

REGULAR PIQUA CITY COMMISSION MEETING
TUESDAY, JANUARY 3, 2012
7:30 P.M. – COMMISSION CHAMBER – 2nd FLOOR
201 WEST WATER STREET
PIQUA, OHIO 45356

CALL TO ORDER

PLEDGE OF ALLEGIANCE

OATH OF OFFICE

MAYOR – LUCINDA L. FESS

OATH OF OFFICE

FIRST WARD COMMISSIONER - JOHN MARTIN

OATH OF OFFICE

SECOND WARD COMMISSIONER – WILLIAM VOGT

ROLL CALL

JOINT MEETING WITH WASHINGTON TOWNSHIP TRUSTEES

CONSENT AGENDA

1. **APPROVAL OF MINUTES**

Approval of the minutes from the January 4, 2011 Joint Meeting of the Washington Township Trustees and Piqua City Commission

NEW BUSINESS

2. **RES. NO. R-1-12**

A Resolution reappointing a member to the Board of Trustees of Forest Hill Union Cemetery

ADJOURNMENT

REGULAR CITY COMMISSION MEETING

CONSENT AGENDA

3. **APPROVAL OF MINUTES**

Approval of the minutes from the December 20, 2011 Regular Piqua City Commission Meeting

NEW BUSINESS

4. **ORD. NO. 1-12 (1st Reading)**

An Ordinance amending Sections 154.026 of the City of Piqua Code of Ordinances to Include animal grooming as Special use in the Central Business District

5. RES. NO. R-2-12
A Resolution authorizing the City Purchasing Analyst to advertise for bids to make certain purchases during the year 2012
6. RES. NO. R-3-12
A Resolution endorsing the preferred future land use scenario of Going Places – an Integrated Land Use Vision for the Miami Valley Region
7. RES. NO. R-4-12
A Resolution awarding a contract to Brownstown Electric Supply for the purchase of two S & C Intellirupter Pulseclosers for the Power System
8. RES. NO. R-5-12
A Resolution amending the Employment Agreement with the City Manager
9. RES. NO. R-6-12
A Resolution authorizing a purchase order to Miami Valley Risk Management Association for purchase of insurance

OTHER BUSINESS

PUBLIC COMMENT

(This is an opportunity for citizens to address the City Commission regarding issues or to provide information. Comments are requested to be limited to five (5) minutes and specific questions should be addressed to the City Manager's office.)

COMMISSIONERS COMMENT

ADJOURNMENT TO EXECUTIVE SESSION

10. To consider the purchase or sale of property for public purposes

ADJOURNMENT

**MINUTES
PIQUA CITY COMMISSION/WASHINGTON TOWNSHIP
TUESDAY, JANUARY 4, 2011
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. Mayor Fess called the meeting to order. Also present were Commissioners Martin, Vogt, Terry, Wilson, and Washington Township Trustees McMaken, Hiegel, and Holfinger. Absent: None.

JOINT MEETING WITH WASHINGTON TOWNSHIP TRUSTEES

Moved by Commissioner Terry, seconded by Commissioner Martin, to approve the Minutes of the January 4, 2010 Joint Meeting with Washington Township Trustees and the Piqua City Commission. Voice vote, Aye: Martin, McMaken, Holfinger, Hiegel, Vogt, Terry, Wilson, and Fess. Nay, None. Motion carried unanimously.

RES. NO. R-1-11

A Resolution reappointing a member to the Board of Forest Hill Union Cemetery

Public Comment

No one came forward to speak for or against Resolution No. R-1-11.

Moved by Trustee Holfinger, seconded by Commissioner Wilson, that Resolution No. R-1-11 be adopted. Voice vote, Aye: Holfinger, McMaken, Hiegel, Martin, Fess, Terry, Vogt, and Wilson. Nay: None. Motion carried unanimously.

Moved by Commissioner Vogt, seconded by Commissioner Martin, to adjourn from the Joint Meeting with Washington Township Trustees at 7:32 P.M. Voice vote, Aye: Holfinger, McMaken, Hiegel, Terry, Vogt, Fess, Martin, and Wilson. Nay: None. Motion carried unanimously.

LUCINDA L. FESS, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION

WASHINGTON TOWNSHIP TRUSTEES

James A. Hiegel

Edward F. McMaken

Paul S. Holfinger

RESOLUTION NO. R-1-12

**A RESOLUTION REAPPOINTING A MEMBER TO
THE BOARD OF TRUSTEES OF FOREST HILL UNION
CEMETERY**

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

SEC. 1: Lucinda L. Fess is hereby reappointed as a member of the Board of Trustees of Forest Hill Union Cemetery for a three-year term to expire on December 31, 2014, or until her successor is confirmed and qualified;

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

LUCINDA L. FESS, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION

WASHINGTON TOWNSHIP TRUSTEES

**MINUTES
PIQUA CITY COMMISSION
Tuesday December 20, 2011
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. Mayor Fess called the meeting to order. Also present were Commissioners Vogt, Martin, Terry, and Wilson. Absent: None.

Approval of the minutes from the December 6, 2011 Regular Piqua City Commission Meeting and the Commission Work Session Meeting on December 8, 2011. Moved by Commissioner Terry, seconded by Commissioner Wilson, that the minutes of the Regular Piqua City Commission Meeting of December 6, 2011 and the City Commission Work Session Meeting December 8, 2011 be approved. Voice vote, Aye: Fess, Wilson, Martin, Terry, and Vogt. Nay: None. Motion carried unanimously.

OLDBUSINESS

ORD. NO. 14-11 (3rd 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 wages of certain Municipal Employees

City Manager Huff stated this is the third reading of Ordinance No. 14-11 adopting a new Schedule A-1 of Chapter 33 of the Piqua Code. The minimum wage in the State of Ohio is being increased from \$7.40 to \$7.70 per hour and we will need to adjust Schedule A-1 of Chapter 33 to be compliance with the State of Ohio minimum wage rate requirement.

Public Comment

No one came forward to speak for or against Ordinance No. 14-11.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that Ordinance No. 14-11 be adopted. Voice vote, Aye: Martin, Fess, Vogt, Terry, and Wilson. Nay: None. Motion carried unanimously. Mayor Fess then declared Ordinance No. 14-11 adopted.

ORD. NO. 15-11 (3rd Reading)

An Ordinance repealing Chapter 33.08 –Insurance and enacting a new Chapter 33.08 –Insurance of the Piqua Code, relating to Employee policy

City Manager Huff stated this is the third reading of Ordinance No. 15-11 enacting a new Chapter 33.08-Insurance relating to Employee policy. The non-union rate will stay the same as 2011.

Public Comment

No one came forward to speak for or against Ordinance No. 15-11.

Moved by Commissioner Wilson, seconded by Commissioner Terry, that Ordinance No. 15-11 be adopted. Voice vote, Aye: Wilson, Martin, Fess, Terry, and Vogt. Nay: None. Motion carried unanimously. Mayor Fess then declared Ordinance No. 15-11 adopted.

ORD. NO. 16-11 (3rd Reading)

An Ordinance to make appropriations for the City of Piqua, Ohio for the year 2012

City Manager Huff stated this is the third reading of the appropriations for the year 2012 that will be appropriated from the General Fund and is approximately \$71 million dollars.

Mayor Fess stated the City Commissioners went over the 2012 Budget line by line in the Budget Meetings. Mayor Fess thanked Finance Director Holtzapple and her staff for their work in putting together the 2012 Budget.

City Manager Huff commended Finance Director Holtzapple and the Department Heads who worked on the budget this year. This was City Manager Huff's first budget and he was very impressed with the process and how it was put together.

Public Comment

No one came forward to speak for or against Ordinance No. 16-11.

Moved by Commissioner Martin, seconded by Commissioner Vogt, that Ordinance No. 16-11 be adopted. Roll call, Aye: Fess, Wilson, Vogt, Martin, and Terry. Nay, None. Motion carried unanimously. Mayor Fess then declared Ordinance No. 16-11 adopted.

NEW BUSINESS

ORD. NO. 18-11 (1st Reading)

An Emergency Ordinance to make Appropriations for the City of Piqua, Ohio for the 2011

City Manager Huff stated this is the first reading of Ordinance No. 18-11 and asked the Commission to waive the three readings and pass the ordinance, stating the emergency appropriations need to be completed at this time. Finance Director Holtzapple gave a brief explanation on the final 2011 appropriations. One of the areas increased in the General Fund area was in the transfers. This transfer is to our debt service, which is the Hotel debt service and further explained the reason for the transfer along with information on several other funds.

Mayor Fess asked if the City was debt free on the Ft. Piqua Plaza. Ms. Holtzapple stated the funds that were borrowed have been paid off.

Public Comment

No one came forward to speak for or against Ordinance No. 18-11.

Moved by Commissioner Terry, seconded by Commissioner Vogt, that the rule requiring Ordinance No. 18-11 be read fully and distinctly on three separate days be suspended. Roll call, Aye; Terry, Wilson, Fess, Martin, and Vogt. Nay, None. Motion carried unanimously.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that Ordinance No. 18-11 be adopted. Roll call, Aye: Wilson, Vogt, Martin, Terry, and Fess. Nay, None. Motion carried unanimously. Mayor Fess then declared Ordinance No. 18-11 adopted.

ORD. NO. 19-11 (1st Reading)

An Ordinance amending Section 77.01 – Traffic Schedules adopted of Chapter 77 Traffic Code

City Manager Huff stated at the December 8 City Commission Work Session the Commissioners directed staff to bring forth legislation that would adopt the Ohio Code for speed limits and so forth rather than go through individual streets on an individual basis. This is the first reading of Ordinance No. 19-11, said City Manager Huff.

Mayor Fess stated there was quite a lengthy discussion on this at the Work Session but Commissioners were comfortable with the recommendation of the Law Director and Police Chief.

Commissioner Vogt stated he did not like it; and does not want to change the speed limits on all the streets in town, further stating he would not vote yes on this Ordinance.

Commissioner Terry also stated she was concerned that this might be a blanket change for all streets not just for the State Route 185, and does not want to change all of them at this time.

Mayor Fess stated it was her understanding this Ordinance would change the speed limit on State Route 185 but not all streets in town.

City Manager Huff stated maybe we misunderstood, but he thought the Commission wanted to follow the State Legislation so that the city would comply with the speed limits according to the criteria established by the State, and at the time we said it might affect other streets.

There was discussion on what can be done with the other streets at this time, it was suggested to return the Ordinance to the Law Director to revisit.

Law Director Stacy Wall explained this Ordinance was prepared from the information gathered at the December 8, 2011 Work Session and her notes indicated writing the ordinance to delete the schedules and make them default to the Ohio Revised Code. That is what this ordinance does, it deletes the schedules, and the Commission would not have to individually approve changes every time it is appended. By writing the Ordinance this way it states the City Engineer cannot make any change without complying with the Ohio Revised Code, the Ohio Uniform Traffic Manual, any Manual or Guideline, or Law put in place by the State of Ohio. They all have to be complied with. By not doing it this way every time there is a change it will have to come back to the Commission to be approved. By allowing the schedule to be deleted and going to the Ohio Revised Code it will be approving the guidelines for the City Engineer has to follow.

There were questions and a discussion on the changes that were to be made and how it would be done. It was stated that the speed limit on State Route 185 has been officially changed with the new starting point beginning at Covington and Sunset.

Commissioner Wilson stated he would like to talk a little more about what needs to be done with the Ordinance at this time. The current City Code needs to be changed because of the Speed Limit Schedule and that needs to be deleted. Mayor Fess asked what would the State do if the City did not make the speed limit change to State Route 185? Law Director Wall stated she is not sure the State would do anything, but the city could be facing a potential lawsuit if there were to be an accident. Law Director Wall stated the city is required to be in compliance with the State Law.

City Manager Huff stated one alternative would be to come back to the Commission and present more information on the process in the future.

Public Comment

No one came forward to speak for or against Ordinance No. 19-11.

After a lengthy discussion Ordinance No. 19-11 was given a 1st Reading.

RES. NO. R-140-11

A Resolution reappointing a member to the Piqua Energy Board

City Manager Huff stated Resolution No. R-140-11 reappoints Bill Vogt as a member of the Energy Board for a term of two (2) years to expire on December 31, 2013.

Public Comment

No one came forward to speak for or against Resolution No. R-140-11.

Moved by Commissioner Wilson, seconded by Commissioner Terry, to adopt Resolution No. R-140-11. Voice vote, Aye: Martin, Vogt, Terry, Wilson, and Fess. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-140-11 adopted.

RES. NO. R-141-11

A Resolution reappointing a member to the Piqua Energy Board

City Manager Huff stated Resolution No. R-141-11 reappoints John Martin as a member of the Energy Board for a term of two (2) years to expire on December 31, 2013.

Public Comment

No one came forward to speak for or against Resolution No. R-141-11.

Moved by Commissioner Terry, seconded by Commissioner Wilson, that Resolution No. R-141-11 be adopted. Voice vote, Aye: Terry, Martin, Vogt, Fess, and Wilson. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-141-11 adopted.

RES. NO. R-142-11

A Resolution reappointing a member to the Miami County Council

City Manager Huff stated Resolution No. R-142-11 reappoints John Martin as a member of the Miami County Council for a term of two (2) years to expire on December 31, 2013.

Public Comment

No one came forward to speak for or against Resolution No. R-142-11.

Moved by Commissioner Wilson, seconded by Commissioner Terry, that Resolution No. R-142-11 be adopted. Voice vote, Aye: Terry, Wilson, Fess, Martin, and Vogt. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-142-11 adopted.

RES. NO. R-143-11

A Resolution authorizing the City of Piqua to file an application to the State of Ohio to participate in the Clean Ohio Revitalization Fund

City Manager Huff stated the Resolution No. R-143-11 and the next two Resolutions all apply to the Grant Application for the Power Plant. Resolution No. R-143-11 applies to the filling of the application to the Clean Ohio Revitalization Fund for the demolition of the Municipal Power Plant and is the second phase. The city is applying for \$2 million dollars of grant money with a local match of \$500,000 said City Manager Huff.

Mayor Fess asked if this would have to go to the County? Economic Development Director Bill Murphy further explained.

Public Comment

No one came forward to speak for or against Resolution No. R-143-11.

Moved by Commissioner Martin, seconded by Commissioner Vogt, that Resolution No. R-143-11 be adopted. Roll call, Aye: Wilson, Vogt, Martin, Terry, and Fess. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-143-11 adopted.

RES. NO. R-144-11

A Resolution declaring future development at the site of the Piqua Municipal Power Plant will incorporate sustainable design principles

City Manager Huff explained this declares the Municipal Power Plant site as one of the highest priority redevelopment areas as defined in the Redevelopment Opportunities Analysis Report of 2010. By adopting this it will yield additional points in the city's Clean Ohio Revitalization Fund application.

Public Comment

No one came forward to speak for or against Resolution No. R-144-11

Moved by Commissioner Terry, seconded by Commissioner Wilson, that Resolution No. R-144-11 be adopted. Roll call, Aye: Vogt, Martin, Terry, Fess, and Wilson. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-144-11 adopted.

RES. NO. R-145-11

A Resolution acknowledging and adopting the status of the Piqua Municipal Power Plant as one of the highest priority redevelopment areas as defined in the redevelopment opportunities redevelopment analysis report

City Manager Huff stated this declares that the future development and remediation efforts to take place on the site will incorporate sustainable development principles. This resolution would also yield additional points in the city's Clean Ohio Revitalization Fund application, stated City Manager Huff.

Public Comment

No one came forward to speak for or against Resolution No. R-145-11.

Moved by Commissioner Martin, seconded by Commissioner Terry, that Resolution No. R-145-11 be adopted. Roll call, Aye: Martin, Terry, Fess, Wilson and Vogt. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-145-11 adopted.

RES. NO. R-146-11

A Resolution approving contractual services with Time Warner Cable to provide institutional network (INET) services and maintenance for the City

City Manager Huff stated the State assumed local franchise agreements for cable services. The city will lose the opportunity to use the institutional network of Time Warner which we have done so under the local franchise with no cost to the city at the end of 2011. The IT Director has looked into other opportunities and sources without any success. The future plan is to install our own fiber network through the Power Distribution System. This would be a high-speed fiber that would allow the City to offer high-speed fiber connections to businesses in the City and give them great advantages and to also attract high-speed data businesses in the future. Because we do not have

our own system in place yet we must enter into an agreement with Time Warner at this time for a monthly fee of \$4,137.45. Our goal is to have our own fiber system within the next two-three years, said City Manager Huff.

Mayor Fess stated that having our own fiber system would be good for economic development.

Public Comment

Steve Yenney, Echo Lake Drive came forward and presented a copy of a Fiscal Impact Statement to the Mayor and voiced his opinion and raised several questions regarding the Fiscal Impact Statement and various other items. IT Director Dean Burch gave a brief explanation on what the city has been working on. Law Director Wall explained the State changed the Law and we recently received notice of the charge for the INET Services by Time Warner. The City has been using it for free even after the franchise agreement was terminated. Ms. Wall stated she is talking with Time Warner, and Piqua is not the only city that they have done this to. There was a lengthy discussion with Mr. Yenney asking various questions regarding the INET services and the use of wireless system. Mayor Fess stated the questions Mr. Yenney is asking cannot be answered at the meeting and asked Mr. Yenney to speak with Ms. Wall and other representatives who have the knowledge on what is being discussed at a later date. City Manager Huff stated we are now just starting to look at the fiber option and plan on calling in experts to help us.

Commissioner Martin asked if there was any way we could raise the pole fees by January 1st so that it would be a wash on the funds? City Manager Huff stated he was not sure of the legal requirements. Law Director Wall stated we couldn't arbitrarily charge a pole tax fee.

Power Systems Director Ed Krieger stated the rates are based on the formulated rates from the FCC. Fred Enderle did ask at one time if these could be negotiated and Time Warner was not interested, said Mr. Krieger.

Moved by Commissioner Wilson, seconded by Commissioner Terry, that Resolution No. R-146-11 be adopted. Roll call, Aye: Terry, Fess, Wilson, Vogt, and Martin. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-146-11 adopted.

RES. NO. R-147-11

A Resolution authorizing purchase orders to Water Solutions Unlimited, Chemical Services, Carmeuse Lime & Stone, City of Dayton, JCI Chemical, Bonded Chemicals, American International chemical and Tri-State Carbonic for the 2012 purchase of various water treatment chemicals

City Manager Huff stated this would authorize the annual purchase of water treatment chemicals for the year 2012.

There were eighteen bids received this year and prices were stable. We will be purchasing the quicklime from the City of Dayton, as it is quite a cost savings for the City, stated Water Superintendent Don Freisthler.

Public Comment

No one came forward to speak for or against Resolution No. R-147-11.

Moved by Commissioner Martin, seconded by Commissioner Vogt, that Resolution No. R-147-11 be adopted. Roll call, Aye: Fess, Wilson, Vogt, Martin, and Terry. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-147-11 adopted.

RES. NO. R-148-11

A Resolution appointing a member to the Miami County Community Action Council Board

City Manager Huff stated this would appoint William Lutz to the Miami County Community Action Council Board for a four-year (4) term to expire on December 31, 2016. Mayor Fess stated Mr. Lutz is currently the Community Development Director for the City.

Public Comment

No one came forward to speak for or against Resolution No. R-148-11

Moved by Commissioner Terry, seconded by Commissioner Wilson, that Resolution No. R-148-11 be adopted. Roll call, Aye: Wilson, Vogt, Martin, Terry, and Fess. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-148-11 adopted.

RES. NO. R-149-11

A Resolution authorizing transfers of cash from the General Fund to the other funds for the Fiscal Year 2011

Finance Director Holtzaple explained Resolution No. R-149-11 and 150-11 are companion resolutions that deal with the 2011 and 2012 Appropriations Ordinance. The Auditor of State Ohio Compliance Supplement requires that: "Transfers require a resolution authorizing the transfers" This is done every year with the 2011 transfer resolution finalizing all of the transfers for 2011, and the 2012 transfer resolution sets the stage for 2012.

Public Comment

No one came forward to speak for or against Resolution No. R-149-11.

Moved by Commissioner Terry, seconded by Commissioner Martin, that Resolution No. R-149-11 be adopted. Roll call, Aye: Vogt, Martin, Terry, Fess, and Wilson. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-149-11 adopted.

RES. NO. R-150-11

A Resolution authorizing transfers of cash from the General Fund to the other funds for the Fiscal Year 2012

Finance Director Holtzaple gave a brief explanation of this in the previous resolution stating this is for 2012.

Public Comment

No one came forward to speak for or against Resolution No. R-150-11.

Moved by Commissioner Terry, seconded by Commissioner Wilson, that Resolution No. R-150-11 be adopted. Roll call, Aye: Martin, Terry, Fess, Wilson, and Vogt. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-150-11 adopted.

RES. NO. R-151-11

A Resolution amending the contract and total payment to RA Consultants, LLC for professional services.

City Manager Huff stated earlier this year the Commission authorized a professional services agreement with RA Consultants, LLC to study the feasibility of operating a joint water operation

with the City of Troy. Since then it has come to the city's attention of contamination of the City of Troy's water source. Both the City of Piqua and City of Troy have agreed to fund an independent investigation and analysis of the contamination to determine the impact on future water source reliability and treatment alternatives. This was not included in the original agreement and Eagon & Associates was selected to perform the services with a cost not to exceed \$25,000 and the City of Piqua's share would be \$12,500. The current contract cannot exceed \$140,000, which is the current contract thus the reason for the amendment at this time. It is critical that we look into this issue as it will determine how and whether a joint operation can be successful in the future, said City Manager Huff. It was noted that the consultant has not worked for either Troy or Piqua before and are independent. This is a joint study by the City of Troy and the City of Piqua, stated City Manager Huff.

Public Comment

Jeff Lange, St. Rt. 66, came forward stating he is in full support of this amended dollar amount for hiring a third party look at the water quality of the City of Troy water sources.

Mr. Lange thanked Commissioner Terry, City Manager Huff, and several Department Heads who attended the Echo Hills Golf Course Stream Restoration Project on Tuesday. Mr. Lange also thanked Bill Lutz and Amy Havenar along with many others for helping to get public notification out for the project.

Mr. Lange stated he would like the City to look into possibly applying for a 319 Ohio EPA Grant for help with the removal of the Dam behind the Power Plant together with the Clean Ohio Revitalization Grant.

Mr. Lange also expressed his opinion on the choices of water either well or source water, we need to protect all of our surface water. Mr. Lange would like to see a "Source Water Protection Plan", and he stated he has spoken with Mr. Freisthler about this Plan. Mr. Lange stated he would like to see the City of Piqua build their own water plant, and keep the existing surface water.

Mayor Fess stated she appreciates Mr. Lange and the Community Advisory Council and all of their work.

Commissioner Wilson asked if the study would extend out to the areas on the east side of Troy in the Brownfield areas? City Manager Huff stated the study would look at all the areas where water is located in Troy.

Moved by Commissioner Martin, seconded by Commissioner Terry, that Resolution No. R-151-11 be adopted. Roll call, Aye: Terry, Fess, Wilson, Vogt, and Martin. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-151-11 adopted.

OTHER

Monthly Reports for November 2011

Monthly Reports for November 2011 were accepted.

Public Comment

Brad Boehringer, Mound Street came forward and expressed his opinion on the speed limit on State Route 185 and Ordinance No. 19-11 dealing with the speed limit on State Route 185, and the traffic schedule.

Steve Yenney, Echo Lake Drive inquired about the 319 Ohio EPA Grant that Mr. Lange mentioned stating he believes it has been applied for? City Manager Huff stated that is something we are looking at it has not been applied for yet. City Engineer Amy Havenar stated the city applied for the 319 Ohio EAP Grant for a study but they do not like to fund studies for the partial removal of

the Dam and it was turned down. Mr. Yenney asked if the city was aware of the fact the Dam was a candidate for a small micro-hydro in 1991 and was considered to be in excellent shape. Mr. Yenney asked if it would be possible to consider a small micro-hydro modification rather than being removed. City Manager Huff stated the intent is to have a Work Session on the Dam in the future.

Commissioner Wilson stated the Salvation Army is still in need of children's hats and gloves and they can be dropped off at the Salvation Army any time.

Commissioner Terry stated she would be helping to distribute the Christmas gifts at the Salvation Army this year.

Commissioner Terry attended the Echo Hills Golf Course Stream Restoration Project and noted the improvements that were made will make a big difference in the waterway. Commissioner Terry commended the Water Committee and the City for working together to get this project completed.

Commissioner Terry wished everyone a Merry Christmas and a Happy New Year and reminded residents to take the time to drive around and look at the Christmas lights, and to specifically drive by the display at the corner of Broadway and Lindsey Street.

Commissioner Vogt wished everyone a Merry Christmas, and stated there is still time to donate to the Salvation Army.

Commissioner Martin wished everyone a Merry Christmas and a Happy New Year.

City Manager Huff stated there are two new programs that citizens can be involved in. The first is "INVOLVE" Program (Interested Neighbors Volunteering Valuable Energy) with neighbors helping neighbors in any way such as shoveling snow or mowing lawns. In the community there is a lot of energy of people wanting to help out and he has seen it in the short time he has been in Piqua.

This is a support for the current neighborhood associations, stated Mayor Fess.

The other program is an "Adopt A Park", and there will be various other adopt programs such as adopt a flowerbed, adopt a street, etc. City Manager Huff will be presenting this to the Park Board in the future and commends the Commission for their ideas and thoughts for these programs.

Mayor Fess stated the next City Commission Work Session is scheduled for January 12, at 7:30 in the Commission Chambers and invited citizens to attend and to get involved with city government.

Mayor Fess wished everyone a Merry Christmas and a Happy New Year. Just enjoy spending time with family and friends, and to please remember your neighbors who may need a little help.

Adjournment to Executive Session

To consider the purchase or sale of property for public purposes

Adjournment

Moved by Commissioner Vogt, seconded by Commissioner Martin, to adjourn from the Regular Piqua City Commission Meeting into Executive Session at 9:00 P.M. Roll call, Aye: Martin, Fess, Wilson, Vogt, and Terry. Nay: None. Motion carried unanimously.

Moved by Commissioner Martin, seconded by Commissioner Wilson, to adjourn from the Executive Session at 9:17 P.M. Voice vote, Aye: Martin, Wilson, Vogt, and Terry. Nay: None. Motion carried unanimously.

Moved by Commissioner Martin, seconded by Commissioner Vogt, to adjourn from the Regular Piqua City Commission Meeting at 9:18 P.M. Voice vote, Aye: Martin, Wilson, Vogt, and Terry. Nay: None. Motion carried unanimously.

Lucinda L. Fess, Mayor

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION

ORDINANCE NO. 1-12

AN ORDINANCE AMENDING SECTIONS 154.026 OF THE CITY OF PIQUA CODE OF ORDINANCES TO INCLUDE ANIMAL GROOMING AS SPECIAL USE IN THE CENTRAL BUSINESS DISTRICT

WHEREAS, the City of Piqua Charter Section 154.141 directs the Commission to take action on zoning amendment recommendations received from the Planning Commission at their next regularly scheduled meeting; and

WHEREAS, the Planning Commission has studied a proposed amendment to the zoning code amending section 154.026 of the City of Piqua Code of Ordinances to include Animal Grooming as a special use; and

WHEREAS, the Planning Commission has conducted a public hearing and made a report of its findings; and

WHEREAS, the Planning Commission has submitted a recommendation to the City Commission;

NOW THEREFORE, BE IT ORDAINED BY the Piqua City Commission, a majority of its members concurring that:

SECTION 1. That the City of Piqua hereby amends sections 154.026 of the City of Piqua Code of Ordinances as set forth below (deleted text lined through and proposed text bold and underlined):

§ 154.026 CBD CENTRAL BUSINESS DISTRICT.

(A) Intent. This district is intended to provide a large variety of retail stores and related activities and for office buildings and service establishments serving the entire city as well as areas outside the corporate limits. The Central Business District is intended to be the dominant multi-use district within the city and the key focus of business, social, and cultural activity within the urban area. It is intended that relationships between permitted functions will be carefully developed, and the need for access, circulation, and amenities will be given special attention.

('97 Code, § 150.371)

(B) Principal permitted uses.

(1) Institutional and public recreation uses.

(a) Places of worship.

(b) Public offices and buildings.

- (c) Public recreation facilities.
 - (d) Private clubs.
 - (e) Libraries.
- (2) Business and professional office uses.
- (a) Business, professional and administrative offices.
 - (b) Offices of business and professional associations.
 - (c) Medical offices and clinics.
- (3) Retail commercial and service uses.
- (a) Specialty retail commercial establishments and boutiques.
 - (b) Specialty food stores.
 - (c) Home furnishings, home improvements and miscellaneous materials and equipment stores.
 - (d) General merchandise stores and supermarkets.
 - (e) Personal services.
 - (f) Financial establishments.
 - (g) Restaurants, standard.
 - (h) Pet shops.
- (4) Road service and commercial entertainment uses.
- (a) Fraternal and social association facility.
 - (b) Motels and hotels.
 - (c) Commercial recreation facilities, indoor.
 - (d) Printing, publishing, lithographing and binding establishments, provided the gross floor area does not exceed 5,000 square feet.

(5) Other uses. Other uses, which in the opinion of the Planning Commission are similar to the above uses indicated as being permitted. The Planning Commission may also consider essentially custom manufacturing activities which in their opinion shall have the following characteristics.

(a) Benefit from a central location and are appropriate in the CBD Central Business District.

(b) Do not create any significant objectionable influences.

(c) Involve products characterized by a high ratio of value to bulk, so that truck traffic is kept to a minimum.

('97 Code, § 150.372)

(C) Accessory permitted uses.

(1) Accessory structures.

(2) Essential services.

('97 Code, § 150.373)

(D) Special uses. A building or premises may be used for the following purposes in the CBD Central Business District if a special use permit for the use has been obtained in conformance with the provisions of § 154.140.

(1) Parking lots.

(2) Residential uses.

(a) Dwellings.

(b) Residential planned unit developments.

(c) Elderly housing facilities.

(3) Retail commercial and service uses.

(a) Commercial planned unit developments

(b) **Animal Grooming**

(4) Road service and commercial entertainment uses.

- (a) Carry-outs, mini-markets and drive through and drive-in stores.
- (b) Restaurants, fast food.
- (c) Bars, taverns, and nightclubs.
- (d) Automobile service stations.
- (e) Vehicle sales, rental and service, provided service access be available from a side street or alley.
- (f) Convenience stores,

('97 Code, § 150.374)

(5) Planned Unit Developments. Planned Unit Development overlay subject to the provisions of §§ 154.040 through 154.047.

(E) Parking regulations. Except for those permitted residential uses, parking requirements for the CBD Central Business District are waived.

('97 Code, § 150.375)

(F) Sign regulations. Signs within the CBD Central Business District shall be regulated in conformance with the provisions of §§ 154.095 through 154.107.

('97 Code, § 150.376)

(G) Height and area regulations. The maximum height and minimum lot requirements within the CBD Central Business District shall be as set forth below.

(1) General requirements for all permitted uses.

Minimum lot area	None
Minimum lot frontage	None
Minimum front yard setback	None (see division (G)(2) of this section
Minimum side yard setback	None or 10 feet if abutting a residential district
Minimum rear yard setback	Less of 30 feet or 20% of lot depth if abutting a residential district

Maximum height	35 feet
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(2) Frontage. When the frontage on one side of a block is divided between the CBD Central Business District and a Residential District, the front yard requirement of that Residential District shall apply to the affected frontage of the CBD Central Business District.

(3) Screening. Where the rear lot line of a lot in the CBD Central Business District abuts a Residential District and there is no intervening alley, in addition to the required rear yard there shall be placed appropriate screening not less than six feet in height along the rear lot line of the lot abutting a Residential District.

(4) Accessory buildings. Accessory buildings within the CBD Central Business District shall be regulated in conformance with the provisions of §§ 154.121 and 154.122.

('97 Code, § 150.377) (Ord. 42-96, passed 9-17-96; Am. Ord. 5-06, passed 3-20-06; Am. Ord. 17-08, passed 7-21-08) Penalty, see § 154.999

SECTION 2. All other sections of Chapter 154 of the City of Piqua Code of Ordinances not amended herein shall remain in effect as is.

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

LUCINDA L. FESS, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION



Commission Agenda Staff Report

MEETING DATE	1/3/2012			
REPORT TITLE	Central Business District - Animal Grooming; Zoning Amendment			
SUBMITTED BY	Name & Title: Chris Schmiesing, City Planner			
	Department: Development Department			
MEETING TYPE	<input checked="" type="checkbox"/> Regular	<input type="checkbox"/> Work Session	<input type="checkbox"/> Special	<input type="checkbox"/> Retreat
AGENDA CLASSIFICATION	<input type="checkbox"/> Consent	<input checked="" type="checkbox"/> Ordinance	<input type="checkbox"/> Resolution	<input type="checkbox"/> Regular
ORDINANCE/RESOLUTION	<input checked="" type="checkbox"/> 1 st Reading	<input type="checkbox"/> 2 nd Reading	<input type="checkbox"/> 3 rd Reading	
	Ordinance #: 1-12		Resolution #:	
APPROVALS/REVIEWS	<input type="checkbox"/> City Manager		<input type="checkbox"/> Asst. City Manager/Finance	
	<input type="checkbox"/> Asst. City Manager/Development		<input type="checkbox"/> Law Director	
	<input type="checkbox"/> Department Director		<input checked="" type="checkbox"/> Other: Planning Commission	
BACKGROUND (Includes description, background, and justification)	<p>If adopted this amendment will allow Animal Grooming to be considered as a special use within the Central Business District (CBD) zoning designation. The proposed amendment stems from a request from an individual who would like to occupy 423 N. Main Street with an Animal Grooming use. The Animal Grooming use type is defined by the zoning code, as is Animal Hospital and Kennel. Thus, a distinction is made between characteristics of Animal Grooming, Animal Hospital, and Kennel use types. Upon considering this item the Planning Commission noted that the Animal Hospital and Kennel use types are separate and distinct use activities and not included in the proposed amendment to the list of Special Uses that may be considered in the CBD. The Planning Commission also found that the characteristics and intensity of the Animal Grooming use is not all that different from other service use types currently permitted in the CBD, and unanimously recommended approval of this amendment. Mainstreet Piqua also supports the proposed amendment.</p>			
BUDGETING AND FINANCIAL IMPACT (Includes project costs and funding sources)	Budgeted \$:	0		
	Expenditure \$:	0		
	Source of Funds:	0		
	Narrative:	The adopted fee schedule included in the zoning code sets the fee for Planning Commission consideration of a Special Use application at \$100.		

OPTIONS (Include <i>Deny Approval Option</i>)	1.	Approve the Ordinance and allow this use type to be considered as a Special Use in the CBD
	2.	Approve the Ordinance with amendments and allow this use type to be considered as a Special Use in the CBD
	3.	Defeat the Ordinance and deny the opportunity to allow this use type in the CBD.
	4.	
PROJECT TIMELINE	Dec 14 2011 - Planning Commission public hearing Jan 3, 2012 - City Commission 1 st reading of Ordinance Jan 17, 2012 - City Commission 2 nd reading of Ordinance Feb 7, 2012 - City Commission 3 rd reading of Ordinance	
STAFF RECOMMENDATION	Staff recommends adoption of the proposed zoning amendment.	

RESOLUTION NO. R-2-12

**A RESOLUTION AUTHORIZING THE CITY
PURCHASING ANALYST TO ADVERTISE
FOR BIDS TO MAKE CERTAIN PURCHASES
DURING THE 2012 YEAR**

WHEREAS, the present operations of the City require the purchase of various items and materials during the 2012 year as listed in Exhibit "A" appended hereto; and

WHEREAS, Section 34.19 of the Piqua Code requires the advertisement for sealed, written bids be published at least twice in the Piqua Daily Call;

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 Analyst is authorized to cause the publication of advertisement for bids on said items and materials listed in Exhibit "A", the exact specifications of which are on file and available from the office of the City Purchasing Analyst;

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

LUCINDA L. FESS, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION

EXHIBIT "A"
2012 Commodity/Bid Items

Department	Description	Bid
Various	Refuse Disposal	Piqua
	Excess Utility Insurance	Piqua
	Copiers	Piqua/State
	Postage Machine	Piqua/State
	Vehicle Maintenance	Piqua/State
	Uniforms	Piqua/State
Piqua Tree Fund	Trees	Piqua
Economic Development	Phase II Environmental Assessments	Piqua
	Demolition Services for Hospital project	Piqua
Health	Demolition of houses, etc.	Piqua
	Home repairs	Piqua
Information Technology	Information Systems Replacement Project	State/Piqua
Parks	Lawn Treatment	Piqua
	Tree Removal	Piqua
	ODNR Boating Facilities	Piqua
	Mower replacement	State/Piqua
	Pool Circulation Pump Replacement	Piqua
Street	Road salt	SWOP4G
	Resurfacing	Piqua
	Dump Trucks	State/Piqua
Street Income Tax	E. Ash St. Reconstruction	Piqua
	Street Resurfacing	Piqua
	Asphalt & Stone	Piqua
	County Rd 25-A Phase II & III	Piqua/Miami Co.
	College St. Corridor Traffic Signal	Piqua
	Garnsey St./Commercial Bike Route	Piqua
	US 36 Beautification Design	Piqua
	Wayne St. Streetscape	Piqua
Fire	Medic	State/Piqua
	SUV	State/Piqua

Police	Cruiser Replacements and related upfitting Cruiser In-Car Camera Systems	State/Piqua State/Piqua
Power	Line Reclosers Poles, Transformers & Conduit Construction & Finishing of new Service Center SUV Ornamental street lights	Piqua State/Piqua State/Piqua State/Piqua State/Piqua
Water	Water Treatment Chemicals Ferric Sulfate Lime Residual Removal Weed Harvester Two ½ ton pickup trucks One car	Piqua/SWOP4G State/Piqua Piqua Piqua State/Piqua State/Piqua
Wastewater	Ash St. Reconstruction sanitary sewers Sewer TV Unit	State/Piqua State/Piqua
Sanitation	Packer Truck Recycling	State/Piqua Piqua
Stormwater	E. Ash St. project Vehicle New Leaf Vacuum New camera truck Catch basin replacements Creating Stormwater Inventory	State/Piqua State/Piqua State/Piqua State/Piqua State/Piqua State/Piqua
Golf	Golf Course Chemicals	Piqua

**Any other items that may arise as needed throughout the year.



Commission Agenda Staff Report

MEETING DATE	January 3, 2012		
REPORT TITLE	Authorization for the City's Purchasing Analyst to advertise for bids throughout the year.		
SUBMITTED BY	Name & Title: Beverly M. Yount, Purchasing Analyst Department: Purchasing & Finance		
MEETING TYPE	<input type="checkbox"/> Work Session	<input checked="" type="checkbox"/> Regular	<input type="checkbox"/> Special
AGENDA CLASSIFICATION	<input type="checkbox"/> Consent	<input type="checkbox"/> Ordinance	<input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Regular
ORDINANCE/RESOLUTION (New ordinances or resolutions are assigned a new number)	<input checked="" type="checkbox"/> 1 st Reading	<input type="checkbox"/> 2 nd Reading	<input type="checkbox"/> 3 rd Reading
	Ordinance #:		Resolution #: R-2-12
APPROVALS/REVIEWS	<input checked="" type="checkbox"/> Department Head	<input checked="" type="checkbox"/> ACM - Finance	
	<input type="checkbox"/> ACM - Development	<input type="checkbox"/> Law Director	
	<input type="checkbox"/> City Manager	<input type="checkbox"/> Other:	
BACKGROUND (Includes description, background, and justification)	We are required to advertise bids for any capital or operational purchase the City makes that are over \$25,000 in a newspaper of local circulation. Therefore, we use the Piqua Daily Call for this purpose. Exhibit "A" is a list of items that are compiled from the 2012 Budget Book. At the first Commission meeting of each year, we ask for Commission approval for the Purchasing Analyst to be authorized to fulfill this commitment.		
BUDGETING AND FINANCIAL IMPACT (Includes project costs and funding sources)	Budgeted \$:	Each Department budgets their own advertising dollars	
	Expenditure \$:	Varies depending on bids actually done throughout the year	
	Source of Funds:	Department budget/City funds	
	Narrative:	The cost of the advertising is an estimate until we know how long the ad will be, which days it will run and which projects will move forward.	
OPTIONS (Include <i>Deny Approval</i> Option)	1.	Give approval to run advertising for city departments as needed	
	2.	Do not approve and cause the departments to be in violation of the city charter.	

PROJECT TIMELINE	Pass the first commission meeting of the year to allow the purchasing analyst to fill departmental needs throughout the year.
STAFF RECOMMENDATION	We recommend passage of this Resolution as in past we have always obtained commission approval for this bid advertising authorization each year.
SUPPLEMENTAL INFORMATION (List all attached documents)	Exhibit "A" shows a listing of the anticipated bid items for 2012.

RESOLUTION NO. R-3-12

A RESOLUTION ENDORSING THE PREFERRED FUTURE LAND USE SCENARIO OF GOING PLACES – AN INTEGRATED LAND USE VISION FOR THE MIAMI VALLEY REGION

WHEREAS, the Miami Valley Regional Planning Commission (MVRPC) serves as a forum where regional partners identify priorities, develop public policy, and implement collaborative strategies to improve the quality of life and economic vitality throughout the Miami Valley; and

WHEREAS, the MVRPC's Board of Directors, of which the City of Piqua is a member, serves as the policy and decision making body through which local governments guide the MVRPC's regional planning activities for the Dayton Metropolitan Area; and

WHEREAS, in January 2007, the MVRPC's Board of Directors endorsed the 3-phase Regional Land Use Planning proposal, known as "Going Places – An Integrated Land Use Vision for the Miami Valley Region," which outlines an overall approach to a region-based land use planning initiative; and

WHEREAS, the MVRPC's Board of Directors appointed the members of the Steering Committee and Planning Advisory Committee in February 2008 with the task of implementing Phase I – Existing Conditions Assessment; Phase II – Future Landscape Exploration; and Phase III – Building a Clear and Shared Regional Land Use Framework; and

WHEREAS, over 1,600 citizens participated in a region-wide scenario selection process designed to evaluate several alternative future land use scenarios and identify a preferred scenario; and

WHEREAS, from that limited public input, MVRPC staff determined equal support for three of the seven proposed scenarios and has drafted a preferred scenario called 'The Concentrated Development Vision,' which is based on the key elements of the 'Asset-based Development,' 'Mixed-themes Development,' and 'Infill/Conservation Development' scenarios, a copy of which is attached hereto as 'Attachment I' and, by reference, made a part hereof; and

WHEREAS, the City of Piqua is in general agreement with the principles and characteristics of the preferred scenario, with two notable exceptions; and,

WHEREAS, the first exception is that Piqua recognizes and respects the right of an individual property owner to dictate, within the parameters of the City's land use and zoning guidelines and laws, the highest and best use of their property, free from the influences of other outside special interests. The principle regarding the preservation of agricultural land fails to recognize that fundamental right and,

furthermore, runs contrary to the other draft priorities of encouraging the rehabilitation and/or repurposing of vacant and underused structures, as well as promoting infill development.; and,

WHEREAS, the second exception is that a vision does not include a density and diversity map, such as is included in Attachment I.

NOW, THEREFORE, BE IT RESOLVED by the Commission of the City of Piqua, Ohio, as follows:

SEC. 1: That the Piqua City Commission urges the Board of Directors of the Miami Valley Regional Planning Commission to revise Attachment I by removing the map and amending the final sentence of the 'Principles' section of "The Concentrated Development Vision" to state: "The preservation of agricultural land, green space and parkland would be a priority, upon agreement by the property owner, as well as encouraging more connection and cooperation between the Region's communities."

SEC. 2: That the Piqua City Commission does endorse "The Concentrated Development Vision" as amended in Section I above, as a guide for growth and development within the Miami Valley region. However, said Vision shall not be binding on the City but, rather, the "City of Piqua Comprehensive Plan" shall prevail on all future developments in the City of Piqua.

SEC. 3: That this Resolution shall be effective at the earliest date allowed by law.

LUCINDA L. FESS, MAYOR

PASSED: _____

ATTEST: _____

REBECCA J. COOL
CLERK OF COMMISSION

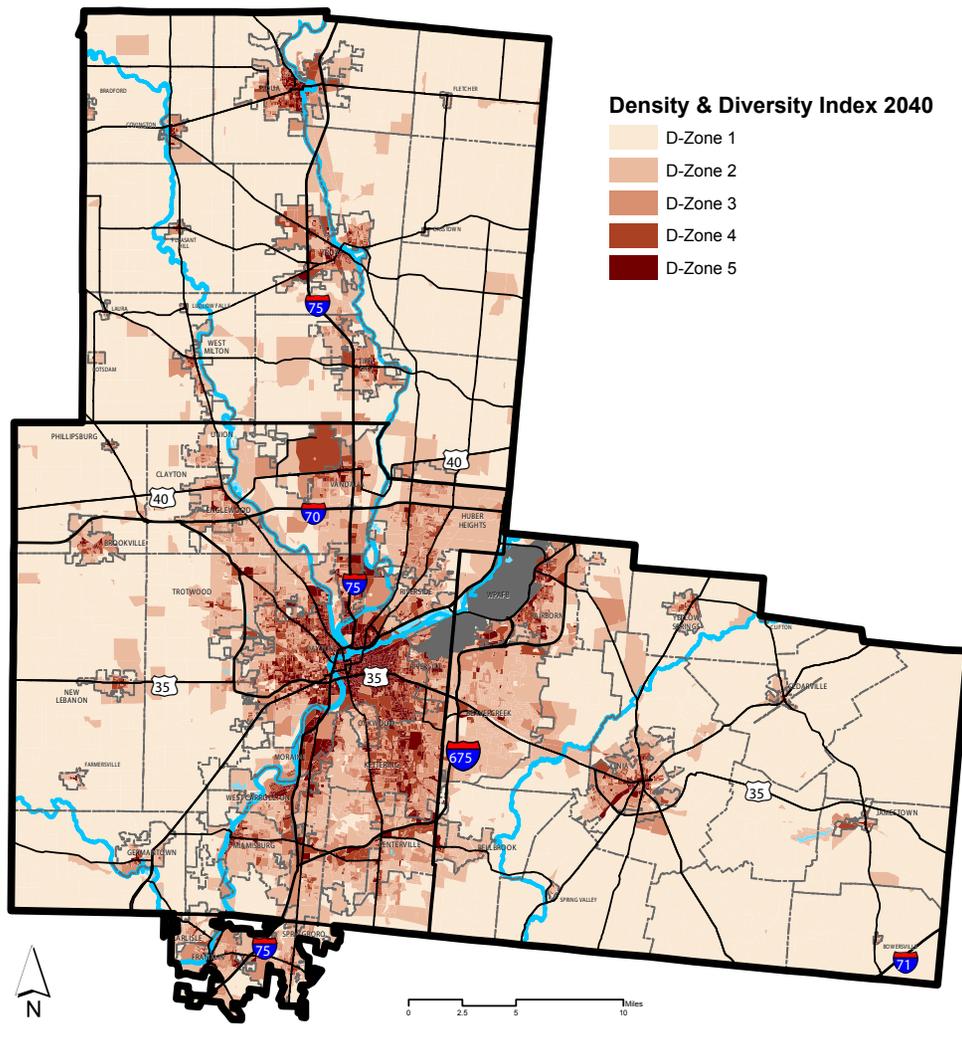


Commission Agenda Staff Report

MEETING DATE	1/3/2012			
REPORT TITLE	Going Places - Concentrated Development Vision			
SUBMITTED BY	Name & Title: Chris Schmiesing, City Planner			
	Department: Development Department			
MEETING TYPE	<input checked="" type="checkbox"/> Regular	<input type="checkbox"/> Work Session	<input type="checkbox"/> Special	<input type="checkbox"/> Retreat
AGENDA CLASSIFICATION	<input type="checkbox"/> Consent	<input type="checkbox"/> Ordinance	<input checked="" type="checkbox"/> Resolution	<input type="checkbox"/> Regular
ORDINANCE/RESOLUTION	<input checked="" type="checkbox"/> 1 st Reading	<input type="checkbox"/> 2 nd Reading	<input type="checkbox"/> 3 rd Reading	
	Ordinance #:		Resolution #: R-3-12	
APPROVALS/REVIEWS	<input type="checkbox"/> City Manager		<input type="checkbox"/> Asst. City Manager/Finance	
	<input type="checkbox"/> Asst. City Manager/Development		<input type="checkbox"/> Law Director	
	<input type="checkbox"/> Department Director		<input checked="" type="checkbox"/> Other: Planning Commission	
BACKGROUND (Includes description, background, and justification)	<p>The Miami Valley Regional Planning Commission has requested that member agencies adopt resolutions endorsing the Concentrated Development Vision generated from the Going Places land use planning initiative. The Going Places project is geared towards looking at land use in a regional context, in particular as it relates to the transportation needs of the region.</p> <p>At the December 2011 Planning Commission meeting the Planning Commission members debated the merits of the vision and what if any impact it would have on Piqua. Members questioned MVRPC's interest in land use planning and the agency's role as it relates to authority in local land use matters. Staff explained that MVRPC's interest in studying land use within the region relates to their desire to better align transportation planning and decision making with land use activities. Staff noted that MVRPC has no authority whatsoever with regards to the local land use decisions, but pointed out that one possible outcome of the adoption of the vision could be the creation of MVRPC policy that ties the allocation of transportation funds to conformance with the vision.</p> <p>Planning Commission members voiced concern about endorsing a vision that includes principles and a suggested land use map that in some regards contrasts with the locally adopted comprehensive plan. It was decided by the commission members that it would be better to endorse the vision with citations calling out any objections, as opposed to refusing to endorse the document and unintentionally jeopardizing the community's standing regarding current and</p>			

	<p>future funding applications submitted to the agency for consideration. The Planning Commission unanimously recommended approving a resolution of support that notes the local comprehensive plan will remain the guiding document for all local land use decisions.</p>	
<p>BUDGETING AND FINANCIAL IMPACT (Includes project costs and funding sources)</p>	Budgeted \$:	0
	Expenditure \$:	0
	Source of Funds:	0
	Narrative:	MVRPC's role in distributing State and Federal funding resources to communities within the Miami Valley region directly affects Piqua. Securing State and Federal funding dollars allocated through MVRPC is essential to local transportation improvement projects.
<p>OPTIONS (Include <i>Deny Approval</i> Option)</p>	1.	Approve the Resolution and conditionally endorse the Going Places - Concentrated Development Vision.
	2.	Defeat the Resolution and refuse to endorse the Going Places - Concentrated Development Vision.
	3.	
	4.	
<p>PROJECT TIMELINE</p>	<p>Oct 11, 2011 - MVRPC Presentation to Planning Commission Dec 14 2011 - Planning Commision Consideration of Request to Endorse Jan 3, 2012 - City Commission consideration of Resolution to Endorse Feb 2012 - MVRPC board of directors consideration of Resolution to Adopt</p>	
<p>STAFF RECOMMENDATION</p>	<p>Staff recommends adoption of the proposed endorsement including the text indicating property owner rights and the local comprehensive plan shall prevail.</p>	

The Concentrated Development Vision



Principles: Development in this scenario will be concentrated around regional assets and in areas that already have the infrastructure to support it. The rehabilitation and/or repurposing of vacant and underused structures would be encouraged, along with a more broad commitment to infill development – whether it make use of existing structures or vacant lots. The preservation of agricultural land and other open space would be a priority as well as encouraging more connection and cooperation between the Region’s communities.

Characteristics:

- Encourage the rehabilitation and/or repurposing of existing structures.
- Focus on the maintenance of existing infrastructure (roads, water, sewer, etc.).
- Locate any new development in areas with existing infrastructure (roads, water, sewer, etc.).
- Revive the Region’s older communities.
- Preserve prime farmland and support agricultural enterprise.
- Improve the quality of educational opportunities throughout the Region.
- Foster a sense of connection and cooperation between the Region’s communities.
- Increase the number and quality of transportation options.
- Encourage development around the Region’s assets.
- Encourage the rehabilitation and/or reuse of vacant industrial sites.
- Encourage energy-efficient building practices and the retrofitting of older structures for energy efficiency.
- Use land in a way that builds a sense of community.
- Maintain and expand the Region’s parks, natural areas, and recreation amenities (recreation centers, bikeways, rivers, etc.).
- Encourage the development of quality, realistic affordable housing throughout the Region.
- Revive the Region’s core city – the City of Dayton.

D-Zone 1

Areas with the least dense development and the least amount of development diversity.



D-Zone 2

Areas with a moderate density level and small-to-moderate levels of development diversity.



D-Zone 3

Areas that may be either less dense or more dense with a higher diversity or lower development diversity.



D-Zone 4

Areas with higher density levels and higher levels of development diversity.



D-Zone 5

Areas that are both dense and diverse, containing at least two types of development.



RESOLUTION NO. R-4-12

**A RESOLUTION AWARDING A CONTRACT TO
BROWNSTOWN ELECTRIC SUPPLY FOR THE
PURCHASE OF TWO S&C INTELLIRUPTER
PULSECLOSERS FOR THE POWER SYSTEM**

WHEREAS, the present operations of the City require the purchase of two S&C IntelliRupter PulseClosers for the Power System; and

WHEREAS, it has been determined, Brownstown Electric Supply is the sole source distributor of the S&C IntelliRupter PulseCloser.

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 contract with Brownstown Electric Supply for the purchase of two S&C IntelliRupter PulseClosers is hereby approved as the sole source distributor for said devices and the City Manager is hereby authorized to execute a contract with said distributor pursuant to contract specifications;

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 contract terms, not exceeding a total of \$64,100.

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

LUCINDA L. FESS, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION



Commission Agenda Staff Report

MEETING DATE	January 3, 2012			
REPORT TITLE	S&C IntelliRupter PulseCloser			
SUBMITTED BY	Name & Title: Nick Berger, Electrical Engineer			
	Department: Power System			
MEETING TYPE	<input type="checkbox"/> Work Session	<input checked="" type="checkbox"/> Regular	<input type="checkbox"/> Special	<input type="checkbox"/> Executive
AGENDA CLASSIFICATION	<input type="checkbox"/> Consent	<input type="checkbox"/> Ordinance	<input checked="" type="checkbox"/> Resolution	<input type="checkbox"/> Regular
ORDINANCE/RESOLUTION (New ordinances or resolutions are assigned a new number)	<input type="checkbox"/> 1 st Reading	<input type="checkbox"/> 2 nd Reading	<input type="checkbox"/> 3 rd Reading	
	Ordinance #:		Resolution #: R-4-12	
APPROVALS/REVIEWS	<input checked="" type="checkbox"/> Department Head		<input checked="" type="checkbox"/> ACM - Finance	
	<input type="checkbox"/> ACM - Development		<input type="checkbox"/> Law Director	
	<input checked="" type="checkbox"/> City Manager		<input checked="" type="checkbox"/> Other: Energy Board	
BACKGROUND (Includes description, background, and justification)	<p>In electric power distribution, a recloser, is a circuit breaker equipped with a mechanism that can automatically close the breaker after it has been opened due to a fault. Reclosers are used on overhead distribution systems to detect and interrupt momentary faults. Since many short-circuits on overhead lines clear themselves, a recloser improves service continuity by automatically restoring power to the line after a momentary fault, and limiting the amount of affected customers.</p> <p>S&C's IntelliRupter PulseCloser is a unique alternative to conventional automatic circuit reclosers because of the PulseClosing Technology. It greatly reduces stress on system components, as well as voltage sags experienced by customers upstream of the fault. In addition, the IntelliRupter offers many smart grid capabilities including SCADA functionality.</p> <p>We have identified two specific locations for these two units. One will replace a failed Joslyn recloser, which is used to protect Jackson Tube's Service. The other will be used to help protect and increase the reliability of the Downtown circuit.</p>			

BUDGETING AND FINANCIAL IMPACT (Includes project costs and funding sources)	Budgeted \$:	\$84,000
	Expenditure \$:	\$64,100
	Source of Funds:	Power System's overhead conductor and devices account
	Narrative:	Each S&C IntelliRupter PulseCloser is \$27,800 for the base unit. There are three options that will add an additional \$4,250, for a total of \$32,050 per unit. The total cost for two units will be \$64,100. Included in the 2012 Power System budget is \$84,000 for overhead conductor and devices.
OPTIONS (Include <i>Deny Approval</i> Option)	1.	Approve the purchase of the two S&C IntelliRupter PulseCloser Reclosers
	2.	Approve the purchase of one S&C IntelliRupter PulseCloser Reclosers
	3.	Deny the purchase of any S&C IntelliRupter PulseCloser Reclosers
	4.	
PROJECT TIMELINE	The plan is to purchase the two units in the first quarter of 2012 and install them when received.	
STAFF RECOMMENDATION	The staff's recommendation is to purchase two S&C IntelliRupter PulseCloser line reclosers with the following three options: (1) Addition of integral disconnects, (2) addition of a second power module for bi-directional operation, and (3) addition of animal guards.	
SUPPLEMENTAL INFORMATION (List all attached documents)	The following information is attached: (1) Price list from Brownstown Electric Supply (2) S&C IntelliRupter PulseCloser cut sheet	

S&C's IntelliRupter® PulseCloser *eliminates the need to close into a fault to test the line.*

Conventional reclosers stress the circuit with fault current every time they reclose into a fault. The results: *Avoidable* damage to the windings of upstream transformers, conductor splices, terminators, and connectors . . . shortening their lives. Plus voltage sags on adjacent, unfaulted feeders.

But S&C's IntelliRupter won't damage your system. Its PulseClosing™ Technology performs a fast close-open operation at just the right point on the voltage wave, putting a short, 5-ms pulse of current on the line to test for the presence of faults.

IntelliRupter offers you:

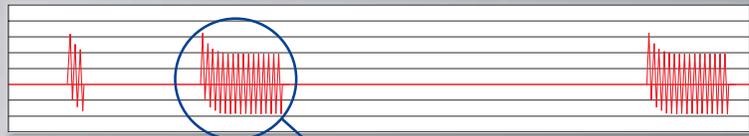
- **A completely integrated package** including controls, communications, power supply, and three-phase voltage and current sensing. Eliminates cost, clutter, and complexity. Controls are line-powered, no VTs needed.
- **Easy up, easy on.** All system components are contained in the IntelliRupter base for easy, single-point-lift installation.
- **Simple configuration and operation** from the comfort of your vehicle, using secure WiFi-based wireless communication.
- **Available with IntelliTEAM II® Automatic Restoration System.** This self-healing feeder reconfiguration system responds to system disturbances and restores power to all the loads the system can handle.

S&C can provide engineering and field service expertise to ensure successful implementation of your distribution automation solution.



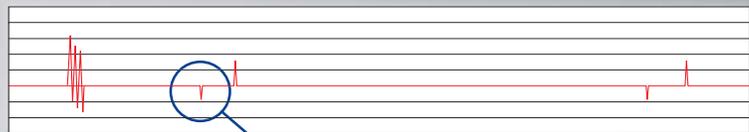
25-kV Non-Disconnect Style
IntelliRupter PulseCloser

Current versus Time—Conventional Recloser—Fault from Phase Wire to Grounded Neutral



With each reclosing, circuit is stressed by fault current.

Current versus Time—IntelliRupter PulseCloser—Fault from Phase Wire to Grounded Neutral



PulseClosing Technology tests for faults with non-disruptive 5-millisecond current pulses.

Still not convinced?

See an actual demo
of IntelliRupter
pulseclosing versus
a typical recloser at

www.sandc.com/lirw-demo



S&C ELECTRIC COMPANY
Excellence Through Innovation

Nick Berger

From: Justin Corne [JCorne@brownstown.com]
Sent: Monday, October 31, 2011 3:56 PM
To: Nick Berger
Cc: K White
Subject: S&C INTELLIRUPTER

Follow Up Flag: Follow up
Flag Status: Flagged

Nick-

QTY		DESC.	
1	EA	248112-COP162W1 S&C INTELLIRUPTER PULSECLOSER, UPRIGHT CROSSARM MODEL, NON-DISCONNECT STYLE RATED 15.5KV MAX, 110KV BIL, 630 AMPERES RMS CONTINUOUS, 12.5KVA INTERRUPTING RATING	27,800.00
		ADDER OPTIONS:	
		ADDITION OF INTEGRAL DISCONNECT (CHANGES CAT# TO 248122)	1,585.00
		SECOND POWER MODULE ON OTHER SIDE OF INTERRUPTER	2,060.00
		MACLEAN ZFORCE XHP 9KV ARRESTERS, DISTIBUTION (SET OF 6 INSTALLED, OPTION M1)	450.00
		MACLEAN ZFORCE XHP 9KV ARRESTERS, DISTIBUTION (SET OF 6 INSTALLED, OPTION N1)	750.00
		ANIMAL GUARDS (W1 OPTION, WITH DISCONNECT STYLE OPTION W2 ADD \$605)	520.00
		CONTROL HANDLING TOOL	105.00

Thanks for the opportunity,

Justin Corne

Brownstown Electric Supply Co.
Inside Sales
690 E STATE ROAD 250
Brownstown, IN 47220
OFFICE: 800-742-8492
DIRECT: 812-358-8243
FAX: 812-358-4882

RESOLUTION NO. R-5-12

**A RESOLUTION AMENDING THE
EMPLOYMENT AGREEMENT WITH THE CITY
MANAGER**

WHEREAS, the City of Piqua entered into an employment agreement with Gary A. Huff on September 29, 2011 to fill the office of City Manager; and

WHEREAS, the City Manager has requested an amendment to the employment agreement; and

WHEREAS, the requested amendment does not change the financial terms of the agreement and only changes terminology;

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 amendment hereto (Exhibit "A") is hereby approved.

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

LUCINDA L. FESS, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION

EXHIBIT "A"

**FIRST AMENDMENT TO THE
AGREEMENT FOR GARY A. HUFF AS CITY MANAGER FOR
THE CITY OF PIQUA, OHIO**

This Amendment is made and entered into this ____ day of December, 2011, by and between the City of Piqua ("City") and the Gary A. Huff.

WHEREAS, Resolution R-119-11 was approved authorizing an agreement for services as the City Manager with Gary A. Huff, attached as Exhibit A to Resolution R-119-11; and

WHEREAS, said agreement for services needs amended to correct unintended tax implications to the City of Piqua and to Gary Huff.

NOW THEREFORE, the City of Piqua and Gary A. Huff agree to amend the following terms and conditions:

1. Moving Expenses

6.1 The City shall pay Manager an interim housing reimbursement of \$1,000 per month for a period of six (6) months, or until a home is purchased and closed on, whichever comes first

2. All other Terms and Conditions not amended herein shall remain in effect and in their entirety from the September 2011 Agreement.

The parties enter into this Agreement this ____ day of December, 2011, as executed and witnessed in accordance with the below signatures.

City of Piqua
By:

Gary A. Huff
By:

Witness:

Witness:



Commission Agenda Staff Report

MEETING DATE	January 3, 2012		
REPORT TITLE	Amendment to City Manager Employment Agreement		
SUBMITTED BY	Name & Title: Gary A. Huff, City Manager		
	Department: Administration		
MEETING TYPE	<input checked="" type="checkbox"/> Regular	<input type="checkbox"/> Work Session	<input type="checkbox"/> Special <input type="checkbox"/> Retreat
AGENDA CLASSIFICATION	<input type="checkbox"/> Consent	<input type="checkbox"/> Ordinance	<input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Regular
ORDINANCE/RESOLUTION	<input type="checkbox"/> 1 st Reading	<input type="checkbox"/> 2 nd Reading	<input type="checkbox"/> 3 rd Reading
	Ordinance #:		Resolution #: R-5-12
APPROVALS/REVIEWS	<input checked="" type="checkbox"/> City Manager		<input checked="" type="checkbox"/> Asst. City Manager/Finance
	<input type="checkbox"/> Asst. City Manager/Development		<input checked="" type="checkbox"/> Law Director
	<input type="checkbox"/> Department Director		<input type="checkbox"/> Other:
BACKGROUND (Includes description, background, and justification)	The current employment agreement provides for an interim housing "supplement". Because of the terminology, the supplement is considered income and taxable. The request is to amend the employment agreement to interim housing "reimbursement" for tax purposes.		
BUDGETING AND FINANCIAL IMPACT (Includes project costs and funding sources)	Budgeted \$:	NA	
	Expenditure \$:	NA	
	Source of Funds:	NA	
	Narrative:	The amendment would no financial impact on the city.	
OPTIONS (Include <i>Deny Approval</i> Option)	1.	Approve the amendment.	
	2.	Deny approval of the amendment.	
	3.		
	4.		
PROJECT TIMELINE	The amendment would be effective upon passage of the resolution.		
STAFF RECOMMENDATION	The amendment is requested by the City Manager.		

RESOLUTION NO. R-6-12

A RESOLUTION AUTHORIZING A PURCHASE ORDER TO MIAMI VALLEY RISK MANAGEMENT ASSOCIATION FOR PURCHASE OF INSURANCE

WHEREAS, on January 22, 2002, the Commission passed Resolution No. R-16-02 awarding a contract to Miami Valley Risk Management Association, Inc. for the purpose of entering into a risk management pool for property and liability insurance; and

WHEREAS, it is a desire of the City of Piqua to continue participation in the risk management pool in calendar year 2012 through the Miami Valley Risk Management Association.

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:

SECTION 1. A purchase order is hereby authorized not to exceed \$321,935 to Miami Valley Risk Management Association for property and liability insurance.

SECTION 2. The Finance Director is authorized to draw her warrant on the appropriate account in an amount not to exceed \$321,935 for said services.

SECTION 3. The Finance Director certifies that said funds are available.

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

LUCINDA L. FESS, MAYOR

PASSED: _____

ATTEST: _____

REBECCA J. COOL
CLERK OF COMMISSION



Commission Agenda Staff Report

MEETING DATE	January 3, 2011			
REPORT TITLE	Resolution Authorizing Purchase Order for MVRMA			
SUBMITTED BY	Name & Title: Stacy Wall, Law Director			
	Department: Law			
MEETING TYPE	<input type="checkbox"/> Work Session	<input checked="" type="checkbox"/> Regular	<input type="checkbox"/> Special	<input type="checkbox"/> Executive
AGENDA CLASSIFICATION	<input type="checkbox"/> Consent	<input type="checkbox"/> Ordinance	<input checked="" type="checkbox"/> Resolution	<input type="checkbox"/> Regular
ORDINANCE/RESOLUTION (New ordinances or resolutions are assigned a new number)	<input type="checkbox"/> 1 st Reading	<input type="checkbox"/> 2 nd Reading	<input type="checkbox"/> 3 rd Reading	
	Ordinance #:		Resolution #:	
APPROVALS/REVIEWS	<input type="checkbox"/> Department Head		<input type="checkbox"/> ACM - Finance	
	<input type="checkbox"/> ACM - Development		<input checked="" type="checkbox"/> Law Director	
	<input type="checkbox"/> City Manager		<input type="checkbox"/> Other:	
BACKGROUND (Includes description, background, and justification)				
BUDGETING AND FINANCIAL IMPACT (Includes project costs and funding sources)	Budgeted \$:	\$321,935		
	Expenditure \$:	\$321,935		
	Source of Funds:	General		
	Narrative:	Yearly Premium		
OPTIONS (Include <i>Deny Approval Option</i>)	1.	Deny – means no liability coverage for 2012		
	2.	Approve		
	3.			
	4.			
PROJECT TIMELINE	Payment to be received by MVRMA by January 23, 2012			
STAFF RECOMMENDATION	Approve. The City has a long and solid history with MVRMA. The premium is higher than in 2011 but the City also had over a million dollar claim in 2011			

	that caused property coverage to increase by over 20%. There was a decrease in the 2011 premium due partially to a credit but the 2010 premium was \$315,950, consistent with the 2012 premium.
SUPPLEMENTAL INFORMATION (List all attached documents)	None.