

On Wednesday, October 28, 2020, at 8:31 a.m., the Dayton City Commission met in regular session, remotely through electronic means, in the Commission Chambers of City Hall.

CALL TO ORDER

Mayor Whaley called the meeting to order. She said due to the current COVID-19 order, we are conducting the meeting remotely through electronic means. To protect the safety of the community, during the state of emergency related to COVID-19, in-person citizen comments will be suspended for City Commission Meetings.

Citizens interested in making public comment related to calendar items, are asked to do so in writing. Items related to a calendar item will be included in the meeting records under Communications and Petitions.

Citizens who wish to make the City Commission aware of an issue not related to the Commission Meeting Calendar, may also do so. These items will be distributed to the Dayton City Commission for reference.

For complete information on how to submit a comment, please visit daytonohio.gov/CoronaResources or call 937-333-3636.

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 through electronic means.

APPROVAL OF MINUTES

Commissioner Mims made a motion to approve the minutes from the October 21, 2020, meeting.

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

COMMUNICATIONS AND PETITIONS

Communication #21499

State of Ohio, Department of Liquor Control – Permit Application D5J, Permit Number 6619808 – P & K Buttar LLC, dba Gulzars, 217 N. Patterson Blvd, Dayton, OH 45402.

The Clerk of Commission reported receipt of Permit Application Permit D5J Permit # 6619808 – P & K Buttar LLC, dba Gulzars, 217 N. Patterson Blvd, Dayton, OH 45402. The application was referred through the City for investigation.

Communication #21500

State of Ohio, Department of Liquor Control – Permit Application D5 Permit #5700105 – MCRL LLC, dba Hot Head Burritos, 1113 Brown Street & Patio, Dayton, OH 45409.

The Clerk of Commission reported receipt of Permit Application Permit D5 Permit #5700105 – MCRL LLC, dba Hot Head Burritos, 1113 Brown Street & Patio, Dayton, OH 45409. The application was referred through the City for investigation.

Communication #21501

State of Ohio, Department of Liquor Control – Permit Application D1, D2, D3, D3A, D6 Permit #4236300 – Janet LLC, dba Flanagans Pub, 101-03 E. Stewart Street & Patio, Dayton, OH 45409.

The Clerk of Commission reported receipt of Permit Application Permit C2, C2, D6 Permit #4236300 – Janet LLC, dba Flanagans Pub, 101-03 E. Stewart Street & Patio, Dayton, OH 45409. The application was referred through the City for investigation.

SPECIAL AWARDS/PRESENTATIONS

There were no special awards or presentations.

ADDITIONS OR DELETIONS TO THE CALENDAR

There were no additions or deletions to the calendar.

REPORTS

A. Purchase Orders, Agreements and Contracts:
(All contracts are valid until delivery is complete or through December 31st of the current year).

1. **Purchase Orders:**

POLICE

A1. Parr Public Safety Equipment (vehicle up-fitting parts and services for four vehicles)
\$19,585.72

1.

PROCUREMENT, MANAGEMENT AND BUDGET

B1. USI Midwest LLC (one-year employment practices liability insurance policy) –
PO201210 **28,782.00**
B2. USI Midwest LLC (automobile physical damage insurance policy) -PO201211 **146,952.00**
B3. USI Midwest LLC (property/casualty insurance policy) –PO201220 **584,950.00**

PUBLIC WORKS

C1. B & H Photo Video (two drones with related items) **35,593.88**
C2. Pro Fab Welding Service LLC (welding and fabrication services as needed through 12-31-20) **340,000.00**
C3. Raptor PPE LLC (body temperature detection cameras) **91,445.00**
C4. Phillips Companies (various types of playground mulch as needed through 12-31-20) **10,000.00**

RECREATION AND YOUTH SERVICES

D1. G & G Fitness Equipment, Inc. (one hundred vinyl dividers) **20,248.34**
D2. Zan Creative, Inc. dba Nova Creative Group (design, marketing, messaging and branding services as needed through 12-31-20) **10,000.00**

WATER

E1. JGM Valve Corporation (Vaughn chopper pump) **15,600.00**
E2. Rotork Controls, Inc. (two new spare actuators) **23,893.18**
E3. Friends Service Company, Inc. dba Friendsoffice (office furniture including delivery and installation services) **31,957.30**
E4. Sullivan Environmental Technologies (Moyno progressive cavity pump) **22,764.00**
E5. Maryland Biochemical Company, Inc. (Wet Well Wizard lift station aeration system) **11,552.00**

-Depts. of Police, Procurement Management and Budget, Public Works, Recreation and Youth Services and Water. **Total: \$1,393,323.42**

2. **Moonlight Security – Service Agreement** – second amendment for professional security guard services – Dept. of Public Works/Property Management. **\$63,000.00**
(Thru 12/31/20)
3. **SP Plus, Standard Parking Corp. – Contract Modification** – second renewal and sixth amendment for public parking facilities, shuttle bus service and taxi starter service at the Dayton International Airport- Dept. of Aviation/AP Admin and Finance. **\$4,000,000.00**
(Thru 10/31/22)

B. Construction Contracts:

4. **C. G. Construction and Utilities, Inc. – Award of Contract** – Mundale Avenue and Fauver Avenue Water Main Improvements (5% SBE and 10% MBE and 5% WBE Participation Goal/5.1% SBE, 10% MBE and 5% WBE Participation Achieved) – Dept. of Water/Water Engineering. **\$1,130,328.84**
(Thru 05/31/22)
5. **C. G. Construction and Utilities, Inc. – Award of Contract** – Wayne and Watervliet Avenue Water Main Improvements (20% MBE Participation Goal/20% MBE Participation Achieved) – Dept. of Water/Water Engineering. **\$1,930,525.74**
(Thru 07/31/22)

C. Revenue to the City:

6. **Dayton Power and Light Company - Legal Settlement** – Public Utilities Commission of Ohio Case Settlement – Dept. of Law/Civil. **\$1,600,000.00**
(Thru 12/31/23)
7. **United States of America – Contract Modification** – eighth amendment for lease of office and administrative space for the Transportation Security Administration (TSA) – Dept. of Aviation/AP Admin and Finance. **\$396,798.84**
(Thru 08/31/22)

E. Other – Contributions, Etc.:

8. **Granada Holdings, LLC – Grant Agreement** – for Dayton CARES Act Small Business Capital Grant Agreement – Dept. of Planning and Community Development/Land Use Administration. **\$14,964.00**
(Thru 11/30/20)
9. **Lock 27 Brewing, LLC – Grant Agreement** – for Dayton CARES Act Small Business Capital Grant Agreement – Dept. of Planning & Community Development/Land Use Admin. **\$15,000.00**
(Thru 11/30/20)
10. **National League of Cities – Other** – for National League of Cities membership dues for 2020 – Dept. of Procurement Management and Budget. **\$10,154.00**
11. **Oakwood Car Wash LLC – Grant Agreement** – for Dayton CARES Act Small Business Capital Grant Agreement – Dept. of Planning & Community Development/Land Use Admin. **\$11,982.00**
(Thru 11/30/20)
12. **Ram Pride, LLC, DBA Gem City Car Wash – Grant Agreement** – for Dayton CARES Act Small Business Capital Grant Agreement – Dept. of Planning & Community Development/Land Use Admin. **\$15,000.00**
(Thru 11/30/20)
13. **SueJan, Inc. DBA Jimmie’s Ladder 11 – Grant Agreement** – for Dayton CARES Act Small Business Capital Grant Agreement – Dept. of Planning & Community Development/Land Use Admin. **\$12,484.00**
(Thru 11/30/20)
14. **Veritas Foods, LLC DBA Roost Modern Italian – Grant Agreement** – for Dayton CARES Act Small Business Capital Grant Agreement – Dept. of Planning & Community Development/Land Use Admin. **\$13,943.00**
(Thru 11/30/20)

CITIZENS’ COMMENTS ON CALENDAR ITEMS

Citizens’ comments were suspended for the meeting.

DISCUSSION OF CALENDAR ITEMS

Calendar Item No. 4. C. G. Construction and Utilities, Inc. – Award of Contract and Calendar Item No. 5. C. G. Construction and Utilities, Inc. – Award of Contract

The City Manager, Ms. Shelley Dickstein, said these contracts will address infrastructure of water mains for service repairs of pipes installed between 1910 and 1927.

Calendar Item No. 6. Dayton Power and Light Company – Legal Settlement

The City Manager, Ms. Shelley Dickstein, said this settlement is for cases which involve Dayton Power and Light Company rates. She said the City of Dayton is reducing \$560,000 grid modernization charges to \$267,000 saving customers \$293,000 while modernizing the grid and ensuring funding for programs like the electric vehicle charges, smart thermostats, advanced utility meters and customer education. Ms. Dickstein said it will include a self-healing grid which will reduce outages.

Ms. Dickstein said the City of Dayton is being provided a \$150,000 in PACE funding to help small businesses and \$200,000 in economic development funding for four years that will save \$600,000 per year in avoided redundant service charges.

Ms. Dickstein said this settlement will also facilitate the exploration of utilizing solar power to reduce overhead costs at the City's Water Department.

Mayor Whaley asked if there was a deadline for this calendar item.

Ms. Dickstein said it was time sensitive with regards to the Public Utilities Commission of Ohio timeline.

Calendar Item No. 8. Granada Holding, LLC, - Grant Agreement, Calendar Item No. 9. Lock 27 Brewing, LLC-Grant Agreement, Calendar Item No. 11. Oakwood Car Wash LLC-Grant Agreement, Calendar Item No. 12. Ram Pride, LLC, DBA Gem City Car Wash-Grant Agreement, Calendar item No. 13. SueJan, Inc. DBA Jimmie's Ladder 11-Grant Agreement, Calendar Item No. 14. Veritas Foods, LLC DBA Roost Modern Italian-Grant Agreement

The City Manager, Ms. Shelley Dickstein, said the \$17.2 million of CARES Act funds have been fully allocated. She said 60 percent of the funds have been encumbered. She said they have arts and cultural and non-profits sectors left to be encumbered before the November 20, 2020, deadline.

Ms. Dickstein said there are six CARES Act grant agreements helping businesses around the Downtown area.

APPROVAL OF CITY MANAGER'S REPORTS

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

IMPROVEMENT RESOLUTION – FIRST READING

Improvement Resolution No. 3598-20- Declaring that it is Necessary to Repair Sidewalks, Curbs and Gutters at 331 and 344 Smith Street.

CITIZENS' COMMENTS

Citizens' comments were suspended for the meeting.

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 highlighted his Police Reform Group and their work.

Commissioner Fairchild reminded citizens of Recreation and Youth Services Department's Drive-thru Fall Harvest Party on October 31, 2020, from 6:00 p.m. until 8:00 p.m. at Kettering Field. He said all participants must remain in their vehicles and children must be present to receive treats.

Commissioner Fairchild encouraged citizens to vote.

Commissioner Shaw

Commissioner Shaw highlighted his Police Reform Group and their work.

Commissioner Shaw encouraged citizens to vote.

Commissioner Mims

Commissioner Mims encouraged citizens to vote. He said citizens are still able to early vote until Monday, November 2, 2020.

Commissioner Mims highlighted his attendance at the National Conference for Community and Justice (NCCJ) program.

Commissioner Joseph

Commissioner Joseph encouraged citizens to vote.

Mayor Whaley

Mayor Whaley encouraged citizens to return their mail-in ballots. She said the City Commission will be phoning constituents that have not turned in their mail-in ballots.

Mayor Whaley highlighted her meeting with police officials regarding voting in the general election.

Mayor Whaley said Dayton Public Schools will return in hybrid model on November 9, 2020.

Mayor Whaley said this is the last installment of the Roots of Racism Program. She thanked everyone involved in the program especially DATV.

Mayor Whaley encouraged citizens to practice safe distance during COVID-19.

ADJOURNMENT

There being no further business, the meeting was adjourned at 8:54 a.m.

Nan Whaley
Mayor

Attest: _____
Clerk of Commission