

On Wednesday, March 8, 2023, at 8:32 a.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 Fairchild 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 March 1, 2023, meeting. Commissioner Fairchild seconded the motion. The previous meeting minutes were unanimously approved.

COMMUNICATIONS AND PETITIONS

There were no communications or petitions.

SPECIAL AWARDS/PRESENTATIONS

There was no special awards or presentations.

ADDITIONS OR DELETIONS TO THE CALENDAR

There were no additions or deletions to the calendar.

DISCUSSION OF CALENDAR ITEMS

Calendar Item No. 5. Teva, Allegran, CVS, Walgreens and Walmart Opioid Settlement Participation -Legal Settlement

The City Manager, Ms. Shelley Dickstein, said they were very aggressive with the opioid crisis and holding parties accountable. She said every time a new defendant comes forward, they have to fill out the form that says the City of Dayton wants to participate in the settlement and this calendar item fulfills that requirement.

Emergency Resolution No. 6710-23-Grant Application and Grant Award from Montgomery County Solid Waste District, Resolution No. 6711-23-Grant Award form the State of Ohio, Ohio Emergency Management Agency, and Resolution No. 6712-23-Grant Award from the State of Ohio, Ohio Emergency Management Agency

Commissioner Turner-Sloss said she wanted to uplift the work of Public Works and the Fire Department on the grant agreements that is before the City Commission at this meeting. She said she hopes some of the issues related to Engine 10 will be addressed.

Resolution No. 6711-23- Grant Award form the State of Ohio, Ohio Emergency Management Agency, and Resolution No. 6712-23-Grant Award from the State of Ohio, Ohio Emergency Management Agency

Commissioner Fairchild asked for clarification of the Resolution. He asked if the \$5.3M will raise the number of firefighters the city currently has.

Ms. Dickstein said it will pay for the current graduating class and will address recruitment and wellness efforts.

REPORTS

1. Purchase Orders, Agreements and Contracts:

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

INFORMATION TECHNOLOGY

- A1. Dell Marketing LP -P0230777-** (Microsoft computer software licensure and support agreement as needed through 12/31/25) **\$1,933,836.63**
- A2. Dell Marketing LP -P0230778-** (Microsoft server and cloud enrollment (SCE) as needed through 12/31/25) **\$423,366.63**
- A3. Konica Minolta Business Solutions, U.S.A., Inc.** (RightFax, Dispatcher Phoenix and WebCRD software maintenance and support renewal services as needed through 12/31/25) **57,798.96**

PLANNING, NEIGHBORHOODS AND DEVELOPMENT

- B1. Dell Marketing LP -P0230780-** (computers and accessories) **28,981.38**
- B2. 4 Iron Properties dba LOGOS @ Work** (logo apparel as needed through 12/31/23) **12,000.00**

POLICE

- C1. Aramsco, Inc.** (thirty-two (32) personal protection equipment (PPE) kits) **35,108.72**

PUBLIC WORKS

- D1. Worldwide Equipment of Ohio** (parts and services for Volvo brand heavy truck and other equipment as needed through 12/31/23) **40,000.00**
- D2. Lake Erie Construction Company** (guardrails and attenuator products and repair services as needed through 12/31/23) **29,000.00**

WATER

- E1. Allied Builders, Inc.** (fencing products, services and related items as needed through 12/31/24) **55,000.00**
- E2. Mississippi Lime Company** (quick lime as needed through 12/31/23) **90,000.00**
- E3. Ohio Machinery Company dba Ohio CAT** (one Caterpillar long reach excavator with attachments) **394,911.00**
- Depts of Information Technology, Planning, Neighborhoods and Development, Police, Public Works and Water. **Total: \$3,099,913.32**

- 2. Maximus US Services, Inc. – Service Agreement** – for review of the Cost Allocation Plan (CAP) and Indirect Cost Rate Plan (ICRP) for 2023 based on the 2021 actual expenditures – Department of Finance/Director’s Office. **\$27,000.00**
(Thru 12/31/23)

3. **O & S Associates, Inc. – Service Agreement** – Oregon Parking Garage Phase 2 design and construction administrative services - Department of Public Works/Property Management. **\$20,000.00**
(Thru 12/31/25)

B. Construction Contract:

4. **Double Jay Construction, Inc. – Award of Contract** – West Riverview Avenue Bike Path (5% DBE Participation Goal/20.4% DBE Participation Achieved) (Federal Congestion Mitigation Air Quality (CMAQ) Funds) – Department of Public Works/Civil Engineering. **\$315,130.00**
(Thru 10/01/25)

E. Other – Contributions, etc.:

5. **Teva, Allegran, CVS, Wallgreens and Walmart Opioid Settlement Participation – Legal Settlement** – authorization to execute the Opioid Settlement Participation Forms – Department of Law/Civil. **\$TBD**

CITIZENS' COMMENTS ON CALENDAR ITEMS:

There were no citizen comments on calendar items.

APPROVAL OF CITY MANAGER'S REPORTS

Commissioner Shaw made the motion to approve the City Manager's Reports. Commissioner Fairchild 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.

LEGISLATION

EMERGENCY RESOLUTIONS – SECOND READING

Emergency Resolution No. 6710-23- Approving the Submission of a Grant Application and Authorizing the Acceptance of a Grant Award from the Montgomery County Solid Waste District in the Amount of Seventy Thousand Dollars and Zero Cents (\$70,000.00) on behalf of the City of Dayton, and Declaring an Emergency.

The question being shall Emergency Resolution No. 6710-23 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.

ORDINANCES – SECOND READING

Ordinance No. 32025-23- Approving the Petition and Supplemental Plan for Special Energy Improvement Projects Under Ohio Revised Code Chapter 1710, Approving the Necessity of \ Acquiring, Constructing, and Improving Certain Public Improvements in the City of Dayton, Ohio in Cooperation with the Dayton Regional Energy Special Improvement District.

The question being shall Ordinance No. 32025-23 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.

Ordinance No. 32026-23- Determining to Proceed with the Acquisition, Construction, and Improvement of Certain Public Improvements in the City of Dayton, Ohio in Cooperation with the Dayton Regional Energy Special Improvement District.

The question being shall Ordinance No. 32026-23 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.

Ordinance No. 32027-23- Levying Special Assessments for the Purpose of Acquiring, Constructing, and Improving Certain Public Improvements in the City of Dayton in Cooperation with the Dayton Regional Energy Special Improvement District, Authorizing and Approving a Cooperative Agreement and Special Assessment Agreement for Those Public Improvements.

The question being shall Ordinance No. 32027-23 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. 6711-23- Authorizing the Acceptance of a Grant Award from the State of Ohio, Ohio Emergency Management Agency in the Amount of Five Million Three Hundred Forty-Four Thousand Nine Hundred Forty-One Dollars and Twenty Cents (\$5,344,941.20) on Behalf of the City of Dayton.

Resolution No. 6712-23- Authorizing the Acceptance of a Grant Award from the State of Ohio, Ohio Emergency Management Agency in the Amount of Four Hundred Fifty-Eight Thousand Six Hundred Thirty-One Dollars and Thirty-Three Cents (\$458,631.33) on Behalf of the City of Dayton.

CITIZENS' COMMENTS

There were no citizen comments.

COMMENTS BY THE CLERK OF COMMISSION

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

COMMENTS BY THE CITY MANAGER

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

COMMENTS BY THE CITY COMMISSION

Commissioner Turner-Sloss

Ordinance No. 32025-23- Approving the Petition and Supplemental Plan for Special Energy Improvement Projects, Ordinance No. 32026-23- Determining to Proceed with the Acquisition, Construction, and Improvement of Certain Public Improvements in the City of Dayton, Ohio, and Ordinance No. 32027-23- Levying Special Assessments for the Purpose of Acquiring, Constructing, and Improving Certain Public Improvements in the City of Dayton

Commissioner Turner-Sloss asked about the CRA designation for this legislation.

Ms. Dickstein said there will be a CRA-TIFF agreement for the designation area.

Commissioner Tuner-Sloss highlighted her attendance at the 2nd Annual Empower Her Program.

Commissioner Fairchild

Commissioner Fairchild encouraged citizens to “get basketball fever” for all the tournaments and the First Four events in the City of Dayton.

Commissioner Shaw

Commissioner Shaw highlighted the HOMEFULL Construction Job Fair, the Dayton Police Department Job Fair, and the Dayton Recreation Department Job Fair.

Commissioner Joseph

Commissioner Joseph highlighted the Reading Summit.

Mayor Mims

Mayor Mims highlighted his visit to Valerie Elementary School.

Mayor Mims thanked the surgeons and staff at Children’s Medical Hospital.

Mayor Mims said Dr. Arthur Thomas’s memorial services will take place on March 17, 2023, at Phillips Temple CME Church on 3620 Shiloh Springs Road, and then on March 18, 2023, at Central State University Paul Robeson Cultural Center 1400 Rush Road.

ADJOURNMENT

There being no further business, the meeting was adjourned at 8:49 a.m.

Jeffrey J. Mims, Jr.
Mayor

Attest: _____
Clerk of Commission