

On Wednesday, June 6, 2018, at 6:00 p.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 Joseph, Mims, Shaw and Fairchild were present. The Clerk of Commission, Ms. Rashella Lavender, and the City Manager, Ms. Shelley Dickstein, were also present.

**APPROVAL OF MINUTES**

**Commissioner Joseph made a motion to approve the minutes from the May 30, 2018, special meeting. Commissioner Shaw seconded the motion. The previous meeting minutes were unanimously approved.**

**Commissioner Mims made a motion to approve the minutes from the May 30, 2018, meeting. Commissioner Fairchild seconded the motion. The previous meeting minutes were unanimously approved.**

**COMMUNICATIONS AND PETITIONS**

**Communication #21314**

Petition – alley vacation – vacate alley north of West Riverview Avenue from Central Avenue to the alley east of Central Avenue.

**Communication #21315**

**State of Ohio, Department of Liquor Control – Permit Application DJ5, D6 Permit #3319920 – Granada Holdings LLC, DBA The Wine Gallery & Café & Patio, 5 W. Monument Avenue, Dayton, Ohio 45402.**

The Clerk of Commission reported receipt of Permit Application DJ5, D6 Permit #3319920 – Granada Holdings LLC, DBA The Wine Gallery & Café & Patio, 5 W. Monument Avenue, Dayton, OH 45402. The application was referred through the City for investigation.

**Communication #21316**

Work Session handout- Downtown National Register District

**SPECIAL AWARDS/PRESENTATIONS**

**Fraud Alert Notification System**

Mayor Whaley invited Mr. Brandon McClain, Montgomery County Recorder, to the podium to give a community update regarding the Fraud Alert Notification System.

Mr. McClain said many citizens of Montgomery County have been affected by property and mortgage fraud. He said it generally occurs when someone records a fraudulent document, making it look as though they currently own your home or property.

Mr. McClain said he is offering a Fraud Alert Notification System for all property owners within Montgomery County to help combat fraudulent activity. He said this system will alert the property owner when a document is recorded concerning the registered property. He said the Montgomery County Recorder's Office urges citizens to take advantage of the free Fraud Alert Notification System.

Mr. McClain said citizens may register online at [www.mcrecorder.org](http://www.mcrecorder.org) or by telephone at 937-225-4275 or at the County Administration Building, located at 451 W. Third Street Dayton, Ohio 45402, between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday.

Mayor Whaley thanked him for his work on this endeavor.

**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 Order:**

**CENTRAL SERVICES**

**A1. Data Security Management Systems, Inc.** (Checkpoint compliance and professional services) **\$24,994.00**

1.

**POLICE**

**B1. Drellishak & Drellishak, Inc. dba Pro-Tech Sales** (two ballistic shields) **15,155.00**

**PUBLIC WORKS**

**C1. Parr Public Safety Equipment** (upfitting of twenty police interceptor utility vehicles) **258,000.00**

**WATER**

**D1. Vertical Communications, Inc.** (Mitel licensing and services as needed through 12-31-19) **27,906.15**

**D2. Graybar Electric Company, Inc.** (electrical parts, supplies and related items as needed through 12-31-19) **24,000.00**

-Depts. of Central Services, Police, Public Works and Water.

**Total: \$350,055.15**

2. **Moonlight Security, Inc. – Service Agreement** – for a security officer at the Dayton International Airport – Dept. of Aviation/AP Police. **\$305,724.00**  
**(Thru 05/01/20)**

3. **Moonlight Security, Inc. – Service Agreement** – for security guard services at various facilities and events – Dept. of Public Works/Property Management. **\$663,351.00**  
**(Thru 12/31/20)**

**C. Revenue to City:**

4. **Front Row Bar and Grill LLC – Service Agreement** – for concession services at Kettering Field Softball Complex – Dept. of Recreation & Youth Services. **\$12,000.00**  
**(Thru 12/31/19)**

5. **Marion’s Piazza, Inc. – Other** – for sponsorship of the 2018 Independence Day celebration on July 3, 2018 – Dept. of Recreation & Youth Services. **\$20,000.00**

**E. Other – Contributions, Etc.:**

6. **Rebuilding Together Dayton – Other** – for the National Rebuilding Day and Seasonal Safe at Home programs – Dept. of Planning & Community Development. **\$55,000.00**  
**(Thru 03/31/19)**

**CITIZENS’ COMMENTS ON CALENDAR ITEMS**

**Citizens’ comments were received from the following:**

1. **Ms. Gail Downie – 600 Watervliet Ave** – spoke in support of the proposed dog tethering ordinance.

**DISCUSSION OF CALENDAR ITEM**

**Calendar Item No. 5. – Marion’s Piazza Inc.-Other**

The City Manager, Ms. Shelley Dickstein, thanked Mr. Roger Glass of Marion’s Piazza Inc. for his continued support of the City of Dayton’s Fourth of July fireworks celebration.

**Calendar Item No. 7. -Ordinance No. 31647-18-Dog Tethering**

The City Manager, Ms. Shelley Dickstein invited Officers Andy Sexton and Eric Henderson, Dayton Police Department, and Officer Bob Sexton, Animal Resource Center, to the podium to provide clarification of the ordinance.

Officer Sexton said studies have shown that there is a correlation between excessive, unattended tethering and dogs that are aggressive. He said by revising R.C.G.O. 91.62, to include tethering restrictions, such as limiting unattended tethering to 30 minutes, access to food, water, and shelter should help with the aggression.

Officer Sexton said a new ordinance, R.C.G.O. 91.63, will allow for an officer to impound a dog that is improperly confined for the safety of the animal and accountability of the owner.

Officer Sexton said the City of Dayton has partnered with the Montgomery County Animal Resource Center (ARC) to expand educational services. He said the Animal Resource Center will make its Animal Awareness Program available to City of Dayton residents who are found to be in violation of the ordinance, and violators electing to participate in this voluntary program will only pay a program fee, and the citation will be withdrawn and fines and court costs waived.

Officer Sexton said the program lasts two and half hours and addresses topics such as responsible pet ownership, spay/neuter education, dog laws, animal bite education and prevention, and dog obedience training. He said upon issuing a citation for eligible offenses, Dayton Police Officers or Animal Resource Center Officers will present a pamphlet to the violator describing the voluntary program.

Officer Sexton said citizens wishing to report offenses may call 911 for emergencies, contact the Dayton Police Department at 333-COPS (2677) for violations, contact the Montgomery County Animal Resource Center (ARC) at 898-4457, or call Miami Valley Crime Stoppers at 222-STOP (7867) if the citizen wishes to remain anonymous.

Mayor Whaley thanked him for the information and his work on this endeavor.

**Calendar Item No. 10.-Informal Resolution No. 957-18-Dayton's Military and Veteran Caregivers**

Mayor Whaley invited Ms. Ida Carson, Elizabeth Dole Caregiver Fellow, to the podium to talk about the military caregiver advocate program.

Ms. Carson said the Elizabeth Dole Foundation estimates there are 5.5 million caregivers who offer \$14 billion in unpaid care to support wounded or ill military members and veterans.

Ms. Carson said she is acting as an advocate to bring awareness on issues facing military and veteran caregivers.

Mayor Whaley thanked her for her service on this important program.

**APPROVAL OF CITY MANAGER'S RECOMMENDATIONS**

**Commissioner Joseph made a 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 Whaley, Commissioners Joseph, Mims, Shaw and Fairchild.**

**LEGISLATION**

**ORDINANCE – FIRST READING**

**Ordinance No. 31647-18-**Amending Section 91.62 and Enacting Section 91.63 of the Revised Code of General Ordinances to Provide for the Humane Treatment of Dogs by Placing Restrictions on Their Confinement and Providing for Impoundment of Dogs that are Found Improperly Tethered and Unattended for an Extended Period of Time.

**RESOLUTION – FIRST READING**

**Resolution No. 6336-18-**Concurring with the Adoption of the Dayton Public Schools District-Wide Safe Routes to School Travel Plan.

**RESOLUTION – SECOND READING**

**Resolution No. 6335-18-** 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 Sixteen Thousand Fourteen Dollars and Zero Cents (\$16,014.00) on Behalf of the City of Dayton.

**The question being shall Resolution No. 6335-18 be adopted. A roll call vote was taken resulting in a 5-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Joseph, Mims, Shaw and Fairchild. The Resolution was adopted.**

**INFORMAL RESOLUTION**

**Informal Resolution No. 957-18-** A Resolution in Support of Dayton’s Military and Veteran Caregivers.

**Commissioner Mims made a motion to adopt Informal Resolution No. 957-18. Commissioner Fairchild seconded the motion. A roll call vote was taken resulting in a 5-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Joseph, Mims, Shaw and Fairchild. The Informal Resolution was adopted.**

**BOARD APPOINTMENT**

**Commissioner Shaw moved to appoint Ben Abernethy, to fill the unexpired term of Jeff Welbaum, to the Southeast Priority Land Use Board, for a term ending December 31, 2019. Commissioner Joseph seconded the motion. The motion was passed.**

**CITIZENS’ COMMENTS**

Citizens’ comments were received from the following:

1. **Mr. Ellis Hutchinson – 212 S. Wilkerson St.** – thanked the City Commission for their help and partnership of the Malcolm X celebration.

**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 CITY COMMISSION**

**Commissioner Shaw**

Commissioner Shaw highlighted his Princeton Heights neighborhood walk.

**Mayor Whaley**

Mayor Whaley highlighted the City of Toledo’s staff member visit.

Mayor Whaley announced the volunteer position of a City of Dayton Historian.

**ADJOURNMENT**

There being no further business, the meeting was adjourned at 6:36 p.m.

\_\_\_\_\_  
**Mayor Nan Whaley**

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

## WORK SESSION

A copy of prepared material has been recorded as Communication & Petition Number 21316 dated June 6, 2018.

The Dayton City Commission met in a Work Session on Wednesday, June 6, 2018, at 4:35 p.m., prior to the regularly scheduled City Commission meeting. The meeting was held in the City Manager's Large Conference Room, located in City Hall. Mayor Whaley, Commissioners Joseph, Mims, Shaw and Fairchild were present. Ms. Ariel Walker, Director, City Commission Office, and Ms. Rashella Lavender, Clerk of the Commission, were also in attendance.

Ms. Shelley Dickstein, City Manager, Mr. Joe Parlette, Deputy City Manager, Mr. Gil Turner, Acting Deputy City Manager, Mr. Todd Kinskey, Director of Planning and Community Development, and Mr. Tony Kroeger, Acting Planning Manager, were the presenters.

An overview was provided regarding Downtown National Register District by highlighting:

- Project Description
- Rationale

### Project Description

Mr. Kroeger said a nomination to the National Register of Historic Places of a Downtown Dayton District was submitted. Currently, there are two small National Register Districts downtown, and 26 individual sites. Also, there are 53 buildings; as proposed 108 buildings.

### Rationale

Mr. Kroeger said being listed on the National Register does not hinder future use, alterations, or demolition of the included buildings (except for potentially when using federal funds). He said being listed on the National Register allows a site to be eligible for State and Federal Historic Tax Credits. Also, it allows the City to be more responsive to prospective developers by having buildings already listed.

He cited examples of recent Historic Tax Credit projects: Steam Plant, Delco Lofts, and Wheelhouse. He said Historic Tax Credits are one layer in a strategy that connects property owners with economic tools, for example: Community Reinvestment Areas (CRA), Historic Tax Credits, Opportunity Zones, Tax Increment Financing (TIF), and Property Assessed Clean Energy (PACE).

Mr. Kroeger pointed out the following "Buildings of Note":

- Contributing Mid-Century Buildings: IBM Building, Jefferson Place, Kettering Tower and 130 West Second Street
- Non-Qualifying as Individual Sites, Contributing to District: 225 South Main Street and First and Jefferson Buildings
- Individually Eligible, but Not yet Nominated: Barclay Building, AT&T Building, 11 West Monument, and Talbott Tower

Mr. Kroeger highlighted the action steps: research on the development of nomination (ongoing); engagement with property owners (ongoing); draft nominations due by July 1<sup>st</sup>; Ohio Historic Site Preservation Advisory Board (OHSPAB) meeting in Columbus on December 7<sup>th</sup>; and approval of Secretary of Interior by early 2019. Mayor Whaley thanked staff for their hard work.

The Work Session concluded at 4:52 p.m.