decisions about the people in this community businesses and residents included and they're not at the table. She said this a prime example of that.

Commissioner Fairchild said he is trying to distinguish the difference between Next Street and IBROC in helping minority businesses.

Ms. Lofton said the purpose is for Next Street to partner with them to make that determination. She said they will begin to engage with community partners to determine the purpose.

Commissioner Fairchild asked if there was an example of other communities that have a program like IBROC and its accomplishments.

Mr. Jones said in 2014 they developed a program for the Beverly Gray Business Exchange Center in Buffalo, New York, and it is a similar concept.

Commissioner Fairchild asked about the funding in Buffalo, New York.

Mr. Jones said there was allocation of federal dollars that funded the initial planning and design of the business plan. He said seed funding and the city contributed to the funding.

Commissioner Fairchild said they have roughly \$2.5M for the business plan he asked how long that will give the project.

Mr. Jones said they will define that as part of the project. He said it depends on how broad the scope of programming at IBROC center will be.

Commissioner Shaw said this is how any business rolls out it starts with a plan. He said it makes sense to him. He said the idea is to strengthen black and brown women owned businesses. He said the ecosystem brings all partners listed that have been doing the work in Dayton Ohio for a long time together. Commissioner Shaw said the narrative is about MBAC and where it will end up in the ecosystem. He said the Dayton Human Relations Council was at the table and scored the results. He said that his fingerprints have been on the business minority business development for a long time in the community. He said they have made sure to strengthen the capacity to help small and disadvantage and especially minority businesses in the community. Commissioner Shaw said a lot of the organizations work hand in hand and the main goal of IBROC is to break down barriers to sharing information.

Ms. Lofton said it is and that one of the key findings that came across in the playbook was each independent provider in the ecosystem is doing great work and have great performance metrics for the community. She said there is capacity to grow and create more than 600 new businesses and establish more than 3,500 new jobs.

Commissioner Shaw said he appreciates everyone work on this endeavor which will strengthen the small and minority businesses in the community.

Mayor Mims said one of his goals as Mayor for the City of Dayton is to continue to build wealth especially in the communities that have suffered the most.

## **REPORTS**

### **1. Purchase Orders, Agreements and Contracts:**

**(All contracts are valid until delivery is complete or through December 31<sup>st</sup> of the current year).**

#### **FIRE**

**A1. Howell Rescue Systems, Inc. (three Genesis E-Force combination tools and accessories) \$42,660.00**

#### **HUMAN RESOURCES**

**B1. 4 Imprint, Inc. (coolers and other give-a-way items as needed through 12/31/25) \$119,805.96**

#### **INFORMATION TECHNOLOGY**

**C1. CDW Government, Inc. (Cisco DUO multi-factor authentication, subscription licenses and technical support) 111,986.00**

**C2. Kronos, Inc.** (Kronos time clocks and standard twelve (12) month exchange support services) **162,712.80**

**PLANNING, NEIGHBORHOODS AND DEVELOPMENT**

**D1. Madden Fabrication** (two Portland Loo's) **334,150.00**

**POLICE**

**E1. Dell Marketing LP** (laptop computers and accessories) **12,733.84**

**PUBLIC WORKS**

**F1. Koorsen Fire and Security** (inspection and servicing of fire extinguishers) **10,000.00**

**F2. Lawn Innovations LLC** (landscaping and lawn services as needed through 12/31/26) **195,000.00**

**F3. Baldwin & Sours, Inc.** (sixty (60) bus interface units) **14,160.00**

**WATER**

**G1. Feldman Ford LLC** (three all-electric pickup trucks) **191,955.00**

**G2. United Training Commercial LLC dba United Training** (unlimited online IT training) **13,980.00**

**G3. Azima DLI LLC** (vibration analyzer service, support and parts as needed through 12/31/26) **48,000.00**

**G4. Centerville Landscaping, Inc.** (lawn maintenance and related services as needed through 12/31/27) **110,000.00**

**G5. Kendall Electric, Inc. – P0230904** - (two 150 KVA Square D Transformers) **65,965.00**

**G6. Kendall Electric, Inc. – P0230905** - (one Howard 150 KVA Compact Transformer) **36,604.00**

**G7. Ferguson Waterworks dba Pollardwater** (plumbing and related supplies as needed through 12/31/23) **11,000.00**

**G8. Pickrel Brothers, Inc.** (plumbing and related supplies as needed through 12/31/23) **88,000.00**

**G9. Xylem Water Solutions USA, Inc.** (New Flygt submersible pump) **39,678.00**

-Depts of Fire, Human Resources, Information Technology, Planning, Neighborhoods and Development, Police, Public Works, and Water.

**Total: \$1,608,390.60**

2. **Dillin, LLC – Service Agreement** – for professional real estate development consulting services at the Wright Factory Sight – Department of Planning, Neighborhoods and Development/Development.

**\$280,000.00**  
**(Thru 12/31/23)**

3. **Moonlight Security Inc. – Contract Modification** – second amendment to continue to provide one unarmed security officer at the Cargo Road entrance gate and an additional unarmed security officer to patrol Front Drive at the Dayton International Airport - Department of Aviation/AP Police.

**\$117,596.20**  
**(Thru 12/31/23)**

4. **Proficient Information Technologies Inc. – Service Agreement** – to provide technology consulting services related to the service and maintenance of the City’s current software database, Accela - Department of Planning, Neighborhoods and Development/Building Services.  

**\$40,000.00**  
(Thru 12/31/25)
5. **Turn-Key Environmental Consultants, Inc. – Service Agreement** – Dayton Recovery Plan – to complete asbestos surveys in 500 structures slated for demolition – Department of Planning, Neighborhoods and Development/Director’s Office.  

**\$519,750.00**  
(Thru 03/31/26)

**B. Construction Contracts:**

6. **John R. Jurgensen Co. – Award of Contract** –2023 CDBG Asphalt Resurfacing (25% HUD Section 3 Worker Labor Hours and 5% Targeted Worker Labor Hours Participation Goal) (25% HUD Section 3 Worker Labor Hours and 5% Targeted Worker Labor Hours Participation Achieved) (Federal CDBG Funds) – Department of Public Works/Civil Engineering.  

**\$2,383,000.00**  
(Thru 10/27/25)
7. **John R. Jurgensen Co. – Award of Contract** –2023 Residential Asphalt Resurfacing II Rebid (10% SBE Participation Goal/10.14% SBE Participation Achieved) (5% MBE Participation Goal/5% MBE Participation Achieved) and (5% WBE Participation Goal/5% WBE Participation Achieved) - Department of Public Works/Civil Engineering.  

**\$2,835,308.30**  
(Thru 10/27/25)
8. **Outdoor Enterprise, LLC – Award of Contract** – Xenia Avenue Bike Lanes Rebid (5% DBE Participation Goal/5% DBE Participation Achieved) (Federal Transportation Alternatives Funds) - Department of Public Works/Civil Engineering.  

**\$521,697.50**  
(Thru 09/08/25)
9. **Schindler Elevator Corporation – Award of Contract** – City Hall Freight Elevator Modernization (7% MBE Participation Goal/7% MBE Participation Achieved) - Department of Public Works/Property Management.  

**\$1,049,195.00**  
(Thru 12/31/26)

**E. Other – Contributions, etc.:**

10. **The Ohio State University – Other** – Memorandum of Understanding to install native tree seedlings for research on city parks and along vacant lots at the right of way – City Manager’s Office. N/A
11. **Dayton Power and Light dba AES Corporation – Legal Settlement** – 2023 Settlement – Case No. 22-900-EL-SSO – City Manager’s Office. N/A



**CITIZENS' COMMENTS ON CALENDAR ITEMS:**

Citizen comments on calendar items were received from the following:

1. **Attorney Joshua Nalls, 2550 Catalpa Drive** – spoke in opposition of Calendar Item No. 2. Next Street Financial LLC.
2. **Mr. David K. Greer, 344 Middle Street** – spoke in opposition of Calendar Item No. 2. Next Street Financial LLC.
3. **Ms. Bethany Ramsey, 605 E. 5<sup>th</sup> Street** - spoke in opposition of Calendar Item No. 2. Next Street Financial LLC.
4. **Mr. Kyle Babirad, 400 E. Fifth Street**- spoke in opposition of Calendar Item No. 2. Next Street Financial LLC.
5. **Mr. George Tuck, 1003 N. Gettysburg Ave.** - spoke in opposition of Calendar Item No. 2. Next Street Financial LLC.
6. **Mr. David Dewberry, 48 Keutz Ave.** - spoke in opposition of Calendar Item No. 2. Next Street Financial LLC.
7. **Ms. Utsey Shelton, 907 W. Fifth Street** - spoke in support of Calendar Item No. 2. Next Street Financial LLC.

Commissioner Turner-Sloss thanked citizens for voicing their concerns at tonight's City Commission meeting. She said at no time has she suggested that there was ill will and intent for the undermining of the work of MBAC or the Human Relations Council. She said what she is saying is that they are being used as scapegoats. Commissioner Turner-Sloss said there is clear manipulation on how this was rolled out. She said their heart is in the right place and they are well versed in the area, however, they are saying they are going to create this new center without including the Human Relations Council.

Commissioner Turner-Sloss said last week no one said that the IBRAC agreement would be coming before the City Commission this week. She said the City Manager knew well in advance; however, she didn't inform her of the agreement. Commissioner Turner-Sloss asked if the true intention of the organization under the direction of the City Manager is to strengthen the minority businesses, then why didn't they move forward with the application for the state for the proposal for MBAC.

Commissioner Turner-Sloss said there will be no more Procurement Enhancement Program (PEP) because they are continuously gutting the programs. She said they are not providing HRC with the staff that is needed. Commissioner Turner-Sloss said it is a civil rights organization that has been set in place as the consciousness of the organization. She said this country has a problem with civil rights and that is the reason for the Human Relations Council. Commissioner Turner-Sloss said her decision on the calendar item has nothing to do with the vendor. She said the plan was a well written and displayed all their expertise.

Commissioner Turner-Sloss implored her colleagues to reconsider their position and take recommendations from the executive director of the Human Relations Council and not the city manager.

Commissioner Fairchild said he is going to vote no on the agreement and that it is no reflection on the vendor. He said they need to do a sober analysis of the Human Relations Council. He said he has been advocating for more funding for four years. Commissioner Fairchild said the executive director annually reminds them it is inadequately funded. He said they did not fund the Human Relations Council (HRC) but they did fund the Urban League and now Next Street and he is still anxious that they are going to put money into the Dayton Area Chamber of Commerce. He said there is an organization in the City of Dayton that is underfunded and for that reason he is voting no.

Commissioner Shaw said they are not funding the Dayton Area Chamber of Commerce. He said they are not defunding the Human Relations Council. He said they fully funded them in the last budget cycle and MBAC is still active and robust.

#### **APPROVAL OF CITY MANAGER'S REPORTS**

**Commissioner Shaw made the motion to approve the City Manager's Reports without Calendar Item No. 2. Next Street Financial LLC. Commissioner Joseph seconded the motion. The City Manager's Reports were approved with a 5-0 vote. Voting in the affirmative were Mayor Mims, Commissioners Joseph, Shaw, Fairchild and Turner-Sloss.**

**Commissioner Joseph made a motion to approve City Manager's Report Calendar Item No. 2. Next Street Financial LLC. Commissioner Shaw seconded the motion. The City Manager's Report was approved with a 3-2-0 vote. Voting in the affirmative were Mayor Mims, Commissioners Joseph, Shaw. Commissioners Fairchild and Turner-Sloss voted no.**

#### **LEGISLATION**

##### **EMERGENCY ORDINANCE – SECOND READING**

**Emergency Ordinance No. 32036-23-** Amending Section 32.13 of the City of Dayton Revised Code of General Ordinances to Adjust Residency Requirements for Human Relations Council Board Members, and Declaring an Emergency.

**The question being shall Emergency Ordinance No. 32036-23 be passed. A roll call vote was taken resulting in a 5-0 vote. Voting in the affirmative were Mayor Mims, Commissioners Joseph, Shaw, Fairchild and Turner-Sloss. The Emergency Ordinance was passed.**

##### **EMERGENCY RESOLUTIONS – SECOND READING**

**Emergency Resolution No. 6716-23-** Approving the Submission of a Grant Application for the Fiscal Year 2024 Ohio Airport Grant Program to the Ohio Department of Transportation, Office of Aviation; Authorizing the Acceptance of a Grant from the State of Ohio Department of Transportation, Office of Aviation in an Amount Not to Exceed Seven Hundred Fifty Thousand Dollars and Zero Cents (\$750,000.00) on Behalf of the City of Dayton, and Declaring an Emergency.

**The question being shall Emergency Resolution No. 6716-23 be adopted. A roll call vote was taken resulting in a 5-0 vote. Voting in the affirmative were Mayor Mims, Commissioners Joseph, Shaw, Fairchild and Turner-Sloss. The Emergency Resolution was adopted.**

**Emergency Resolution No. 6717-23-** Authorizing the Acceptance of the Fiscal Year 2021 Fire Prevention and Safety Grant in the Amount of Seventy-One Thousand Eight Hundred

Eleven Dollars and Fourteen Cents (\$71,811.14) from the Federal Emergency Management Agency (“FEMA”), and Authorizing the Required Matching Funds in the Amount of Three Thousand Five Hundred Ninety Dollars and Fifty-Six Cents (\$3,590.56), and Declaring an Emergency.

**The question being shall Emergency Resolution No. 6717-23 be adopted. A roll call vote was taken resulting in a 5-0 vote. Voting in the affirmative were Mayor Mims, Commissioners Joseph, Shaw, Fairchild and Turner-Sloss. The Emergency Resolution was adopted.**

**ORDINANCE – SECOND READING**

**Ordinance No. 32037-23-** Consenting to the Bridge Repair at Two Locations within the City of Dayton MOT-444-0023L, SFN 5709938 and MOT-4-2199, SFN 5701082, and Agreeing to Cooperate in Matters Incidental Thereto, Including the Execution of an Agreement Necessary to Implement this Ordinance.

**The question being shall Ordinance No. 32037-23 be passed. A roll call vote was taken resulting in a 5-0 vote. Voting in the affirmative were Mayor Mims, Commissioners Joseph, Shaw, Fairchild and Turner-Sloss. The Ordinance was passed.**

**RESOLUTIONS – FIRST READING**

**Resolution No. 6722-23-** Declaring the Intention to Appropriate Real Property Interests in Parcels 11 WD&T, 13 WD&T, 14 WD&T, 15 WD&T, 16 T, 19 WD&T, 24 T, 25 T, 26 T, 27 WD&T, 28 WD&T, 29 WD&T, 30 T and 31WD1, WD2, T1 and T2 in Connection with the Wayne Avenue Widening Project.

Commissioner Turner-Sloss asked if the correspondence had gone out to the parcel owners. She asked if there was documentation to note they had been contacted.

Mayor Mims said it will be done.

**RESOLUTIONS – SECOND READING**

**Resolution No. 6718-23-** Authorizing the Acceptance of Equipment from the Montgomery County Office of Emergency Management on Behalf of the City of Dayton.

**The question being shall Resolution No. 6718-23 be adopted. A roll call vote was taken resulting in a 5-0 vote. Voting in the affirmative were Mayor Mims, Commissioners Joseph, Shaw, Fairchild and Turner-Sloss. The Resolution was adopted.**

**Resolution No. 6719-23-** Authorizing the Acceptance of a Grant Award from the State of Ohio, Department of Public Safety, Ohio Emergency Management Agency in the Amount of Three Hundred Eighty-Eight Thousand Five Hundred Seventy-One Dollars and Forty-One Cents (\$388,571.41) on Behalf of the City of Dayton.

**The question being shall Resolution No. 6719-23 be adopted. A roll call vote was taken resulting in a 5-0 vote. Voting in the affirmative were Mayor Mims, Commissioners Joseph, Shaw, Fairchild and Turner-Sloss. The Resolution was adopted.**

**Resolution No. 6720-23-** Authorizing the Acceptance of Equipment from the Montgomery County Office of Emergency Management on Behalf of the City of Dayton.

**The question being shall Resolution No. 6720-23 be adopted. A roll call vote was taken resulting in a 5-0 vote. Voting in the affirmative were Mayor Mims, Commissioners Joseph, Shaw, Fairchild and Turner-Sloss. The Resolution was adopted.**

**Resolution No. 6721-23-** Declaring the Intention of the Commission to Vacate the Alley South of Valley Street From Valley Street to the South Property Line of Parcel R72 05108-0007.

**The question being shall Resolution No. 6721-23 be adopted. A roll call vote was taken resulting in a 5-0 vote. Voting in the affirmative were Mayor Mims, Commissioners Joseph, Shaw, Fairchild and Turner-Sloss. The Resolution was adopted.**

### **PUBLIC HEARING**

Mayor Mims opened the Public Hearing regarding Zoning Code Text Amendments He asked Ms. Dickstein to proceed. Ms. Dickstein invited Ms. Susan Vincent, Planner, Planning, Neighborhoods and Development, to present.

Ms. Vincent said Planning staff updates the zoning code regularly and a list of potential zoning code text amendments is generated continually after the adoption of the previous round through staff research, experience in the use of codes, input from residents and applicants.

Ms. Vincent said they will amend various sections of the zoning code to clarify terminology and provisions, correct omissions, update regulations to reflect experience to date and best practices, and to align regulations with adopted plans and polices.

Ms. Vincent said some of the existing language in the purpose statement is tied to inequitable policies and is counter to the City's current goals of encouraging density, sustainability, and active transportation.

Ms. Vincent said the Alter approval mechanism to reduce barriers for small (often minority owned) businesses located within residential districts- including eliminating the cost of fees, attending meetings, etc.

Ms. Vincent said the Planning Division follows a policy which includes expanded public notice, adopted in July 2021. This text amendment will codify the city's values of engagement and inclusion.

Ms. Vincent said the public process was a Plan Board Work Session held on December 13, 2022, and a Joint Priority Land Use Board meeting held on January 5, 2023. She said Planning staff recommended approval during the City Plan Board meeting on March 14, 2023. Ms. Vincent said the Plan Board voted (5-0 vote) to recommend City Commission approve the text amendments based on the Board's ability to make the determinations outlined in R.C.G.O. Section 150.125.6 (Amendments to Text).

Ms. Vincent said the City Commission has three decision options: approve the Plan Board recommendation, remand the case to Plan Board or deny the request.

### **CITIZENS' COMMENTS ON THE PUBLIC HEARING**

There were no citizens comments on the Public Hearing.

Mayor Mims closed the hearing.

The pleasure of the City Commission is to move forward.

**THIS ITEM WAS ADDED**

**EMERGENCY ORDINANCE- FIRST READING**

**Emergency Ordinance No. 32038-23-** Amending and Repealing Various Sections of the Revised Code of General Ordinances Relating to the Zoning Code.

**CITIZENS' COMMENTS**

Citizen comments were received from the following:

1. **Mr. Mark P. Fritz, 420 S. Smithville Road** – spoke about the primary election and about the war in Ukraine.
2. **Ms. Kim M. Williams, 6090 Garber Road** – spoke in support of the Minority Business Assistance Center (MBAC) remaining under the direction of the Human Relations Council.
3. **Mr. Robert Huggins Jr., No Address** – made general comments.
4. **Mr. Paul Manning, 29 Springfield St.** - spoke about a missing young man. He also spoke about dark tented windows.
5. **Ms. Shelley Gale, 606 Otterbein Ave.** - spoke in support of the Minority Business Assistance Center (MBAC) remaining under the direction of the Human Relations Council.

**COMMENTS BY THE CLERK OF COMMISSION**

The Clerk of Commission, Ms. Regina Blackshear, had no closing comments.

**COMMENTS BY THE ACTING CITY MANAGER**

The City Manager, Ms. Shelley Dickstein, had no closing comments.

**COMMENTS BY THE CITY COMMISSION**

**Commissioner Turner-Sloss**

Commissioner Turner-Sloss highlighted the “Don’t Be a Litter Bug” campaign with Westwood Right Project and the Westwood Neighborhood Association and Liberty High School.

Commissioner Turner-Sloss highlighted the Ohio Families Against Police Brutality. She said Commissioner Fairchild received an award from the organization.

Commissioner Turner-Sloss thanked citizens and business leaders for their attendance at today’s meeting.

**Commissioner Fairchild**

Commissioner Fairchild thanked citizens for their attendance at today’s meeting.

Commissioner Fairchild highlighted various event around the City of Dayton: First Friday downtown, Frozen at the Schuster Center, Dayton Art Festival, and the World-A-Fair in Beaver creek.

Commissioner Fairchild highlighted Commissioner Turner-Sloss receiving the community hero award.

Commissioner Fairchild highlighted the police awards ceremony.

**Commissioner Shaw**

Commissioner Shaw congratulated Commissioners Fairchild and Turner-Sloss on their awards.

Commissioner Shaw highlighted the AFL-CIO Workers Memorial Ceremony.

**Mayor Mims**

Mayor Mims congratulated Commissioners Joseph and Shaw on the election.

Mayor Mims congratulated the Belmont Debate team on their win.

Mayor Mims highlighted a visit from Edwin C. Moses to the City of Dayton.

Mayor Mims said the information regarding the MBAC and IBROC has been received. He said representatives from the Human Relation Council that were involved in the selection process were also involved in setting goals and objectives. He said they have talked about the departments that were taken from the Human Relations Council due to police reform. He said in the future he hopes that members of the Dayton City Commission would take advantage of briefings because its not fair to community members when hearing the information for the first time.

**ADJOURNMENT**

There being no further business, the meeting was adjourned at 8:35 p.m.

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**Jeffrey J. Mims, Jr.**  
**Mayor**

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