

On Wednesday, August 14, 2019, at 8:31 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 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 Mims, Shaw and Fairchild were present. The Clerk of Commission, Ms. Rashella Lavender, and the City Manager, Ms. Shelley Dickstein, were also present.

**Commissioner Mims made a motion to authorize the absence of Commissioner Shaw from this week's City Commission meeting. Commissioner Fairchild seconded the motion. The motion was unanimously approved.**

**APPROVAL OF MINUTES**

**Commissioner Mims made a motion to approve the minutes from the August 7, 2019, meeting. Commissioner Fairchild seconded the motion. The previous meeting minutes were unanimously approved.**

**COMMUNICATIONS AND PETITIONS**

**Communication #21428**

**State of Ohio, Department of Liquor Control – Permit Application D1, D2, – RF Pizza, LLC, DBA Rapid Fired Pizza, 1200 Brown Street, Suites 105-110, Dayton, Ohio 45409.**

The Clerk of Commission reported receipt of Permit Application Permit D1, D2 - RF Pizza, LLC, DBA Rapid Fired Pizza, 1200 Brown Street, Suites 105-110, Dayton, Ohio 45409. The application was referred through the City for investigation.

**Communication #21428**

Handout- City Commission Meeting regarding an Ethnic Dining Guide.

**Communication #21430**

Letter received from the Ohio Department of Transportation regarding Director's Journal Entry and Director's Deed MOT 25-12.24 Parcels 643WL through 648 WL

**SPECIAL AWARDS/PRESENTATIONS**

**Dayton Civic Scholars**

Mayor Whaley invited Ms. Eva Schuller, Graduate Assistant with the Fitz Center, to the podium to introduce the Class of 2022 Dayton Civic Scholars.

Ms. Schuller said the Sophomore Civic Scholars will be focused on learning about the City of Dayton and building leadership skills. The students introduced themselves and their majors: Rose Arkus - Undecided Arts & Sciences, Charles Baker – Accounting, Lilianna Biswas - Political Science, Tiana Brown - Exercise Science, Madeline Calhoun - Sociology, Criminal Justice-Social Work, Benjamin Crawford - Political Science, Lauren Durham – English, Ryan Greensfelder - Management Information Systems, Kate Jones - Human Rights Studies, Meghan Leinhauser – Sociology, Larissa O'Shea - Pre-Med, Aaliyah Payne - AYA Education, Alison Pierce –Accounting, Grace Pigman - EYA, Concentration in Social Studies, Erin Rafter - Discover Arts & Sciences, Jada Smith - Discover Arts & Sciences.

Mayor Whaley thanked them for coming and wished them well.

**Ethnic Dining Guide**

Mayor Whaley invited Ms. Diane Farrell, Director of External Relations and Development with Dayton Metro Library, Mr. James Saleem, Director of Community Initiatives, The Collaboratory, Mr. Fadi Shoukri, Owner of Mediterranean Grill, and Ms. Monica Harris, Welcome Dayton Coordinator, Human Relations Council, to the podium to provide a community update on the Ethnic Dining Guide.

Ms. Harris said the Human Relations Council exists to administer culture fairness, equal treatment and equal access for all who live, work and play in the City of Dayton.

Ms. Harris said the Welcome Dayton portion of the Human Relations Council, which is an immigrant integration initiative, works to integrate immigrants into the Dayton region by promoting businesses and economic development, equality in the justice system and in government, and access to education, social and health services.

Ms. Farrell said to better serve the immigrant and refugee population, a partnership was formed with the Dayton Metro Library, Collaboratory and Ethnosh Dayton. She said they launched a new initiative “Trace Your Roots” which is an interactive exhibit that explores immigrating to the U.S., celebrating cultural traditions, and researching family history. In addition to the initiative, a guide was created to serve as a resource to help explore the many ethnic and independent eateries in the area.

Mr. Saleem said Ethnosh was started in South Carolina to give people an opportunity to dine in a refugee or immigrant owned restaurant, and it offers an owner an opportunity to tell their story.

Mr. Shoukri said he is originally from Palestine, started his business three years ago in Harrison Township and has since relocated to the City of Dayton.

Mayor Whaley thanked them for their great collaboration and wished them well.

**Males of Color Summit**

Mayor Whaley invited Dr. Michael Sullivan, Associate Superintendent, Dayton Public Schools, Mr. John Rogers, Coordinator, Dayton Public Schools, to the podium to give a community update on the Males of Color Summit.

Mr. Rogers said the Third Annual Bridge Builder Youth Summit will take place on August 17, 2019, at 8:00 a.m., at Sinclair Community College Building 12 in collaboration with Dayton Public Schools, Dayton Black Cultural Festival and the City of Dayton My Brothers Keeper.

Mr. Rogers said highlights include Keynote Speaker Dr. Kevin Washington, an expert on African-American Youth, Mr. M. Donnell Tenor, and National Advocate for children who work to shape more relevant curriculums in schools for diverse groups of students.

Mr. Rogers invited the facilitators for the event to introduce themselves: Mr. Joshua Nalls, Mr. Jerry Hahn, Mr. Jaron Brooks, Mr. McKenzie Moon, and Mr. Marlon Shackelford.

Mayor Whaley thanked them for their work on this event.

**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 31<sup>st</sup> of the current year).**

**1. Purchase Orders:**

**AVIATION**

**A1. Defries Copp LLC dba Copp Systems Integrator** (security, access control equipment, cabling, testing and training services) **\$113,529.47**

**ECONOMIC DEVELOPMENT**

**B1. Bladecutter’s Lawn Service, Inc.** (commercial ground maintenance services through 12-31-19) **44,000.00**

**PLANNING & COMMUNITY DEVELOPMENT**

**C1. Mt. Orab CDJR** (four mid-size utility vehicles) **92,736.00**

1. (Cont'd)

**POLICE**

**D1. State of Ohio, Ohio Peace Officer Training Academy** (Ohio Peace Officer Training Academy courses for law enforcement personnel) **\$20,000.00**

**PUBLIC WORKS**

**E1. American Athletix LLC** (install new steel pergola) **55,171.00**

**E2. MD Solutions LLC** (900 galvanized traffic sign posts) **10,710.00**

**E3. White Allen Chevrolet, Inc.** (one pre-owned mid-size sport utility vehicle) **18,000.00**

**E4. Pickrel Brothers, Inc.** (plumbing and related supplies as needed through 12-31-19) **15,000.00**

**E5. Valley Asphalt Corporation** (asphalt paving materials as needed through 12-31-21) **30,000.00**

**WATER**

**F1. Kemira Water Solutions** (Ferrous Chloride as needed through 12-31-22) **45,000.00**

**F2. McCluskey Chevrolet** (two mid-size utility vehicles) **61,746.00**

**F3. John A. Becker Company dba Becker Electric** (electrical parts, supplies and related items through 12-31-19) **250,000.00**

**F4. Security Fence Group, Inc.** (security fencing with installation services through 12-31-19) **16,165.29**

-Depts. of Aviation, Economic Development, Planning & Community Development, Police, Public Works and Water.

**Total: \$772,057.76**

2. **Development Projects Inc. c/o Dayton Development Coalition – Service Agreement –** to promote economic development in the City of Dayton – Dept. of Economic Development. **\$100,000.00**  
**(Thru 12/31/20)**

3. **Sisense, Inc. – Contract Modification –** second renewal and amendment to the End User License Agreement – Dept. of Central Services/Information & Technology. **\$63,945.21**  
**(Thru 08/23/20)**

**B. Construction Contracts:**

4. **Double Jay Construction, Inc. – Award of Contract –** for the Belmont Park Bike Path (7% DBE Participation Goal/8.05% DBE Participation Achieved) (Federal Construction Funds) – Dept. of Public Works/Civil Engineering. **\$294,128.00**  
**(Thru 08/14/21)**

**C. Revenue to the City:**

5. **DREAMLAND LLC – Lease Agreement –** for Ground Lease and Development Agreement at the Dayton-Wright Brothers Airport – Dept. of Aviation. **\$78,035.52**  
**(Thru 08/11/39)**

**D. Neighborhood Agreements:**

6. **Crocs, Inc. – Development Agreement –** to assist with the creation of a new fulfillment center in Dayton – Dept. of Economic Development. **\$100,000.00**  
**(Thru 06/30/26)**

**E. Other – Contributions, Etc.:**

7. **Joint Office of Citizen Complaints, Inc. – Other –** for a contribution agreement – Dept. of Planning & Community Development. **\$50,000.00**  
**(Thru 12/31/19)**

## **CITIZENS' COMMENTS ON CALENDAR ITEMS**

There were no citizens' comments on calendar items.

## **DISCUSSION OF CALENDAR ITEM**

### **Calendar Item No. 2. – Development Projects Inc. c/o Dayton Development Coalition – Service Agreement and Calendar Item No. 6. – Crocs, Inc. – Development Agreement**

The City Manager, Ms. Shelley Dickstein, invited Mr. Ford Weber, Director of Economic Development, to the podium to highlight the economic strategic work that the City of Dayton performs.

Mr. Weber said the professional services agreement with Development Projects Inc., which is an affiliate of the Dayton Development Coalition, is to perform economic development work with 60 percent focused in the area of attracting and retaining businesses in the City of Dayton.

Mr. Weber said the development agreement with Crocs, Inc. would attract Crocs into the airport facility from the west coast. He said this grant would be based on one-sixth of their actual payroll withholding generated by their employees. He said they are expected to add 130 new jobs at the airport.

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

**Commissioner Joseph made the motion to approve the City Manager's Reports. Commissioner Mims 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 Fairchild.**

## **LEGISLATION**

### **EMERGENCY RESOLUTIONS – FIRST AND SECOND READING**

**Emergency Resolution No. 6431-19-**Authorizing the City Manager to Accept a Grant Award From the Ohio Commission on Service and Volunteerism for a Total Amount of Three Hundred Ten Thousand Two Hundred Thirteen Dollars and Zero Cents (\$310,213.00) on Behalf of the City of Dayton, and Declaring an Emergency.

**Commissioner Mims moved that this being an emergency measure for the immediate consideration of the Resolution. Commissioner Fairchild seconded the motion. The motion was passed with a 4-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Joseph, Mims and Fairchild. The question being shall Emergency Resolution No. 6431-19 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 Fairchild. The Emergency Resolution was adopted.**

**Emergency Resolution No. 6432-19-**Approving the Joint Submission with Five rivers MetroParks of a Grant Application and Authorizing the Acceptance of Grant Awards from the Ohio Department of Transportation Under the Transportation Improvement Program for State Fiscal year 2024, and Declaring an Emergency.

**Commissioner Fairchild moved that this being an emergency measure for the immediate consideration of the Resolution. Commissioner Mims seconded the motion. The motion was passed with a 4-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Joseph, Mims and Fairchild. The question being shall Emergency Resolution No. 6432-19 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 Fairchild. The Emergency Resolution was adopted.**

**Emergency Resolution No. 6433-19-** 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 I program for Public Capital Infrastructure Improvements in an Amount Not to Exceed Five Million Twenty-Five Dollars and Zero Cents (\$5025000.00) on Behalf of the City of Dayton and Declaring an Emergency.

**Commissioner Joseph moved that this being an emergency measure for the immediate consideration of the Resolution. Commissioner Mims seconded the motion. The motion was passed with a 4-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Joseph, Mims and Fairchild. The question being shall Emergency Resolution No. 6433-19 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 Fairchild. The Emergency Resolution was adopted.**

**Emergency Resolution No. 6434-19**-Approving the Execution of an Agreement With the Board of County Commissioners of Montgomery County, Ohio, Providing for Waste Delivery and Disposal, and Declaring an Emergency.

**Commissioner Mims moved that this being an emergency measure for the immediate consideration of the Resolution. Commissioner Fairchild seconded the motion. The motion was passed with a 4-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Joseph, Mims and Fairchild. The question being shall Emergency Resolution No. 6434-19 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 Fairchild. The Emergency Resolution was adopted.**

**ORDINANCES – FIRST READING**

**Ordinance No. 31746-19**-Amending Section 44.01 of the Revised Code of General Ordinances Relating to the Department of Planning and Community Development.

**Ordinance No. 31747-19**-Amending Section 50.40 of the Revised Code of General Ordinances Relating to the Department of Water.

**RESOLUTION – FIRST READING**

**Resolution No. 6435-19**-Declaring the Intention of the commission to Vacate the Second Alley East of Corwin Street from Xenia Avenue to Noel Court.

**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, had no closing comments.

**COMMENTS BY THE CITY COMMISSION**

**Commissioner Fairchild**

Commissioner Fairchild said the African-American Cultural Festival will take place on Saturday, August 17, 2019 through Sunday, August 18, 2019, at Island Metro Park.

Commissioner Fairchild reminded citizens that Police Officer Chris Pawelski will offer the next scenario-based training for citizens on Saturday, August 31, 2019. For more information, please contact Officer Pawelski at 937-333-1184.

Commissioner Fairchild thanked citizens that offered prayer and kind words since the mass shooting at the Oregon District.

**Commissioner Mims**

Commissioner Mims thanked citizens for their work on unifying the community since the tragedies in Dayton, Ohio.

**Commissioner Joseph**

Commissioner Joseph thanked citizens for the out-pouring of kindness and thoughtfulness; he said it has been overwhelming.

**Mayor Whaley**

Mayor Whaley thanked Singer and Songwriter Mr. John Legend for coming to the City of Dayton on Sunday.

Mayor Whaley said on Thursday, August 15, 2019, the Ohio House Democratic Caucus will be in town from 4:30 p.m. until 6:30 p.m. at the Dayton Metro Library. She said the meeting is open to the public and encouraged citizens to attend.

**ADJOURNMENT**

There being no further business, the meeting was adjourned at 9:15 a.m.

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**Nan Whaley**  
**Mayor**

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