

A G E N D A
PIQUA CITY COMMISSION
MONDAY, DECEMBER 15, 2008
7:30 P.M.
201 WEST WATER STREET
PIQUA, OHIO 45356

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

OATH OF OFFICE – POLICE CHIEF

REGULAR CITY COMMISSION MEETING

1. **APPROVAL OF MINUTES** Approval of the minutes from the December 1, 2008 Regular City Commission meeting

2. **ORD. NO. 29-08** An Ordinance amending Ordinance No. 31-06
 (2nd Reading) relating to Insurance

3. **ORD. NO. 33-08** An Emergency Ordinance to make appropriations
 (2nd Reading) for the for the City of Piqua, Ohio for the Year 2009

4. **ORD. NO. 34-08** An Ordinance amending Schedule A of Section
 (2nd Reading) 52.20 of the Piqua Code to eliminate the
 General Fund from reimbursing the Municipal
 Power System for Street Lighting Services

5. **ORD. NO. 36-08** An Emergency Ordinance to make Appropriations
 (1st Reading) for the City of Piqua, Ohio for the year 2008

6. **ORD. NO. 37-08** An Ordinance amending Section 94.21 of the
 (1st Reading) Piqua Code, relating to fees for use of Park
 Facilities

7. **ORD. NO. 38-08** An Ordinance amending Sections 94.01 and
 (1st Reading) 94.02 of the Piqua Code, relating to Green Fees
 and Full-Season membership for the Municipal
 Golf Course

8. **RES. NO. R-127-08** A Resolution authorizing the City Manager to
 enter into a lease agreement with the Piqua
 Youth Baseball and Softball Association

9. **RES. NO. R-128-08** A Resolution authorizing transfers of cash from the General Fund to other funds for the Fiscal Year 2008

10. **RES. NO. R-129-08** A Resolution authorizing transfers of cash from the General Fund to other funds for the Fiscal Year 2009

11. **RES. NO. R-130-08** A Resolution authorizing a purchase order to Francis Office Supply Inc. for various office products

12. **RES. NO. R-131-08** A Resolution amending the total payment to Francis Office Supply for the purchase of various office products purchased in 2008

13. **RES. NO. R-132-08** A Resolution awarding a contract for the purchase of Excess Utility Liability coverage

EXECUTIVE SESSION

Move into Executive Session to consider the pending or imminent litigation

ADJOURN

**MINUTES
PIQUA CITY COMMISSION
MONDAY, DECEMBER 1, 2008
7:30 P.M.**

Piqua City Commission met at 7:30 P.M. in the Municipal Government Complex Commission Chambers located at 201 W. Water Street. Vice Mayor Fess called the meeting to order. Also present were Commissioners Martin, Vogt, Fess, and Terry. Absent: Mayor Hudson.

Moved by Commissioner Vogt, seconded by Commissioner Martin, to excuse Mayor Hudson from the December 1, 2008, Regular Piqua City Commission Meeting. Voice vote, Aye: Martin, Vogt, Fess, and Terry. Nay: None. Motion carried unanimously to excuse Mayor Hudson from the December 1, 2008 Piqua City Commission Meeting.

REGULAR CITY COMMISSION MEETING

APPROVAL OF MINUTES

Moved by Commissioner Vogt, seconded by Commissioner Martin, that the minutes of the Piqua City Commission Work Session on November 10, 2008 and the November 17, 2008 Regular City Commission Meeting be approved. Voice vote, Aye: Terry, Martin, Vogt, and Fess. Nay: None. Motion carried unanimously.

ORD. NO. 28-08
(1st Reading)

An Ordinance repealing Schedule A-1 of Chapter 33 of the Piqua Code and adopting a new Schedule A-1 of Chapter 33 of the Piqua Code, relating to wage of certain municipal employees

Public Comment

No one came forward to speak for against Ordinance No. 28-08.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that the rule requiring Ordinance No. 28-08 to be read fully and distinctly on three separate days be suspended. Roll call, Aye: Terry, Fess, Vogt, and Martin. Nay: None. Motion carried unanimously.

Moved by Commissioner Vogt, seconded by Commissioner Terry, that Ordinance No. 28-08 be adopted. Roll call, Aye: Martin, Terry, Fess, and Vogt. Nay: None. Motion carried unanimously. Vice Mayor Fess then declared Ordinance No. 28-08 adopted.

ORD. NO. 29-08
(1st Reading)

An Ordinance amending Ordinance No. 31-06 relating to Insurance

Public Comment

No one came forward to speak for or against Ordinance No. 29-08.

Moved by Commissioner Vogt, seconded by Commissioner Terry, that Ordinance No. 29-08 be given a first reading.

ORD. NO. 30-08
(1st Reading)

An Ordinance repealing Ordinance No. 28-07

Public Comment

No one came forward to speak for or against Ordinance No. 30-08.

Moved by Commissioner Martin, seconded by Commissioner Vogt, that the rule requiring Ordinance No. 30-08 to be read fully and distinctly on three separate days be suspended. Roll call, Aye: Terry, Fess, Vogt, and Martin. Nay: None. Motion carried unanimously.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that Ordinance No. 30-08 be adopted. Roll call, Aye: Martin, Terry, Fess, and Vogt. Nay: None. Motion carried unanimously. Vice Mayor Fess then declared Ordinance No. 30-08 adopted.

ORD. NO. 31-08
(1st Reading)

An Ordinance repealing Ordinance No. 30-07

Public Comment

No one came forward to speak for or against Ordinance No. 31-08.

Moved by Commissioner Martin, seconded by Commissioner Vogt, that the rule requiring Ordinance No. 31-08 be read fully and distinctly on three separate days be suspended. Roll call, Aye: Fess, Vogt, Martin, and Terry. Nay: None. Motion carried unanimously.

Moved by Commissioner Vogt, seconded by Commissioner Terry, that Ordinance No. 31-08 be adopted. Roll call, Aye: Fess, Vogt, Martin, and Terry. Nay: None. Motion carried unanimously. Vice Mayor Fess then declared Ordinance No. 31-08 adopted.

ORD. NO. 32-08
(1st Reading)

An Ordinance repealing Ordinance No. 32-07

Public Comment

Chuck Starrett, 4244 Demming Road, came forward and thanked the Commission for putting the property maintenance ordinances on the ballot for the voters to decide, and for rescinding the three ordinances at this time.

Moved by Commissioner Martin, seconded by Commissioner Vogt, that the rule requiring Ordinance No. 32-08 be read fully and distinctly on three separate days be suspended. Roll call, Aye: Terry, Fess, Vogt, and Martin. Nay: None. Motion carried unanimously.

Moved by Commissioner Martin, seconded by Commissioner Vogt, that Ordinance No. 32-08 be adopted. Roll call, Aye: Martin, Terry, Fess, and Vogt. Nay: None. Motion carried unanimously. Vice Mayor Fess then declared Ordinance No. 32-08 adopted.

ORD. NO. 33-08
(1ST Reading)

An Ordinance to make appropriations for the City of Piqua

Public Comment

Brad Boehringer, 128 Mound Street, asked if Ordinance No. 33-08 was the implementation of the Long Range Plan approved last month at the Commission meeting. City Manager Enderle stated this is just the first step in the three year Long Range Plan that was approved last month.

Commissioner Fess stated the Commission will be meeting on December 3, 2008 at 6:00 P.M. in the Conference Room to finalize the 2009 City Budget, and is open to the public.

Moved by Commissioner Terry, seconded by Commissioner Vogt, that Ordinance No. 33-08 be given a first reading.

ORD. NO. 34-08

An Ordinance to make appropriations for the City of Piqua, Ohio for the year 2009

Bill Sommer, Power System Director gave a brief explanation on the reason for the change in funds for the street lighting services.

Public Comment

No one came forward to speak for or against Ordinance No. 34-08.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that Ordinance No. 34-08 be given a first reading.

ORD. NO. 35-08

An Ordinance amending Chapter 77 of the Piqua Code relating to Traffic Schedule V to reinstate no left turn onto Main Street from Market Street

Public Comment

No one came forward to speak for or against Ordinance No. 35-08.

Moved by Commissioner Terry, seconded by Commissioner Martin, that the rule requiring Ordinance No. 35-08 be read fully and distinctly on three separate days be suspended. Roll call, Aye: Fess, Vogt, Martin, and Terry. Nay: None. Motion carried unanimously.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that Ordinance No. 35-08 be adopted. Roll call, Aye: Fess, Vogt, Martin, and Terry. Nay: None. Motion carried unanimously. Vice Mayor Fess then declared Ordinance No. 35-08 adopted.

RES. NO. R-123-08

A Resolution authorizing the City Purchasing Agent to purchase #2 fuel oil on the open and spot market

There was discussion of the price of fuel oil going down in the future and the amount the City of Piqua currently used and the anticipated amount to purchase.

Public Comment

No one came forward to speak for or against Resolution No. R-123-08.

Moved by Commissioner Terry, seconded by Commissioner Vogt, that Resolution No. R-123-08 be adopted. Roll call, Aye: Terry, Fess, Vogt, and Martin. Nay: None. Motion carried unanimously. Vice Mayor Fess then declared Resolution No. R-123-08 adopted.

RES. NO. R-124-08

A Resolution authorizing the City Manager to apply for City Membership to Amp-Ohio

There was discussion on the benefits to the city in continuing the membership with Amp-Ohio. Bill Sommer, Power System Director explained how power is purchased and distributed.

Public Comment

No one came forward to speak for or against Resolution No. R-124-08.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that Resolution No. R-124-08 be adopted. Roll call, Aye: Martin, Terry, Fess, and Vogt. Nay: None. Motion carried unanimously. Vice Mayor Fess then declared Resolution No. R-124-08 adopted.

RES. NO. R-125-08

A Resolution rescinding Resolution No. R-41-08

Public Comment

No one came forward to speak for or against Resolution No. R-125-08.

Moved by Commissioner Martin, seconded by Commissioner Vogt, that Resolution No. R-125-08 be adopted. Roll call, Aye: Fess, Vogt, Martin, and Terry. Nay: None. Motion carried unanimously. Vice Mayor Fess then declared Resolution No. R-125-08 adopted.

RES. NO. R- 126-08

A Resolution amending the lease agreement of city owned property located at 810 Scott Drive

Public Comment

No one came forward to speak for or against Resolution No. R-126-08.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that Resolution No. R-126-08 be adopted. Voice vote, Aye: Fess, Vogt, Martin, and Terry. Nay: None. Motion carried unanimously. Vice Mayor Fess then declared Resolution No. R-126-08 adopted.

PUBLIC COMMENT

Brad Boehringer, 128 Mound Street, asked when would there be an appointment made to the Charter Review Committee. City Manager Enderle stated he is going to send a memo out to the Commissioners to see how they want to structure the appointment, and he will make an announcement soon.

Chuck Starrett, 4244 Demming Road, inquired about the rescinded ordinances and if they had all been covered in the ordinances passed at this meeting. Law Director Wall explained how this was done.

Roy Howard, 6720 Spiker Road, inquired if the monies collected for the property maintenance fines would be refunded. Law Director Wall stated the fines would not be refunded and explained the reason.

OTHER

Monthly Reports – October 2008

Monthly Reports for the Month of October 2008 were approved.

Commissioner Vogt stated he and former City Commissioner Frank Barhorst have been working together with the Piqua YMCA to open a Senior Center. Commissioner Vogt said they hope to be open by the first of the year, and is asking for donations.

Commissioner Vogt stated he has been driving around the town and the city is looking really good, and encouraged citizens to check out their own properties and make repairs as needed. Commissioner Vogt reminded all to be pro-active and continue the work that has been started in the neighborhoods.

Commissioner Martin stated they had a good turn out at the Skate Park meeting held last week.

Commissioner Fess stated there were about 75 attendees at the Skate Park meeting held last week. There was discussion of the location for the Skate Park, with volunteers still needed and is asking for community support and donations. Commissioner Fess said she thought the meeting was very productive and positive.

Commissioner Fess announced there would be a carry-in dinner in honor of Father Caserta's 90th birthday to be held on December 5, at 5:30 in Caserta Hall and invited citizens to attend.

Commissioner Terry stated there is a roast and toast planned for Father Caserta at a later date to be held in the Piqua Plaza, citizens can call St. Boniface Church for more details.

Moved by Commissioner Vogt, seconded by Commissioner Martin, to adjourn from the Piqua City Commission Meeting at 8:20 P.M. Voice vote, Aye: Fess, Hudson, Vogt, Terry, and Martin. Nay: None. Motion carried unanimously.

THOMAS D. HUDSON, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION

ORDINANCE NO. 29-08

**AN ORDINANCE AMENDING ORDINANCE NO. 31-06
RELATING TO INSURANCE**

WHEREAS, the cost to provide health insurance has risen and the City of Piqua desires to assist its employees in securing health insurance.

NOW THEREFORE BE IT ORDAINED BY THE Commission of the City of Piqua, Ohio, the majority of all members elected hereto concurring that:

SEC 1. Section 33.08 of the Piqua City Code is hereby amended to read as follows (with deletions lined out and additions underlined):

(A) The city will provide health insurance benefits including dependent coverage (ages 19 to 25 if a full-time student or disabled). Effective January 1, 2007, the benefits will include a high deductible health plan (HDHP) and, at the employee's option, either a health savings account (HSA) or a health reimbursement account (HRA). The HDHP will have "network" deductibles of \$2,000 for individual coverage and \$4,000 for family coverage.

(B) Employee HSA accounts will be funded by the City in the amount of \$2,000 for individual coverage and \$4,000 for family coverage during the 2007 and 2008 plan years, by funding 1/12th of the annual total to be deposited the 1st of each month beginning January 2007. Employee HRA accounts will be funded by the City in the amount of \$2,000 for individual coverage and \$4,000 for family coverage during the 2007 and 2008 plan years, by funding the entire amount each year in January. For the 2009 plan year, the City will fully fund employee HSA and HRA accounts if the premium increase between 2008 and 2009 does not exceed 5% (\$2,000 for individual coverage and \$4,000 for family coverage). If the increase is over 5%, the City will fund ~~85%~~ 75% of the accounts (~~\$1,700~~ \$1,500 for individual coverage and ~~\$3,400~~ \$3,000 for family coverage).

(C) The City shall select the carrier for the HDHP annually after consulting with the Insurance Committee. The City will make every effort to maintain comparable coverage. ~~for the duration of this Agreement. Comparable coverage shall mean that the City shall solicit quotes annually from up to three carriers and request standard products which most closely match the plan design then in effect.~~

(D) Cost Sharing. For the 2007 plan year, and employee will contribute \$8.62 weekly for individual coverage and \$25.31 weekly for family coverage. For the 2008 ~~and 2009~~ plan years, an employee will contribute 11% of the City's total cost of purchasing the employee's HDHP and funding the employee's HSA or HRA, by weekly payroll deduction. For the ~~2009~~ plan year, an employee will contribute ~~11%~~ 15% of the

City's total cost of purchasing the employee's HDHP and funding the employee's HSA or HRA, by weekly payroll deduction.

~~(E) Transition from Self-Insured Plan. The City will waive employee contributions for the employee's share of the costs of the 2006 self-insured plan and the remainder of the 2005 self-insured plan to be paid in 2007.~~

(E) Option Out. Eligible employees who decline the city offered health insurance benefits, will be entitled to receive a one-time payment per health insurance year (2007, 2008, 2009) of \$2,000 for those eligible for family coverage and \$1,000 for individual coverage.

(F) The city shall provide and pay the necessary premium for group life insurance in an amount equal to two times (not to exceed \$180,000) salary for the following classifications: City Manager, Assistant City Manager, Finance Director, Public Works Director, Power System Director, Human Resources Director, Health and Sanitation Director, Information Technology Director, Law Director, Purchasing Director, Community Development Director, Economic Development Director, Police Chief and Fire Chief; \$50,000 for Most Senior Assistant Fire Chief, and \$50,000 for all other employees.

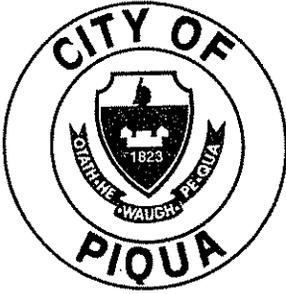
SEC 2. All remaining sections of Piqua Code Section 33.08 not amended herein shall remain in full force and effect.

SEC 3. The Ordinance shall be in effect January 1, 2009.

THOMAS D. HUDSON, MAYOR

PASSED: _____
2nd Reading

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION



HUMAN RESOURCES DEPARTMENT

Elaine G. Barton, PHR – Human Resources Director
201 West Water Street • Piqua, Ohio 45356-5001
(937) 778-2053 • FAX (937) 778-2048
E-Mail: ebarton@piquaoh.org

November 24, 2008

MEMORANDUM

To: Frederick E. Enderle, City Manager

From: Elaine G. Barton, Human Resources Director

Re: Legislation relating to employee health insurance

Chapter 33 of the Piqua code governs employment policy with regard to non-union employees. Specifically, section 33.08 provides for employee health insurance. In light of the current economy, non-union employees have been advised that their share of the total cost of health insurance will increase from 11% to 15% (from \$24.70 per week to \$34.09 per week for family coverage; and from \$10.52 per week to \$14.20 per week for single coverage). In addition, the City will fund only 75% of the non-union employee's \$4,000 or \$2,000 deductible (\$3,000/ family or \$1,500/single).

In order for these changes to be implemented, an ordinance must be adopted amending Section 33.08 of Chapter 33 of the Piqua Code.

Please let me know if you need additional information.

ORDINANCE NO. 33-08
AN EMERGENCY ORDINANCE TO MAKE APPROPRIATIONS FOR THE
CITY OF PIQUA, OHIO FOR THE YEAR 2009

BE IT ORDAINED by the Commission of the City of Piqua, Miami County, Ohio, the majority of all members elected or appointed thereto concurring:

SEC. 1: That there be appropriated from the GENERAL FUND (001)

<u>ACCOUNT</u>	<u>2009</u> <u>APPROPRIATIONS</u>
<u>City Building</u>	
Personal Services/Administrative Support	\$50,818
Operation and Maintenance	\$75,500
Allocated Expenses	(\$29,340)
TOTAL	\$96,978
<u>City Commission</u>	
Personal Services/Administrative Support	\$34,123
Operation and Maintenance	\$42,238
TOTAL	\$76,361
<u>City Manager</u>	
Personal Services/Administrative Support	\$324,760
Operation and Maintenance	\$23,746
Allocated Expenses	(\$255,106)
TOTAL	\$93,400
<u>Civil Service</u>	
Operation and Maintenance	\$31,300
TOTAL	\$31,300
<u>Engineering</u>	
Personal Services/Administrative Support	\$319,317
Operation and Maintenance	\$41,204
Allocated Expenses	(\$293,536)
TOTAL	\$66,985
<u>Finance</u>	
Personal Services/Administrative Support	\$485,061
Operation and Maintenance	\$30,340
Allocated Expenses	(\$356,967)
TOTAL	\$158,434
<u>Health</u>	
Personal Services/Administrative Support	\$383,413
Operation and Maintenance	\$112,940
TOTAL	\$496,353
<u>Law</u>	
Personal Services/Administrative Support	\$181,399
Operation and Maintenance	\$25,194
Allocated Expenses	(\$123,129)
TOTAL	\$83,464

2009
APPROPRIATIONS

<u>Planning & Zoning</u>	\$168,738
Personal Services/Administrative Support	\$34,730
Operation and Maintenance	
TOTAL	\$203,468
<u>General Government</u>	\$1,412,990
Operation and Maintenance	
TOTAL	\$1,412,990
<u>Human Resources</u>	\$175,121
Personal Services/Administrative Support	\$26,338
Operation and Maintenance	(\$172,953)
Allocated Expenses	
TOTAL	\$28,506
<u>Purchasing</u>	\$62,607
Personal Services/Administrative Support	\$7,155
Operation and Maintenance	(\$68,088)
Allocated Expenses	
TOTAL	\$1,674
<u>Income Tax</u>	\$210,849
Personal Services/Administrative Support	\$188,299
Operation and Maintenance	\$8,000
Capital	
TOTAL	\$407,148
<u>Transfers</u>	\$144,700
Transfer to NIT Fund 104	\$332,000
Transfer to Parks Fund 105	\$3,931,000
Transfer to Safety Fund 106	\$65,240
Transfer to Forest Hill Mausoleum Fund 110	\$41,648
Transfer to Pro Piqua Fund 128	\$535,270
Transfer to Building Facility Bonds Fund 248	\$355,040
Transfer to Hotel Debt Service Fund 252	\$100,665
Transfer to Golf 409	\$110,400
Transfer to Ft. Piqua Plaza 410	\$82,963
Transfer to Swimming Pool Fund 415	
TOTAL	\$5,698,926
TOTAL GENERAL FUND	\$8,855,987
SEC. 2: That there be appropriated from the STREET DEPARTMENT FUND (101)	
Personal Services/Administrative Support	\$985,485
Operation and Maintenance	\$1,049,447
Non Government/Transfers/Refunds	\$15,493
TOTAL	\$2,050,425

SEC. 3:	That there be appropriated from the STREET INCOME TAX FUND (103)	
	Operation and Maintenance	\$341,839
	Capital Outlay (including labor)	<u>\$1,898,058</u>
TOTAL		\$2,239,897
SEC. 4:	That there be appropriated from the NEIGHBORHOOD IMPROVEMENT TEAM FUND (104)	
	Personal Services/Administrative Support	\$0
	Operation and Maintenance	\$119,700
	Capital Outlay (including labor)	<u>\$25,000</u>
TOTAL		\$144,700
SEC. 5:	That there be appropriated from the PARK AND RECREATION FUND (105)	
	Personal Services/Administrative Support	\$456,334
	Operation and Maintenance	<u>\$270,217</u>
TOTAL		\$726,551
SEC. 6:	That there be appropriated from the PUBLIC SAFETY FUND (106)	
	<u>009 Fire Department</u>	
	Personal Services/Administrative Support	\$3,122,763
	Operation and Maintenance	\$385,106
	Capital Outlay (including labor)	\$514,560
	Non Government/Transfers/Refunds	<u>\$112,699</u>
TOTAL		\$4,135,128
	<u>014 Police Department</u>	
	Personal Services/Administrative Support	\$4,023,087
	Operation and Maintenance	\$594,190
	Capital Outlay (including labor)	\$145,000
	Non-Government/Transfers/Refunds	<u>\$16,904</u>
TOTAL		\$4,779,181
TOTAL PUBLIC SAFETY		\$8,914,309
SEC. 7:	That there be appropriated from the PIQUA TREE FUND (107)	
	Operation & Maintenance	<u>\$7,200</u>
TOTAL		\$7,200
SEC. 8:	That there be appropriated from the FOREST HILL MAUSOLEUM FUND (110)	
	Operation & Maintenance	<u>\$65,240</u>
TOTAL		\$65,240
SEC. 9:	That there be appropriated from the RENEW PIQUA FUND (114)	
	Operation and Maintenance	<u>\$6,000</u>
TOTAL		\$6,000
SEC. 10:	That there be appropriated from the C.H.I.P. (2006) FUND (117)	
	Operation and Maintenance	<u>\$35,057</u>
TOTAL		\$35,057
SEC. 11:	That there be appropriated from the C.H.I.P. PROGRAM INCOME FUND (119)	
	Operation and Maintenance	<u>\$23,900</u>
TOTAL		\$23,900

SEC. 12:	That there be appropriated from the POLICE AUXILIARY FUND (120)	
Operation & Maintenance		<u>\$3,200</u>
TOTAL		\$3,200
SEC. 13:	That there be appropriated from the COMMUNITY DEVELOPMENT BLOCK GRANT FUND (122)	
Operation and Maintenance		\$88,400
Capital Outlay (including labor)		<u>\$64,800</u>
TOTAL		\$153,200
SEC. 14:	That there be appropriated from the WORKER'S COMP FUND (124)	
Personal Services/Administrative Support		<u>\$275,000</u>
TOTAL		\$275,000
SEC. 15:	That there be appropriated from the INSURANCE RESERVE FUND (125)	
Operation & Maintenance		<u>\$300,000</u>
TOTAL		\$300,000
SEC. 16:	That there be appropriated from the DEMOLITION DEFENSE FUND (126)	
Non Government/Transfers/Refunds		<u>\$27,000</u>
TOTAL		\$27,000
SEC. 17:	That there be appropriated from the ENTERPRISE ZONE APPLICATION FUND (127)	
Operation & Maintenance		<u>\$600</u>
TOTAL		\$600
SEC. 18:	That there be appropriated from the PRO PIQUA FUND (128)	
Operation and Maintenance		<u>\$41,648</u>
TOTAL		\$41,648
SEC. 19:	That there be appropriated from the REVOLVING LOAN FUND (130)	
Operation and Maintenance		<u>\$10,250</u>
TOTAL		\$10,250
SEC. 20:	That there be appropriated from the BROWNFIELD EPA GRANT (131)	
Operation and Maintenance		<u>\$200,000</u>
TOTAL		\$200,000
SEC. 21:	That there be appropriated from the COMPREHENSIVE HOUSING IMPROVEMENT PROGRAM FY 2008 FUND (132)	
Operation and Maintenance		<u>\$494,700</u>
TOTAL		\$494,700
SEC. 22:	That there be appropriated from the COMMUNITY DEVELOPMENT FUND (135)	
Personal Services/Administrative Support		\$219,575
Operation and Maintenance		\$57,425
Allocated Expenses		<u>(\$277,000)</u>
TOTAL		\$0

SEC. 23:	That there be appropriated from the DOWNTOWN REVITALIZATION (GENERAL BUSINESS) FUND (137)	
	Operation and Maintenance	\$400,000
	TOTAL	\$400,000
SEC. 24:	That there be appropriated from the FEMA FUND (139)	
	Personal Services/Administrative Support	\$95,000
	TOTAL	\$95,000
SEC. 25:	That there be appropriated from the ECONOMIC DEVELOPMENT REVOLVING LOAN FUND (141)	
	Operation and Maintenance	\$200,000
	TOTAL	\$200,000
SEC. 26:	That there be appropriated from the SPECIAL ASSESSMENT DEBT SERVICE FUND (202)	
	Operation and Maintenance	\$104,400
	Non Government/Transfers/Refunds	\$37,022
	TOTAL	\$141,422
SEC. 27:	That there be appropriated from the OWDA-1995 LOAN WASTEWATER DEBT SERVICE FUND (210)	
	Non Government/Transfers/Refunds	\$506,537
	TOTAL	\$506,537
SEC. 28:	That there be appropriated from the SWIMMING POOL DEBT SERVICE FUND (221)	
	Non Government/Transfers/Refunds	\$8,555
	TOTAL	\$8,555
SEC. 29:	That there be appropriated from the ELECTRIC G O BONDS DEBT SERVICE FUND (238)	
	Non Government/Transfers/Refunds	\$405,303
	TOTAL	\$405,303
SEC. 30:	That there be appropriated from the GOLF COURSE EXPANSION G.O. BONDS DEBT SERVICE FUND (243)	
	Non Government/Transfers/Refunds	\$169,672
	TOTAL	\$169,672
SEC. 31:	That there be appropriated from the BUILDING FACILITY G. O. BONDS DEBT SERVICE FUND (248)	
	Non Government/Transfers/Refunds	\$544,700
	TOTAL	\$544,700
SEC. 32:	That there be appropriated from the PFD PENSION G. O. BONDS DEBT SERVICE FUND (249)	
	Non Government/Transfers/Refunds	\$40,938
	TOTAL	\$40,938
SEC. 33:	That there be appropriated from the WATER TOWER DEBT SERVICE FUND (250)	
	Non Government/Transfers/Refunds	\$132,823
	TOTAL	\$132,823

SEC. 34:	That there be appropriated from the WATER TOWER DEBT SERVICE FUND 2006 (251)	
	Non Government/Transfers/Refunds	<u>\$14,351</u>
TOTAL		\$14,351
SEC. 35:	That there be appropriated from the HOTEL CONSTRUCTION DEBT SERVICE FUND (252)	
	Non Government/Transfers/Refunds	<u>\$357,352</u>
TOTAL		\$357,352
SEC. 36:	That there be appropriated from the INFORMATION TECHNOLOGY '08 G.O. DEBT SERVICE FUND (253)	
	Non Government/Transfers/Refunds	<u>\$126,785</u>
TOTAL		\$126,785
SEC. 37:	That there be appropriated from the EQUALIZATION TANK '08 NOTE (OWDA) DEBT SERVICE FUND (254)	
	Non Government/Transfers/Refunds	<u>\$414,128</u>
TOTAL		\$414,128
SEC. 38:	That there be appropriated from the FIRE EQUIPMENT '08 G.O. NOTE FUND (255)	
	Non/Government/Transfers/Refunds	<u>\$91,010</u>
TOTAL		\$91,010
SEC. 39:	That there be appropriated from the JOHN DEERE CAPITAL LEASE DEBT SERVICE FUND (260)	
	Non Government/Transfers/Refunds	<u>\$17,992</u>
TOTAL		\$17,992
SEC. 40:	That there be appropriated from the TYMCO CAPITAL LEASE DEBT SERVICE FUND (261)	
	Non Government/Transfers/Refunds	<u>\$11,767</u>
TOTAL		\$11,767
SEC. 41:	That there be appropriated from the HOTEL REHABILITATION FUND (301)	
	Personal Services/Administrative Support	\$6,201
	Operation and Maintenance	\$53,350
	Non-Government/Transfers/Refunds	<u>\$175,000</u>
TOTAL		\$234,551
SEC. 42:	That there be appropriated from the GREAT MIAMI RECREATIONAL TRAIL FUND (303)	
	Operation and Maintenance	\$180,000
	Capital outlay (includes labor)	<u>\$120,000</u>
TOTAL		\$300,000

SEC. 43:	That there be appropriated from the SWIMMING POOL CONSTRUCTION FUND (323)	
	Non Government/Transfers/Refunds	\$25
	TOTAL	\$25
SEC. 44:	That there be appropriated from the POWER SYSTEM FUND (401)	
	Personal Services/Administrative Support	\$2,095,858
	Operation and Maintenance	\$23,299,869
	Capital Outlay (including labor)	\$1,544,604
	Overhead Transfers	(\$274,035)
	Non Government/Transfers/Refunds	\$397,049
	TOTAL	\$27,063,345
SEC. 45:	That there be appropriated from the WATER SYSTEM FUND (403)	
	Personal Services/Administrative Support	\$1,205,783
	Operation and Maintenance	\$1,704,632
	Capital Outlay (including labor)	\$270,300
	Overhead Transfers	(\$10,912)
	Non Government/Transfers/Refunds	\$142,529
	TOTAL	\$3,312,332
SEC. 46:	That there be appropriated from the WASTEWATER SYSTEM FUND (404)	
	Personal Services/Administrative Support	\$1,060,485
	Operation and Maintenance	\$1,186,401
	Capital Outlay (including labor)	\$4,625,590
	Overhead Transfers	(\$7,904)
	Non Government/Transfers/Refunds	\$501,715
	TOTAL	\$7,366,287
SEC. 47:	That there be appropriated from the GARBAGE AND REFUSE FUND (405)	
	Personal Services/Administrative Support	\$512,819
	Operation and Maintenance	\$1,157,279
	Capital Outlay (including labor)	\$109,226
	TOTAL	\$1,779,324
SEC. 48:	That there be appropriated from the CITY INCOME TAX ADMINISTRATION FUND (407)	
	Non Government/Transfers/Refunds	\$8,500,020
	TOTAL	\$8,500,020
SEC. 49:	That there be appropriated from the INFORMATION TECHNOLOGY FUND (408)	
	Personal Services/Administrative Support	\$269,726
	Operation and Maintenance	\$114,731
	Capital Outlay (including labor)	\$1,000,000
	Non Government/Transfers/Refunds	\$126,785
	TOTAL	\$1,511,242
SEC. 50:	That there be appropriated from the GOLF COURSE FUND (409)	
	Personal Services/Administrative Support	\$284,618
	Operation and Maintenance	\$291,352
	Non Government/Transfers/Refunds	\$171,548
	TOTAL	\$747,518
SEC. 51:	That there be appropriated from the FORT PIQUA PLAZA FUND (410)	
	Operation & Maintenance	\$293,428
	TOTAL	\$293,428

SEC. 52:	That there be appropriated from the METER READERS FUND (412)	
	Personal Services/Administrative Support	\$221,486
	Operation and Maintenance	\$29,768
	Capital Outlay (including labor)	\$8,000
	Allocated Expenses	<u>(\$259,254)</u>
	TOTAL	\$0
SEC. 53:	That there be appropriated from the UTILITIES BUSINESS OFFICE FUND (413)	
	Personal Services/Administrative Support	\$463,840
	Operation and Maintenance	\$348,766
	Allocated Expenses	<u>(\$819,606)</u>
	Non-Government/Transfers/Refunds	\$7,000
	TOTAL	\$0
SEC. 54:	That there be appropriated from the SWIMMING POOL FUND (415)	
	Personal Services/Administrative Support	\$86,535
	Operation and Maintenance	\$90,283
	Non Government/Transfers/Refunds	<u>\$8,778</u>
	TOTAL	\$185,596
SEC. 55:	That there be appropriated from the ELECTRIC METER DEPOSIT FUND (603)	
	Non Government/Transfers/Refunds	<u>\$190,000</u>
	TOTAL	\$190,000
SEC. 56:	That there be appropriated from the WATER METER DEPOSIT FUND (604)	
	Non Government/Transfers/Refunds	<u>\$60,000</u>
	TOTAL	\$60,000
SEC. 57:	That there be appropriated from the CONSERVANCY FUND (611)	
	Operation and Maintenance	<u>\$46,800</u>
	TOTAL	\$46,800
SEC. 58:	That there be appropriated from the CITY HEALTH INSURANCE FUND (614)	
	Operation and Maintenance	\$2,442,500
	Non Government/Transfers/Refunds	<u>\$300,000</u>
	TOTAL	\$2,742,500
SEC. 59:	That there be appropriated from the EMPLOYEE FLEXIBLE SPENDING FUND (615)	
	Administrative Support	<u>\$185,000</u>
	TOTAL	\$185,000
SEC. 60:	That there be appropriated from the WEED CUTTING FUND (735)	
	Operation and Maintenance	<u>\$100,000</u>
	TOTAL	\$100,000

SEC. 61: That the sums appropriated are actual expenditures for goods and services or other government functions performed in the calendar year 2009. Future commitments representing encumbrances of fund balance or future receipts will be appropriated in the future year when those services or goods are rendered to the city.

SEC. 62: That the sums expended from the appropriations and which are proper charges against any other department or against any person, firm or corporation which are repaid with the period covered by such appropriations shall be considered reappropriated for such original purposes; provided, that the net total of expenditures under any item of said appropriations shall not exceed the amount of the item.

SEC. 63: That the Director of Finance is hereby authorized and directed to draw her warrant upon the City Treasury for the amounts appropriated in this order when claims are properly presented and approved, the same to be chargeable to the appropriations for the year 2009 when passed and legally contracted for in conformity by law.

SEC. 64: That the Finance Director at the discretion of the City Manager make temporary advances from the General Fund to any Fund to cover temporary shortages of cash until revenues or permanent transfers become available to repay that temporary advance. That these advances shall not exceed \$650,000 in the aggregate nor extend past December 31, 2009; except those that are to be reimbursed by federal or state grant programs that were previously approved by this Commission.

SEC. 65: That all ordinances, or parts of ordinances, inconsistent with this ordinance be and they are hereby repealed.

SEC. 66: That this ordinance is declared an emergency for the immediate preservation of the public peace, health or safety in the City of Piqua and shall take effect and be in force from and after passage.

THOMAS D. HUDSON, MAYOR

PASSED: _____

2nd Reading

ATTEST: _____

REBECCA J. COOL
CLERK OF COMMISSION
AMENDED

ORDINANCE NO. 34-08

**AN ORDINANCE AMENDING SCHEDULE A OF
SECTION 52.20 OF THE PIQUA CODE TO ELIMINATE
THE GENERAL FUND FROM REIMBURSING THE
MUNICIPAL POWER SYSTEM FOR STREET LIGHTING SERVICES**

WHEREAS, the City Commission adopted a long range financial plan to sustain the General Fund; and

WHEREAS, the long range financial plan includes eliminating the General Fund from paying for street lighting services.

NOW THEREFORE, BE IT ORDAINED by the Commission of the City of Piqua, Miami County, Ohio, the majority of all members elected thereto concurring, that:

SEC. 1: Exhibit A of Section 52.20 of the Piqua Code, as adopted by Ordinance No. 22-06, is hereby amended by eliminating "City Street Lighting Service – Schedule CSL" from the rate schedule as attached in Exhibit A.

SEC. 2: All other provisions of Section 52.20 shall remain in full force and effect.

SEC. 3: This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

THOMAS D. HUDSON, MAYOR

PASSED: _____
2nd Reading

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION

Exhibit A
Ordinance No. 34-08

Piqua Municipal Power System
Electric Rates

CITY STREET LIGHTING SERVICE – SCHEDULE CSL

APPLICABLE:

~~_____ This schedule is applicable to the City of Piqua for street light service provided by the Piqua Municipal Power System for lighting public streets, alleys and other public facilities.~~

CHARACTER OF SERVICE:

~~_____ Single phase, 60 hertz, alternating current will be supplied at standard voltages.~~

RATE:

~~_____ For each street light installation:~~

_____ 150 Watt High pressure Sodium _____	_____ \$4.42 per month
_____ 250 Watt High pressure Sodium _____	_____ \$5.58 per month
_____ 310 Watt High pressure Sodium _____	_____ \$6.12 per month

OHIO EXCISE TAX:

~~_____ Bills computed in accordance with the foregoing rates are subject to the Ohio Excise Tax Rider, Schedule OET.~~

Piqua Municipal Power System
Electric Rates

RESIDENTIAL SERVICE – SCHEDULE R

APPLICABLE:

This schedule is applicable to electric service for residential dwellings, and churches.

CHARACTER OF SERVICE:

Single or three phase, 60 Hertz, alternating current will be supplied at standard voltages as available through one transformer.

MONTHLY RATES AND CHARGES:

	Effective For Billings After 01/15/2007	Effective For Billings After 01/15/2008	Effective For Billings After 01/15/2009
Customer Charge:	\$5.60	\$5.60	\$5.60
Energy Charge (\$/kWh):			
First 500 kWh	\$0.07773	\$0.08240	\$0.08706
All over 500 kWh	\$0.07246	\$0.07681	\$0.08116

Minimum Charge: The Customer Charge

POWER COST ADJUSTMENT:

Bills computed in accordance with the foregoing rates and charges are subject to adjustment for changes in the cost of fuel and purchased power pursuant to Schedule PCA.

OHIO EXCISE TAX:

Bills computed in accordance with the foregoing rates are subject to the Ohio Excise Tax Rider, Schedule OET.

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Electric Rates
Exhibit A
Ordinance No. ~~22-0634-08~~

RATE STABILIZATION RIDER CREDIT:

Bills computed in accordance with the foregoing rates are subject to the Rate Stabilization Rider Credit, Schedule RSRC.

TERMS AND CONDITIONS:

Service hereunder is subject to the General Service Regulations of the City applicable to Electric Service.

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 Electric Rates
 Exhibit A
 Ordinance No. 22-0634-08

Piqua Municipal Power System
Electric Rates

GENERAL POWER SERVICE – SCHEDULE GP

APPLICABLE:

This schedule is applicable to all commercial and industrial customers that do not qualify under Residential Service – Schedule R.

If a customer requests service from the City and that customer is atypical of customers receiving service under the current rate design, the City will revisit its Cost of Service analysis and develop a rate that is representative of the cost to serve such customer. The City may also require a contract for service with said customer if an atypical investment is associated specifically with serving the customer. The City reserves the right to determine, in its sole judgment, the applicability of this Schedule to a customer requesting service.

CHARACTER OF SERVICE:

Single or three phase, 60 Hertz alternating current will be supplied at standard voltages as available through one transformation.

MONTHLY RATES AND CHARGES:

Commercial
Customer Demand Less than 500 Kilowatts

Where customer demand for the billing period was less than 500 kilowatts.

	Effective For Billings After 01/15/2007	Effective For Billings After 01/15/2008	Effective For Billings After 01/15/2009
Customer Charge:	\$8.56	\$8.56	\$8.56
Demand Charge (\$/kW):			
First 5 kW	\$0.00	\$0.00	\$0.00
All Above 5 kW	\$7.00	\$10.80	\$14.65
Energy Charge (\$/kWh):			
First 600 kWh	\$0.06901	\$0.07943	\$0.08955
Next 4,400 kWh	\$0.05898	\$0.04955	\$0.03992
Next 20,000 kWh	\$0.05524	\$0.04082	\$0.02625
All over 25,000 kWh	\$0.04592	\$0.03597	\$0.02590

Minimum Charge: The Customer Charge

Industrial
Customer Demand 500 Kilowatts or More

Where customer demand for the billing period was greater than or equal to 500 kilowatts.

	Effective For Billings After 01/15/2007	Effective For Billings After 01/15/2008	Effective For Billings After 01/15/2009
Customer Charge:	\$8.56	\$8.56	\$8.56
Demand Charge (\$/kW): All kW	\$10.54	\$12.01	\$13.49
Energy Charge (\$/kWh):			
First 200,000 kWh	\$0.03900	\$0.03331	\$0.02762
Next 300,000 kWh	\$0.03860	\$0.03256	\$0.02651
All over 500,000 kWh	\$0.03821	\$0.03201	\$0.02582

Minimum Charge: The Customer Charge plus the Demand Charge

BILLING DEMAND:

The monthly billing demand shall be:

The maximum fifteen (15) minute integrated KW demand for the billing month; determined as follows shall be the greater of:

- a. On peak is defined as 100% of the maximum demand recorded during the hours beginning 0800 until 2330 on Monday through Friday.
- b. Off peak is defined as 25% of the maximum demand recorded during all hours not included in a) and in addition shall also include the following Holidays: New Years Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.

ADJUSTMENT FOR PRIMARY METERING:

Where a transformer installation (regardless of ownership) is utilized solely to furnish service to a single customer, the Piqua Municipal Power System may elect to

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Electric Rates
Exhibit A
Ordinance No. ~~22-0634-08~~

meter the service on the primary side of the transformer in which case the metered demand and energy shall each be reduced 1%.

ADJUSTMENT FOR PRIMARY SERVICES:

If, at the option of the customer, electric service is rendered and metered at a primary voltage of the Piqua Municipal Power System, metered demand will be reduced 5% and metered energy will be reduced 1%. To qualify for this adjustment, customer must own, operate and maintain all necessary transforming, controlling, regulating and protective equipment.

ADJUSTMENT FOR POWER FACTOR:

The maximum fifteen-minute kilowatt of demand for the month shall be increased by 1% for each 1% or major fraction thereof that the average power factor is less than 85% lagging.

AVERAGE POWER FACTOR =

$$\frac{\text{KWH}}{\sqrt{\text{KWH}^2 + \text{KVARH}^2}}$$

POWER COST ADJUSTMENT:

Bills computed in accordance with the foregoing rates and charges are subject to adjustment for changes in the costs of fuel and purchased power pursuant to Schedule PCA.

OHIO EXCISE TAX:

Bills computed in accordance with the foregoing rates are subject to the Ohio Excise Tax Rider, Schedule OET.

RATE STABILIZATION RIDER CREDIT:

Bills computed in accordance with the foregoing rates are subject to the Rate Stabilization Rider Credit, Schedule RSRC.

TERMS AND CONDITIONS:

Service hereunder is subject to the General Service Regulations of the City applicable to Electric Service.

Piqua Municipal Power System
Electric Rates

PRIVATE OUTDOOR LIGHTING SERVICE – SCHEDULE OL

APPLICABLE:

To all consumers served by the Piqua Municipal Power System.

CHARACTER OF SERVICE:

This service is available for all outdoor lighting service to any consumer when such service can be supplied by the installation of lighting fixtures on existing City poles and supplied directly from existing secondary circuits, except as provided herein. The Piqua Municipal Power System reserves the right to approve or disapprove any or all customer requests for private outdoor lighting installations, including the application, number and location of fixtures, poles and aerial spans.

RATE:

For each lamp with luminaire and, where needed, an upsweep arm not over six (6) feet in length, controlled automatically, where service is supplied from existing facilities of the City:

100 Watt High Pressure Sodium	\$7.35 per month
250 Watt High Pressure Sodium	\$9.35 per month
400 Watt Metal Halide	\$12.30 per month
1000 Watt Metal Halide	\$16.00 per month

OHIO EXCISE TAX:

Bills computed in accordance with the foregoing rates are subject to the Ohio Excise Tax Rider, Schedule OET.

AERIAL SERVICE:

Secondary aerial spans shall be supplied, where necessary, for an additional charge of \$0.60 per month per span.

Additional 30 ft. class 6 wood poles shall be supplied and installed, only on the consumer's private property, for an additional charge of \$1.90 per month per standard wood pole.

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Electric Rates
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Additional 35 ft. class 4 wood poles shall be supplied and installed, only on the consumer's private property, for an additional charge of \$2.30 per month per standard wood pole.

TERMS AND CONDITIONS:

All service and necessary maintenance will be performed only during the regular scheduled working hours of the City. It is the intent of the Piqua Municipal Power System to effect repairs within three (3) days of failure notification except during system emergency conditions.

All electric service of the City is rendered under and subject to the General Service Regulations.

Piqua Municipal Power System
Electric Rates

TEMPORARY ELECTRIC SERVICE – SCHEDULE TS

APPLICABLE:

Applicable service for only a short period of time such as traveling shows, carnivals, fairs, church socials, construction sites, etc. Not applicable to service to recurring seasonable loads.

MONTHLY RATES AND CHARGES:

In cases where service is available from existing Piqua Municipal Power System facilities, the customer will be billed a \$100 temporary service charge. In addition, the customer will be billed under the appropriate rate schedule for power usage.

Where the Piqua Municipal Power System is required to install additional facilities that will not be used in providing permanent service to the customer, the customer will be charged the total estimated cost of installing and removing the temporary facilities. This estimated temporary facility charge will take the place of the normal \$100 charge outlined above. In addition, the customer will be billed under the appropriate rate schedule for power usage.

OHIO EXCISE TAX:

Bills computed in accordance with the foregoing rates are subject to the Ohio Excise Tax Rider, Schedule OET.

POWER COST ADJUSTMENT:

Bills computed in accordance with the above provisions are subject to adjustment for changes in the cost of fuel and purchased power pursuant to Schedule PCA.

Piqua Municipal Power System
Electric Rates

OHIO EXCISE TAX RIDER- SCHEDULE - OET

APPLICABLE:

In accordance with Section 5727 of the Ohio Revised Code an Excise Tax Surcharge shall be assessed on all monthly-consumed kWhs (kilowatt-hours) of electricity distributed through the meter of an end user in the State of Ohio, by the City of Piqua Municipal Power System. "The meter of an end user in this state means the last meter used to measure the kilowatt hours distributed by an electric distribution company to a location in this state or the last meter located outside of this state that is used to measure the kilowatt hours consumed at a location in this state. If no meter is used to measure the kilowatt hours of electricity distributed by the company, the rates shall apply to the estimated kilowatt hours distributed to an un-metered location in this state".

CHARGE:

The Ohio excise tax is applicable to all electric consumption on and after May 1, 2001. The Rates to be charged are as follows subject to automatic adjustment based on any future amendment to the Ohio Revised Code.

For a consumption period of 30 days the Ohio excise tax is the sum of the following:

First 2,000 kWh consumed times \$0.00465 per kWh
Next 13,000 kWh consumed times \$0.00419 per kWh
Over 15,000 kWh consumed times \$0.00363 per kWh

For a consumption period other than 30 days the Ohio excise tax is the sum of the following:

First 67 kWh consumed times \$.00465 times number of days in the consumption period
Next 433 kWh consumed times \$.00419 times number of days in the consumption period
Over 500 kWh consumed times \$.00363 times number of days in the consumption period

Piqua Municipal Power System
Electric Rates
RATE STABILIZATION RIDER CREDIT- SCHEDULE –RSRC

APPLICABILITY:

The purpose of the Rate Stabilization Rider Credit is to refund amounts from the Electric Fund cash balance including previously collected revenues from the Rate Stabilization Rider Credit to the customer. The goal is to assist the customer by providing a means to transition into the increased power supply costs the Power System will incur in 2007. The Rate Stabilization Rider Credit is applicable to the following electric rate schedules.

- Residential Service – Schedule R
- General Power Service- Schedule GP
- City-Owned Parks Facilities – Schedule CP

CREDIT:

	Effective For Billings After 01/15/2007	Effective For Billings After 01/15/2008	Effective For Billings After 01/15/2009
Rate Stabilization Rider Credit (\$/kWh):	\$(0.00836)	\$(0.00425)	\$(0.00000)

TERMS AND CONDITIONS:

The Rate Stabilization Rider Credit shall be applied to all billings after January 15, 2007 through all billings prior to January 15, 2009. The Rate Stabilization Rider credit is intended to refund to the customer no more than \$2.7 million dollars in 2007 and no more than \$1.4 million dollars in 2008 while maintaining an electric fund balance of no less than \$5 million dollars through December 31, 2009. In the event the actual refund exceeds these levels, or the electric fund balance is projected to drop below \$5 million dollars, the Power System Director shall determine new rates of refund as appropriate to achieve this intent and present such to the City Commission for approval.

Piqua Municipal Power System
Electric Rates

POWER COST ADJUSTMENT - SCHEDULE PCA

APPLICABLE:

The Power Cost Adjustment (PCA) is applicable to electric rate schedules as noted herein. The calculation of monthly bills pursuant to the rates and charges therein shall be subject to adjustment for changes in the cost of fuel and purchased power by applying a unit charge or credit to the total kilowatt-hours (KWH) represented by the bill.

OVERVIEW:

This PCA calculation is intended to be based on forward looking projections of fuel, purchase power and other power supply related costs, as well as projections of kWh sales, for the period. The calculation is further intended to be performed at a minimum six month interval or more frequently, if required, to accomplish recovery of fuel related cost in a timely manner. The calculation also includes a provision to reconcile over or under collection of cost from previous periods based on actual cost versus projected cost for the period.

The PCA calculation shall be performed by the Power System Director in a manner consistent with this schedule and initially applied for a maximum seven-month period effective for billings after January 15, 2007. Thereafter, the PCA calculation shall be effective for a maximum of six months. The Power System Director shall review the PCA calculation and shall make new projections for the subsequent six-month periods (i.e., August 15 and February 15 of each year). Following such PCA review and calculation, the Power System Director shall direct the PCA to be applied, as deemed necessary to accomplish recovery of the fuel, purchase power, and other power supply related costs in a timely manner. The PCA shall be applied each month as hereinafter stated. The Power System Director shall recalculate and direct application of the PCA at intervals more frequent than six months if actual fuel and purchase power cost vary significantly from projections.

DEFINITION OF FUEL COST:

The cost in dollars and cents of all projected fuel used in the production of electric energy at the Piqua Municipal Power Plant during the applicable time period determined from the projected weighted average cost of such fuel applied to the projected quantity used. The projected weighted average cost of fuel as used shall be defined as the cost of fuel consumed in the Electric System's generating facilities priced at the Piqua Municipal Power System's cost including freight, demurrage, and taxes, of fuel on hand at the beginning of the applicable time period, plus projected cost of fuel received during the

applicable time period, divided by the total quantity of fuel on hand and projected to be received.

DEFINITION OF PURCHASED POWER COST:

The net cost in dollars and cents of all projected purchased power required to supplement the projected generating capacity and energy production of the Electric System during the applicable time period.

The net cost of purchased power shall be the projected total cost billed to the Piqua Municipal Power System for power and energy received from other suppliers, including service and dispatch fees and any power supply related charges billed to the Piqua Power System by its suppliers, less the projected total cost billed by the Piqua Municipal Power System for delivery of power and energy to other parties.

DETERMINATION OF PCA UNIT CHARGE OR CREDIT:

This adjustment is applicable to and becomes a part of each electric service contract and rate schedule in which reference is made to Power Cost Adjustment, Schedule PCA.

When total fuel cost and purchased power cost increases above or decreases below \$0.05440 per kilowatt-hour sold, the rate for electric service shall be increased or decreased in accordance with the following formula:

$$PCA = \frac{P + R}{S} - B$$

Where;

- PCA = Power Cost Adjustment factor, expressed in dollars per kWh rounded to the nearest five decimal places.
- P = Total projected fuel cost and projected purchased power cost during the applicable time period expressed as dollars (\$) as defined in this schedule.
- S = Projected sales (kWh) for the applicable time period for which the fuel cost and purchased power cost (P) is computed.
- R = Reconciliation of the actual cumulative over or under recovery of fuel cost and purchased power cost from preceding applicable time periods including over or under recovery of fuel cost and purchased power cost before January 15, 2007 expressed as dollars (\$).

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Electric Rates
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B = Base power supply cost for the schedule of rates and charges provided by this Ordinance, B shall be \$0.05440 per kWh sold.

Piqua Municipal Power System
Electric Rates

CITY OWNED PARKS FACILITIES – SCHEDULE CP

APPLICABLE:

This schedule is applicable to electric service for all City owned park facilities.

CHARACTER OF SERVICE:

Single or three phase, 60 Hertz, alternating current will be supplied at standard voltages.

MONTHLY RATES AND CHARGES:

Customer Charge: \$5.26 per month

Energy Charge: \$0.0614 per KWH for all kilowatt hours

Minimum Charge: Customer Charge

POWER COST ADJUSTMENT:

Bills computed in accordance with the foregoing rates and charges are subject to adjustment for changes in the cost of fuel and purchased power pursuant to Schedule PCA.

OHIO EXCISE TAX:

Bills computed in accordance with the foregoing rates are subject to the Ohio Excise Tax Rider, Schedule OET.

TERMS AND CONDITIONS:

The first 75,000 KWH used by the City owned parks facilities each year shall be provided at no charge. All electric provided above 75,000 KWH annually will be billed under this rate schedule.

RATE STABILIZATION RIDER CREDIT:

Bills computed in accordance with the foregoing rates are subject to the Rate Stabilization Rider Credit, Schedule RSRC.

Piqua Municipal Power System
Electric Rates

~~CITY STREET LIGHTING SERVICE SCHEDULE CSL~~

~~APPLICABLE:~~

~~— This schedule is applicable to the City of Piqua for street light service provided by the Piqua Municipal Power System for lighting public streets, alleys and other public facilities.~~

~~CHARACTER OF SERVICE:~~

~~— Single phase, 60 hertz, alternating current will be supplied at standard voltages.~~

~~RATE:~~

~~— For each street light installation:~~

150 Watt High pressure Sodium	\$4.42 per month
250 Watt High pressure Sodium	\$5.58 per month
310 Watt High pressure Sodium	\$6.12 per month

~~OHIO EXCISE TAX:~~

~~— Bills computed in accordance with the foregoing rates are subject to the Ohio Excise Tax Rider, Schedule OET.~~

ORDINANCE NO. 36-08
AN EMERGENCY ORDINANCE TO MAKE APPROPRIATIONS FOR THE
CITY OF PIQUA, OHIO FOR THE YEAR 2008

Whereas Ordinance No. 33-07 was adopted by the City Commission on December 17, 2007 and whereas it is necessary to amend Various Funds. Now therefore, be it ordained by the Commission of the City of Piqua, Miami County, Ohio, the majority of all members elected or appointed thereto concurring:

SEC. 1: That there be appropriated from the GENERAL FUND (001)

<u>ACCOUNT</u>	<u>2008 INITIAL APPROPRIATIONS</u>	<u>2008 REVISED APPROPRIATIONS</u>	<u>2008 FINAL APPROPRIATIONS</u>
<u>City Building</u>			
Personal Services/Administrative Support	\$44,243	\$44,243	\$46,628
Operation and Maintenance	\$72,459	\$72,459	\$69,368
Allocated Expenses	(\$25,544)	(\$25,544)	(\$26,921)
TOTAL	\$91,158	\$91,158	\$89,075
<u>City Commission</u>			
Personal Services/Administrative Support	\$34,320	\$34,320	\$33,919
Operation and Maintenance	\$41,023	\$43,735	\$40,932
TOTAL	\$75,343	\$78,055	\$74,851
<u>City Manager</u>			
Personal Services/Administrative Support	\$347,600	\$347,600	\$346,579
Operation and Maintenance	\$23,817	\$23,817	\$24,937
Allocated Expenses	(\$271,877)	(\$271,877)	(\$271,950)
TOTAL	\$99,540	\$99,540	\$99,566
<u>Civil Service</u>			
Operation and Maintenance	\$26,400	\$26,400	\$20,400
TOTAL	\$26,400	\$26,400	\$20,400
<u>Engineering</u>			
Personal Services/Administrative Support	\$421,027	\$421,027	\$383,362
Operation and Maintenance	\$39,882	\$39,882	\$37,542
Allocated Expenses	(\$375,272)	(\$375,272)	(\$342,700)
TOTAL	\$85,637	\$85,637	\$78,204
<u>Finance</u>			
Personal Services/Administrative Support	\$472,040	\$472,040	\$457,345
Operation and Maintenance	\$29,447	\$29,447	\$27,201
Allocated Expenses	(\$347,330)	(\$347,330)	(\$335,597)
TOTAL	\$154,157	\$154,157	\$148,949
<u>Health</u>			
Personal Services/Administrative Support	\$381,844	\$381,844	\$383,272
Operation and Maintenance	\$120,383	\$120,383	\$104,937
TOTAL	\$502,227	\$502,227	\$488,209
<u>Law</u>			
Personal Services/Administrative Support	\$168,915	\$168,915	\$172,679
Operation and Maintenance	\$37,223	\$37,223	\$16,801
Allocated Expenses	(\$65,584)	(\$65,584)	(\$60,122)
TOTAL	\$140,554	\$140,554	\$129,358
<u>Planning & Zoning</u>			
Personal Services/Administrative Support	\$167,435	\$167,435	\$165,360
Operation and Maintenance	\$35,958	\$35,958	\$29,593
TOTAL	\$203,393	\$203,393	\$194,953
<u>General Government</u>			
Operation and Maintenance	\$396,920	\$396,920	\$1,030,934
Non-Government/Transfers/Refunds	\$0	\$60	\$60
TOTAL	\$396,920	\$396,980	\$1,030,994
<u>Human Resources</u>			
Personal Services/Administrative Support	\$176,255	\$176,255	\$165,509
Operation and Maintenance	\$45,599	\$45,599	\$45,589
Allocated Expenses	(\$210,473)	(\$190,151)	(\$180,932)
TOTAL	\$11,381	\$31,703	\$30,166

	2008 INITIAL APPROPRIATIONS	2008 REVISED APPROPRIATIONS	2008 FINAL APPROPRIATIONS
<u>Purchasing</u>			
Personal Services/Administrative Support	\$86,190	\$86,190	\$51,641
Operation and Maintenance	\$7,161	\$7,161	\$6,721
Allocated Expenses	(\$90,504)	(\$90,504)	(\$56,961)
TOTAL	\$2,847	\$2,847	\$1,401
<u>Income Tax</u>			
Personal Services/Administrative Support	\$199,743	\$199,743	\$225,580
Operation and Maintenance	\$165,642	\$165,642	\$159,504
TOTAL	\$365,385	\$365,385	\$385,084
<u>Transfers</u>			
Transfer to NIT Fund 104	\$146,503	\$146,503	\$43,161
Transfer to Parks Fund 105	\$390,000	\$390,000	\$290,000
Transfer to Safety Fund 106	\$4,006,000	\$4,006,000	\$3,931,000
Transfer to Forest Hill Mausoleum 110		\$50,000	\$45,000
Transfer to Pro Piqua Fund 128	\$47,302	\$47,302	\$43,217
Transfer to Building Facility Bonds Fund 248	\$528,794	\$528,794	\$528,795
Transfer to Hotel Debt Service Fund 252	\$360,880	\$360,880	\$392,134
Transfer to GMR Trail Fund 303	\$80,000	\$80,000	\$81,500
Transfer to Golf 409	\$164,665	\$164,665	\$130,665
Transfer to Ft. Piqua Plaza 410	\$0	\$0	\$19,285
Transfer to Swimming Pool Fund 415	\$82,548	\$82,548	\$74,963
TOTAL	\$5,806,692	\$5,856,692	\$5,579,720
TOTAL GENERAL FUND	\$7,961,634	\$8,034,728	\$8,350,930
SEC. 2:	That there be appropriated from the STREET DEPARTMENT FUND (101)		
Personal Services/Administrative Support	\$994,870	\$994,870	\$940,988
Operation and Maintenance	\$956,687	\$1,060,559	\$1,049,653
Capital Outlay (including labor)	\$692,000	\$713,600	\$710,339
Non Government/Transfers/Refunds	\$40,948	\$40,948	\$40,948
TOTAL	\$2,684,505	\$2,809,977	\$2,741,928
SEC. 3:	That there be appropriated from the STREET INCOME TAX FUND (103)		
Operation and Maintenance	\$430,355	\$482,683	\$471,958
Capital Outlay (including labor)	\$748,500	\$789,008	\$487,038
TOTAL	\$1,178,855	\$1,271,691	\$958,996
SEC. 4:	That there be appropriated from the NEIGHBORHOOD IMPROVEMENT TEAM FUND (104)		
Personal Services/Administrative Support	\$6,003	\$6,003	\$3,937
Operation and Maintenance	\$120,500	\$118,000	\$16,724
Capital Outlay (including labor)	\$20,000	\$22,500	\$22,500
TOTAL	\$146,503	\$146,503	\$43,161
SEC. 5:	That there be appropriated from the PARK AND RECREATION FUND (105)		
Personal Services/Administrative Support	\$453,887	\$453,887	\$416,838
Operation and Maintenance	\$237,318	\$239,818	\$214,010
Capital Outlay (including labor)	\$34,200	\$34,200	\$10,398
Non Government/Transfers/Refunds	\$100	\$800	\$645
TOTAL	\$725,505	\$728,705	\$641,891
SEC. 6:	That there be appropriated from the PUBLIC SAFETY FUND (106)		
<u>009 Fire Department</u>			
Personal Services/Administrative Support	\$3,179,055	\$3,179,055	\$3,209,528
Operation and Maintenance	\$399,546	\$399,546	\$340,619
Capital Outlay (including labor)	\$667,900	\$667,900	\$261,514
Non Government/Transfers/Refunds	\$44,531	\$44,531	\$0
TOTAL	\$4,291,032	\$4,291,032	\$3,811,661
<u>014 Police Department</u>			
Personal Services/Administrative Support	\$3,812,931	\$3,812,931	\$3,630,086
Operation and Maintenance	\$587,455	\$587,455	\$566,386
Capital Outlay (including labor)	\$75,000	\$75,000	\$74,489
Non Government/Transfers/Refunds		\$10	\$10
TOTAL	\$4,475,386	\$4,475,396	\$4,270,971
TOTAL PUBLIC SAFETY	\$8,766,418	\$8,766,428	\$8,082,632

	<u>2008 INITIAL APPROPRIATIONS</u>	<u>2008 REVISED APPROPRIATIONS</u>	<u>2008 FINAL APPROPRIATIONS</u>
SEC. 7: That there be appropriated from the PIQUA TREE FUND (107)			
Operation & Maintenance	\$1,000	\$20,000	\$7,400
TOTAL	\$1,000	\$20,000	\$7,400
SEC. 8: That there be appropriated from the D.U.I. EDUCATIONAL FUND (109)			
Operation & Maintenance	\$11,500	\$11,500	\$14,000
TOTAL	\$11,500	\$11,500	\$14,000
SEC. 9: That there be appropriated from the FOREST HILL MAUSOLEUM FUND (110)			
Operation & Maintenance	\$0	\$50,000	\$45,000
Capital Outlay (including labor)	\$0	\$0	\$55,500
TOTAL	\$0	\$50,000	\$100,500
SEC. 10: That there be appropriated from the MANDATORY DRUG FINE FUND (111)			
Operation & Maintenance	\$4,000	\$4,000	\$4,900
TOTAL	\$4,000	\$4,000	\$4,900
SEC. 11: That there be appropriated from the DISTRESS SET-ASIDE FUND (113)			
Operation and Maintenance	\$9,425	\$12,343	\$12,342
TOTAL	\$9,425	\$12,343	\$12,342
SEC. 12: That there be appropriated from the RENEW PIQUA FUND (114)			
Operation and Maintenance	\$9,276	\$12,032	\$6,000
TOTAL	\$9,276	\$12,032	\$6,000
SEC. 13: That there be appropriated from the POLICE PENSION ACCRUED LIABILITY FUND (115)			
Personal Services/Administrative Support	\$90,000	\$90,000	\$128,639
Operation and Maintenance	\$2,139	\$2,139	\$1,900
Non Government/Transfers/Refunds	\$18,997	\$18,997	\$18,997
TOTAL	\$111,136	\$111,136	\$149,536
SEC. 14: That there be appropriated from the FIRE PENSION ACCRUED LIABILITY FUND (116)			
Personal Services/Administrative Support	\$82,000	\$82,000	\$132,722
Operation and Maintenance	\$2,139	\$2,139	\$1,900
Non Government/Transfers/Refunds	\$24,376	\$24,376	\$24,376
TOTAL	\$108,515	\$108,515	\$158,998
SEC. 15: That there be appropriated from the C.H.I.P. (2006) FUND (117)			
Operation and Maintenance	\$417,657	\$417,657	\$431,750
TOTAL	\$417,657	\$417,657	\$431,750
SEC. 16: That there be appropriated from the C.H.I.P. PROGRAM INCOME FUND (119)			
Operation and Maintenance	\$30,084	\$65,084	\$70,002
TOTAL	\$30,084	\$65,084	\$70,002
SEC. 17: That there be appropriated from the POLICE AUXILIARY/SPECIAL UNITS FUND (120)			
Operation and Maintenance	\$4,000	\$4,000	\$0
TOTAL	\$4,000	\$4,000	\$0
SEC. 18: That there be appropriated from the COMMUNITY DEVELOPMENT BLOCK GRANT FUND (122)			
Operation and Maintenance	\$34,275	\$38,275	\$42,500
TOTAL	\$34,275	\$38,275	\$42,500

	<u>2008 INITIAL APPROPRIATIONS</u>	<u>2008 REVISED APPROPRIATIONS</u>	<u>2008 FINAL APPROPRIATIONS</u>
SEC. 19: That there be appropriated from the WORKER'S COMP FUND (124)			
Personal Services/Administrative Support	\$225,000	\$275,000	\$253,960
TOTAL	\$225,000	\$275,000	\$253,960
SEC. 20: That there be appropriated from the INSURANCE RESERVE FUND (125)			
Operation & Maintenance	\$310,000	\$310,000	\$280,378
TOTAL	\$310,000	\$310,000	\$280,378
SEC. 21: That there be appropriated from the DEMOLITION DEFENSE FUND (126)			
Personal Services/Administrative Support		\$2,200	\$1,583
Operation & Maintenance		\$3,000	\$5,914
Non Government/Transfers/Refunds	\$31,500	\$26,300	\$25,000
TOTAL	\$31,500	\$31,500	\$32,497
SEC. 22: That there be appropriated from the ENTERPRISE ZONE APPLICATION FUND (127)			
Operation & Maintenance	\$750	\$750	\$750
TOTAL	\$750	\$750	\$750
SEC. 23: That there be appropriated from the PRO PIQUA FUND (128)			
Operation and Maintenance	\$47,302	\$47,302	\$46,352
TOTAL	\$47,302	\$47,302	\$46,352
SEC. 24: That there be appropriated from the REVOLVING LOAN FUND (130)			
Operation and Maintenance	\$10,500	\$20,500	\$154
TOTAL	\$10,500	\$20,500	\$154
SEC. 25: That there be appropriated from the BROWNFIELD EPA GRANT (131)			
Operation and Maintenance	\$200,000	\$200,000	\$0
TOTAL	\$200,000	\$200,000	\$0
SEC. 26: That there be appropriated from the COMPREHENSIVE HOUSING IMPROVEMENT PROGRAM FY 2008 FUND (132)			
Operation and Maintenance	\$6,000	\$6,000	\$5,300
TOTAL	\$6,000	\$6,000	\$5,300
SEC. 27: That there be appropriated from the COMMUNITY DEVELOPMENT FUND (135)			
Personal Services/Administrative Support	\$240,912	\$240,912	\$234,506
Operation and Maintenance	\$66,449	\$66,449	\$54,123
Allocated Expenses	(\$307,361)	(\$307,361)	(\$288,629)
TOTAL	\$0	\$0	\$0
SEC. 28: That there be appropriated from the DOWNTOWN REVITALIZATION (GENERAL BUSINESS) FUND (137)			
Operation and Maintenance	\$400,000	\$400,000	\$0
TOTAL	\$400,000	\$400,000	\$0
SEC. 29: That there be appropriated from the FEMA FUND (139)			
Personal Services/Administrative Support	\$20,000	\$20,000	\$103,500
TOTAL	\$20,000	\$20,000	\$103,500
SEC. 30: That there be appropriated from the ECONOMIC DEVELOPMENT REVOLVING LOAN FUND (141)			
Operation and Maintenance	\$200,000	\$200,000	\$0
TOTAL	\$200,000	\$200,000	\$0

	<u>2008 INITIAL APPROPRIATIONS</u>	<u>2008 REVISED APPROPRIATIONS</u>	<u>2008 FINAL APPROPRIATIONS</u>
SEC. 31: That there be appropriated from the SPECIAL ASSESSMENT DEBT SERVICE FUND (202)			
Operation and Maintenance	\$99,000	\$99,000	\$104,000
Non Government/Transfers/Refunds	\$44,037	\$44,037	\$44,037
TOTAL	\$143,037	\$143,037	\$148,037
SEC. 32: That there be appropriated from the OWDA-1995 LOAN WASTEWATER DEBT SERVICE FUND (210)			
Non Government/Transfers/Refunds	\$506,538	\$506,538	\$506,538
TOTAL	\$506,538	\$506,538	\$506,538
SEC. 33: That there be appropriated from the SWIMMING POOL DEBT SERVICE FUND (221)			
Non Government/Transfers/Refunds	\$8,699	\$8,699	\$8,471
TOTAL	\$8,699	\$8,699	\$8,471
SEC. 34: That there be appropriated from the ELECTRIC G O BONDS DEBT SERVICE FUND (238)			
Non Government/Transfers/Refunds	\$408,890	\$408,890	\$405,038
TOTAL	\$408,890	\$408,890	\$405,038
SEC. 35: That there be appropriated from the GOLF COURSE EXPANSION G.O. BONDS DEBT SERVICE FUND (243)			
Non Government/Transfers/Refunds	\$172,520	\$172,520	\$168,007
TOTAL	\$172,520	\$172,520	\$168,007
SEC. 36: That there be appropriated from the BUILDING FACILITY G. O. BONDS DEBT SERVICE FUND (248)			
Non Government/Transfers/Refunds	\$541,864	\$541,864	\$541,864
TOTAL	\$541,864	\$541,864	\$541,864
SEC. 37: That there be appropriated from the PFD PENSION G. O. BONDS DEBT SERVICE FUND (249)			
Non Government/Transfers/Refunds	\$42,188	\$42,188	\$42,188
TOTAL	\$42,188	\$42,188	\$42,188
SEC. 38: That there be appropriated from the WATER TOWER DEBT SERVICE FUND (250)			
Non Government/Transfers/Refunds	\$132,823	\$132,823	\$132,823
TOTAL	\$132,823	\$132,823	\$132,823
SEC. 39: That there be appropriated from the WATER TOWER DEBT SERVICE FUND 2006 (251)			
Non Government/Transfers/Refunds	\$14,351	\$14,351	\$14,351
TOTAL	\$14,351	\$14,351	\$14,351
SEC. 40: That there be appropriated from the HOTEL CONSTRUCTION DEBT SERVICE FUND (252)			
Non Government/Transfers/Refunds	\$360,880	\$360,880	\$360,880
TOTAL	\$360,880	\$360,880	\$360,880
SEC. 41: That there be appropriated from the INFORMATION TECHNOLOGY '08 G.O. DEBT SERVICE FUND (253)			
Non Government/Transfers/Refunds	\$31,788	\$31,788	\$0
TOTAL	\$31,788	\$31,788	\$0
SEC. 42: That there be appropriated from the EQUALIZATION TANK '08 NOTE (OWDA) DEBT SERVICE FUND (254)			
Non Government/Transfers/Refunds	\$414,128	\$414,128	\$0
TOTAL	\$414,128	\$414,128	\$0

	2008 INITIAL APPROPRIATIONS	2008 REVISED APPROPRIATIONS	2008 FINAL APPROPRIATIONS
SEC. 43: That there be appropriated from the JOHN DEERE CAPITAL LEASE DEBT SERVICE FUND (260)			
Non Government/Transfers/Refunds	\$17,993	\$17,993	\$17,993
TOTAL	\$17,993	\$17,993	\$17,993
SEC. 44: That there be appropriated from the TYMCO CAPITAL LEASE DEBT SERVICE FUND (261)			
Non Government/Transfers/Refunds	\$24,231	\$24,231	\$24,231
TOTAL	\$24,231	\$24,231	\$24,231
SEC. 45: That there be appropriated from the HOTEL REHABILITATION FUND (301)			
Personal Services/Administrative Support	\$69,933	\$69,933	\$78,425
Operation and Maintenance	\$925,000	\$925,000	\$426,516
Non-Government/Transfers	\$0	\$0	\$600,000
TOTAL	\$994,933	\$994,933	\$1,104,941
SEC. 46: That there be appropriated from the CO. RD. 25-A RECONSTRUCTION FUND (302)			
Operation & Maintenance		\$0	\$1,928,064
Capital outlay (includes labor)	\$2,238,200	\$2,238,200	\$0
TOTAL	\$2,238,200	\$2,238,200	\$1,928,064
SEC. 47: That there be appropriated from the CO. RD. 25-A RECONSTRUCTION WASTEWATER FUND (304)			
Capital outlay (includes labor)	\$7,539	\$7,539	\$0
TOTAL	\$7,539	\$7,539	\$0
SEC. 48: That there be appropriated from the GREAT MIAMI RECREATIONAL TRAIL FUND (303)			
Operation and Maintenance			\$361,149
Capital outlay (includes labor)	\$600,000	\$600,000	\$240,766
TOTAL	\$600,000	\$600,000	\$601,915
SEC. 49: That there be appropriated from the SWIMMING POOL CONSTRUCTION FUND (323)			
Non Government/Transfers/Refunds	\$720	\$720	\$768
TOTAL	\$720	\$720	\$768
SEC. 50: That there be appropriated from the POWER SYSTEM FUND (401)			
Personal Services/Administrative Support	\$2,271,892	\$2,271,892	\$2,272,744
Operation and Maintenance	\$21,940,500	\$21,940,500	\$22,890,289
Capital Outlay (including labor)	\$1,748,179	\$1,748,179	\$1,695,679
Overhead Transfers	(\$305,143)	(\$305,143)	(\$327,643)
Non Government/Transfers/Refunds	\$398,126	\$100	\$398,226
TOTAL	\$26,053,554	\$25,655,528	\$26,929,295
SEC. 51: That there be appropriated from the WATER SYSTEM FUND (403)			
Personal Services/Administrative Support	\$1,211,976	\$1,211,976	\$1,190,011
Operation and Maintenance	\$1,492,412	\$1,572,412	\$1,513,704
Capital Outlay (including labor)	\$474,000	\$414,000	\$111,520
Overhead Transfers		\$0	(\$9,912)
Non Government/Transfers/Refunds	\$137,707	\$137,707	\$137,707
TOTAL	\$3,316,095	\$3,336,095	\$2,943,030
SEC. 52: That there be appropriated from the WASTEWATER SYSTEM FUND (404)			
Personal Services/Administrative Support	\$1,067,854	\$1,067,854	\$1,070,780
Operation and Maintenance	\$914,886	\$968,386	\$959,262
Capital Outlay (including labor)	\$6,282,091	\$6,460,618	\$1,043,692
Non Government/Transfers/Refunds	\$913,958	\$913,958	\$706,894
TOTAL	\$9,178,789	\$9,410,816	\$3,780,628
SEC. 53: That there be appropriated from the GARBAGE AND REFUSE FUND (405)			
Personal Services/Administrative Support	\$513,701	\$513,701	\$533,781
Operation and Maintenance	\$1,071,297	\$1,113,797	\$1,078,143
Capital Outlay (including labor)	\$90,000	\$90,000	\$0
TOTAL	\$1,674,998	\$1,717,498	\$1,611,924

SEC. 54: That there be appropriated from the CITY INCOME TAX ADMINISTRATION FUND (407)

Non Government/Transfers/Refunds	\$8,200,002	\$8,200,002	\$8,500,020
TOTAL	\$8,200,002	\$8,200,002	\$8,500,020

SEC. 55: That there be appropriated from the INFORMATION TECHNOLOGY FUND (408)

Personal Services/Administrative Support	\$296,551	\$296,551	\$282,482
Operation and Maintenance	\$115,152	\$150,152	\$146,471
Capital Outlay (including labor)	\$1,000,000	\$1,000,000	\$6,418
Non Government/Transfers/Refunds	\$63,393	\$63,393	\$21,131
TOTAL	\$1,475,096	\$1,510,096	\$456,502

SEC. 56: That there be appropriated from the GOLF COURSE FUND (409)

Personal Services/Administrative Support	\$315,643	\$315,643	\$283,155
Operation and Maintenance	\$264,501	\$281,601	\$278,348
Capital Outlay (including labor)	\$35,000	\$20,000	\$20,000
Non Government/Transfers/Refunds	\$154,627	\$156,627	\$165,348
TOTAL	\$769,771	\$773,871	\$746,851

SEC. 57: That there be appropriated from the FORT PIQUA PLAZA FUND (410)

Operation and Maintenance	\$0	\$0	\$50,434
TOTAL	\$0	\$0	\$50,434

SEC. 58: That there be appropriated from the METER READERS FUND (412)

Personal Services/Administrative Support	\$256,494	\$256,494	\$242,467
Operation and Maintenance	\$28,049	\$28,049	\$26,344
Allocated Expenses	(\$284,543)	(\$284,543)	(\$268,811)
TOTAL	\$0	\$0	\$0

SEC. 59: That there be appropriated from the UTILITIES BUSINESS OFFICE FUND (413)

Personal Services/Administrative Support	\$471,718	\$471,718	\$461,636
Operation and Maintenance	\$312,473	\$312,473	\$299,167
Allocated Expenses	(\$791,191)	(\$791,191)	(\$767,803)
Non Government/Transfers/Refunds	\$7,000	\$7,000	\$7,000
TOTAL	\$0	\$0	\$0

SEC. 60: That there be appropriated from the SWIMMING POOL FUND (415)

Personal Services/Administrative Support	\$85,173	\$85,173	\$78,762
Operation and Maintenance	\$74,339	\$74,339	\$81,208
Non Government/Transfers/Refunds	\$7,796	\$7,996	\$8,462
TOTAL	\$167,308	\$167,508	\$168,432

SEC. 61: That there be appropriated from the ELECTRIC METER DEPOSIT FUND (603)

Non Government/Transfers/Refunds	\$180,000	\$180,000	\$180,000
TOTAL	\$180,000	\$180,000	\$180,000

SEC. 62: That there be appropriated from the WATER METER DEPOSIT FUND (604)

Non Government/Transfers/Refunds	\$50,000	\$50,000	\$50,000
TOTAL	\$50,000	\$50,000	\$50,000

SEC. 63: That there be appropriated from the CONSERVANCY FUND (611)

Operation and Maintenance	\$46,850	\$46,850	\$46,041
TOTAL	\$46,850	\$46,850	\$46,041

SEC. 64: That there be appropriated from the CITY HEALTH INSURANCE FUND (614)

Operation and Maintenance	\$2,654,530	\$2,654,530	\$2,142,290
Non Government/Transfers/Refunds	\$300,000	\$300,000	\$250,000
TOTAL	\$2,954,530	\$2,954,530	\$2,392,290

SEC. 65: That there be appropriated from the EMPLOYEE FLEXIBLE SPENDING FUND (615)

Administrative Support	\$185,000	\$185,000	\$185,000
TOTAL	\$185,000	\$185,000	\$185,000

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SEC. 66: That there be appropriated from the WEED CUTTING FUND (735)			
Operation and Maintenance	\$100,000	\$100,000	\$100,000
TOTAL	\$100,000	\$100,000	\$100,000
SEC. 67: That there be appropriated from the FIRE EQUIPMENT REPLACEMENT FUND (809)			
Non Government/Transfers/Refunds	\$156,000	\$156,000	\$56,000
TOTAL	\$156,000	\$156,000	\$56,000

SEC. 68: That the sums appropriated are actual expenditures for goods and services or other government functions performed in the calendar year 2008. Future commitments representing encumbrances of fund balance or future receipts will be appropriated in the future year when those services or goods are rendered to the city.

SEC. 69: That the sums expended from the appropriations and which are proper charges against any other department or against any person, firm or corporation which are repaid with the period covered by such appropriations shall be considered reappropriated for such original purposes; provided, that the net total of expenditures under any item of said appropriations shall not exceed the amount of the item.

SEC. 70: That the Director of Finance is hereby authorized and directed to draw her warrant upon the City Treasury for the amounts appropriated in this order when claims are properly presented and approved, the same to be chargeable to the appropriations for the year 2008 when passed and legally contracted for in conformity by law.

SEC. 71: That the Finance Director at the discretion of the City Manager make temporary advances from the General Fund to any Fund to cover temporary shortages of cash until revenues or permanent transfers become available to repay that temporary advance. That these advances shall not exceed \$400,000 in the aggregate nor extend past December 31, 2008; except those that are to be reimbursed by federal or state grant programs that were previously approved by this Commission.

SEC. 72: That all ordinances, or parts of ordinances, inconsistent with this ordinance be and they are hereby repealed.

SEC. 73: That this ordinance is declared an emergency for the immediate preservation of the public peace, health or safety in the City of Piqua and shall take effect and be in force from and after passage.

THOMAS D. HUDSON, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION
AMENDED

ORDINANCE NO. 37-08

**AN ORDINANCE AMENDING SECTION 94.21
OF THE PIQUA CODE, RELATING TO FEES FOR
USE OF PARK FACILITIES**

BE IT ORDAINED by the Commission of the City of Piqua, Miami County, Ohio, the majority of all members elected thereto concurring, that:

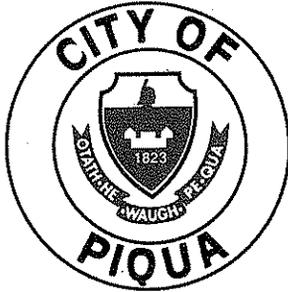
SEC. 1: Section 94.21 (Fees for Use of Park Facilities), of the Piqua Code is hereby amended per Exhibit "A" attached hereto;

SEC. 2: This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

THOMAS D. HUDSON, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION



ENGINEERING DEPARTMENT

Amy L. Havenar, P.E. – City Engineer
201 West Water Street • Piqua, Ohio 45356
(937) 778-2044 • FAX (937) 778-5165
E-Mail: ahavenar@piquaoh.org

December 9, 2008

MEMORANDUM

TO: Frederick E. Enderle, City Manager

RE: **Request For Commission Authorization to Amend Section 94.21 of the Piqua Code Relating to Fees for the Use of Park Facilities**

At its most recent meeting the Park Board voted unanimously to recommend to the City Commission raising the fees at the Public Park Facilities. Attached please find Exhibit "A" showing the proposed changes. The proposed increases are in line with those identified in the long-range financial plan approved by commission on November 3, 2008. The new schedule adds Fridays to the weekend rate, requires Mote Park to be rented as one unit instead of two, increases the fees and provides for a 10% discount to those who live within Piqua corporation limits.

The public park facilities for which we charge a fee require substantial maintenance and utility costs. The fees will still not recover the entire cost of operating these facilities but will reduce the amount of support required from the general fund. Please find attached a list of the current and proposed rates.

Please let me know if I can provide any additional information pertaining to this matter.

Respectfully submitted,

Amy L. Havenar, P.E.

ALH/jc
Attachment

c: Rob Stanford, Recreation Coordinator
Cathy Oda, Park Board Chairperson

**City of Piqua
Public Park Facility Rentals
2009 Proposed Fee Schedule**

Facility	Current fees		Proposed fees		% increase
	Days	Cost	Days	Cost	
Fountain - Dining Hall	Mon-Fi	\$40	Mon-Thur	\$75	88%
Fountain - Dining Hall	Sat, Sun	\$50	Fri,Sat, Sun	\$100	100%
Fountain - Pavilion	Mon-Fi	\$50	Mon-Thur	\$75	50%
Fountain - Pavilion	Sat, Sun	\$60	Fri,Sat, Sun	\$120	100%
Mote - Auditorium	Mon-Thur	\$60	Mon-Thur	\$75	25%
Mote - Auditorium	(Entire)		(Entire)		
Mote - Lobby	Fri,Sat, Sun	\$75	Fri,Sat, Sun	\$110	47%
Mote - Lobby	(Entire)		(Entire)		
Piqua Players	annual	\$600	annual	\$600	0%
Hollow House	per month	\$200	per month	\$350	75%
Softball fields	per day	\$100	per day	\$150	50%
Softball fields	per evening	\$50	per evening	\$75	50%

Residents in Piqua Corporation Limit Receive a 10% Discount

Weekend rates apply to all holidays

	Current analysis			Proposed analysis		
	Days	Rentals	Revenues	Days	Rentals	Revenues
Fountain - Dining Hall	Mon-Fi	9	\$ 360.00	Mon-Thur	3	\$225
Fountain - Dining Hall	Sat, Sun	43	\$ 2,150.00	Fri,Sat, Sun	49	\$4,900
Fountain - Pavilion	Mon-Fi	1	\$ 50.00	Mon-Thur	0	\$0
Fountain - Pavilion	Sat, Sun	6	\$ 360.00	Fri,Sat, Sun	7	\$840
Mote - Auditorium	Mon-Fi	23	\$ 920.00	Mon-Thur	11	\$825
Mote - Auditorium	Sat, Sun	66	\$ 3,300.00	(Entire)		
Mote - Lobby	Mon-Fi	18	\$ 360.00	Fri,Sat, Sun	90	\$9,900
Mote - Lobby	Sat, Sun	82	\$ 2,050.00	(Entire)		
Piqua Players	annual	1	\$ 600.00	annual	1	\$600
Hollow House	per month	12	\$ 2,400.00	per month	12	\$4,200
			\$ 12,550.00			\$19,771
(total % increase)			\$ 7,220.80			58%

5 Year Outlook

Dining Hall	\$40,000	Renovations in 2008, and goal to add heat
Revenue	\$12,550	at current rates \$23,831 at proposed rates
Pavilion	\$127,930	in improvements budgeted over next 5 years
Revenue	\$2,050	at current rates \$3,906 at proposed rates
Mote Park	\$49,500	in improvements budgeted over next 5 years
Revenue	\$33,150	at current rates \$49,871 at proposed rates
Hollow House		Jeanne from McVety Realty valued house at \$550/month

§ 94.21 FEES FOR USE OF PARK FACILITIES.

The park department shall charge the following fees for the use of Mote Park, The Hollow Park and Fountain Park facilities:

(A) *Mote Park.*

(1) Use of auditorium-Community Center: \$40 ~~\$75~~ per day ~~for~~ or part thereof Monday-Thursday on weekdays, \$50 ~~and \$110.00~~ on weekends Friday – Sunday and holidays.

(2) ~~Use of lobby: \$20 per day or part thereof on weekdays, \$25 on weekends and holidays.~~

(3) Use by Piqua Players: \$600 annually.

(4) ~~Use of auditorium and lobby: \$60 per day or part thereof on weekdays, \$75 on weekends and holidays.~~

(5) Use of softball fields for softball tournaments: \$100 ~~\$150.00~~ for full day; \$50 ~~\$75.00~~ for evenings.

(6) The above charges may be waived or reduced by the Park Director, with the consent of the City Manager or his designee, for community service organizations, where the waiver or reduction of fees would be in the best interest of our community.

(B) *Fountain Park.*

(1) Use of dining hall & kitchen: \$40 ~~\$75.00~~ per day ~~for~~ or part thereof on weekdays, Monday-Thursday, \$50 ~~and \$100.00~~ on weekends for Friday - Sunday and holidays.

(2) Use of Fountain Park Auditorium Pavilion (private group): \$50 ~~\$75.00~~ per day or part thereof on weekdays Monday-Thursday, and \$60 ~~\$120.00~~ on weekends Friday – Sunday and holidays.

(C) Residents who live within Piqua corporation limits receive a 10% discount off of above rates for Mote Park and Fountain Park Facilities with the exception of (A) (3) (Use by Piqua Players).

(C) (D) *The Hollow Park.*

(1) House rent: \$2,700 per annum ~~\$350.00 per month~~ effective April 1, 1990 January 1, 2009 (payable in monthly installments) per lease agreement.

~~(2) — A yearly lease and one month's rent as deposit is required.~~

('97 Code, §97.25) (Ord. 12-69, passed 4-21-69; Am. Ord. 10-82, passed 2-1-82; Am. Ord. 6-90, passed 2-19-90; Am. Ord. 12-98, passed 3-16-98; Am. Ord. 4-02, passed 2-19-02; Am. Ord. 5-05, passed 4-18-05)

ORDINANCE NO. 38-08

**AN ORDINANCE AMENDING SECTIONS 94.01 AND
94.02 OF THE PIQUA CODE, RELATING TO GREEN
FEES AND FULL-SEASON MEMBERSHIP FOR THE
MUNICIPAL GOLF COURSE**

BE IT ORDAINED by the Commission of the City of Piqua, Miami County, Ohio,
the majority of all members elected thereto concurring, that:

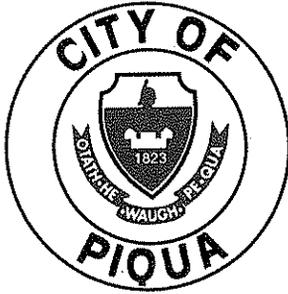
SEC. 1: Section 94.01 (Green Fees) and, Section 94.02 (Full-Season
Membership) of the Piqua Code are hereby amended per Exhibit "A" attached hereto;

SEC. 2: This Ordinance shall take effect and be in force from and after
the earliest period allowed by law.

THOMAS D. HUDSON, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION



ENGINEERING DEPARTMENT

Amy L. Havenar, P.E. – City Engineer
201 West Water Street • Piqua, Ohio 45356
(937) 778-2044 • FAX (937) 778-5165
E-Mail: ahavenar@piquaoh.org

December 9, 2008

MEMORANDUM

TO: Frederick E. Enderle, City Manager

RE: **Request For Commission Authorization to Amend Section 94.01 & 94.02 of the Piqua Code Relating to the Fee Schedule for the Municipal Golf Course**

At its most recent meeting the Golf Advisory Board voted unanimously to recommend to the City Commission raising the fees at the Piqua Municipal Golf Course. Attached please find Exhibit "A" showing the proposed changes. The proposed increases are in line with those identified in the long-range financial plan approved by commission on November 3, 2008. The new rate schedule consist of a \$1 increase on all greens fees and a 3% increase on memberships rounded up to the nearest \$5 increment. It was requested that we not increase the fee for Junior Unlimited Memberships, as we are already significantly higher than the competition.

The golf operations are subsidized by the general fund each year in an excess of \$100,000. These increases will not make up for the entire deficit, but will help to offset some of the general fund transfer. The fees are in line with other public golf courses in the vicinity. Please find attached a list of the current and proposed rates.

Please let me know if I can provide any additional information pertaining to this matter.

Respectfully submitted,

Amy L. Havenar, P.E.

ALH/jc
Attachment

c: Rob Stanford, Recreation Coordinator
Jan Koon, Golf Advisory Board Chairperson



City of Piqua Municipal Golf Course 2009 Proposed Fee Schedule

	Count	Current Rate	Increase	Proposed Rate	Increased revenue
9 Holes					
Weekday	4316	\$ 13.00	\$ 1.00	\$ 14.00	\$ 4,316.00
Weekday - Senior/Junior	1227	\$ 11.00	\$ 1.00	\$ 12.00	\$ 1,227.00
Weekend	1513	\$ 15.00	\$ 1.00	\$ 16.00	\$ 1,513.00
18 Holes					
Weekday	3683	\$ 18.00	\$ 1.00	\$ 19.00	\$ 3,683.00
Weekday - Senior/Junior	356	\$ 15.00	\$ 1.00	\$ 16.00	\$ 356.00
Weekend	4295	\$ 21.00	\$ 1.00	\$ 22.00	\$ 4,295.00
					\$ 15,390.00
Specials					
Weekday 18 with cart before 3:00		\$ 23.00	\$ 1.00	\$ 24.00	
Weekend 18 with cart after 11:00		\$ 26.00	\$ 1.00	\$ 27.00	
Unlimited Memberships			3%		
Single Adult	24	\$ 800.00	\$ 24.00	\$ 825.00	\$ 600.00
Adult husband and Wife	1	\$ 1,310.00	\$ 39.30	\$ 1,350.00	\$ 40.00
Senior	26	\$ 750.00	\$ 22.50	\$ 775.00	\$ 650.00
Senior Husband and wife	6	\$ 1,250.00	\$ 37.50	\$ 1,290.00	\$ 240.00
Junior	10	\$ 330.00	\$ 9.90	\$ 330.00	\$
Limited Membership					
Adult	42	\$ 400.00	\$ 12.00	\$ 415.00	\$ 630.00
Senior	11	\$ 350.00	\$ 10.50	\$ 365.00	\$ 165.00
Young Adult	7	\$ 200.00	\$ 6.00	\$ 210.00	\$ 70.00
Junior	27	\$ 110.00	\$ 3.30	\$ 115.00	\$ 135.00
					\$ 2,530.00

Exhibit "A"

§ 94.01 GREEN FEES.

The charges for weekly, Saturday, Sunday, and holiday green fees at the municipal golf course shall be as follows:

- (A) (1) Weekdays, 9 holes: ~~\$13.00~~ **\$14.00**.
(2) Weekdays, 9 holes, Senior (62 years or older by March 1): ~~\$11.00~~ **\$12.00**.
(3) Weekdays, 9 holes, Junior (17 years or younger by March 1): ~~\$11.00~~ **\$12.00**.
(B) Saturdays, Sundays and holidays, 9 holes: ~~\$15.00~~ **\$16.00**.
(C) (1) Weekdays, 18 holes: ~~\$18.00~~ **\$19.00**.
(2) Weekdays, 18 holes, Senior (62 years or older by March 1): ~~\$15.00~~ **\$16.00**.
(3) Weekdays, 18 holes, Junior (17 years or younger by March 1): ~~\$15.00~~ **\$16.00**.
(4) Weekdays before 3:00 p.m., 18 holes plus cart: ~~\$23.00~~ **\$24.00** per day.
(5) Weekdays, 18 holes, value coupon: coupon for 11 rounds - \$180.00.
(D) (1) Saturdays, Sundays and holidays (18 holes): ~~\$21.00~~ **\$22.00**.
(2) Saturdays, Sundays and holidays after 11:00 a.m., 18 holes plus cart: ~~\$26.00~~ **\$27.00** per day.
(3) Saturdays, Sundays and holidays, value coupon: coupon for 11 rounds - \$210.00.
(4) Saturdays, Sundays and holidays after 2:00 p.m. Junior (17 years or younger by March 1), 9 holes: \$11.00, 18 holes: \$15.00.
(E) Cart Fees:
(1) 18 holes - \$12.00/person (which includes tax).
(2) 9 holes - \$7.00/person (which includes tax).
(3) 18 hole value coupon: coupon for eleven 18 hole rounds - \$120.00.
(4) 9 hole value coupon: coupon for eleven 9 hole rounds - \$70.00.
(F) Driving Range: \$3.00 per bucket of golf balls.
(G) Driving Range: \$50.00 for twenty buckets of golf balls purchased at one time.
(H) Driving Range: \$20.00 for eight buckets of golf balls purchased at one time.
(I) Driving Range: \$1.00 for "Warm-up Bucket" with 12 golf balls.
(J) Special promotional rates: Special lower rates for daily greens fees, driving range fees and cart rental may be charged if recommended by the Golf Advisory Board and approved by the City Manager. Special promotional rates may not exceed those rates established above. When approved, special promotional rates shall include the cost, the period of time for which the rates are available and any special conditions associated with the special promotion.
(‘97 Code, § 90.01) (Ord. 36-83, passed 10-17-83; Am. Ord. 34-98, passed 9-21-98; Am. Ord. 7-99, passed 2-15-99; Am. Ord. 35-99, passed 11-1-99; Am. Ord. 4-02, passed 2-19-

02; Am. Ord. 3-03, passed 2-18-03; Am. Ord. 13-03, passed 6-16-03; Am. Ord. 2-04, passed 1-20-04; Am. Ord. 22-05, passed 12-19-05)

§ 94.02 FULL-SEASON MEMBERSHIP.

(A) Each full-season membership fee at the municipal golf course shall be charged as follows:

- (1) Limited membership.
 - (a) Single adult: \$400 ~~\$415.00~~ plus \$6.00 per day.
 - (b) Senior (62 years or older prior to March 1): \$350 ~~\$365.00~~ plus \$6.00 per day.
 - (c) Junior (under 18 years old by March 1): \$140 ~~\$115.00~~ plus \$5.00 per day.
 - (d) Young Adult (18-23 years old by March 1): \$200 ~~\$210.00~~ plus \$6 per day.
 - (e) All members shall pay an additional \$1.00 fee for play on weekends and holidays.

- (2) Unlimited membership.
 - (a) Single adult: \$800 ~~\$825.00~~.
 - (b) Adult husband and wife: \$1,310 ~~\$1350.00~~.
 - (c) Senior (62 years or older by March 1): \$750 ~~\$775.00~~
 - (d) Senior husband and wife (both must be 62 or older by March 1): \$1,250 ~~\$1290.00~~.
 - (e) Junior (Under 18 years old by March 1): \$330.

(B) ~~Unlimited memberships may be paid in two separate payments. The second payment must be paid by May 15.~~ Unlimited membership fees (except for juniors) shall be discounted \$25 if paid in one payment prior to April 15.

(C) Notwithstanding the rates set forth above, all or a portion of membership fees may be refunded for good cause shown (death, illness, relocation, and the like). Written application for a refund shall be made to the Golf Control Board, who shall submit a recommendation to the City Manager, whose decision shall be final.

(D) Special promotional membership rates: Special lower rates for early payment of membership fees may be charged if recommended by the Golf Advisory Board and approved by the City Manager. Special promotional membership rates may not exceed those rates established above. When approved, special promotional membership rates shall include the cost, the period of time for which the rates are available and any special conditions associated with the special promotion. No adjustment shall be made to either the rate or the number of available limited memberships described in subsection (A)(1)(e) above.

(‘97 Code, § 90.02) (Ord. 36-83, passed 10-17-83; Am. Ord. 8-97, passed 2-17-97; Am. Ord. 7-98, passed 2-16-98; Am. Ord. 7-99, passed 2-15-99; Am. Ord. 4-02, passed 2-19-02; Am. Ord. 3-03, passed 2-18-03; Am. Ord. 2-04, passed 1-20-04; Am. Ord. 20-04, passed 11-1-04; Am. Ord. 22-05, passed 12-19-05)

RESOLUTION NO. R-127-08

**A RESOLUTION AUTHORIZING THE CITY MANAGER
TO ENTER INTO A LEASE AGREEMENT WITH THE
PIQUA YOUTH BASEBALL AND SOFTBALL ASSOCIATION**

BE IT RESOLVED by the Commission of the City of Piqua, Miami County, Ohio, the majority of all members elected thereto concurring, that:

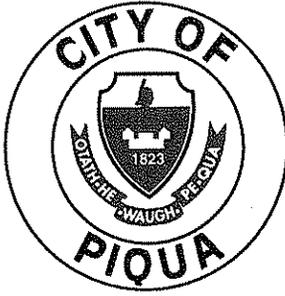
SEC. 1: The City Manager is hereby authorized to enter into a lease agreement (attached as Exhibit "A") with the Piqua Youth Baseball and Softball Association for a period of one year to begin the first day of January 2009 through December 2009 with the option to renew for an additional two years with mutual consent from both parties. The rental fee for this lease shall be \$1.00 per year and other valuable consideration.

SEC. 2: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

THOMAS D. HUDSON, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION



ENGINEERING DEPARTMENT

Amy L. Havenar, P.E. – City Engineer
201 West Water Street • Piqua, Ohio 45356
(937) 778-2044 • FAX (937) 778-5165
E-Mail: ahavenar@piquaoh.org

December 9, 2008

MEMORANDUM

TO: Frederick E. Enderle, City Manager

RE: **REQUEST FOR COMMISSION AUTHORIZATION ALLOWING THE CITY MANAGER TO ENTER INTO A LEASE AGREEMENT FOR THE USE OF THE BASEBALL/SOFTBALL FIELDS AT PITSENBARGER PARK**

The City of Piqua leases the baseball and softball fields at Pitsenbarger Park for the operation of a youth baseball and softball league. The lease payment is one dollar annually and eliminates much of the burden of maintenance and administration associated with the league from the City. The previous lease between the City of Piqua and the Piqua Youth Baseball Association (PYBSA) was not properly executed, so there is not currently a lease for the fields.

In light of recent incidents with the league, the lease has been updated to allow for more oversight by the City. This will ensure that the City's resources are being used appropriately. The term for the lease will be one year with the option to renew for an additional two years.

Attached please find a draft of the new lease which has been approved by Law Director Stacy Wall.

Please let me know if you have any questions pertaining to this matter.

Respectfully submitted,

Amy L. Havenar, P.E.
Interim Public Works Director

ALH/jc

Attachment

c: Rob Stanford, Recreation Coordinator

Exhibit "A"

**CITY OF PIQUA
LEASE**

The City of Piqua, Ohio, the Lessor, in consideration of the rents and covenants herein after stipulated to be paid and performed by the Piqua Youth Baseball and Softball Association of Piqua, Ohio, the Lessee, does hereby grant, demise, let and lease unto the said Lessee, the premises described in Exhibit "A" attached hereto and incorporated herein by reference.

To have to hold the same with the appurtenances, unto the said Lessee for and during a term of one (1) year from the first day of January, 2009 until the last day of December, 2009, with the option to renew for an additional two years with mutual consent from both parties.

Yielding and paying therefore, during the term aforesaid, the yearly rent of One Dollar (\$1.00) payable in advance, on the first day of January each year of this lease. The Lease payment shall be payable to the Lessor at the Piqua Municipal Complex, 201 West Water Street.

And said Lessee does hereby covenant and agree with said Lessor as follows:

1. That the Lessee will pay said rent in the manner aforesaid;
2. That the Lessee will use and occupy said premises in a careful, safe and proper manner and will indemnify and hold the Lessor, its officers, employees, agents and volunteers harmless from any liability growing out of the use of said premises by said Lessee. All participants and Piqua Youth Baseball and Softball Association activities shall sign a release and waive all claims against the City, its officers, employees, agents and volunteers;
3. That said Lessee will not use or occupy said premises for any purpose other than for use of promotion of the Piqua Youth Baseball and Softball Association program in the City of Piqua and shall have use of said premises for only so long as they maintain the Piqua Youth Baseball and Softball Association program;
4. That the Lessee may have full control and use of said premises for the duration of the contract. That anyone using said premises without the written consent of the Lessee or Lessor is in violation of the said premises and that either party will have the right to remove said violators from the premises if due notice is given that the fields may not be used except as authorized by PYBSA. That the Lessee retains the approval of the Lessor to construct gates on all of the baseball fields under this lease. Also, the Lessee shall be given approval to place locks on gates to keep better control of the play on these fields and shall leave at least one (1) field unlocked for public use if field conditions and required maintenance of said fields permit unregulated use.

Any fences constructed on the property shall be deemed fixtures and shall remain with the land upon termination of this lease unless Lessor permits the removal of any fencing;

5. That any failure of the Lessor to enforce rights or seek remedies upon any default of the Lessee with respect to the obligations of the Lessee hereunder, or any of them, shall not prejudice or affect the rights or remedies of the Lessor in the event of any subsequent default of the Lessee;
6. The Lessee will keep the interior and exterior of the Premises in a safe, clean and orderly state at all times and will not store any refuse, trash, toxic or hazardous materials or wastes in or around the structures or on the Premises. The Lessee will ensure restrooms are kept safe and clean during their events and will inform the Lessor of any maintenance needs. The Lessee will be responsible for placing all trash needing removed between the maintenance building and parking lot on Sunday and Thursday for it to be picked up the following day. Trash may not be placed there more than 24 hours in advance of pick-up. Lessee shall not be charged for trash removal unless the amount of trash exceeds the average expected amount and then the parties shall agree to re-open the Agreement to discuss cost of trash removal;
7. The Lessee agrees to accept the Premises in its present "as-is" condition and shall maintain the leased premises in a safe condition at all times. Lessee shall have the right to install, attach, affix or otherwise place in or upon the premises any and all structures, appurtenances, equipment and signs deemed by it to be necessary for its proper use of the Leased Premises provided conformance with all applicable laws and regulations; provided, however, that Lessee shall make no exterior alterations which attach, affix or deface the exterior of the Premises without the prior approval of Lessor, which approval shall not unreasonably be withheld;

The Lessor agrees to provide water, wastewater and electric service to Lessee at no charge. The Lessor also agrees to repair/replace any exterior lighting fixtures for ball fields and security with like or similar fixtures at no charge. No third party shall repair or perform any work on the ball field lighting fixtures without the Lessor's prior approval. If appropriations permit, Lessor will assist in maintaining and repairing the concession stand building identified in Exhibit A and possessing the address of 1517 South Street for utility billing purposes. The Lessor will also assist in the maintenance of ball field fencing, if appropriations permit. However, the City shall not be financially obligated to maintain the fields or maintain the concession. All other structures, facilities and equipment are the responsibility of the Lessee. The Lessee will submit written request for assistance with maintenance at least three weeks in advance of minor repairs and by July 1st of each year for the following calendar year for any major repairs and renovations. The submittals of requests for repair and renovations will not necessarily guarantee the receiving of appropriations for work desired. Requests for major repair will serve as input for the preparation and execution of the Lessor's annual operating and capital budgets for the following year. Lessee shall maintain insurance to provide coverage for loss or damage to any of its property stored or kept on the leased premises, naming the City as an additional insured. Lessee shall indemnify Lessor for any negligence of maintenance of said premises;

In the event of termination or expiration of this lease, any or all said improvements, structures, appurtenances, equipment and/or signs affixed to the structures and Premises may, at Lessor's sole option, be considered abandoned by the Lessee and become the property of the Lessor;

8. Lessor shall not be responsible for any damage or loss to Lessee's property located on the leased premises. All fixtures installed by Lessee and all equipment, stock, supplies and all personal property of any kind or description whatsoever in the Leased Premises belonging to Lessee, shall be at Lessee's sole risk and Lessor shall not be liable for any damage done to or loss of such property or loss suffered by the business or occupation of Lessee regardless of the cause of such damage or loss, unless Lessor's employee, agents or independent contractors negligence was the sole proximate cause of such damage or loss;
9. The Lessee agrees to assume full responsibility of operating a youth baseball and softball program for the City of Piqua which includes all administration, staffing, concessions and field and structure maintenance;
10. That the Lessee, shall not assign this lease or in any manner sublet the premises: Lessee may enter into field use agreements with local youth baseball or softball organizations, which share or reimburse Lessee expenses for maintaining or operating the premise through cash or in-kind contributions, with permission of the City Manager or designee;
11. Lessor shall have the right to have access to the Leased Premises at reasonable times and for reasonable purposes and to utilize the Leased Premise for public events, subject to availability of the facility, at no cost to the Lessor and without liability to Lessee;
12. That the Lessee agrees to obtain insurance for the protection of the City and the Lessee and to the satisfaction of the City Manager for not less than One Million (\$1,000,000) per claim and Three Million (\$3,000,000) per incident in the aggregate and the Lessee file a Certificate of Insurance with the City on an annual basis as the coverage is placed each year. Lessor shall be named as additionally insured. The limits of liability shall be adjusted as needed during the term of the Lease by agreement of the Lessor and Lessee and in conformity with the then prevailing custom of insuring liability in the State of Ohio. Lessee agrees to cause each insurance policy carried by Lessee insuring Lessee's property against loss by fire or causes covered by the standard extended coverage endorsements to be written in a manner so as to provide that the insurance company waives all right of recovery by way of subrogation against Lessor for any loss or damage covered by such policy. Lessor shall not be liable to the Lessee or any other party for any loss or damage caused by fire or any or the risks enumerated in the standard extended coverage endorsement;
13. It is an essential term of this Lease that the Lessee demonstrate responsible use of the funds and facilities entrusted to them by the community. Therefore the Lessee will have a professional financial audit performed annually and provide Lessor with a report of the findings;
14. Lessor may appoint an oversight committee to ensure the terms of this Lease are met. Lessor may terminate this Lease should Lessee violate any of the provisions contained herein. It is an essential term of this Lease that Lessee provide a safe and family friendly environment at all times and failure to do so is cause for immediate termination of this Lease;

* Provided, however, if said Lessee shall fail to keep and perform any of the covenants, agreements, provisions, terms or conditions of this lease, on the part of the Lessee to be kept and performed, or if said Lessee shall abandon or vacate said premises during the term hereof, or if said Lessee shall make an assignment for the benefit of creditors, or if the interest of said Lessee in said premises shall be sold under execution of the other legal process, it shall be lawful for said Lessor to enter as if this lease had not been made, and thereupon this lease and everything herein contained on the part of said Lessor to be done and performed shall cease, determine and be utterly void; without prejudice, however, to the Lessor's right of action for breach of covenant. The commencement of a proceeding or suit in forcible entry and detainer or in ejectment, or otherwise, after any default by the Lessee, shall be equivalent, or otherwise, after any default by the Lessee, shall be equivalent in every respect to actual entry by the Lessor.

IN WITNESS WHEREOF, Landlord and Tenant have hereunto executed this Lease as of the _____ day of _____, 2008.

WITNESS:

Lessor:

City of Piqua

By: _____
Frederick E. Enderle, City Manager

Date: _____

WITNESS:

Lessee:

Piqua Youth Baseball Association

Date: _____

APPROVED AS TO FORM:

Stacy Wall
Law Director

RESOLUTION NO. R-128-08

**A RESOLUTION AUTHORIZING TRANSFERS OF CASH
FROM THE GENERAL FUND TO OTHER FUNDS FOR
THE FISCAL YEAR 2008**

WHEREAS, This Commission has authorized ORDINANCE 36-08 which includes General Fund transfers to various funds, and various other fund transfers to Debt Service Sinking Funds for the year 2008.

WHEREAS, The Auditor of State Ohio Compliance Supplement requires that: "Transfers require a resolution authorizing the transfers."

NOW, THEREFORE, BE IT RESOLVED by the Commission of the City of Piqua, Miami County, Ohio, the majority of all members elected thereto concurring, that:

SEC. 1: That the Finance Director be authorized to transfer funds from the General Fund to other funds listed in Appendix A in an amount not to exceed the Appropriation Ordinance 36-08 as listed in Appendix A.

SEC. 2: That the Finance Director be authorized to transfer from the Originating Funds to the respective Debt Service Sinking Funds in an amount not to exceed the Appropriation Ordinance 36-08.

SEC. 3: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

THOMAS D. HUDSON, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION

APPENDIX A
RESOLUTION NO. R-128-08
FOR THE FISCAL YEAR 2008

Transfers from:

The General Fund	\$1,145,842
------------------	-------------

Transfers to:

Fund 248 Building Facility Bonds Fund	\$ 528,795
Fund 252 Hotel Debt Service Fund	\$ 392,134
Fund 409 Golf Course Fund	\$ 130,665
Fund 410 Fort Piqua Plaza	\$ 19,285
Fund 415 Swimming Pool Fund	<u>\$ 74,963</u>
Total Transfers to	\$1,145,842

Transfers from:

Fund 101 Street Maintenance	\$ 40,948
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Transfers to:

Fund 261 Tymco Capital Lease	\$ 23,506
Fund 260 John Deere Capital Lease	<u>\$ 17,442</u>
Total Transfers to	\$ 40,948

RESOLUTION NO. R-129-08

**A RESOLUTION AUTHORIZING TRANSFERS OF CASH
FROM THE GENERAL FUND TO OTHER FUNDS FOR
THE FISCAL YEAR 2009**

WHEREAS, This Commission has authorized ORDINANCE 33-08 which includes General Fund transfers to various funds, and various other fund transfers to Debt Service Sinking Funds for the year 2009.

WHEREAS, The Auditor of State Ohio Compliance Supplement requires that: "Transfers require a resolution authorizing the transfers."

NOW, THEREFORE, BE IT RESOLVED by the Commission of the City of Piqua, Miami County, Ohio, the majority of all members elected thereto concurring, that:

SEC. 1: That the Finance Director be authorized to transfer funds from the General Fund to other funds listed in Appendix A in an amount not to exceed the Appropriation Ordinance 33-08 as listed in Appendix A.

SEC. 2: That the Finance Director be authorized to transfer from the Originating Funds to the respective Debt Service Sinking Funds in an amount not to exceed the Appropriation Ordinance 33-08.

SEC. 3: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

THOMAS D. HUDSON, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION

APPENDIX A
RESOLUTION NO. R-129-08
FOR THE FISCAL YEAR 2009

Transfers from:

The General Fund	\$1,184,338
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Transfers to:

Fund 248 Building Facility Bonds Fund	\$ 535,270
Fund 252 Hotel Debt Service Fund	\$ 355,040
Fund 409 Golf Course Fund	\$ 100,665
Fund 410 Fort Piqua Plaza	\$ 110,400
Fund 415 Swimming Pool Fund	<u>\$ 82,963</u>
Total Transfers to	\$1,184,338

Transfers from:

Fund 101 Street Maintenance	\$ 15,493
Fund 106 Safety Fund	<u>\$ 129,603</u>
Total Transfers from	\$ 145,096

Transfers to:

Fund 261 Tymco Capital Lease	\$ 11,526
Fund 260 John Deere Capital Lease	\$ 3,967
Fund 249 Safety Pension Bonds	\$ 38,593
Fund 255 Fire Equipment 08 GO Notes	<u>\$ 91,010</u>
Total Transfers to	\$ 145,096

RESOLUTION NO. R-130-08

**A RESOLUTION AUTHORIZING A PURCHASE
ORDER TO FRANCIS OFFICE SUPPLY INC. FOR
VARIOUS OFFICE PRODUCTS**

WHEREAS, Section 34.19 of the Piqua Code permits the purchase of supplies for City departments without advertising when, in the judgment of the City Purchasing Agent, advertising would not be of any material economic benefit; and

WHEREAS, the operation of Piqua City Government necessitates the purchase of various office supplies; and

WHEREAS, Francis Office Supply Inc. has been determined to be the best vendor for this purpose; and

NOW, THEREFORE, BE IT RESOLVED by the Commission of the City of Piqua, Miami County, Ohio, the majority of all members elected thereto concurring, that:

SEC. 1: A purchase order is hereby authorized in the amount of \$50,000 to Francis Office Supply Inc. for the purchase of various office products for the year 2009;

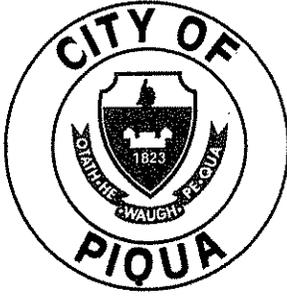
SEC. 2: The Finance Director is authorized to draw her warrant on the appropriate account of the city treasury in payment for said services rendered not to exceed \$50,000;

SEC. 3: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

THOMAS D. HUDSON, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION



FINANCE DEPARTMENT

201 West Water Street • Piqua, Ohio 45356
(937) 778-2065 • FAX (937) 778-1130
www.piquaoh.org

MEMORANDUM

TO: Frederick E. Enderle, City Manager

FROM: Beverly Yount, Purchasing Analyst *BMY*

RE: Purchase order for office supplies

DATE: December 9, 2008

+++++

Francis Office Supply, Inc. has been the primary supplier of office supplies and provides exceptional service and good pricing. We also have a purchase order with Office Depot. Their pricing for many items is based on an agreement through U.S. Communities which is a national cooperative agreement. I have compared prices on higher use items and have found that prices from Francis are always competitive and often lower than Office Depot. Items that are higher priced would usually fall into the 5% differential allowed by the local preference program.

I would recommend that we seek approval for a purchase limit with Francis for a total not to exceed amount for 2009 of \$50,000.00.

I am available to answer any questions you may have regarding this purchase order.



RESOLUTION NO. R-131-08

**A RESOLUTION AMENDING THE TOTAL PAYMENT
TO FRANCIS OFFICE SUPPLY FOR THE PURCHASE
OF VARIOUS OFFICE PRODUCTS PURCHASED IN 2008**

WHEREAS, by Resolution No. R-129-07 passed on December 17, 2007, this Commission awarded the original contract for 2008 office products to Francis Office Supply; and

WHEREAS, it is necessary to approve Change Order No. 1 (attached hereto as Exhibit "A") to increase the payment to Francis Office Supply for office products purchased in 2008.

NOW, THEREFORE, BE IT RESOLVED by the Commission of the City of Piqua, Miami County, Ohio, the majority of all members elected thereto concurring, that:

SEC. 1: Change Order No. 1, which increases the total payment up to Francis Office Supply to a total of \$55,000.00, an increase of \$5,000.00, is hereby approved for the year 2008.

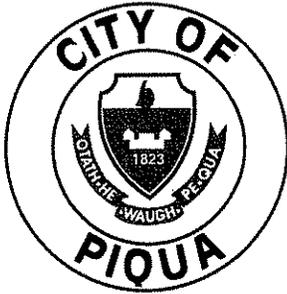
SEC. 2: The Finance Director is hereby authorized to draw her warrant on the appropriate account of the city treasury in payment accord to this resolution.

SEC. 3: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

THOMAS D. HUDSON, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION



FINANCE DEPARTMENT

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(937) 778-2065 • FAX (937) 778-1130
www.piquaoh.org

Exhibit A – Change Order # 1

MEMORANDUM

TO: Frederick E. Enderle, City Manager
FROM: Beverly Yount, Purchasing Analyst *Bmy*
RE: Overrun on Francis Office Supply purchase order
DATE: December 11, 2008

+++++

This is to request commission authorization to increase our annual purchase order with Francis Office Supply Inc. We anticipate our spending to be \$49,882.00 to date and with three weeks remaining in the year, we would like to increase our limit to \$55,000.00 to safeguard that our purchasing policy will be followed.

Please let me know if I can provide any additional information on this matter.



RESOLUTION NO. R-132-08

**A RESOLUTION AWARDING A CONTRACT FOR THE
PURCHASE OF EXCESS UTILITY LIABILITY COVERAGE**

WHEREAS, Resolution No. R-6-08 authorized the City Purchasing Agent to advertise for bids according to law, for excess utility insurance;

WHEREAS, after advertising for potential bidders for excess utility liability insurance coverage, and only the current provider, Brower Insurance Agency, provided a proposal.

NOW, THEREFORE, BE IT RESOLVED by the Commission of the City of Piqua, Miami County, Ohio, the majority of all members elected thereto concurring, that:

SEC. 1: The City Purchasing Agent is directed to enter into a contract with Brower Insurance Agency for excess utility liability coverage and make the appropriate purchase accordingly in the amount of \$49,698.00.

SEC. 2: The Finance Director is hereby authorized to draw her warrants from time to time on the appropriate account of the city treasury in payment according to this resolution.

SEC. 3: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

THOMAS D. HUDSON, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION