

On Wednesday, August 10, 2022, at 8:30 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 Joseph 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 August 3, 2022, meeting. Commissioner Fairchild seconded the motion. The previous meeting minutes were unanimously approved.

SPECIAL AWARDS/PRESENTATIONS

Dayton Navy Week

There were no special awards or presentations.

COMMUNICATIONS AND PETITIONS

Communication #21709

Letter – Model Property Development, LLC – RE: Kinship Family Housing

Communication #21710

Letter – Adirondack Community Development LLC – Forest Park Phase I & II

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 request of the City Commission.

DISCUSSION OF CALENDAR ITEMS

Calendar Item No. 3. Brandstetter Carol Inc.- Award of Contract

The City Manager, Ms. Shelley Dickstein, said the contract will update the Department of Recreation’s vision, mission, and polices.

Calendar Item No. 1. Sub-Item No. A1. American Ramp Company – Purchase Order

The City Manager, Ms. Shelley Dickstein, said the vendor specializes in manufacturing and installing bike equipment. She said this will be a nice amenity for the community. She invited Ms. Susan Vincent, Planner 1, Planning, Neighborhoods and Development, to the podium for an overview.

Ms. Vincent said the Dayton Bike Yard will include multiple tracks and trails designed to provide a range of opportunities for all ages and abilities. She said many of these features will be the first of their kind in the region setting this park apart from others in the Midwest.

Ms. Vincent said the total cost of construction will be \$1.8M which will consist of CDBG investment, private donations/sponsorships, and private foundation grants. She said community partners include Greater Edgemont Community Coalition, Carillon, Bike Miami Valley, Dayton Children's, Citywide Development, Bonbright, Five Rivers Metroparks and other.

Ms. Vincent said maintenance and oversight is through the formal partnership with the Miami Valley Mountain Bike Association, fundraising to establish a long-term maintenance fund to be held by the Dayton Foundation, trail stewards to conduct regular inspections of the trails and trail days to coordinate volunteer clean-up and maintenance days, and the City of Dayton will continue normal operations regarding mowing and trash removal.

Ms. Vincent said there will be equity and access with formal partnership with the Dayton Urban League, fundraising to establish a Community Bike Fund, provide free, high-quality bikes to neighborhood kids, and offer supportive programming, training, and community at the Bike Yard for neighborhood youth.

REPORTS

1. Purchase Orders, Agreements and Contracts:

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

PLANNING, NEIGHBORHOODS AND DEVELOPMENT

A1. American Ramp Company, Inc. (Dayton Bike Yard system and installation) **\$1,127,441.97**

RECREATION

B1. Friends Service Co. Inc, dba FriendsOffice (office furniture including design, delivery and installation services) **\$12,327.68**

WATER

C1. Allied Technical Services dba Allied Pump Rentals (repair services for chlorine gates) **18,466.50**

C2. CHWR Inc. dba CHW Mechanical Services (heating, ventilation and air conditioning (HVAC) preventative maintenance and repairs) **10,000.00**

C3. TPG Pressure, Inc. (concrete service saddles and tapping sleeves as needed through 12/31/25) **120,000.00**

Depts. of Planning, Neighborhoods and Development, Recreation and Water. **Total: \$1,288,236.15**

2. ESO Solutions, Inc. – Service Agreement – second amendment for Software as a Service Modules for Fire and Inspections - Department of Fire/Strategic Prog & Safety. **\$24,783.05**

(Thru 08/13/23)

B. Construction Contract:

3. **Brandstetter Carol Inc. – Award of Contract** – for Recreation and Parks Need Assessment and 5-year Strategic Plan – Department of Recreation/Programs. **\$135,000.00**
(Thru 12/31/23)

E. Other – Contributions, etc.:

4. **USI Midwest LLC – Payment of Voucher** – annual invoice for Errors & Omissions Insurance – Clerk of Courts. **\$10,506.00**
5. **USI Midwest LLC – Payment of Voucher** – annual invoice for railroad liability insurance for City-owned railroads – Department of Planning, Neighborhoods and Development/Development. \$28,500.00

CITIZENS’ COMMENTS ON CALENDAR ITEMS

There were no citizens’ comments on calendar items.

APPROVAL OF CITY MANAGER’S REPORTS

Commissioner Fairchild 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 Mims, Commissioners Joseph, Shaw, Fairchild and Turner-Sloss.

LEGISLATION

EMERGENCY RESOLUTION-FIRST READING

Emergency Resolution No. 6658-22- Authorizing the City Manager to Accept In-Kind Services from the Ohio Department of Transportation on Behalf of the City of Dayton, and Declaring an Emergency.

Commissioner Fairchild moved that Emergency Resolution No. 6658-22 be declared an emergency. Commissioner Shaw seconded the motion. The motion was passed with a 5-0 vote. Voting in the affirmative were Mayor Mims, Commissioners Joseph, Shaw, Fairchild and Turner-Sloss.

RESOLUTION – FIRST READING

Resolution No. 6659-22- Approving the Submission of Grant Applications to the District 4 (Montgomery County, Ohio) Public Works Commission Integrating Committee; Authorizing the Acceptance of Grant Awards from the State of Ohio Public Works Commission for the State Issue 1 Program for Public Capital Infrastructure Improvements in an Amount Not to Exceed Three Million Eight Hundred Twenty Thousand Three Hundred Ninety Dollars and Zero Cents (\$3,820,390.00) on Behalf of the City of Dayton.

RESOLUTION - SECOND READING

Resolution No. 6657-22- Authorizing the City Manager to Apply for, Accept, and Enter Into State of Ohio Bureau of Workers Compensation Grants on Behalf of the City of Dayton, Ohio for the purpose of safety and/or Wellness Equipment or Program.

The question being shall Emergency Resolution No. 6657-22 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.

PUBLIC HEARING

Mayor Mims opened the Public Hearing on Plan Board Case PLN2021-00480 and PLN2022-00096 amending 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 policies. He asked Ms. Dickstein to proceed. Ms. Dickstein invited Ms. Susan Vincent, Planner, Planning, Neighborhoods and Development, to present.

Ms. Vincent said the previous zoning co-text amendments that were approved had a large exhibit that inadvertently left off the ordinance that was passed by the City Commission. She said the public hearing is to bring those amendments forward and placed in the zoning code. Ms. Vincent said they redacted a section in procedures within the campus institutional district and the other was in schedules for single family uses there was note in the use table that restricted reuses of existing multi-family buildings.

Commissioner Joseph thanked Ms. Vincent and her predecessors for their work on the zoning code.

Commissioner Turner-Sloss asked about the timeline for the public hearing notices.

Ms. Vincent said to give themselves administrative time the timeline for any public hearing is 20 days.

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 AND SECOND READING

Emergency Ordinance No. 31983-22-Amending and Repealing Various Sections of the Revised Code of General Ordinances Relating to the Zoning Code and Declaring an Emergency.

Commissioner Joseph moved that this being an emergency measure for the immediate consideration of the Ordinance. Commissioner Turner-Sloss seconded the motion. The motion was passed with a 5-0 vote. Voting in the affirmative were Mayor Mims, Commissioners Joseph, Shaw, Fairchild and Turner-Sloss. The question being shall Emergency Ordinance No. 31983-22 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.

CITIZENS' COMMENTS

Citizens' comments were received from the following:

1. **Dr. Kimaru Wa-Tenza, 1200 W. Grand Ave.** – spoke about an incident that took place at his residence in 2020.
2. **Mr. Reid Dotson, 34 Missouri Ave.** - spoke about the demolition of his property in the City of Dayton.

3. **Ms. Tasha Rountree, 4309 St. James Ave.** – spoke about an issue with the Dayton Police Department regarding a back to school parade.

COMMENTS BY THE CITY MANAGER

The City Manager, Ms. Shelley Dickstein, said she would follow-up with Ms. Rountree and her complaint regarding the Dayton Police Department.

COMMENTS BY THE CLERK OF COMMISSION

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

COMMENTS BY THE CITY COMMISSION

Commissioner Turner-Sloss

Commissioner Turner-Sloss thanked staff of the Planning, Neighborhoods and Development for the presentation and the public hearing.

Commissioner Turner-Sloss thanked citizens for their input and comments and asked staff to follow-up with anyone who had concerns.

Commissioner Fairchild

Commissioner Fairchild highlighted events happening around the city, the German Fest, Funk Fest, Dayton Potato Festival, Poetic Medley 150th Anniversary of Paul Laurence Dunbar, Dayton Dragons.

Commissioner Fairchild highlighted his attendance at various events. He encouraged everyone to find ways to increase love and peace in the community.

Commissioner Shaw

Commissioner Shaw thanked the Mayor and staff for their work on the Poarch Tour.

Commissioner Joseph

Commissioner Joseph thanked Sister Cities Community and local Japanese Community for their work on 77 years of peace in commemoration of the Annual Observance of the Bombing of Hiroshima and Nagasaki.

Mayor Mims

Mayor Mims thanked his colleagues for their work and attendance at community events. He sent his condolences and prayers to the community that continuously experience violence.

Mayor Mims expressed his condolences to the family and friends of former Police Chief, Leon Frazier.

Mayor Mims recognized City of Dayton Employee, Shelley Dickstein, with a 25 Year Pin.

ADJOURNMENT

There being no further business, the meeting was adjourned at 9:32 a.m.

Jeffrey J. Mims, Jr.
Mayor

Attest: _____
Clerk of Commission