

REGULAR PIQUA CITY COMMISSION MEETING
TUESDAY, MARCH 17, 2015
7:30 P.M. – COMMISSION CHAMBER – 2nd FLOOR
201 WEST WATER STREET
PIQUA, OHIO 45356

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

REGULAR CITY COMMISSION MEETING

CONSENT AGENDA

1. APPROVAL OF MINUTES (Tabled 3-3-2015)
Approval of the minutes from the February 17, 2015 Regular Piqua City Commission Meeting
2. APPROVAL OF MINUTES
Approval of the minutes from the March 3, 2015 Regular Piqua City Commission Meeting
3. RES. NO. R-37-15
A Resolution of Appreciation for the Public Service of William J. Collins as a City Employee
4. RES. NO. R-38-15
A Resolution reappointing a member to the Miami Valley Regional Planning Commission
5. RES. NO. R-39-15
A Resolution reappointing an alternate member to the Miami Valley Regional Planning Commission
6. RES. NO. R-40-15
A Resolution reappointing an alternate member to the Miami Valley Regional Planning Commission
7. RES. NO. R-41-15
A Resolution reappointing a member to the Downtown District Design Review Board
8. RES. NO. R-42-15
A Resolution reappointing a member to the Energy Board
9. RES. NO. R-43-15
A Resolution reappointing a member to the Golf Advisory Board
10. RES. NO. R-44-15
A Resolution reappointing a member to the Golf Advisory Board
11. RES. NO. R-45-15
A Resolution appointing a member to the Park Board
12. RES. NO. R-46-15
A Resolution appointing a member to the Park Board

13. RES. NO. R-47-15

A Resolution appointing a member to the Stormwater Utility Board

14. RES. NO. R-48-15

A Resolution appointing a member to the Tree Committee

15. RES. NO. R-49-15

A Resolution appointing a member to the Tree Committee

16. RES. NO. R-50-15

A Resolution reappointing a member to the Planning Commission

17. RES. NO. R-51-15

A Resolution appointing a member to the Planning Commission

OLD BUSINESS

18. ORD. NO. 4-15 (2nd Reading)

An Ordinance amending Section 94.21 of the Piqua Code, relating to fees for use of Park Facilities

NEW BUSINESS

19. RES. NO. R-52-15

A Resolution authorizing the City Manager to apply for, accept and enter into a supplemental Water Pollution Control Loan Fund agreement on behalf of the City of Piqua for Planning, Design and/or Construction of Wastewater Facilities; and designating a dedicated repayment source for the loan

20. RES. NO. R-53-15

A Resolution amending the agreement with LJB, Inc. for the right-of-way acquisition services for the Gamsey Street/Commercial Street Corridor Neighborhood Connector Project

21. RES. NO. R-54-15

A Resolution authorizing a three year lease with Piqua Youth Football Association

22. RES. NO. R-55-15

A Resolution authorizing a three year lease with Piqua Youth Soccer Association (PYSA)

23. RES. NO. R-56-15

A Resolution authorizing a purchase order to Bobcat Company for the purchase of an excavator, attachments and utility vehicle

24. RES. NO. R-57-15

A Resolution to authorize the commencement of the appropriation of right-of-way on 1712 Park Avenue, Piqua, Miami County, Ohio in the Common Pleas Court of Miami County, Ohio for public purposes

25. RES. NO. R-58-15

A Resolution to authorize the commencement of the appropriation of right-of-way on 230 West High Street, Piqua, Miami County, Ohio in the Common Pleas Court of Miami County, Ohio for public purposes

26. RES. NO. R-59-15

A Resolution to authorize the commencement of the appropriation of right-of-way on 1846 Park Avenue, Piqua, Miami County, Ohio in the Common Pleas Court of Miami County, Ohio for public purposes

MONTHLY REPORTS – January 2015

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.)

CITY MANAGER'S REPORT

COMMISSIONERS COMMENT

ADJOURNMENT

AMENDED MINUTES
PIQUA CITY COMMISSION
Tuesday, February 17, 2015 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 Terry, Wilson, Vogt, and Martin. Absent: None

REGULAR CITY COMMISSION MEETING

Motion to amend the Agenda to move the Public Comments to the top of the agenda was made by Commissioner Martin, seconded by Commissioner Vogt. Roll call, Aye: Martin, Wilson, Fess, Vogt, and Terry. Nay: None.

City Manager Gary Huff read a statement in reference to the order of the public comments and how they would be addressed. Mayor Fess stated questions would not be answered at this time.

PUBLIC COMMENT

Quite a large number of citizens came forward to voice their concerns over the increased electric rates for various reasons. There were many different questions raised on how the city came up with the higher than normal electric rates, when it was stated they would only go up 2% with the rate increase. Some of the citizens stated their utility bills went up 30% to 40% in some cases and others were raised by only 10% to 15%. The general consensus was why the bills were so high, and why were some estimated and some not. Questions were raised about the meter readers not going out in cold weather to read the meters, and estimating the bills most of the time. Some resident's cited living in very small homes or apartments and having enormously high bills for no reason. One of the main concerns was the city shutting off the electric when bills are not paid by the shut off date, and not allowing citizens to make payments on large bills or going on level billing. One resident stated they had contacted Direct Energy for their electric use and was waiting to hear back from them. A resident came forward and provided a list of properties to the Mayor of residents that had their electric disconnected recently in the cold weather.

Law Director Stacy Wall stated Federal Law prohibits discussing personal business in a public forum, and that the City would not be responding to personal accounts at this time. Ms. Wall further stated there is a list being passed around and asked residents to sign their name, address, and telephone number so the city can set up appointments to respond to their questions.

Bill Jaqua, N. Sunset Dr. voiced his opinion on Economic Development in the City of Piqua and information that is on the website. City Manager Huff asked Mr. Jaqua to come and sit down with him to discuss his concerns.

Don Kuchta, Walker St, came forward and voiced his concern over Ordinance No. 3-15 over the removal of the traffic signals at Broadway and North and along College Street, leaving the long stretch on College and Broadway if the traffic signals are removed. Mr. Kuchta further stated he is the Executive Director of Meal on Wheels Program and is out driving on the streets quite often. He stated he has seen first-hand some drivers that do not know how to proceed through a 4-way stop, and some that just roll through. Mr. Kuchta stated his major concern is about children having to walk to school along College and Broadway streets, and the fact that they will have nowhere to cross if the traffic signals are removed. Another concern is the use of the bright yellow flashing light as Mr. Kuchta feels they are insufficient, due to the fact that yellow does not mean stop, just caution and slow down Mr. Kuchta also mentioned the intersection of High and Downing stating he feels it to is insufficient to remove the traffic signal for safety reasons. It is most important to consider the safety issues when reviewing Ordinance No 3-15, said Mr. Kuchta.

Joe Drapp, Park Avenue, came forward and provided additional information regarding the electric rates, further stating he is on the Piqua Energy Board, and the Energy Board Meetings are also open to the public.

Brad Boehringer, Mound Street, came forward to voice his opinion on recycling changes.

Commissioner Vogt stated citizens should check the wiring in their homes, he found his own older home had old wiring and had it replaced and his electric bills went down. There are a lot of older homes in Piqua that might benefit from having the wiring checked out.

City Manager Huff addressed some of the issues and encouraged citizens to come in and meet with the city officials to discuss their bills and get answers to their questions. There were a lot of technical questions asked and City Manager Huff stated he would be putting out a statement to try and answer all of the concerns that were presented.

Consent Agenda

Approval of Minutes

Approval of the minutes from the February 2, 2015 Regular Piqua City Commission Meeting.

Moved by Commissioner Martin, seconded by Commissioner Vogt, to approve the Consent Agenda. Voice vote, Aye: Martin, Vogt, Terry, Fess, and Wilson. Nay: None. Motion carried unanimously

OLD BUSINESS

ORD. NO. 1-15 (3rd Reading)

An Ordinance amending Chapter 50 of the Piqua Code, relating to garbage and refuse

Amy Welker, Director of Health & Sanitation provided the Staff Report.

Ordinance No. 1-1-5 cleans up the language and aligns with current practices, also adding language to prepare for the addition of the curbside recycling as a service that will be offered by the Piqua Sanitation Department. The changes do not include any additional rate adjustments or fee increases at this time, stated Ms. Welker.

Some of the amendments include adding a definition of bulk items and limiting these items to 3 per week; definition of recyclable material and the requirement of the items to be placed in a container provided by the city which will remain the property of the city, and customers will be charged for replacement of the container if misused; clarifies yard waste is to be placed in paper biodegradable bags; also adds recyclables to the list of items that are not to be tampered with once they are placed out for pickup by customers.

Commissioners asked if the information has been provided to the residents. Ms. Welker stated flyers are going out in the utility bills to inform residents that the new recycling will begin the first of May.

PUBLIC COMMENT

Joe Francis, W. Parkway Drive came forward and stated he does not understand why the city charges citizens to recycle, and feels the city should be paying people to recycle.

City Manager Huff explained that the fees have went up for recycling, and by the City providing their own recycling they can try and avoid any rate increases in the future.

Mr. Francis also commented on the utility bill issue, stating he feels people are intimidated by having to coming up to speak when they know it is being televised, and further stating he is glad to see the city trying to work with residents on the situation.

Mayor Fess stated the city is going to find a way to reach out to the citizens, we are doing the best we can and will find out what is going on.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that Ordinance No. 1-15 be adopted. Roll call, Aye: Vogt, Martin, Wilson, Terry, and Fess. Nay: None. Motion carried unanimously. Mayor Fess then declared Ordinance 1-15 adopted.

ORD. NO. 3-15 (2n READING)

An Ordinance amending Section 77.01 – Traffic Schedules Adopted, Schedule IV and Schedule VII of the Piqua Code, relating to four-way stop intersections and traffic control devices

City Engineer, Amy Havenar provided the Staff Report.

In May of 2012, the City was notified of our award of a Safe Routes to School (SRTS) grant for the construction of infrastructure projects around the Piqua Junior High School site, Washington Intermediate School site, and the Wilder Intermediate School site. As a part of these construction improvements, there will be modifications to the traffic control devices within the project limits. The following areas will be modified:

- Park Avenue & Westview Drive – Convert from 2-way stop to a 4-way stop.
- Park Avenue & Parkway Drive – Convert from 2-way stop to a 4-way stop.
- College Street & Ash Street – Remove existing traffic signal and make a 2-way stop with Ash Street being the stop street.
- College Street & Greene Street – Remove existing traffic signal and make a 2-way stop with Greene Street being the stop street.
- College Street & North Street – Remove existing traffic signal and make a 2-way stop with North Street being the stop street.
- Broadway & North Street – Remove existing traffic signal and make a 2-way stop with North Street being the stop street.
- Downing Street and W. High Street – Remove the existing traffic signal and make a 4-way stop.
- Downing Street and Ash Street – Remove existing traffic signal and make a 4-way stop.

All of these intersections were evaluated as a part of the Intersection Improvements Study and as a part of the Safe Routes to School design. While the Safe Routes to School Project is not scheduled to be constructed until this summer, we are bringing this ordinance before Commission at this time due to the lengthy timeframe that it takes to remove a signal.

Commissioners raised several questions concerning the removal of the Traffic Signal at Broadway and North Streets due to the close proximity of the Piqua Catholic North Street School Campus. Commissioners stated they would like to see a 4-way stop at Broadway and North St.

City Engineer, Amy Havenar provided a short video showing how the rectangular rapid flashing beacons would work, stating they are very attention grabbing. Ms. Havenar further stated there is an Educational program that will be provided to the schools to educate the students on the proper way of crossing the street with the stop signs and flashing lights.

Commissioner Vogt voiced his opinion on the Safe Routes to School program, further stating he will vote no on any legislation that takes the traffic signal out at Broadway and North.

Commissioner Wilson stated he has received a lot of calls regarding the removal of the traffic signal at Broadway and North Streets and is not sure a 2-way stop is the best idea, and also stated he received concerns about the removal of all the traffic signals on College Street.

Commissioner Martin made a motion to amend Ordinance 3-15, and it was seconded by Commissioner Vogt to remove Broadway and North Street from the Ordinance at this time. No vote was taken at this time.

City Manager Huff stated minor changes can possibly be made to the Ordinance.

Commissioner Terry stated she still would like to see a 4-way stop on College and Greene Streets, and asked if the Safe Routes to School Program would be affected if the City did not follow the guidelines they had set in place at Broadway & North Streets

Commissioners voiced their concerns about the removal of the traffic signal at Broadway and North Streets with Piqua Catholic North Street Campus located so close to the corner. Also there is further concern about having 2-way stops on College street versus 4-way stops at several of the intersections, do not like the fact of a two way stop at the corner of Downing and High with the number of children and pedestrians that cross there by the YMCA, and discussing curb extensions.

There was discussion about amending the Ordinance to remove several of the intersections from the Ordinance at this time. City Manager Huff stated they would look at the Ordinance and take in to consideration of the amendments the Commissioners would like to see, and provide further information before the next Commission Meeting.

The motion made by Commissioner Martin, and seconded by Commissioner Vogt to remove Broadway and North from Ordinance 3-15 was withdrawn at this time.

Mayor Fess stated this is the second reading and we will try and get answers to some of the questions and see if changes can be made before the next reading.

Commissioner Wilson expressed concern over the turn lanes at Downing and High Streets on the south side, and possibly removing them to allow parking so they are not used as turn lanes, and asked that they also look into removing the turn lanes.

PUBLIC COMMENT

No one came forward to speak for or against Ordinance No. 3-15.

Ordinance No. 3-15 was given a Second Reading.

RES. NO. R-24-15

A Resolution authorizing a purchase order to Supreme Irrigation Inc. for the purchase and installation of a new irrigation control system for Echo Hills Golf Course

Cynthia Holtzapple, Finance Director/Assistant City Manager provided the Staff Report.

The old equipment dates as far back as 1988 and can no longer find parts to maintain it. Five companies submitted a total of eight bids. Mr. Kirt Huemmer thoroughly reviewed the specifications and bids and recommended the Toro Lynx CE with VP Satellite System from Supreme Irrigation Inc. The Toro system is the top of the line and we can keep our spare parts from the current system to use for repairs if needed in the future, stated Ms. Holtzapple. The work will include the purchase and installation of the control system only, no new pipeline will be going in at this time. Basically, we are upgrading the communication system between the central control site to the field satellites, also included is an additional year of warranty.

Commissioner Martin asked how long the original warranty is for that comes with the system?

Ms. Holtzapple stated one year only, thus the reason for the additional warranty..

Commissioner Terry stated the City needs to maintain the golf course and we need to have a

working irrigation system.

Public Comment

No one came forward to speak for or against Resolution R-24-15.

Moved by Commissioner Terry, seconded by Commissioner Vogt, that Resolution No. R-24-15 be adopted. Roll call, Aye: Fess, Wilson, Vogt, Terry, and Martin. Nay: None .Motion carried unanimously. Mayor Fess then declared Resolution No. R-24-15 adopted.

RES. NO. R-25-15

A Resolution authorizing a purchase order with A-1 Reliable Services for the removal of dead Ash trees and stumps at the Echo Hills Golf Course

Cynthia Holtzapple, Finance Director /Assistant City Manager provided the Staff Report. Over the last few years, Bob Graeser and Kirt Huemmer has been monitoring the emerald ash bore activity to the golf course trees. There are approximately 45 dead ash trees and numerous stump that have deteriorated and are hazardous for the golf course. In the past the city has worked with JVS students to remove trees as needed, but they do not have the capability or expertise to take down this many large trees in a short period of time. The best time to do this work is while the ground is frozen. It is safer to have this work done before the course is opened to the public for the upcoming season, as there is the potential of these trees falling at any time if we had a strong wind storm that typically happens in the Spring. We are asking that Resolution No. R-25-15 be approved as the timeline is that they would start immediately and it would take approximately 2-3 three weeks to complete. We will continue to monitor the other trees and remove them at a later time as needed, stated Ms. Holtzapple.

Law Director Stacy Wall stated with the intent for work to start immediately, Resolution R-25-15 will need to be amended under Section 3, as it states the resolution will not take effect for ten days after publication, and this needs to be written and passed as an emergency. The reason for the emergency is the ground is frozen and the trees need to be removed now, the golf course has to be prepared now before golf season opens, so with the emergency written the contractor can get in there tomorrow to begin removing the trees, stated Ms. Wall.

Moved by Commissioner Vogt, seconded by Commissioner Martin to amend Resolution No. R-25-15 under Section 3, as stated by Ms. Wall. Roll call, Aye: Fess, Terry, Wilson, Martin, and Vogt. Nay, None. Motion carried unanimously.

Public Comment

Greg Neves, W Greene Street came forward and asked what will be done with the lumber after taking the trees down.

Kirt Huemmer, Golf Course Supervisor stated the company taking the trees down has already contracted to have the trees mulched.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that Resolution No. R-25-15 be adopted, as amended. Roll call, Aye: Wilson, Terry ,Martin, and Fess. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No R-25-15 adopted, as amended.

RES. NO. R- 26-15

A Resolution authorizing the Law Director to petition the Board of County Commissioner, Miami County, Ohio for a change in the boundary lines of Washington Township

Law Director Stacy Wall provided the Staff Report.

This is the last step in the process of the annexation of the property for the Water Treatment Plant. This came before the Commission in December to detach and re-annex the property into the City of Piqua. The Miami County Commissioners have approved the annexation and this step allows the Law Director to take the paperwork to the County Engineers Office to have the maps redrawn showing the boundaries of the property being removed from the township and being placed into the City, and also allows for proper taxing of the property with the new boundary.

Public Comment

No one came forward to speak for or against Resolution No. R-26-15

Moved by Commissioner Vogt, seconded by Commissioner Martin, that Resolution No. R-26-5 be adopted. Roll call, Aye: Vogt, Wilson, Terry, Martin, and Fess. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-26-15 adopted.

RES. NO. R-27-15

A Resolution authorizing a purchase order to Best Equipment Co. for the purchase of a Refuse Packer Truck

Amy Welker, Health & Sanitation Director provided the Staff Report.

This truck will be an addition to the fleet of vehicles the Sanitation Department is currently using, and will allow us to move forward with the in-house recycling program to begin May 1, 2015. Two items were considered when selecting the bid, one was price, and the second was the delivery time. This truck had the shortest delivery date being 30-45 days. This was budgeted in the 2015 budget and we will be using reserve funds, stated Ms. Welker.

Public Comment

No one came forward to speak for or against Resolution R.27-15.

Moved by Commissioner Wilson, seconded by Commissioner Terry, that Resolution No. R-27-15 be adopted. Roll call, Aye: Martin, Vogt, Wilson, Terry, and Fess. Nay, None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-27-15 adopted.

RES. NO. R-28-15

A Resolution to award a contract to CDM Smith for the construction administration of the Off-Site Pipeline Project as part of the new Water Treatment Plant

Don Friesthler, Water Plant Superintendent provided the Staff Report.

In November 2012, CDM Smith was contracted by the City of Piqua to engineer and design the off-site pipeline project for the design of the new Water Treatment Plant. In September 2014, the plans for the new plant and pipeline project were finalized by the Ohio EPA. In October 2014, bids were opened for the construction of the off-site pipeline project and now this resolution to award the contract to J&J Schlaegel, Inc. is before the Commission for approval. In November of 2014, a resolution was passed authorizing the intent to award the contract to CDM Smith for loan purposes. This resolution will allow CDM Smith to oversee all aspects of the construction of the pipeline project and ensure that it follows the plans as designed, stated Mr. Friesthler.

Moved by Commissioner Martin, seconded by Commissioner Vogt, that Resolution No. R-28-15 be adopted. Roll call, Aye: Fess, Martin, Vogt, Wilson, and Terry. Nay None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-28-15 adopted.

RES. NO. R-29-15

A Resolution awarding a contract to J & J Schlaegel, Inc. for the Off- Site Pipeline Project as part of the new Water Treatment Plant

Don Friesthler, Water Plant Superintendent provided the Staff Report.

The off-site pipeline portion of the new Water Treatment Plan Project will allow for the construction of new water lines, finished water lines, and a new sludge line along SR 66. This project is needed to tie pipeline for the new Water Treatment Plant into our existing system, stated Mr. Friesthler. Bids were received and J & J Schlaegel was the low bidder. In November 2014, Resolution No. R-119-14 was passed authorizing the intent to award the contract to J & J Schlaegel for loan purposes.

Commissioner Terry asked if Mr. Friesthler would explain the reason for the off-site pipeline. Mr. Friesthler explained the need for the off-site pipeline.

Public Comment

No one came forward to speak for or against Resolution No. R-29-15.

Moved by Commissioner Vogt, seconded by Commissioner Terry, that Resolution No. R-29-15 be adopted. Roll call, Aye: Terry, Fess, Martin, Vogt, and Wilson. Nay, None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-29-15 adopted.

RES. NO. R-30-15

A Resolution requesting authorization to enter into an agreement with Bowser-Morner, Inc. for the testing and observation services for the Off-Site Pipeline project as a part of the new Water Treatment Plant

Amy Havenar, City Engineer provided the Staff Report.

This resolution would allow the City to hire Bowser-Morner, Inc. for the necessary testing and observation services for the construction of the new raw water line, finished water lines and the new sludge line to and from the new water treatment plant, stated Ms. Havenar.

Public Comment

Bill Jaqua, N. Sunset Drive came forward and voiced his concern over the cost of the project and the debt the city has now.

City Manager Huff answered Mr. Jaqua's questions.

Moved by Commissioner Martin, seconded by Commissioner Terry, that Resolution No. R-30-15 be adopted. Roll call, Aye: Vogt, Wilson, Terry, Fess, and Martin. Nay, None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-30-15 adopted.

Monthly Reports

Monthly Reports were accepted.

City Manager's Report

City Manager Huff stated he provided his report at the beginning of the meeting and had nothing further at this time.

Commissioners Comments

Commissioner Vogt stated Friends of the Piqua Parks are still in need of donations for the Pitsenbarger Statue, and can be sent to Friends of the Piqua Parks, P. O. Box 270, Piqua, Ohio 45356.

Commissioner Terry stated she was happy to see all people in the audience, but unhappy they are unhappy. It is good to know that people are interested in what happens in the City and residents can receive information in many ways including the Spirit Newsletter, website, Channel 5, Piqua Alert, and in the Piqua Daily Call, and would like to see more interest in the future.

Mayor Fess encouraged residents to come to the meetings and voice their thoughts and concerns, and can also contact the City Commissioners to voice their opinions.

Commissioner Wilson also stated he was glad to see the residents attending the meeting, and to contact any of the Commissioners to voice their opinions not just on Facebook. Also in regards to the 2% rate increase causing hundreds of dollars of increase, it does not make sense. We will get to the bottom of this. Please take the time to make an appointment to come in and work on a solution, stated Commissioner Wilson.

Mayor Fess encouraged residents to contact City Offices to make an appointment to come in and go over their utility bills so the City can get to the bottom of the situation.

Moved by Commissioner Vogt, seconded by Commissioner Martin, to adjourn from the Regular Commission Meeting at 9:50 P.M. Voice vote, Aye: Martin, Wilson, Terry, and Vogt. Nay: None.

Tabled 3-3-2015

LUCINDA L. FESS, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION

**MINUTES
PIQUA CITY COMMISSION
Tuesday, March 3, 2015 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 Terry, Wilson, Vogt, and Martin. Absent: None

REGULAR CITY COMMISSION MEETING

EXECUTIVE SESSION

Move to Executive Session to consider the purchase or sale of property for public purposes

Moved by Commissioner Vogt, seconded by Commissioner Martin, to move into Executive Session at 7:31 P.M. to consider the purchase or sale of property for public purposes. Roll call, Aye: Wilson, Vogt, Martin, Terry, and Fess. Nay: None. Motion carried unanimously.

Moved by Commissioner Wilson, seconded by Commissioner Terry, to adjourn from Executive Session and convene as the Regular City Commission Meeting at 7:46 P.M.

Consent Agenda

Approval of Minutes

Don Kuchta came forward stating the comments he made on Ordinance No. 3-15 were not included in the Minutes of the February 17th Piqua City Commission Meeting, and he would like to have them included for the record.

Approval of the minutes from the February 12, 2015 Piqua City Commission Work Session only, as the Regular City Commission Meeting Minutes of February 17, 2015 were tabled at this time.

Moved by Commissioner Martin, seconded by Commissioner Wilson, to approve the Piqua City Commission Work Session Minutes. Voice vote, Aye: Martin, Vogt, Terry, Fess, and Wilson. Nay: None. Motion carried unanimously

Moved by Commissioner Martin, seconded by Commissioner Wilson to table the February 17, 2015 Regular City Commission Meeting Minutes at this time. Voice vote, Aye: Martin, Wilson, Terry, Fess, and Vogt. Nay: None. Motion carried unanimously.

OLD BUSINESS

ORD. NO. 3-15 (2nd READING)

An Ordinance amending Section 77.01 – Traffic Schedules Adopted, Schedule IV and Schedule VII of the Piqua Code, relating to four-way stop intersections and traffic control devices

City Engineer, Amy Havenar provided the Staff Report.

In May of 2012, the City was notified of our award of a Safe Routes to School (SRTS) grant for the construction of infrastructure projects around the Piqua Junior High School site, Washington Intermediate School site, and the Wilder Intermediate School site. As a part of these construction improvements, there will be modifications to the traffic control devices within the project limits. The following areas will be modified:

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- Downing Street and W. High Street – Remove the existing traffic signal and make a 4-way stop.
- Downing Street and Ash Street – Remove existing traffic signal and make a 4-way stop.

City Manager Huff provided a brief overview of the changes and how they were designated. Because the Commission was so concerned about keeping the traffic signal at Broadway and North streets, it can be taken out of the design at this time without causing any problems, stated City Manager Huff.

There was discussion about amending the Ordinance No. 3-15 to remove the traffic signal at the intersection of Broadway and North from Ordinance No. 3-15 at this time.

PUBLIC COMMENT

Don Kuchta, Walker Street came forward stating he would also like to see the traffic signal at the intersection of Downing and High Street not be taken out at this time. Mr. Kuchta is still concerned about the long stretch on College Street if the traffic signals are taken out because of pedestrian traffic. Mr. Kuchta stated he is concerned too about the rapid flashing lights, and the safety of the pedestrians crossing at the signal as yellow does not mean stop.

Ron Cooper, W. High Street, came forward and voiced his opinion on removing the traffic signal at Broadway and North, stating he feels there should be a traffic signal or stop sign somewhere on College Street, and would also like to see the traffic signal stay at Downing and High Streets.

Joe Francis, W. Parkway Drive, came forward and expressed his opinion stating that not once has ever seen a citizen's opinion change the opinion of the City Commission, but as soon as two Commissioners want the traffic signal to stay it stays. Mayor Fess stated she too would like the traffic signal to stay, and that is more than two Commissioners.

Linda Henry, Boone Street came forward stating she has a child that attends Piqua Catholic School and does not like the idea of removing the traffic signals on College Street as her children have to cross College Street to get to school.

Jim McMaken, Miami County YMCA, he would still like to have a four-way stop at the intersection of High and Downing, and to also consider installing bump-outs at the intersection of High and Downing Streets to slow down traffic in the area..

Nick Alexander, Roosevelt, came forward and expressed his opinion about the Bike Path lane along Greene Street by French Oil, and asked that the city look at the section of pedestrian crossing there also. City Manager Huff stated they would look into it.

Mayor Fess stated when the changes go into effect there will be a period of time the city will be able to make certain changes if necessary, and after ODOT has completed the project and it comes back to the Commission, the Commission can recommend changes, and if a 4-way stop is warranted it can be added in the future.

Commissioner Vogt stated he understands the concerns of the citizens, who spoke, but the State has completed the traffic study, and this is a workable solution.

Mayor Fess stated this is not set in stone if it is passed, but the City will continue to review this and if it is not working changes can be made.

Commissioner Terry commented while in she was in Florida she saw an accident where the flashing signals were being used for pedestrian crossing, and is concerned about children using them. Commissioner Terry stated the 4-way stop at College and High Street is working well, and if any problem occurs on College Street at Greene Street we can add a stop in the future, and is also concerned if bump-outs are being considered on College Street.

Mayor Fess stated all of the Commissioners are in agreement that this is something that should be followed up to make sure the corners are safe..

Commissioner Vogt stated he would like to see the turn lanes taken out at the corner of High and Downing Streets, as there could be two more parking spaces utilized instead.

Mayor Fess stated the 4-way stop at High and College is working well.

Commissioner Terry stated the corner by the Post Office use to have a traffic signal, and it now has a 4-way stop with traffic moving smoother now, as they are stopping and looking all ways.

Ms. Huffman, Fisher Drive came forward and asked if the study that was completed counted kids using the intersection?

Amy Havenar, City Engineer, explained how the study was completed.

Moved by Commissioner Vogt, seconded by Commissioner Wilson, to amend Ordinance No. 3-15, Section 1, Schedule VII, Traffic Control Devices, to remove Broadway & North Street from the Ordinance at this time. Roll call, Aye: Wilson, Martin, Vogt, Terry, and Fess. Nay; None.

Moved by Commissioner Martin, seconded by Commissioner Wilson to adopt Ordinance No. 3-15, as amended. Roll call, Aye: Martin, Fess, Wilson, and Terry. Nay: Vogt. Ordinance No. 3-15 was adopted, as amended on a 4-1 vote.

ORD. No. 4-15

An Ordinance amending Section 94.21 of the Piqua Code, relating to fees for use of Park Facilities

Brian Brookhart, Assistant Public Works Director, provided the Staff Report.

At the most recent Park Board Meeting the Park Board members unanimously approved raising the Fees relating to the use of Park Facilities. The last time the fees for Park Facilities were raised was in 2009, stated Mr. Brookhart. The increase in Fees will help offset the operating cost and maintenance on the buildings. The proposed increases provides a discounted rate to those who live within the Piqua corporation limits.

Commissioners raised several questions concerning the increase in the fees and asked what percentage the discount is to Piqua residents, the lease/ rent charged for the house in Hollow Park. Commissioner Vogt stated he felt the rent on the house at Hollow Park was to low, and asked if they would look into raising the rent. Law Director Stacy Wall stated they would have to look at the lease before making any changes. Mayor Fess asked if a City employee still lived in the house at Hollow Park. Mr. Brookhart stated yes, one of the Parks employees lives in the house, but is responsible for opening and closing the gates to Hollow Park in the morning and evenings, and reporting any incidents that occur in the Park.

Mayor Fess stated this is the first reading of Ordinance No. 4-15 and they will look into the questions raised by Commissioners.

Ordinance No. 4-15 was given a first reading.

RES. NO. R-31-15

An Emergency Resolution authorizing a purchase order to Valley Asphalt Corp. for the purchase of road salt for the Street Department

Doug Harter, Public Works Director provided the Staff Report.

This year the city has been extremely conservative with the road salt usage, and used the salt brine and calcium chloride application. These alternative chemicals are available at a less expensive price and are fairly easy to manage and control. At this time the city is in desperate need to purchase more road salt. We have use the SWOP-4G contract and now they are not able to supply the city with any additional salt at this time. They referred the city to Valley Asphalt Corp. as an alternative supplier. Valley Asphalt Corp charged the city \$150/ton to deliver salt to the city facility in February and would like to request permission to purchase an additional 500 tons of salt for future weather events, stated Mr. Harter.

Commissioners asked several questions regarding the price of salt and where it was coming from.

Public Comment

No one came forward to speak for or against Resolution No. R-31-15.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that Resolution No. R-31-15 be adopted. Roll call, Aye: Fess, Wilson, Vogt, Terry, and Martin. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-31-15 adopted.

RES. NO. R-32-15

A Resolution authorizing a purchase order to Lebanon Ford for the purchase of three Ford Police Interceptor Utility vehicles

Tom Steiner, Deputy Chief of Police provided the Staff Report.

In 2013 the Police Department started a strategic fleet replacement plan by purchasing two police utility vehicles to replace two Ford Expeditions used by supervisors. We were very pleased with the performance and functionality of the vehicles and decided to use them for routine patrol duties. Three additional units were purchased in 2014, and the additional of three more units in 2015 will continue the planned replacement. Bids were experimented with in 2013 to see if the city could do any better than the State Contract, but did not receive any bid requests at that time.

Previously the Police Department purchased Ford Crown Victoria Police Interceptor (CVPI) as marked cruiser prior to the model being discontinued in 2011. Previously all of the barriers, light bars and other safety equipment, and lighting were able to be transferred from the old vehicle to the new vehicle, but not now. Much of the older equipment will not fit on the new model vehicles and is outdated or unreliable, stated Deputy Chief Steiner.

The total life expectancy of the vehicles in the current fleet plan is five years. Up fitting new vehicles with new light bars, siren controllers, and partitions limits the amount of time the vehicles and related equipment are out of warranty decreasing maintenance costs.

No one came forward to speak for or against Resolution No. R-32-15.

Moved by Commissioner Wilson, seconded by Commissioner Martin, that Resolution No. R-32-15 be adopted. Roll call, Aye: Wilson, Terry, Martin, Vogt, and Fess. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No R-32-15 adopted.

RES. NO. R-33-15

A Resolution authorizing a purchase order to KE Rose Company for purchase and installation of specialized equipment in Police vehicles

Tom Steiner, Deputy Chief of Police provided the Staff Report.

When the Police Department was able to being a new vehicle replacement program in 2013, quotes were received on the purchase and installation of new equipment for the cruisers. KE Rose was selected as the vendor to purchase and install the equipment, as well as removing the old equipment. The Police department has been very satisfied with the workmanship and Service provided by KE Rose., stated Deputy Chief Steiner.

The Police Department intends to continue to use KE Rose to purchase and install specialized aftermarket equipment. By using the same vendor it allows for standardization and consistency of equipment which may need to be used by multiple employees in emergency situations.

Commissioner Martin inquired as to why formal bids were not sent out, and voiced his concern over formal bids not being sent out. Deputy Chief Steiner explained the reason for not sending out formal bids. Commissioners asked several other questions that were answered by Deputy Chief Steiner.

Public Comment

No one came forward to speak for or against Resolution No. R-33-15

Commissioner Martin made a motion to table Resolution No. R-33-15 until formal bids could be sent out, Commissioner Vogt seconded the motion to table Resolution No. R-33-15. Roll call, Aye: Vogt, Martin, Terry, Wilson, and Fess. Nay, None.

Mayor Fess then declared Resolution No. R-33-15 tabled at this time.

RES. NO. R-34-15

A Resolution requesting authorization to purchase property located at 534-536 W. Water Street

RES. NO. R-35-15

A Resolution requesting authorization to purchase property located at 628-630 W. Water Street

RES. NO. R-36-15

A Resolution requesting authorization to purchase property located at 403-405 South Street

Chris Schmiesing, City Planner provided the Staff Report for Resolutions R-34-15, R-35-15, and R-36-15.

The subject REO properties (lender real estate owned after an unsuccessful sale at a foreclosure auction) are now owned by United National Bank who desires to donate the properties to the City of Piqua Land Reutilization Program. Receipt of these properties will result in the rehabilitation or demolition of the existing improvements and the elimination of any substandard housing conditions found at these locations, stated Mr. Schmiesing.

By the City accepting the donation it will cause the City to incur a couple hundred dollars in recording fees incidental to the transfer of the property deed.

City Manager Huff provided a brief overview of the future of the properties.

Commissioner Terry stated it is not good to let properties get into such a state of disrepair, further

stating the city needs to have stronger ordinances and property maintenance codes.

Mayor Fess stated it was generous of Unity National Bank to offer these properties to the City of Piqua, and hopes other lending institutions will do the same in the future.

Public Comment

Brad Boehringer, Mound Street, voiced his opinion about changing the ordinances to include the banks when property is owned by them and in disrepair. Mr. Boehringer also stated the City HELP program should be able to help rehab some of the houses in disrepair.

City Manager Huff provided a brief overview of the some of the other programs that can help citizens including the CDBG program. The Development Department and the New Program Director are working hard to get things in place for homeowners.

Mayor Fess stated the banks did not let the properties get in such bad shape, they ended up with them when the property owners did not take care of them.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that Resolution No. R-34-15, be adopted. Roll call, Aye: Martin, Vogt, Wilson, Terry, and Fess. Nay, None. Motion carried unanimously. Mayor Fess then declared Resolutions No. R-34-15 adopted.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that Resolution No. R-35-15, be adopted. Roll call, Aye: Fess, Martin, Vogt, Wilson, and Terry. Nay, None. Motion carried unanimously. Mayor Fess then declared Resolutions No. R-35-15 adopted.

Moved by Commissioner Wilson, seconded by Commissioner Terry, that Resolution No. R-36-15, be adopted. Roll call, Aye: Terry, Fess, Martin, Vogt, and Wilson. Nay, None. Motion carried unanimously. Mayor Fess then declared Resolutions No. R-36-15 adopted.

Public Comment

No one came forward to speak at this time.

City Manager's Report

City Manager Huff reminded Commissioners to turn in their ballots for the Boards and Committees.

There are still several more Board openings if anyone is interested to contact the City Manager's Office for more information.

City Manager Huff commented on the number of citizen complaints received on the utility rates, and provided a brief summary of the causes and findings. City Manager Huff stated there are booklets available in the Utility Office Lobby with tips that will help citizens to keep their utility costs down. City Manager Huff further stated the City of Piqua is willing to work with citizens they just have to call or come in and sit down with staff.

Commissioners Comments

Commissioner Wilson announce the Kiwanis Pancake Days will take place on Saturday March 14, 2015 from 7:00 A.M. until 2:00 P.M. at the Upper Valley Career Center, and encouraged citizens to come out and support the Kiwanis.

Commissioner Terry stated the city will monitor the Safe Routes to School Program and the changes, and if problems occur changes can be made if necessary.

Commissioner Vogt stated he made the motion to amend Ordinance No. 3-15 and then voted no, further stating he did not believe it was a good ordinance at this time.

Commissioner Vogt publically apologized to Bill Jaqua for the statements he made to him at the previous Commission Meeting.

Commissioner Vogt also stated he was upset about the way citizens were complaining to him about the streets and the lack of snow removal by the city.

Mayor Fess stated tickets for Dancing with the Piqua Stars will go on sale at Hallmark on Saturday March 7, 2015. Dancing with the Piqua Stars will take place April 11 and the City Law Director Stacy Wall, and Assistant City Manager/Economic Development Director Justin Sommer will be two of the celebrity participants this year. Mayor Fess encouraged citizens to come out and support the Piqua Arts Council's Dancing with the Piqua Stars.

Mayor Fees also reminded citizens to support the Piqua Kiwanis Club Pancake Days on March 14, 2015, at the Upper Valley Career Center, and provided a brief background on the Kiwanis Club.

Moved by Commissioner Vogt, seconded by Commissioner Martin, to adjourn from the Regular Commission Meeting at 9:00 P.M. Voice vote, Aye: Martin, Wilson, Terry, and Vogt. Nay: None.

LUCINDA L. FESS, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION

RESOLUTION NO. R-37-15

**A RESOLUTION OF APPRECIATION FOR THE
PUBLIC SERVICE OF WILLIAM J. COLLINS
AS A CITY EMPLOYEE**

WHEREAS, William J. Collins has retired as Police Lieutenant with the Police Department; and

WHEREAS, his retirement follows 25 years of faithful and dedicated service to the City and its citizens;

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

SEC. 1: In recognition and appreciation of the public service of William J. Collins as Police Lieutenant with the Police Department, this Commission tenders its unanimous and respectful tribute by this Resolution, which shall be a matter of public and permanent record.

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

RESOLUTION NO. R-38-15

**A RESOLUTION REAPPOINTING A MEMBER TO THE
MIAMI VALLEY REGIONAL PLANNING COMMISSION**

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: William Vogt is hereby reappointed as a member to the Miami Valley Regional Planning Commission for a one-year term to expire March 1, 2016 or until his 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

RESOLUTION NO. R-39-15

**A RESOLUTION REAPPOINTING AN ALTERNATE MEMBER TO
THE MIAMI VALLEY REGIONAL PLANNING COMMISSION**

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: Justin Sommer is hereby reappointed as an alternate member to the Miami Valley Regional Planning Commission for a one-year term to expire March 1, 2016 or until his 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

RESOLUTION NO. R-40-15

**A RESOLUTION REAPPOINTING AN ALTERNATE MEMBER TO
THE MIAMI VALLEY REGIONAL PLANNING COMMISSION**

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: Christopher Schmiesing is hereby reappointed as an alternate member to the Miami Valley Regional Planning Commission for a one-year term to expire March 1, 2016 or until his 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

RESOLUTION NO. R-41-15

**A RESOLUTION REAPPOINTING A MEMBER
TO THE DOWNTOWN DISTRICT DESIGN REVIEW BOARD**

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: James C. Oda is hereby reappointed as a member of the Downtown District Design Review Board for a term of three (3) years to expire on March 1, 2018 or until his 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

RESOLUTION NO. R-42-15

**A RESOLUTION REAPPOINTING A MEMBER TO THE
ENERGY BOARD**

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: Sharon L. Lyons is hereby reappointed as a member of the Energy Board for a term to expire on February 28, 2020 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

RESOLUTION NO. R-43-15

**A RESOLUTION REAPPOINTING A MEMBER TO THE
GOLF ADVISORY BOARD**

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: Gene Hill is hereby reappointed as a member of the Golf Advisory Board for a four-year term to expire on March 1, 2019 or until his 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

RESOLUTION NO. R-44-15

**A RESOLUTION REAPPOINTING A MEMBER TO THE
GOLF ADVISORY BOARD**

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: Scott Rasor is hereby reappointed as a member of the Golf Advisory Board for a four-year term to expire on March 1, 2019 or until his 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

RESOLUTION NO. R-45-15

**A RESOLUTION APPOINTING A MEMBER
TO THE PARK BOARD**

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: Robert Asbury is hereby appointed as a member of the Park Board for a term to expire on March 1, 2020 or until his 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

RESOLUTION NO. R-46-15

**A RESOLUTION APPOINTING A MEMBER
TO THE PARK BOARD**

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: Jesse Dotson is hereby appointed as a member of the Park Board for a term to expire on March 1, 2020 or until his 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

RESOLUTION NO. R-47-15

**A RESOLUTION APPOINTING A MEMBER TO THE
STORMWATER UTILITY BOARD**

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: Steve Stiefel is hereby appointed as a member of the Stormwater Utility Board Committee for a 1-year term to expire on August 1, 2016 or until his 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

RESOLUTION NO. R-48-15

**A RESOLUTION APPOINTING A MEMBER TO THE
TREE COMMITTEE**

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: Robert Asbury is hereby appointed as a member of the Tree Committee for a four-year term to expire on March 1, 2019 or until his 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

RESOLUTION NO. R-49-15

**A RESOLUTION APPOINTING A MEMBER TO THE
TREE COMMITTEE**

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: James Vetter is hereby appointed as a member of the Tree Committee for a four-year term to expire on March 1, 2019 or until his 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

RESOLUTION NO. R-50-15

**A RESOLUTION REAPPOINTING A MEMBER TO THE
PLANNING COMMISSION**

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: James Oda is hereby reappointed as a member of the Planning Commission for a five-year term to expire on March 1, 2020 or until his 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

RESOLUTION NO. R-51-15

**A RESOLUTION APPOINTING A MEMBER TO THE
PLANNING COMMISSION**

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: Stuart Shear is hereby appointed as a member of the Planning Commission for a five-year term to expire on March 1, 2020 or until his 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

ORDINANCE NO. 4-15

**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.

1st Reading 3-3-2015

LUCINDA L. FESS, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION



Commission Agenda Staff Report

MEETING DATE	March 3, 2015 March 17, 2015			
REPORT TITLE (Should match resolution/ordinance title)	An ordinance amending Section 94.21 of the Piqua Code, Relating to fees for use of Park Facilities			
SUBMITTED BY	Name & Title: Brian Brookhart Assistant Public Works Director			
	Department: Public Works			
AGENDA CLASSIFICATION	<input type="checkbox"/> Consent	<input type="checkbox"/> Ordinance	<input type="checkbox"/> Resolution	<input type="checkbox"/> Regular
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 type="checkbox"/> Other:	
BACKGROUND (Includes description, background, and justification)	In the February Park Board meeting, board members unanimously approved raising the Fees relating to use of Park Facilities. The last time Fees for the Park Facilities were raised was 2009. The increase in Fees will help offset the operating cost and maintenance on the buildings. Attached you will find Exhibit B shows the current Rental Fees and Exhibit C shows the proposed Rental Fees. City Residents will receive a discounted rate.			
BUDGETING AND FINANCIAL IMPACT (Includes project costs and funding sources)	Budgeted \$:			
	Expenditure \$:			
	Source of Funds:			
	Narrative:			
OPTIONS (Include Deny /Approval Option)	1.	Approve the Ordinance to amend Section 94.21 for a fee increase for Park Rental Facilities		
	2.	Do not approve the ordinance and keep the current fees for Park Rental Facilities		
	3.			
	4.			
PROJECT TIMELINE	The new Rental Fees will apply after commission has approved the ordinance.			
STAFF RECOMMENDATION	Approve the ordinance to allow for an increase in the Park Facility Fees			
ATTACHMENTS				



Public Works Office

Brian Brookhart
859 S. Main Street, Piqua, Ohio 45356
(937) 778-2095 - FAX (937) 778-2092
E-Mail: bbrookhart@piquaoh.org

February 13, 2015

Memorandum

To: Gary Huff, 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 you will see the current rental fees and proposed changes. The proposed increases provide a discounted rate 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 let me know if I can provide any additional information pertaining to this matter.

Respectfully submitted,

Brian Brookhart

Assistant Public Works Director



Exhibit "A"

§ 94.21 FEES FOR USE OF PARK FACILITIES

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

(A) *Mote Park.*

(1) Use of the Community Center: ~~\$75~~ **\$100** per day for Monday-Thursday, and ~~\$110.00~~ **\$150.00** Friday-Sunday and holidays.

~~(2) Use of Piqua Players: \$600 annually.~~

~~(3) Use of softball fields for softball tournaments: \$150.00 for full day; \$75.00 for evenings.~~

(4) The above charges may be waived or reduced by the ~~City Manager~~ Public Works Director or 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: ~~\$75.00~~ **\$100.00** per day for Monday-Thursday, and ~~\$100.00~~ **\$125.00** for Friday-Sunday and holidays.

(2) Use of Fountain Park Pavilion: ~~\$75.00~~ **\$100.00** per day for Monday-Thursday, and ~~\$120.00~~ **\$150.00** Friday-Sunday and holidays.

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

(D) *The Hollow Park.*

(1) House rent: \$350.00 per month effective January 1, 2009 (payable in monthly installments) per lease agreement.

('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)

Exhibit "B"

City OF Piqua

2014 Park Reservation Fee Sheet

Fountain Park Dining Hall – Enclosed Hall with stove, refrigerator, serving area, electricity and restrooms. Available May through October. Seats 125 persons.

<u>City Resident Fee</u>	<u>Non-City Resident Fee</u>	
\$67.50	\$75.00	Per day Monday – Thursday
\$90.00	\$100.00	Per day Friday – Sunday

Mote Park Community Center – Enclosed Hall with stove, refrigerator, electricity and restrooms. Available all year round. Seats 135 persons.

<u>City Resident Fee</u>	<u>Non-City Resident Fee</u>	
\$67.50	\$75.00	Per day Monday – Thursday
\$99.00	\$110.00	Per day Friday – Sunday

Fountain Park Hance Pavilion- Open air covered entertainment facility, lights for evening activities, stage. Available May through October. Seats over 1,000.

<u>City Resident Fee</u>	<u>Non-City Resident Fee</u>	
\$67.50	\$75.00	Per day Monday – Thursday
\$108.00	\$120.00	Per day Friday – Sunday

Gazebo in Downtown Square – Elevated gazebo with lights for evening activities.

No Charge

Hollow Park Dining Hall – Open shelter with electric and restrooms. Seats 96 persons

No Charge

Small Shelters **No Charge**

*Hollow Park West

*Upper Fountain Park

*Fountain Park South

*Pitsenbarger by the Pool

****First Come, First Served – No Reservations**

Exhibit "C"

Proposed Park Facility Fee Changes by the Park Board

Fountain Park Dining Hall – Enclosed Hall with stove, refrigerator, serving area, electricity and restrooms. Available May through October. Seats 125 persons.

City Resident Fee	Non-City Resident Fee	
\$75.00	\$100.00	per day Monday-Thursday
\$100.00	\$125.00	per day Friday-Sunday

Mote Park Community Center Enclosed Hall with stove, refrigerator, electricity and restrooms. Available all year round. Seats 135 persons.

City Resident Fee	Non-City Resident Fee	
\$75.00	\$100.00	per day Monday-Thursday
\$125.00	\$150.00	per day Friday-Sunday

Fountain Park Hance Pavilion Open air covered entertainment facility, lights for evening activities, stage. Available May through October. Seats over 1,000.

City Resident Fee	Non-City Resident Fee	
\$75.00	\$100.00	per day Monday-Thursday
\$115.00	\$150.00	per day Friday-Sunday

Gazebo in Downtown Square - Elevated gazebo with lights for evening activities

No Charge

Hollow Park Dining Hall – Open shelter with electric and restrooms.

No Charge

Small Shelters **No Charge**

***Hollow Park West**

***Upper Fountain Park**

***Fountain Park South**

***Pitsenbarger by the Pool**

**** First Come, First Served – No Reservations**

RESOLUTION NO. R-52-15

A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY FOR, ACCEPT, AND ENTER INTO A SUPPLEMENTAL WATER POLLUTION CONTROL LOAN FUND AGREEMENT ON BEHALF OF THE CITY OF PIQUA FOR PLANNING, DESIGN AND/OR CONSTRUCTION OF WASTEWATER FACILITIES; AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN

WHEREAS, the City of Piqua seek to upgrade existing wastewater facilities; and

WHEREAS, the City of Piqua intends to apply for a Supplemental Water Pollution Control Loan Fund (WPCLF) for the planning, design and construction of the wastewater facilities; and

WHEREAS, the Ohio Water Pollution Control Loan Fund requires the government authority to pass legislation for application of a loan and the execution of an agreement as well as designating a dedicated repayment source; now therefore,

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 City Manager be and is hereby authorized to apply for a Supplemental WPCLF loan, sign all documents for and enter into a Water Pollution Control Loan Fund loan agreement for \$1,400,000 with Ohio Environmental Protection Agency and the Ohio Water Development Authority for planning, design and/or construction of wastewater facilities on behalf of the City of Piqua, Ohio. The current rate of interest is 1.80% to be repaid over a five year period.

SEC. 2: That the dedicated source of repayment will be Wastewater Service Charges;

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	March 17, 2015		
REPORT TITLE (Should match resolution/ordinance title)	Authorizing the City Manager to apply for, accept, and enter into a supplemental Water Pollution Control Loan Fund Agreement on behalf of the City of Piqua for planning, design and/or construction of wastewater facilities; and designating a dedicated repayment source for the loan:		
SUBMITTED BY	Name & Title: Dave Davis & Cynthia Holtzapple		
	Department: Wastewater Plant Supt. & Asst. City Manager/Finance		
AGENDA CLASSIFICATION	<input type="checkbox"/> Consent	<input type="checkbox"/> Ordinance	<input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Regular
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 checked="" type="checkbox"/> Department Director;		<input type="checkbox"/> Other:
BACKGROUND (Includes description, background, and justification)	The original Facility Plan called for the use of High Rate Treatment (BioActiflo) to remove the SSO from the collection system. That plan is no longer an option, proven by the pilot study, as it was unable to perform as needed for the SSO removal. The Amended Facility Plan calls for a new and approved liquid treatment train that will handle all projected flows. This was presented to the Commission during the work session in February 2015 and also approved by the OEPA. The amended Facility Plan requires that the City perform Detailed Design next, and the original loan amount requested, and previously approved will not cover the cost for this option. The City may submit a supplemental loan application to WPCLF-DEFA for the additional \$1.4M needed.		
BUDGETING AND FINANCIAL IMPACT (Includes project costs and funding sources)	Budgeted \$:	\$0	
	Expenditure \$:	\$0	
	Source of Funds:	Wastewater Budget	
	Narrative:		
OPTIONS (Include Deny /Approval Option)	1.	Approve and continue to move forward on the SSO removal from the Great Miami River, per NPDES Permit.	
	2.	Deny and find an alternative funding source.	
PROJECT TIMELINE	Approval would allow the City of Piqua to apply by early April and hopefully approved at the WPCLF April Board Meeting. The City could then move forward with other legislation for Detailed Design Engineering hopefully at the last commission meeting in April.		
STAFF RECOMMENDATION	Approve the additional borrowing to cover the Detailed Design Engineering allowing the City to move ahead with Facility Plan to remove the collection system SSO as required by the OEPA.		
ATTACHMENTS	Copy of Contract		

**AMENDMENT NO: 2
TO AGREEMENT
BETWEEN
OWNER AND ENGINEER**

This Amendment No: 2 is made and entered into this ____ day of _____, 2015 to the Agreement between CDM Smith Inc. (CDM Smith) ("ENGINEER") and the City of Piqua, Ohio ("OWNER") dated May 31, 2013, ("the Agreement").

WHEREAS, ENGINEER and OWNER entered into the Agreement for the Wastewater Treatment Plant on May 31, 2013, and

WHEREAS, the parties desire to amend the Agreement so as to amend the scope of services, time periods of performance and payment, and/or responsibilities of OWNER; and

WHEREAS, the Agreement provides that any amendments shall be valid only when expressed in writing and signed by the parties; and

WHEREAS, all amended terms in this Agreement have been approved and authorized by the Piqua City Commission in a public meeting held _____, 2015, where Resolution R-__-15 was adopted.

NOW THEREFORE, in consideration of the mutual understandings and Agreements contained herein, the parties agree to amend the Agreement as follows:

1. The Basic Services of ENGINEER as described in the Agreement are amended and supplemented as follows:

Project Description

ENGINEER will provide professional engineering services to design the Wastewater Treatment Plant Upgrade and Expansion based on the Amended Wastewater Treatment Plant Facility Plan and Preliminary Engineering Report dated November 2014 (hereinafter, 2014 Facility Plan). The Scope of Services contained herein is based on ENGINEER's understanding of the OWNER's needs, familiarity with the work to be performed, and discussions with OWNER's staff.

1.0 ENGINEER'S SERVICES

1.1 Study and Report Phase

Upon this Agreement becoming effective, ENGINEER shall:

- 1.1.1 Consult with OWNER to clarify and define OWNER's requirements for the Project and review available data.
- 1.1.2 Advise OWNER as to the necessity of OWNER's providing or obtaining from others data or services which are not part of ENGINEER's Services, and assist OWNER in obtaining such data and services.
- 1.1.3 Identify and analyze requirements of governmental authorities having jurisdiction to approve the portions of the Project specified by ENGINEER with whom consultation is to be undertaken in connection with the Project.
- 1.1.4 Evaluate various alternate solutions available to OWNER as described herein, and, after consultation with OWNER, recommend to OWNER those solutions which in ENGINEER's judgment best meet OWNER's requirements for the Project.

- 1.1.5 Prepare a report (the "Report") which will contain the statement of OWNER's requirements for the Project and, as appropriate, will contain schematic layouts, sketches and conceptual design criteria with appropriate exhibits to indicate the considerations involved and those alternate solutions available to OWNER which ENGINEER recommends. This Report will be accompanied by ENGINEER's opinion of Total Project Costs for each solution which is so recommended for the Project, including the following: opinion of probable Construction Cost, allowances for contingencies including costs of design professional and related services based on information furnished by OWNER for allowances and other items and services included within the definition of Total Project Costs.
- 1.1.6 Furnish the Report to and review it with OWNER.
- 1.1.7 Revise the Report in response to OWNER's comments, as appropriate, and furnish final copies of the Report in the number set forth herein.
- 1.1.8 Submit the Report within the stipulated period indicated herein.
- 1.1.9 ENGINEER's Services under the Study and Report Phase will be considered complete at the earlier of (1) the date when the Report has been accepted by OWNER or (2) thirty days after the date when such Report is delivered to OWNER for final acceptance, plus in each case such additional time as may be considered reasonable for obtaining approval of governmental authorities having jurisdiction to review the portions of the Project specified by ENGINEER, if such approval is to be obtained during the Study and Report Phase.

The duties and responsibilities of ENGINEER during the Study and Report Phase as set forth in this paragraph 1.1 are amended and supplemented as follows:

- 1.1.10 The Report identified in 1.1.5 is a Preliminary Design Report (Report) that will finalize the basis of design for the Project. The Report will be submitted as part of the 30% complete design submittal. See paragraph 1.2.8. The Report will include a compilation of Technical Memoranda that will support the conclusions and recommendations of the Report for final detailed design of improvements.

The Report will include recommendations for final detailed design of a 7.0-MGD wastewater treatment plant (WWTP) with a peak-flow treatment capacity of 22.5 MGD. The Report will build upon evaluations and recommendations contained in the 2014 Facility Plan approved by Ohio EPA, confirming the design criteria, selected technologies, treatment capacity, dimensions, and layout of each of the following aspects of the project:

- a. Preliminary WWTP Site Piping Plan
- b. Preliminary WWTP Site Grading Plan, incorporating geotechnical report data and recommendations
- c. Flow control of all influent trunk sewers through new junction chambers and gates
- d. Preliminary Treatment Building housing the following unit processes:
 - Raw sewage pumping
 - Floatable solids removal and disposal
 - Mechanical and manual screening with solids washing and disposal
 - Grit removal, washing, and disposal
- e. Secondary treatment facilities, including the following:

- Two parallel oxidation ditches sized to treat an average-day, maximum-month flow rate of 7.0 MGD and a peak flow rate of 22.5 MGD
 - Wastewater mixer/aerators within the oxidation ditches
 - Anoxic and aerobic zones and wastewater recycle configuration within the oxidation ditches for nutrient removal
 - Anaerobic treatment tankage for phosphorus removal
 - Chemical feed system for phosphorus removal
 - Three parallel final settling tanks sized to treat a peak flow rate of 22.5 MGD
 - Return activated sludge (RAS) and waste activated sludge (WAS) pump station
- f. Ultraviolet (UV) disinfection system for secondary effluent
- g. Sludge/Biosolids management facilities, including:
- Aerobic digesters
 - Retrofitting of existing anaerobic digesters for aerobic digestion, or:
 - Retrofitting existing aeration tanks for aerobic digestion
 - Digester Operations Building
 - Sludge thickening equipment
 - Sludge Dewatering Building housing sludge dewatering equipment and dewatered biosolids storage area

Evaluations of the following treatment processes will be needed to arrive at final design recommendations within the Report. The maximum number of alternatives for each treatment process to determine final recommendations are listed below:

- a. Phosphorus removal facility requirements for compliance with projected future NPDES Permit discharge limits (2 alternatives)
- b. UV disinfection treatment alternatives (3 alternatives)
- c. Effluent pumping design alternatives (2 alternatives)
- d. Aerobic digestion tank selection, based on available facilities at the existing WWTP (2 alternatives)
- e. Sludge thickening equipment and process approach (2 alternatives)
- f. Sludge dewatering equipment (2 alternatives)

The Report will also include decisions regarding design preferences and WWTP control strategies that will be presented and discussed during the Draft Preliminary Design Report Review Workshop. The design preferences and WWTP control strategies will address the following:

- a. Application points for all chemicals
- b. Pump types and capacities for all pump stations throughout the WWTP including:
 - Raw sewage pumps
 - Grit pumps
 - Scum and sump pumps
 - Chemical feed pumps

- RAS/WAS pumps
 - Effluent pumps
 - Digested sludge pumps
 - Thickened sludge pumps
- c. Chemical feed and storage requirements
 - d. Preliminary structural design requirements
 - e. Preliminary heating, ventilation, and air conditioning (HVAC) design requirements
 - f. Preliminary plumbing and fire protection design requirements
 - g. Preliminary electrical design requirements, including electrical power feed to and between facilities and connection to an existing standby power generator
 - h. Preliminary Supervisory Control and Data Acquisition (SCADA) requirements
 - i. Regulatory and permitting requirements that may impact final design
 - j. Building envelope materials and architectural treatments
 - k. Civil/site work consisting of access roadways, parking areas, walkways, fencing, security systems, landscaping, interconnecting piping, and on-site detention pond for stormwater drainage.

The Report shall not include analysis of the following items previously included in the 2014 Facility Plan, unless specifically identified as additional services and agreed to by the OWNER and ENGINEER in writing and in advance of the work proceeding:

- a. Analysis of current or historic WWTP influent flow data
- b. Evaluation of treatment process alternatives other than the recommended alternative
- c. Condition assessment of existing facilities and/or other wastewater system assets
- d. Other facilities not identified under paragraph 1.1.10
- e. Evaluation of alternative biosolids disposal or dewatering practices and/or techniques

One electronic and four hard copies of the Draft Report will be completed and submitted to the OWNER for review prior to the Draft Preliminary Design Report Review Workshop. After the Workshop and a period of review by the OWNER, the Report will be revised to incorporate agreed-upon comments from the OWNER, and one electronic and four hard copies of the Final Report will be completed and delivered to the OWNER.

- 1.1.11 ENGINEER will contract with a geotechnical engineering firm to perform geotechnical exploration at the WWTP site and evaluate general subsurface conditions at proposed areas of new construction as identified by the ENGINEER. These soil borings will be in addition to and supplement the borings that the OWNER obtained for past projects. It is expected that there will be a maximum of 16 borings. Additional borings will be viewed as out of scope and the work and costs associated with said work would need written authorization from OWNER prior to the work proceeding.

- 1.1.12 ENGINEER will contract for professional surveying services to perform property records research and a topographic survey to supplement the existing survey of the existing and proposed WWTP site. The survey will include sufficient boundary references found in the field and correlated to property records such that property boundary exhibits can be produced and supplied to the OWNER for property acquisition.
- 1.1.13 ENGINEER will contract with a materials testing firm to inspect existing facilities identified by the ENGINEER for hazardous materials such as asbestos, PCBs, and lead paint. The scope of services will require the inspection of up to three buildings on the existing wastewater treatment plant site and the development of a report documenting the findings of the inspection and recommendations for remediation if necessary.

1.2 Design Phase

- 1.2.1 Prepare for incorporation in the Contract Documents final Drawings showing the scope, extent and character of the work to be performed and furnished by Contractor and Specifications (which will be prepared, where appropriate, in general conformance with the standards of the Construction Specifications Institute).
- 1.2.2 Provide technical criteria, written descriptions and design data for OWNER's use in filing applications for permits with or obtaining approvals of such governmental authorities as have jurisdiction to review or approve the final design of the Project, and assist OWNER in consultations with appropriate authorities.
- 1.2.3 Advise OWNER of any adjustments to the opinion of probable Construction Cost and any adjustments to Total Project Costs known to ENGINEER as a result of changes in scope, extent or character or design requirements of the Project.
- 1.2.4 Prepare for review and approval by OWNER, its legal counsel and other advisors, contract agreement forms, general conditions and supplementary conditions, and (where appropriate) bid forms, invitations to bid and instructions to bidders, and assist in the preparation of other related documents.
- 1.2.5 Furnish five copies of the above documents, Drawings and Specifications to and review them with OWNER.
- 1.2.6 ENGINEER's services under the Design Phase will be considered complete at the earlier of (1) the date when the submittals have been accepted by OWNER or (2) thirty days after the date when such submittals are delivered to OWNER for final acceptance, plus in each case such additional time as may be considered reasonable for obtaining approval of governmental authorities having jurisdiction to approve the portions of the Project designed or specified by ENGINEER, if such approval is to be obtained during the Design Phase.

The duties and responsibilities of ENGINEER during the Design Phase are amended and supplemented as follows:

- 1.2.7 Project Management and Meetings – ENGINEER will perform necessary project management and oversight during the Report and Detailed Design phases, prepare monthly invoices, coordinate subcontractor payments, and perform other necessary project-related administrative tasks. ENGINEER will attend meetings, listed below, to facilitate Report and design review by the OWNER and other stakeholders during the Report and detailed design process. ENGINEER will submit three copies of submittal documents to the OWNER ahead of the meetings for review. All workshops and progress review meetings will be held at ENGINEER's office. Monthly review meetings will be held either by conference call or at the OWNERS offices.

- Project Quality Management (PQM) Workshop/Kickoff Meeting (full-day)
- Monthly Progress Meetings (up to 18)
- Up to six local one-day Site Visits to evaluate process equipment at other municipal WWTPs
 - UV disinfection equipment
 - Grit removal equipment
 - Sludge dewatering equipment
- Draft Preliminary Design Report Review Workshop (full-day)
- 30% , 60%, and 90% Design Progress Meetings (full-day)
- Presentation of Report to City Commission
- Meeting with Ohio EPA/DEFA
- Presentation of completed Project Design to City Commission

Should the project schedule run longer than the 117 weeks described herein at no fault of ENGINEER, additional project management time and meetings will be viewed as beyond the Basic Scope of Services and ENGINEER will need written authorization from OWNER on the additional services and costs associated with said additional services prior to proceeding.

- 1.2.8 Detailed Design – ENGINEER will prepare the Detailed Design based on the accepted Report that involves preparation of Contract Documents. Detailed Design shall be in accordance with the 2014 Facility Plan approved by Ohio EPA, and “Recommended Standards for Wastewater Facilities (Ten States Standards)” unless variance(s) are identified, justified and approvable. The Contract Documents will consist of Contract Drawings and Project Manual as follows:

Contract Drawings: Contract Drawings will show the general scope, extent and character of the work to be performed by Contractors. The Drawings will include all usual and necessary architectural, civil, structural, process mechanical, building mechanical/HVAC, plumbing & fire protection, electrical and instrumentation features of the project. Drawings will be prepared using 2D design, compatible with AutoCAD Version 2014 and shall be standard D-size sheets (22-inch x 34-inch). This Scope of Services includes up to 442 Drawings, as shown in Exhibit B. Should the design require more than 442 Drawings, ENGINEER will require written authorization from the OWNER on the additional services and costs associated with said work prior to the work proceeding.

Project Manual: The Project Manual will include the advertisement for bids, instructions to bidders, bid form, bonds, agreement forms, conditions of the contract, and detailed technical specifications, all subject to approval of OWNER’s legal counsel. The specifications will set forth the kind and quality of various materials to be placed into the construction, the type, capacity, operating requirements, and efficiency of all equipment and auxiliaries, pertinent tests and guarantees to be met, and similar information needed to promote competitive bids for the construction of the Project. The Project Manual will be prepared using ENGINEER’s standard documents customized to meet the specific requirements of the Project.

- a. Civil Design - ENGINEER’s civil design services for the Project will include preparation of Contract Documents for site paving, grading and drainage, fencing, landscaping, proposed piping plan, and vehicular/equipment access, as well as locations of new WWTP structures. Contract Documents will also show abandonment or demolition of the following existing structures:
 - Raw Sewage Pump Station

- Screening and Grit Removal Building, tanks, channels, and appurtenances
- b. Process Mechanical Design - ENGINEER will prepare Contract Documents for necessary mechanical equipment such as valves, piping, process equipment, chemical storage and feed equipment, WWTP raw sewage pumps, grit pumps, scum pumps, chemical feed pumps, RAS pumps, WAS pumps, effluent pumps, digested sludge pumps, thickened sludge pumps, digester blowers and ancillary facilities identified in the 2014 Facility Plan.
 - ENGINEER will assist OWNER in the pre-selection of process equipment for inclusion in the bidding documents, including grit removal equipment, UV disinfection equipment, and sludge dewatering equipment.
- c. Structural Design – ENGINEER’s structural design services will include preparation of Contract Documents for all concrete structures such as the cast-in-place treatment plant tankage, building foundations and slabs on grade, and structural steel framework and masonry walls for building superstructures.
- d. Architectural Design – ENGINEER will prepare Contract Documents for the WWTP buildings that will depict the exterior elevations and interior finishes, door and window schedules, signage, wall sections and details, roof details, skylights, door hardware, and casework. Design will also include architectural renovation necessary to extend the useful life of any buildings to remain in service.
- e. Building Mechanical/HVAC Design – ENGINEER will prepare Contract Documents for heating, ventilation, and air conditioning systems for the new WWTP Preliminary Treatment Building, RAS Pump Station Building, Existing Operations Control Building, Sludge Thickening Building, and Sludge Dewatering Building. Contract Documents will include ventilation schedules, systems diagrams and mechanical plans for process area heating and ventilation equipment, laboratory air conditioning equipment, office air conditioning equipment and employee facilities air conditioning equipment. Design will also include existing mechanical systems replacement/renovation necessary to extend the useful life of any buildings to remain in service.
- f. Plumbing and Fire Protection Design – ENGINEER will prepare Contract Documents for plumbing systems and fire protection design and installation criteria for fire protection systems for the new WWTP Preliminary Treatment Building, RAS Pump Station Building, Existing Operations Control Building, Sludge Thickening Building, and Sludge Dewatering Building. Contract Documents will include plumbing diagrams, potable water systems, protected water systems, sanitary systems, sump pump discharge systems, storm water systems and natural gas systems. Design services do not include laboratory water systems, laboratory gas systems, and laboratory acid waste systems.
- g. Electrical Design – ENGINEER will prepare Contract Documents for electrical modifications including a new electrical service for the WWTP relying on OWNER supplied transformer(s) and service entrance to the new site. Contract Documents will include single line diagrams, wiring schematics, site electrical plans, power plans, and electrical plans for treatment units, pumps and blowers, and self-contained generator. Design will also include existing electrical system modifications as required for modifications to existing equipment.
- h. Instrumentation Design – ENGINEER will prepare Contract Documents for necessary instrumentation for the Project to monitor and control key parameters such as flow, level, aerator and blower operation, and alarms for the new facilities. Contract Documents will include system architecture for the WWTP, P&IDs, instrument installation details, control panel layouts including front panel, sub panel and internal panel elementary wiring schematics, instrumentation specifications including device schedules and I/O list with

control narrative based on the ENGINEER performing non-packaged imbedded PLC/OIT programming and all SCADA/HMI configuration and programming as part of the construction phase services amendment.

- i. Cost Estimating – ENGINEER will utilize its in-house cost estimating staff to develop four Engineer’s Opinions of Probable Construction Cost: 30%, 60%, 90%, and 100% complete design stages. ENGINEER will advise the OWNER on relative cost differences for certain facility features so the OWNER can make informed decisions about desired features, their benefit, and cost. Additional cost estimates will be viewed as additional services that must be authorized by the OWNER in advance of ENGINEER performing said work.
- j. Regulatory Approvals – ENGINEER will submit the final Contract Documents to Ohio EPA for review and approval. ENGINEER will also prepare a Notice of Intent for an NPDES General Permit for Stormwater Associated with Construction Activity. ENGINEER will also submit a Permit to Install (PTI) application to Ohio EPA.
- k. ENGINEER assumes that the OWNER will apply for Zoning and Building Permits and the selected contractor(s) will apply for other permits necessary for construction activities, such as electrical and plumbing permits. OWNER will be responsible for all associated plan review and permit fees.
- l. Ohio EPA/DEFA Assistance – ENGINEER will assist OWNER in submitting all documentation needed for the technical requirements portion of submittals to Ohio EPA Division of Environmental and Financial Assistance (DEFA) to seek funding for the Project under the Water Pollution Control Loan Fund (WPCLF). ENGINEER will attend one meeting with OWNER and others to address application and technical support issues.
- m. ENGINEER will prepare for OWNER submittal payment requests to Ohio EPA for ENGINEER invoices, if required.
- n. The Detailed Design will not include the following items:
 - Detailed flood studies for the existing or expanded plant site
 - Design of treatment process alternatives that were not included in the 2014 Facility Plan
 - WWTP capacity expansion above 7.0 MGD (average daily / maximum-month design flow) / 22.5 MGD (peak design flow)
 - Future WWTP facilities

1.3 Bidding or Negotiating Phase

After acceptance by OWNER of the ENGINEER's Drawings, Specifications and other Design Phase documentation (including the most recent Opinion of Probable Construction Cost), and upon written authorization to proceed, ENGINEER shall:

- 1.3.1 Assist OWNER in advertising for and obtaining bids or negotiating proposals for the contract for construction, materials, equipment and services; and, where applicable, maintain a record of prospective bidders to whom Bidding Documents have been issued, attend pre-bid conferences, if any, and receive and process deposits for Bidding Documents.
- 1.3.2 Issue Addenda as appropriate to clarify, correct, or change the Bidding Documents. Up to four Addenda are included within the Scope of Services. Development of additional Addenda will be viewed as an additional service that must be authorized by the OWNER in advance of ENGINEER performing said work.
- 1.3.3 Consult with OWNER as to the acceptability of subcontractors, suppliers and other persons and

entities proposed by Contractor for those portions of the work as to which such acceptability is required by the Bidding Documents.

- 1.3.4 Attend the bid opening, prepare bid tabulation sheets and assist OWNER in evaluating bids or proposals and in assembling and awarding contracts for construction, materials, equipment and services.
- 1.3.5 The Bidding or Negotiating Phase will terminate and the Services to be performed or furnished thereunder will be considered complete upon commencement of the Construction Phase or upon cessation of negotiations with prospective Contractors.

The duties and responsibilities of ENGINEER during the Bidding or Negotiating Phase as set forth in this paragraph 1.3 are amended and supplemented as follows:

- 1.3.6 ENGINEER will assist the OWNER in soliciting bids from contractors to receive competitive bids for the Project. ENGINEER will perform the following subtasks for the bidding phase:
 - a. Distribute Bidding Documents – Assist the OWNER in distributing Bidding Documents to prospective Bidders, plan rooms, and other interested parties through the use of a third party reproduction firm. ENGINEER will provide digital copy of documents to a reproduction firm who will sell and distribute Bidding Documents to interested parties.
 - b. Pre-bid Meeting – Attend and assist in conducting a pre-bid meeting. The meeting agenda and minutes will be provided by ENGINEER for issuing to all plan holders as an addendum to the Bidding Documents.
 - c. Respond to Bidders' Questions – Respond to Bidders' questions regarding the Project as they arise during the bidding phase. Questions pertaining to material changes or requiring clarification of the Bidding Documents will be included in an Addendum.
 - d. Addenda – Prepare up to three addenda to clarify Bid documents, make corrections, and provide additional information (e.g. pre-bid meeting minutes) and distribute copies to plan holders.
 - e. Attend Bid Opening – ENGINEER will attend the bid opening with the OWNER to open and record bid results.
 - f. Evaluate Bids – Tabulate and evaluate bids received and make a recommendation to OWNER for award of a construction contract.
 - g. Attend City Commission Meeting – Assist in award of the construction contract for the Project.
 - h. Assistance with OEPA/DEFA documentation – Coordinate with OWNER, contractors and OEPA/DEFA for documenting contractor compliance with funding agency requirements.

1.4 Construction Phase

ENGINEER’s services during the Construction Phase including General Services, Resident Project Representation (RPR) Services, Applications Engineering Services, Start-up Services, preparation of an Operations and Maintenance Manual, and preparation of a Computerized Maintenance Management System are not part of this Agreement. Additional Scope of Services and fee for Construction Phase, RPR, Applications Engineering Services, Start-up Services, preparation of an Operations and Maintenance Manual, and preparation of a Computerized Maintenance Management System will be authorized at a later date, at or near the completion of the detailed design services, by the OWNER as an Amendment to this Agreement.

2. The responsibilities of OWNER as described in the Agreement and Amendment No. 1 are amended and supplemented as follows:

2.1. See original Agreement dated May 31, 2013 and Amendment No. 1 dated April 25, 2014.

3. The time periods for the performance of ENGINEER's services as set forth in the Agreement are amended and supplemented as follows:

Task	Time Duration (weeks after Notice to Proceed)
PQM Workshop/Kickoff Meeting	1
Submit 30% Deliverable	35
Submit 60% Deliverable	57
Submit 90% Deliverable	70
Complete Final Design	79
Submit Ohio EPA Plan Approval Application and other Permit Applications	79
Receive Ohio EPA Approval	96*
Advertise for Bids	105
Award Construction Contracts	113
Begin Construction	117

* ENGINEER cannot control review time of regulatory agencies and provides this estimated time as a guideline only.

4. The payment for services rendered by ENGINEER shall be as set forth below:

The total estimated “not-to-exceed” fee for the Amended Scope of Services is \$3,850,000. The table below shows the total estimated fee for each task, including the total amended “not-to-exceed” amount. ENGINEER’s compensation is not limited by either individual project or individual tasks except for specific allowances stated above in the Basic Services. Individual project and task amounts are shown for estimating purposes only. ENGINEER cannot exceed this amended amount unless receiving prior authorization from OWNER in writing.

Task Description	Estimated Fee
Task 1 – Project and Quality Management, Kickoff Meeting, Progress Meetings, and Site Visits	\$795,012
Task 2 – 30% Design and Preliminary Design Report	\$1,244,053
Task 3 – 60% Design	\$820,559
Task 4 – 90% Design	\$582,375
Task 5 – 100% Design	\$323,395
Task 6 – Bidding Services	\$84,606
Total Estimated Amount for Amendment No. 2 Services	\$3,850,000
Original Agreement Amount, including Amendment No. 1	\$352,600
Amount Expended on Original Agreement and Amendment No. 1	\$284,388
Amount Remaining from Original Agreement and Amendment No. 1	\$68,212
Additional Amount Required to Complete Amended Services	\$3,781,788
Total Amendment No. 2 Not-to-Exceed Amount	\$4,134,388

ENGINEER will invoice the services performed based on Exhibit C, ENGINEER's Fee Schedule for Professional Services (attached). ENGINEER will not proceed with any work that is beyond the Basic Scope of Services of this Amendment without receiving prior written authorization from OWNER on the cost and scope of said out-of-scope work.

5. Except as herein modified, all terms and conditions of the May 31, 2013 Agreement and April 25, 2014 Amendment No. 1 shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this amendment on the date indicated above for the purpose herein expressed.

ENGINEER



Christopher T. Calpin, Senior Vice President

DATE: 3/6/15

OWNER

Gary A. Huff

DATE: _____

Approved as to form:

By: _____

Title: City Law Director

RESOLUTION NO. R-53-15

A RESOLUTION AMENDING THE AGREEMENT WITH LJB, INC. FOR THE RIGHT-OF-WAY ACQUISITION SERVICES FOR THE GARNSEY STREET/COMMERCIAL STREET CORRIDOR NEIGHBORHOOD CONNECTOR PROJECT

WHEREAS, by Resolution No. R-121-13 passed on September 17, 2013, this Commission enacted legislation for the Right-of-Way Acquisition Services for the Garnsey Street/Commercial Street Corridor Neighborhood Connector Project; and

WHEREAS, the scope of the right-of-way acquisition services has been expanded to include additional research into the ownership of Commercial Street; and

WHEREAS, this expanded scope is above and beyond what the original agreement with LJB, Inc. covered.

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: Resolution No. R-121-13, a Resolution authorizing a purchase order to LJB, Inc. for the necessary Right-of-Way acquisition services for the Garnsey Street/Commercial Street Corridor Neighborhood Connector Project, be increased by \$58,080 to a final amount of \$130,180 is hereby approved.

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 and certifies that the funds are available.

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	March 17, 2015		
REPORT TITLE (Should match resolution/ordinance title)	A Resolution Amending the Agreement with LJB Inc. for the Right-of-Way Acquisition Services for the Garnsey Street/Commercial Street Corridor Neighborhood Connector Project.		
SUBMITTED BY	Name & Title: Amy Havenar, P.E., City Engineer		
	Department: Engineering		
AGENDA CLASSIFICATION	<input type="checkbox"/> Consent	<input type="checkbox"/> Ordinance	<input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Regular
APPROVALS/REVIEWS	<input checked="" type="checkbox"/> City Manager		<input 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)	<p>In September of 2013, City Commission approved entering into an agreement with LJB Inc. for the Right-of-Way Acquisition Services for the Garnsey Street/Commercial Street Corridor Neighborhood Connector Project. Since LJB, Inc. began their extensive research into the right-of-way for this project, this has prompted Miami County Tax Map Department to make revisions to the county map records, which has significantly impacted our project.</p> <p>Additional research will be necessary to be able to adequately identify the ownership of the parcels along Commercial Street, as well as to have LJB Inc. draw up the right-of-way plans, and complete the title searches & reports, appraisals, acquisitions, and title updates & closings as a part of the right-of-way acquisition process.</p>		
BUDGETING AND FINANCIAL IMPACT (Includes project costs and funding sources)	Budgeted \$:	Increase contract amount by \$58,080 to a total of \$130,180	
	Expenditure \$:	\$130,180 (includes a 10% contingency)	
	Source of Funds:	Fund 103 – Street Income Tax	
	Narrative	<p>As with the majority of our federally funded projects, the right-of-way costs are funded with 100% local funds.</p> <p>The City received \$421,462 in grant funding from MVRPC for the construction of this project. The total cost of construction is estimated to be \$527,000.</p>	
OPTIONS (Include Deny /Approval Option)	1.	Approve the resolution to amend the agreement with LJB Inc. for the additional right-of-way services.	
	2.	Do not approve the resolution and do not proceed with the right-of-way acquisition services for the project and return the grant money.	

PROJECT TIMELINE	The right-of-way services are on-going with project construction scheduled for the fall of 2016.
STAFF RECOMMENDATION	Approval of the Resolution to allow for the amendment to the agreement with LJB Inc. for the additional right-of-way services for the Garnsey Street/Commercial Street Corridor Neighborhood Connector Project.
ATTACHMENTS	Resolution R-121-13, Right-of-Way Scope Revision Letter, and Fee Proposal

RESOLUTION NO. R-121-13

A RESOLUTION REQUESTING AUTHORIZATION TO
ENTER INTO AN AGREEMENT WITH LJB, INC. FOR THE
RIGHT-OF-WAY ACQUISITION SERVICES FOR THE
GARNSEY STREET/COMMERCIAL STREET CORRIDOR
NEIGHBORHOOD CONNECTOR PROJECT

WHEREAS, on January 15, 2013, this Commission passed Resolution No. R-6-13 authorizing the City Purchasing Analyst to advertise for bids, according to law, for Right-of-Way Acquisition Services for the Garnsey Street/Commercial Street Corridor Neighborhood Connector Project; and

WHEREAS, after solicitation of Request for Qualifications, LJB, Inc. has been determined to be the most qualified provider of these services; 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 to LJB, Inc. for the necessary Right-of-Way acquisition services for the Garnsey Street/Commercial Street Corridor Neighborhood Connector Project.

SEC. 2: The Finance Director certified funds are available and 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 \$72,100;

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: September 17, 2013

ATTEST: Rebecca J. Cool
REBECCA J. COOL
CLERK OF COMMISSION

I, the undersigned Clerk of the City Commission of the City of Piqua, Ohio do hereby certify that the above Resolution R-121-13 is a true, accurate and correct copy of Resolution R-121-13 passed by the Commission of the City of Piqua, Ohio, on the 17 day of September, 2013.


CLERK OF COMMISSION

MIA-BIKEPATH CONNECTIONS, PID 88228

Project Block Designations from February 13, 2015 letter	Additional R/W Scope Items identified in the February 13, 2015 Scope Letter - Per Parcel							
	Title Report	Field Survey	Boundary Resolution	Legal Description	Plat of Survey	Dedication Plat	R/W Plan Revisions	Pins Set
Beginning of Project to Main Street								
Clark Avenue								
Wayne Street								
Commercial Street from Wayne to Downing	1	1	1	1	1	1		1
Commercial Street from Downing to Adams	1	1	1	1	1	1		1
Commercial Street from Adams to Roosevelt			2	1		1		1
Commercial Street from Roosevelt to Garnsey	1	2	2	2	1	3	1	3
Commercial Street from Garnsey to South	1	1	1	1	1	1		1
Commercial Street from South to Grant		1	1					
Commercial Street from Grant to Young		1	1					
Commercial Street from Young to Miami		1	1					
Commercial Street from Miami to Wood		1	1					
Bikepath from Wood to P.A.T.H.		1	1	4			4	
Total Additional Scope Quantity	4	10	12	10	4	7	5	7
Per parcel hours		4	3	6	16	10	8	3
Per parcel fee	\$2,000	\$340	\$450	\$842	\$1,632	\$988	\$1,116	\$279
Subtotal Fee	\$8,000	\$3,400	\$5,400	\$8,420	\$6,528	\$6,916	\$5,580	\$1,953
Project Management							\$6,600	
TOTAL ADDITIONAL FEE							\$52,797	



PROJECT CHANGE NOTICE

February 13, 2015

Ms. Amy Havenar, P.E. - City Engineer
City of Piqua
201 West Water Street
Piqua, Ohio 45356

Re: MIA-Bikepath Connections, PID 88228 – Right of Way Scope Revisions

Dear Amy:

Significant investigation of the right of way and property ownership along the project corridor has resulted in revisions to the county map records. These revisions have significantly impacted the right of way document preparation and right of way acquisition portions of our contract's scope. As a result, we request consideration of this contract modification request.

A discussion of the current status of the needed project right of way is presented below organized by block from the start of the project to the connection with the P.A.T.H.. An initial letter of our understanding of the necessary tasks was submitted on January 20, 2015. Following review by Miami County (summarized in a letter received January 22, 2015) and ODOT (summarized via email from Ryan Hanke on January 27, 2015) we understand that all agencies are in agreement of the recommended plan to proceed as outlined below. Proposed actions (beyond the normal acquisition process) are included in bold text.

The summary of the increase in right of way scope results in this request to process a contract modification in the amount of **\$52,797** to complete this work.

BEGINNING OF THE PROJECT TO MAIN STREET

Easement acquisition is required from the city of Piqua parcel. The city owns the property and easements will be depicted from ownership #1 on the right of way plans.

CLARK AVENUE

The Clark Avenue right of way has been dedicated and is clear of any title concerns. All proposed work is included in the right of way. No additional action anticipated.

WAYNE STREET

The Wayne Street right of way has been dedicated and is clear of any title concerns. All proposed work is included in the right of way. No additional action anticipated.

COMMERCIAL STREET FROM WAYNE TO DOWNING

The land used as Commercial Street is owned by the railroad. **LJB recommends the development of legal descriptions and survey records to be used by the city in Quiet Title proceedings to obtain title to the property. A dedication plat will be required to dedicate the property to the public use.**

COMMERCIAL STREET FROM DOWNING TO ADAMS

There is a small triangular portion of land at the southwest corner of the Commercial Street and Downing Street intersection that is used as Commercial Street for which the county has not identified any ownership. **LJB recommends the development of legal descriptions and survey records to be used by the city in Quiet Title proceedings to obtain title to the property. LJB recommends the development of a dedication plat to dedicate this triangular portion of the land used as Commercial Street to the public use.** The City of Piqua has been granted an easement for the remainder of Commercial Street in this segment. Quiet title action to clean up the underlying fee on this parcel is not recommended with this project and this area will be excluded from the dedication plat.

COMMERCIAL STREET FROM ADAMS TO ROOSEVELT

Commercial Street in this segment is owned by the city of Piqua in 2 parcels. Only one of these parcels has been dedicated for the public use. **LJB recommends the development of a dedication plat to dedicate this entire segment of the land used as Commercial Street to the public use.** The county has identified challenges in locating the boundaries of these parcels. The boundary resolution will be reviewed with the county prior to development of the dedication plat.

COMMERCIAL STREET FROM ROOSEVELT TO GARNSEY

The property ownership in this area has been included in the LJB right of way plans and described as ownership #2 -5. A disposition of each is included below:

- #2 – This parcel’s ownership is a historic owner named Simon Greenbaum. The likely resolution of this parcel is a quiet title action. The parcel is not public right of way. This parcel is included in the right of way plans. **LJB recommends completing the quiet title work now and including the area in the dedication plat.**
- #3 – The county has identified that this parcel is likely two ownerships rather than one. One parcel is owned by the City of Piqua but is not clearly for street purposes. **LJB recommends including this parcel in the dedication plat.** The second parcel in this area, ownership assumed to be “Xavier Oweger, a.k.a. F.X. Oweger,” **will be processed through quiet title action and included in the dedication plat.**
- #4 – The city owns this parcel but has not dedicated it for the public use as right of way. It is currently included in the right of way plans for acquisition. No additional action is anticipated.
- #5 – The parcel is privately owned and there is no question of title. It is currently included in the right of way plans for acquisition. No additional action is anticipated.

COMMERCIAL STREET FROM GARNSEY TO SOUTH

The southern section of this segment is owned by the city of Piqua. The county research has indicated a potential overlap of the city parcel with the CSX parcel. The city parcel has not been dedicated to the public use. **Quiet title action is necessary to resolve the overlap issue and bring title to the City of Piqua. The city property in the location of current Commercial Street will be dedicated to the public use through the development of a dedication plat.** The northern section of this segment has been dedicated to the public use by an easement 32.5 feet wide (16.5 feet west and 16 feet east of the centerline). This easement area will not be included in the dedication plat.

COMMERCIAL STREET FROM SOUTH TO GRANT

The property is owned by the city of Piqua following quiet title action in 2014. The property will be dedicated for the public use as right of way through a dedication plat. **LJB will set the iron pins in the**

field according to the approved survey records that the court acted upon. LJB will rectify the dedication plat with adjacent surveys that the county has noted in later reviews.

COMMERCIAL STREET FROM GRANT TO YOUNG

The property is owned by the city of Piqua following quiet title action in 2014. The property will be dedicated for the public use as right of way through a dedication plat. **LJB will set the iron pins in the field according to the approved survey records that the court acted upon. LJB will rectify the dedication plat with adjacent surveys that the county has noted in later reviews, particularly the Greg Burkhardt survey. The county and city will send LJB a copy of the city ordinances that appropriate an additional 10 feet of right of way for Young Street.**

COMMERCIAL STREET FROM YOUNG TO MIAMI

The property is owned by the city of Piqua following quiet title action in 2014. The property will be dedicated for the public use as right of way through a dedication plat. **LJB will set the iron pins in the field according to the approved survey records that the court acted upon. LJB will rectify the dedication plat with adjacent surveys that the county has noted in later reviews, particularly the Greg Burkhardt survey. The county and city will send LJB a copy of the city ordinances that appropriate an additional 10 feet of right of way for Young Street.**

COMMERCIAL STREET FROM MIAMI TO WOOD

The property is owned by the city of Piqua following quiet title action in 2014. The property will be dedicated for the public use as right of way through a dedication plat. **LJB will set the iron pins in the field according to the approved survey records that the court acted upon. LJB will rectify the dedication plat with adjacent surveys that the county has noted in later reviews.**

BIKEPATH FROM WOOD TO P.A.T.H.

Takes from parcels 13, 14 and 15 will remain as indicated on the LJB right of way plans. The county research has indicated that the affected portion of Sycamore Street was vacated to the railroad and ConRail is the likely current owner of the parcel with a width of 25 feet in the project area. As a result, **ownership #16 will be revised to be 25' wide. LJB will revise the south line of ownership #17 by moving it south 5 feet as the result of the correction of the width of ownership #16 from 30 feet to 25 feet. LJB will revise the parcels proposed from ownership #17 to reflect this change. LJB will revise the scale of detail sheets for the appropriate sections of the project north of the Wood Street intersection to 1"=10'.**

MIA-Bikepath Connections, PID 88228 – Project Change Notice
February 13, 2015
Page 4

The above description has provided a recommendation to move the right of way for this project to completion. A table detailing the fee proposal for this work is attached.

If you have any questions or would like to discuss this in more detail, please feel free to give me a call at (937)259-5795 or email me at DHoying@LJBinc.com.

Sincerely,

LJB Inc.

Authorization to begin work:



Daniel J. Hoying
Project Manager

Amy Havenar, City Engineer

Date

cc: Andy Smith, Dennis Ventura – Miami County Engineer's Office
Ryan Hanke, Tim Wampler – ODOT District 7

RESOLUTION NO. R-54-15

**A RESOLUTION AUTHORIZING A THREE YEAR LEASE WITH
PIQUA YOUTH FOOTBALL ASSOCIATION**

WHEREAS, the City has leased land at Pitsenbarger Park to the Piqua Youth Football Association with the last lease expiring February 28, 2015; and

WHEREAS, the Piqua Youth Football Association desires to renew the lease, benefitting the youth of the City of Piqua; and

WHEREAS, the City desires to lease the land for a period of three years.

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. The City Manager is hereby authorized to enter into a Lease in substantially the same form as attached Exhibit A with the Piqua Youth Football Association for the use of the land at Pitsenbarger Park as described within the lease.

SECTION 2. 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
CITY COMMISSION CLERK

LEASE BETWEEN THE CITY OF PIQUA AND THE PIQUA YOUTH FOOTBALL ASSOCIATION

The City of Piqua, Ohio, the Lessor, in consideration of the rents and covenants herein stipulated to be paid and performed by the Piqua Youth Football 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 and to hold the same with the appurtenances, unto the said lessee for and during a term of three (3) years from the first day of March 2015, until the last day of February 2018.

Yielding and paying therefore, during the term aforesaid, the yearly rent of One Dollar (\$1.00) payable in advance, on the first day of March of each year of this lease.

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 City harmless from any liability growing out of the use of said premises by said Lessee. All participants and Piqua Youth Football Association activities shall sign a release and waive all claims against the City, its officers, elected officials, employees, agents and volunteers;
3. That said Lessee will not use or occupy said premises for any purpose other than for use or promotion of the Piqua Youth Football Association program in the City of Piqua and shall occupy said premises for only so long as they maintain the Piqua Youth Football Association program;
4. That the Lessee may have full control and occupancy 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. Prior to the City constructing any fencing, the City shall notify the Piqua Youth Football Association and attempt to place such fencing as to not interrupt the space needed for the Piqua Youth Football Association. The Piqua Youth Football Association shall have permission to place locks on gates to keep control of the play on the field and may leave the field unlocked for public use if field conditions and required maintenance of said fields permit unregulated use. The City shall not be liable or responsible for any damage to the fields that may disrupt use by the Piqua Youth Football Association;

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. That the Lessee will keep the said premises in a clean and orderly state at all times by picking up and depositing all litter in the containers provided by the Lessor, and that the Lessor will provide a dumpster for disposal;
7. The Lessor agrees to provide water, wastewater and electric service to Lessee at no charge. The Lessor will assist, if appropriations permit, assistance in maintaining and repairing the concession stand and press box, storage building identified in Exhibit A and possessing the addresses of 721 McKinley Ave., Pitsenbarger Football Concession Stand, and 1407 South Street for utility billing purposes. All other structures, facilities and equipment are the responsibility of the Piqua Youth Football Association. Lessor does, upon request from Lessee, maintain ability to accept or deny receipt and accountability of any or all structures, facilities and equipment for the purpose of placing on City Asset List and subsequent possible financing of maintenance, improvement or replacement. The Lessee will submit written request for assistance with the maintenance and repair for the building at least three weeks in advance for minor repairs and by July 1 of each year for the following calendar year for any major repairs and renovations. The submittal of requests for major repair and renovations will not necessarily guarantee the receiving of appropriations for work desired but 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. Lessor shall not be responsible for any damage or loss to Lessee's property located on the leased premises.
8. The Lessee agrees to assume full responsibility of operating a youth Football program for the City of Piqua which includes all administration, staffing, concessions and field and structure maintenance;
9. The Lessee shall maintain the leased premises in a safe condition at all times; Lessee shall indemnify Lessor for any negligence of maintenance of said premises;
10. That the Lessee, shall not assign this lease or in any manner sublet the premises; Lessee may permit special use of the premises with permission of the City Manager or his designee;
11. That the Lessee agrees to obtain liability 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 occurrence bodily injury and property damage and One Million (\$1,000,000) in the annual aggregate. 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. A certificate of coverage for the liability coverage and the property coverage purchased by the Association should be on file with the City before the Association commences its program. Lessor shall not be liable to the Lessee or any other party for any loss or damage caused by fire or any of the risks enumerated in the standard extended coverage endorsement.

- 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 has 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, the said Lessor and Lessee have set their hands to
duplicates hereon on the _____ day of _____, 2015.

THE CITY OF PIQUA, OHIO

By: _____
Gary A. Huff
City Manager

PIQUA YOUTH FOOTBALL ASSOCIATION

By: _____
President

Witness: _____

RESOLUTION NO. R-55-15

**A RESOLUTION AUTHORIZING A THREE YEAR LEASE WITH
PIQUA YOUTH SOCCER ASSOCIATION (PYSA)**

WHEREAS, the City has leased the soccer fields at Pitsenbarger Park to the Piqua Youth Soccer Association (PYSA) with the last lease expiring February 28, 2015; and

WHEREAS, the PYSA desires to renew the lease, benefitting the youth of the City of Piqua; and

WHEREAS, the City desires to lease the soccer fields for a period of three years.

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. The City Manager is hereby authorized to enter into a Lease in substantially the same form as attached Exhibit A with the Piqua Youth Soccer Association (PYSA) for the use of the soccer fields at Pitsenbarger Park.

SECTION 2. 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
CITY COMMISSION CLERK

**LEASE BETWEEN THE CITY OF PIQUA AND THE PIQUA YOUTH SOCCER
ASSOCIATION FOR THE SOCCER COMPLEX**

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 Soccer Association of Piqua, Ohio, ("PYSA") 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 and to hold the same with the appurtenances, unto the said Lessee for and during a term of three (3) years from the first day of March, 2015 until the last day of February, 2018.

Yielding and paying therefore, during the term aforesaid, the yearly rent of One Dollar (\$1.00) payable in advance, on the first day of March of each year of this lease.

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 City harmless from any liability growing out of the use of said premises by said Lessee. All participants and Piqua Youth Soccer Association activities shall sign a release and waive all claims against the City, it's officers, elected officials, employees, volunteers and agents;
3. That said Lessee will not use or occupy said premises for any purpose other than for use or promotion of the Piqua Youth Soccer Association program in the City of Piqua and shall occupy said premises for only so long as they maintain the Piqua Youth Soccer Association program;
4. That the Lessee may have full control and occupancy 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;
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. That the Lessee will keep the said premises in a clean and orderly state at all times by picking up and depositing all litter in the containers provided by the Lessor, and that the Lessor will provide a dumpster and dispose of the litter;

7. The Lessor agrees to provide water, wastewater, electric service and grass cutting to Lessee at no charge as more specifically defined herein. The Lessor will assist, if appropriations permit, assistance in maintaining and repairing the concession stand building identified in Exhibit A and possessing the address of Marlboro Street Concession Stand for utility billing purposes. All other structures, facilities and equipment are the responsibility of the Piqua Youth Soccer Association. Lessor does, upon request from Lessee, maintain ability to accept or deny receipt and accountability of any or all structures, facilities and equipment for the purpose of placing on City Asset List and subsequent possible financing of maintenance, improvement or replacement. The Lessee will submit written request for assistance with the maintenance and repair for the building at least three weeks in advance for minor repairs and by July 1st of each year for the following calendar year for any major repairs and renovations. The submittal of requests for major repair and renovations will not necessarily guarantee the receiving of appropriations for work desired but 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. Lessor shall not be responsible for any damage or loss to Lessee's property located on the leased premises;
 - a. Mowing: The City of Piqua is responsible for the mowing of the park; however, at a minimum during soccer season, the City of Piqua shall mow the fields as specified below and any additional mowing over and above one time per week shall be the responsibility and cost of PYSA:
 - (1) Spring: The City of Piqua shall mow three (3) fields in March, April and May on a weekly basis or as needed due to weather related issues;
 - (2) Strawberry Festival: The City of Piqua shall mow ten (10) fields, including the soccer fields and football field, one (1) time per week for the Strawberry Festival Tournament. PYSA shall notify Amy Havener, City Engineer, of the date of scheduled play;
 - (3) Fall: The City of Piqua shall mow ten (10) fields for the Fall in coordination with PYSA as smaller fields are made for play.
8. The Lessee agrees to assume full responsibility of operating a youth soccer program for the City of Piqua which includes all administration, staffing, concessions and field and structure maintenance;

9. The Lessee shall maintain the leased premises in a safe condition at all times; Lessee shall indemnify Lessor for any intentional or negligent maintenance of said premises;
10. That the Lessee, shall not assign this lease or in any manner sublet the premises; Lessee may permit special use of the premises with permission of the City Manager or his designee, and additionally:
 - a. Select Soccer: PYSA may permit Select Soccer teams to use the soccer complex during the term of the lease. However, scheduling with the Select teams is to only have play on the fields Wednesday through Sunday.
 - b. Strawberry Festival Tournament: PYSA is permitted to allow use of the fields for the purpose of the Troy Strawberry Festival Tournament. Said use shall only be permitted if proper releases are executed by the City of Troy, Ohio or the Strawberry Festival Committee, whichever entity is responsible, and the participating teams, releasing the City of Piqua, Ohio from all liability.
11. That the Lessee agrees to obtain liability 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 occurrence bodily injury and property damage and One Million (\$1,000,000) in the annual aggregate. 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. A certificate of coverage for the liability coverage and the property coverage purchased by the Association should be on file with the City before the Association commences its program. Lessor shall not be liable to the Lessee or any other party for any loss or damage caused by fire or any of the risks enumerated in the standard extended coverage endorsement.
 - 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 has 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 ejection, 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, the said Lessor and Lessee have set their hands to duplicates hereon on the _____ day of March, 2015.

THE CITY OF PIQUA, OHIO

PIQUA YOUTH SOCCER ASSOC.

By: _____
Gary A. Huff
City Manager

By: _____
President

By: _____
Kenneth L. Deal
Treasurer

EXHIBIT A

Piqua Youth Soccer Association Lease Physical Description

Beginning with the northwest corner going east along South Street, 200 feet east. Then 50 feet south, then 135 feet east along south edge of fence and parking area. From that point, going 300 feet south, southeast, then 420' south to power lines. From that point, heading 1075 feet east along power lines towards McKinley Ave. stopping 50 feet short of property lines on McKinley. From that point heading south 245 feet to the southeastern most point. From that point, running 552 feet to existing fence line, then 784 feet along fence line, then 25 feet along gate area, then 113 feet to southwestern most corner. From that point running 850 feet north back to northwestern most point. Included in this area is soccer concession stand and kickboard. Not included property in this area is playground equipment located to the southwest of concession stand.

(Playground equipment owned and maintained by the City of Piqua).

RESOLUTION NO. R-56-15

**A RESOLUTION AUTHORIZING A PURCHASE ORDER TO
BOBCAT COMPANY FOR THE PURCHASE OF AN EXCAVATOR,
ATTACHMENTS, AND UTILITY VEHICLE**

WHEREAS, the Underground Utilities Department requires the purchase of an excavator, attachments, and utility vehicle for fulfilling their daily work orders efficiently and effectively throughout the City of Piqua; and

WHEREAS, purchase will be made using the Ohio Cooperative Purchasing Program STS515;

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 to BobCat Company in the amount of \$108,552.53.

SEC. 2: The Finance Director certifies funds are available and is hereby authorized to draw her warrant on the appropriate account of the city treasury in payment for said services rendered.

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	Tuesday, March 17, 2015		
REPORT TITLE	A RESOLUTION AUTHORIZING A PURCHASE ORDER TO BOBCAT COMPANY FOR THE PURCHASE OF AN EXCAVATOR, ATTACHMENTS, AND UTILITY VEHICLE		
SUBMITTED BY	Name & Title: Todd Brandenburg, Underground Utilities Superintendent		
	Department: Underground Utilities Department		
AGENDA CLASSIFICATION	<input type="checkbox"/> Consent	<input type="checkbox"/> Ordinance	<input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Regular
APPROVALS/REVIEWS	<input checked="" type="checkbox"/> City Manager		<input checked="" type="checkbox"/> Asst. City Manager/Finance
	<input type="checkbox"/> Asst. City Manager/Development		<input type="checkbox"/> Law Director
	<input checked="" type="checkbox"/> Department Director		<input type="checkbox"/> Other:
BACKGROUND	<p>This purchase will increase the effectiveness and efficiency of the Underground Utilities Department field operations in water distribution. The Bobcat E63 excavator purchase will replace the department's aging backhoe with newer technology, compact size, and versatility to perform various tasks. The excavator attachments include a hydraulic thumb, demolition hammer, plate compactor, three various sized buckets, and a hydraulic swivel attachment. This machine has been demonstrated by Underground Utilities Staff and has been determined to be the best piece of equipment to replace our existing backhoe. The excavator portion of this purchase will be through the State of Ohio Cooperative Purchasing Program and will total \$88,062.85 including the attachments.</p> <p>This resolution also includes the purchase of a Bobcat 3400 Utility Vehicle (UTV) also on the State of Ohio Cooperative Purchasing Program totaling \$20,489.68. This utility vehicle will be in addition to our existing Bobcat 3200 UTV and will include a "road package" allowing staff to utilize this piece of equipment for various maintenance tasks including fire hydrant pumping, fire hydrant flushing, utility line locating, and leak surveys.</p>		
BUDGETING AND FINANCIAL IMPACT	Budgeted \$:	\$147,000 Total budgeted for both pieces of equipment in 2015.	
	Expenditure \$:	\$108,552.53 Total (\$20,489.68 UTV / \$88,062.85 E63)	
	Source of Funds:	403-000-190-3392	
	Narrative:	Underground Utilities is supported by the budgets for Water, Wastewater and Stormwater. This expense will be entirely supported by the Water Capital Budget.	

OPTIONS	1.	Approve Resolution R-57-15 authorizing the purchase of the Bobcat E63 Excavator and 3400 UTV
	2.	Do not approve the Resolution. Underground Utilities will continue using the existing equipment with increased maintenance expenses, downtime, and decreased efficiency.
PROJECT TIMELINE	The delivery of this equipment should be within 2 months of our order.	
STAFF RECOMMENDATION	It is the staff recommendation to approve this Resolution to purchase the aforementioned pieces of equipment to increase Underground's effectiveness in carrying out daily operational tasks with versatile pieces of equipment such as this.	
ATTACHMENTS	Capital purchase approvals, STS Information, Bobcat quotes – Exhibit "A"	

CAPITAL PURCHASE APPROVAL

DEPARTMENT: UNDERGROUND UTILITIES
ACCOUNT NUMBER: 403-000-190-1900

ITEM: BOBCAT UTV

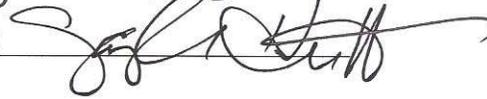
NEEDED (WHY?): ADDITIONAL BOBCAT UTV
NEEDED TO INCREASE EFFECTIVENESS AND
EFFICIENCY OF OPERATIONS

ORIGINAL BUDGET AMOUNT: \$12,000 (\$20,489, 68 AS QUOTED / ADDITIONAL FUNDS
AVAILABLE THROUGH \$46,937.15 SAVINGS
WORK ORDER # IF NEEDED: N/A (ON BACKHOE REPLACEMENT)

SUPERVISOR SIGNATURE:



CITY MANAGER APPROVAL:



ALL CAPITAL ITEMS MUST BE APPROVED BY THE CITY MANAGER PRIOR
TO PURCHASE



Bobcat

Product Quotation

Quotation Number: CMS-26798v1

Date: 2015-03-05 10:07:58

Customer Name/Address:	Bobcat Dealer	ORDER TO BE PLACED WITH: Contract Holder/Manufacturer
CITY OF PIQUA Attn: UNDERGROUND UTILITY DEPT PIQUA, OH 45356	Brent Bobcat of Troy, 1230 ARCHER DRIVE TROY OH 45373 Phone: (937) 335-5287 Fax: (937) 339-4968	Bobcat Company PO Box 6000 West Fargo, ND 58078 Phone: 701-241-8719 Fax: 701-280-7860 Contact: Crystal Stram Crystal.stram@doosan.com

Description

3400 Gas (MY15)

Engine

- Key Start
- Liquid Cooled
- Single Cylinder EFI
- Pressurized Oiling system with Spin-on Filter
- Spark Arrestor Exhaust System

Drive System

- Variable Speed Drive (Belt CVT)
- Sealed CVT Cover
- Four Wheel Drive - 3 Drive Modes
- Forward Travel, Two range (H/L)
- Gear Selector P-R-N-L-H
- CV Guard, Front
- Brakes - 4-Wheel, Hydraulic Disc with Dual Bore Front Calipers

Suspension & Steering

- Front - Independent, Dual A-Arm
- Rear - Multi-Link De Dion
- Adjustable Front and Rear Coil Over Shocks
- Rack & Pinion w/ Electric Power Steering Assist
- Tilt Steering Column

Tires/Wheels

- Kendra Terra Trac Tires
- Front, 25x10-12/12x6 orange steel rim
- Rear, 25x11-12/12x8 orange steel rim

Part No
M1303

Qty
1

Price Ea.
\$9,999.20

Total
\$9,999.20

Electrical

- Headlights, High & Low Beams 2-35 Watts
- LED Tail & Brake Lights
- 2-12 Volt Power Ports

Operator Compartment

- Beverage Holder (2)
- 60/40 Split Bench Seats (3 Occupants)
- Under Seat, Glove Box, and Under Dash Storage
- Seat Belts with 3-Point Restraint, retractable

Instrumentation

- Indicator Lights: Seat Belt Reminder, High Beam On, Engine Temp High, Service Power Steering and Service Engine.
- LCD Display: Engine Temp, Engine RPM, Voltage, Trip, Hour Meter, Tachometer, Fuel Level, Clock, Drive Mode, Odometer, Service Reminder and Gear Position.
- Analog Display: Speedometer

Cargo Box and Frame

- Composite Cargo Box with Cylinder Lift Assist
- Quick Latch Tailgate
- Integrated Box Accessory System
- Rear Receiver Hitch - 2 in.
- Skid Plates
- ROPS (Roller Over Protective Structure)

Warranty, 12 months/1,000 hours

Dealer Installed	Part No	Qty	Price Ea.	Total
Comfort, Power Box lift	7259508	1	\$601.00	\$601.00
Electrical, Back-up Alarm	7265295	1	\$98.81	\$98.81
Electrical, Flashing Strobe Light	7261325	1	\$403.94	\$403.94
Electrical, Horn	7228093	1	\$62.40	\$62.40
Electrical, Turn Signals	7261845	1	\$458.54	\$458.54
Electrical, Terminal Block - Mid	7260991	1	\$53.49	\$53.49
Chassis				
Electrical, Terminal Power Leads - Front Std	7229408	1	\$32.55	\$32.55
Roof, Premium	7227936	1	\$500.79	\$500.79
Doors, Premium Front	7227960	1	\$2,200.93	\$2,200.93
Rear Panel, Glass	7227938	1	\$427.18	\$427.18
Windshield, Glass	7227963	1	\$853.43	\$853.43
Electrical, Windshield Wiper and Washer	7246232	1	\$500.99	\$500.99
Snow Plow Kit	7233193	1	\$1,017.42	\$1,017.42
--- Winch, Integrated 4500 lb	7226023	1	\$877.36	\$877.36
Comfort, Heater System	7261069	1	\$956.70	\$956.70
Comfort, Cab Insulation Kit	7226521	1	\$229.95	\$229.95

Total of Items Quoted	\$19,274.68
Dealer Assembly Charges	\$1,215.00
Quote Total - US dollars	\$20,489.68

**Prices per the Ohio State STS515W, #800155. Contract Period: 5-03-11 to 4-30-16*
**Agencies must be members of the Coop to purchase off contract.*
**Terms Net 30 Days. Credit cards accepted.*
**FOB: Destination within the 48 Contiguous States.*
**Delivery: 60 to 90 days from ARO.*
**State Sales Taxes apply.*
**TID# 38-05425350*
**Orders Must be Placed With: Clark Equipment Company dba Bobcat Company, Govt Sales, PO Box 6000, West Fargo, ND 58078.*

Prices & Specifications are subject to change. Please call before placing an order. Applies to factory ordered units only.

ORDER ACCEPTED BY:

SIGNATURE

DATED

PRINT NAME AND TITLE

PURCHASE ORDER #

SHIP TO ADDRESS: _____

BILL TO ADDRESS (if different than Ship To): _____



CAPITAL PURCHASE APPROVAL

DEPARTMENT: UNDERGROUND UTILITIES
ACCOUNT NUMBER: 403-000-190-1900

ITEM: W46 BACKHOE REPLACEMENT W/ BOBCAT E63 EXCAVATOR

NEEDED (WHY?): AGING BACKHOE IN
NEED OF REPLACEMENT

ORIGINAL BUDGET AMOUNT: \$135,000 (\$88,062.85 AS QUOTED)

WORK ORDER # IF NEEDED: N/A

SUPERVISOR SIGNATURE: 

CITY MANAGER APPROVAL: 

ALL CAPITAL ITEMS MUST BE APPROVED BY THE CITY MANAGER PRIOR
TO PURCHASE

STATE OF OHIO
DEPARTMENT OF ADMINISTRATIVE SERVICES
GENERAL SERVICES DIVISION
OFFICE OF PROCUREMENT SERVICES
4200 SURFACE ROAD, COLUMBUS, OH 43228-1395

S & L GOVERNMENT PRICING SCHEDULE

SCHEDULE NUMBER: 800155

EFFECTIVE DATES: 05/01/2011 TO 04/30/2016

The Department of Administrative Services has completed the evaluation and analysis of the State Term Schedule (STS) offering submitted by the Contractor as listed herein. The Contractor listed herein has been determined to provide competitive, economical and reasonable pricing for the items contained in their offer. The respective offer, including the Standard Contract Terms & Conditions, any proposal amendment, special contract terms & conditions, specifications, pricing schedules and any attachments incorporated by reference and accepted by DAS become a part of this State Term Schedule.

This State Term Schedule is effective beginning and ending on the dates noted above unless, prior to the expiration date, the Schedule is renewed, terminated, or cancelled in accordance with the Standard Contract Terms and Conditions.

This State Term Schedule is available to all state agencies, state institutions of higher education and political subdivisions properly registered as members of the Cooperative Purchasing Program of the Department of Administration Services, as applicable.

Agencies are eligible to make purchases of the supplies and/or services in any amount and at any time as determined by the agency (see maximum order limit). The State makes no representation or guarantee that agencies will purchase the supplies and/or services approved in the State Term Schedule.

State agencies may make purchases under this State Term Schedule up to \$2500.00 using the state of Ohio payment card. Any purchases that exceed \$2500.00 will be made using the official state of Ohio purchase order (ADM-0523). Any non-state agency, institution of higher education or Cooperative Purchasing member will use forms applicable to their respective agency.

Questions regarding this and/or the State Term Schedule may be directed to:

Terri Villavicencio, CPPB
Terri.villavicencio@das.ohio.gov

This State Term Schedule and any Amendments thereto are available from the DAS website at the following address: <http://procure.ohio.gov>.

BobCat Company

STATE TERM SCHEDULE

Index No: STS515
Eff. Date: 02/18/2014

STATE OF OHIO
DEPARTMENT OF ADMINISTRATIVE SERVICES
GENERAL SERVICES DIVISION
OFFICE OF PROCUREMENT SERVICES
4200 SURFACE ROAD, COLUMBUS, OH 43228-1395

CONTRACTOR, PRICES, TERM SCHEDULE, ETC.

Send Purchase Orders To:

Remit To:

OAKS Contract ID:

0000132030
BobCat Company
250 E Beaton Dr
West Fargo, ND 58078-6000

Same

800155

Contractor Contacts:

Mr. Mike Kotzbacher (701) 241-8746 Fax: (701) 280-7860 Sales Contact Mike.Kotzbacher@Doosan.com

Delivery:

30-60 Days A.R.O. - F.O.B. Destination Freight Prepaid and Add

Terms:

Net 30 Days

Basic Order Limitations (Agencies should contact Procurement Services when they expect to exceed the Maximum Order Limitation.)

Minimum: \$250.00

Maximum: \$250,000.00

APPROVED PRODUCTS/SERVICES: Only those vendors, products, or services as listed in the price pages, approved by the Office of Procurement Services, may be purchased from this State Term Schedule. Any vendors, prices, terms, conditions, products or services not listed in the approve price sheets are outside the scope of this schedule.

MANDATORY USE CONTRACTS: All General Distribution Contracts (GDC), Limited Distribution Contracts (LDC), Multiple Award Contracts (MAC), and Request for Proposals (RFP) take precedence over this State Term Schedule (STS). This STS is only for governmental entities without a mandatory use contract.

EXCLUDED ITEMS: (State Agencies Only) in accordance with the Ohio Revised Code Section 5147.07, 125.60, through 125.6012, 5119.16 and 3304.28 through 3304.33 state agencies are required to purchase through Ohio Penal Industries (OPI); Community Rehabilitation Programs (CRP); Department of Mental Health (DMH) Office of Support Services (Central Warehouse, and Pharmacy Services); and Rehabilitation Services Commission (RSC). State agencies must obtain a waiver from OPI, CRP, DMH Central Warehouse or Pharmacy Services, and/or RSC to procure from this schedule.

SPECIAL NOTE: The state of Ohio including but not limited to its agencies, boards, commissions, departments, state universities, state vocational schools, state community colleges of Ohio, and any entity authorized by law to use this State Term Schedule (STS) is not obligated to procure any products or services from this STS. This STS shall not be construed to prevent the state from purchasing products or services using other procurement methods as authorized by law.

NOTICE TO CONTRACTOR/VENDOR: It is the responsibility of the contractor's contact to maintain this State Term Schedule with current information. All updates i.e., telephone numbers, contact names, email addresses, tax identification number, prices, and catalogs etc., are required to be processed through the formal amendment authorization process which is initiated by way of a written request from the contractor's contact.

UNSPSC CODES (OAKS Category ID) and Item Descriptions:

All purchase orders placed against this contract shall use the following UNSPSC Codes when completing requisitions.

22101500 - Earth moving machinery

Excavators; Loaders; Utility Vehicles; Farm Equipment and Construction Equipment

22101700 - Heavy equipment components

NOTES:

Current price list is dated December 01, 2013

Discount Schedule: % Discount off Suggested List Price

Skid Steer Loaders

30%

Including factory installed options

Track Loaders

30%

Including factory installed options

AWS (All Wheel Steer Loaders)

24%

Including factory installed options

Mini Track Loaders

24%

Including factory installed options

Excavators (excluding E63 and E85)

30%

Including factory installed options

Excavators E63/E85 only

24%

Including factory installed options

Toolcat

15%

Including factory installed options

Versahandlers

24%

Including factory installed options

Utility Vehicles

20%

Including factory installed options

Compact Tractors

20%

Including factory installed options

All Attachments/Implements for the above referenced machines

24%

Dealer Index

Dealer Name & Address

This Dealer does not accept POs
Bobcat Enterprises Inc.
225 Hughes Blvd
Mt. Orab, OH 45154

0000046803

**Dealer's Contact:**

Name		Phone	Fax	Email Address
Mr. Kimberly	Trapp	513-645-1459	513-645-1489	ktrapp@bobcat-ent.com

Dealer Name & Address

This Dealer does not accept POs
Bobcat Enterprises, Inc. - Hamilton
9605 Princeton-Glendale Road
Hamilton, OH 45011

**Dealer's Contact:**

Name		Phone	Fax	Email Address
Mr. Kimberly	Trapp	513-645-1459	513-645-1489	ktrapp@bobcat-ent.com

Dealer Name & Address

This Dealer does not accept POs
Bobcat Enterprises, Inc. - Hilliard
3666 Lacon Road
Hilliard, OH 43026

**Dealer's Contact:**

Name		Phone	Fax	Email Address
Mr. Kimberly	Trapp	513-645-1459	513-645-1489	ktrapp@bobcat-ent.com

Dealer Name & Address

This Dealer does not accept POs
Bobcat Enterprises, Inc. - Reynoldsburg
8670 East Main Street
Reynoldsburg, OH 43068

**Dealer's Contact:**

Name		Phone	Fax	Email Address
Mr. Kimberly	Trapp	513-645-1459	513-645-1489	ktrapp@bobcat-ent.com

Dealer Name & Address

This Dealer does not accept POs
Bobcat of Akron
176 West Avenue
P.O. Box 154
Tallmadge, OH 44278

**Dealer's Contact:**

Name		Phone	Fax	Email Address
Mr. Dan	Lebeau	800-453-7767	330-633-5085	bobcatdanny@leppos.com

Dealer Name & Address

This Dealer does not accept POs
 Bobcat of Canton
 176 West Avenue
 PO Box 154
 Tallmadge, OH 44278

**Dealer's Contact:**

Name	Phone	Fax	Email Address
Mr. Dan Lebeau	800-453-7767	330-633-5085	bobcatdanny@lepos.com

Dealer Name & Address

This Dealer does not accept POs
 Bobcat of Cleveland
 176 West Avenue
 PO Box 154
 Tallmadge, OH 44278

**Dealer's Contact:**

Name	Phone	Fax	Email Address
Mr. Dan Lebeau	800-453-7767	330-633-5085	bobcatdanny@lepos.com

Dealer Name & Address

This Dealer does not accept POs
 Bobcat of Cleveland West
 176 West Avenue
 PO Box 154
 Tallmadge, OH 44278

**Dealer's Contact:**

Name	Phone	Fax	Email Address
Mr. Dan Lebeau	800-453-7767	330-633-5085	bobcatdanny@lepos.com

Dealer Name & Address

This Dealer does not accept POs
 Bobcat of Dayton, Inc.
 2850 East River Road
 Dayton, OH 45439

0000046737

**Dealer's Contact:**

Name	Phone	Fax	Email Address
Ms. Jeanne Ray	937-293-3176	937-293-7392	jray@bobcatofdayton.com

Dealer Name & Address

This Dealer does not accept POs
 Bobcat of Lima, Inc.
 1420 Elida Road
 Lima, OH 45805

0000157531

**Dealer's Contact:**

Name	Phone	Fax	Email Address
Mr. Dave Shepard	419-228-5807	419-222-6178	dshep@bobcatoflima.com

Dealer Name & Address

0000083965

This Dealer does not accept POs
 Bobcat of Toledo, Ltd.
 6763 Commodore Drive
 Walbridge, OH 43465

**Dealer's Contact:**

Name	Phone	Fax	Email Address
Mr. Guy Page	440-365-8311	440-366-1456	guy@pageequipment.com

Dealer Name & Address

This Dealer does not accept POs
 Bobcat of Troy
 1230 Archer Drive
 Troy, OH 45373

**Dealer's Contact:**

Name	Phone	Fax	Email Address
Ms. Jeanne Ray	937-293-3176	937-293-7392	jray@bobcatofdayton.com

Dealer Name & Address

This Dealer does not accept POs
 Bobcat of Wooster
 176 West Avenue
 PO Box 154
 Tallmadge, OH 44278

**Dealer's Contact:**

Name	Phone	Fax	Email Address
Mr. Dan Lebeau	800-453-7767	330-633-5085	bobcatdanny@lepos.com

Dealer Name & Address

This Dealer does not accept POs
 Bobcat of Youngstown
 176 West Avenue
 PO Box 154
 Tallmadge, OH 44278

**Dealer's Contact:**

Name	Phone	Fax	Email Address
Mr. Dan Lebeau	800-453-7767	330-633-5085	bobcatdanny@lepos.com

Dealer Name & Address

0000091468

This Dealer does not accept POs
 Jefferds Corp.
 652 Winfield Rd.
 P.O. Box 757
 St. Albans, WV 25177

Dealer's Contact:

Name	Phone	Fax	Email Address
Mr. Tom Dukas	304-422-6491	304-422-6475	TomDukas@jefferds.com

Dealer Name & Address

0000046289

This Dealer does not accept POs
 RECO Equipment, Inc.
 66420 Belmont Morristown Road
 Morristown, OH 43759

**Dealer's Contact:**

Name		Phone	Fax	Email Address
Mr. Dale	Totterdale	740-782-1314	740-782-1020	dtotterdale@recoequip.com

Dealer Name & Address

0000066473

This Dealer does not accept POs
 STREACKER TRACTOR SALES, INC.
 1218 Trenton Ave
 Findlay, OH 45840

**Dealer's Contact:**

Name		Phone	Fax	Email Address
Mr. Karl	A Streacker	419-422-6973	419-422-5084	karl@streackertractor.com

Dealer Name & Address

0000066473

This Dealer does not accept POs
 STREACKER TRACTOR SALES, INC.
 1400 North Fifth Street
 Fremont, OH 43420-9573

**Dealer's Contact:**

Name		Phone	Fax	Email Address
Mr. Greg	A Streacker	419-334-9775	419-334-9778	greg@streackertractor.com

SUMMARY OF AMENDMENTS

Amendment Number	Revision Date	Description
4	02/18/2014	This amendment is issued to indicate an update to the pricelist dated December 01, 2013, effective with all orders issued on or after February 18, 2014.
3	08/30/2013	This amendment is issued to add dealer, Jefferds Corp., effective with all orders issued on or after August 30, 2013.
2	02/04/2013	This amendment is issued to indicate an update to the pricelist dated December 01, 2012, effective with all orders issued on or after February 04, 2013.
1	05/18/2011	This amendment is issued to correct the Discount Schedule for Attachments.



Bobcat

Product Quotation

Quotation Number: CMS-27179

Date: 2015-03-01 18:11:23

Customer Name/Address:	Bobcat Dealer	ORDER TO BE PLACED WITH: Contract Holder/Manufacturer
CITY OF PIQUA Attn: TODD UNDERGROUND UTILITY DEPT PIQUA, OH 45356 Phone: (937) 778-2026	Brent Bobcat of Troy, 1230 ARCHER DRIVE TROY OH 45373 Phone: (937) 335-5287 Fax: (937) 339-4968	Bobcat Company PO Box 6000 West Fargo, ND 58078 Phone: 701-241-8719 Fax: 701-280-7860 Contact: Crystal Stram Crystal.stram@doosan.com

Description

E63 T4 Bobcat Compact Excavator

59.3 HP Tier 4

- Auto-Idle
- Auto-Shift, Two Speed Travel
- Auxiliary Hydraulics - w/ Quick Couplers & Selectable Flow Rates
- Boom Load Hold Valve
- Boom Swing
- Cab, Enclosed with HVAC - ROPS/TOPS
- Includes: Cup Holder, Retractable Seat Belt, Deluxe Cloth Suspension Seat with High Back
- Control Console Locks
- Control Pattern Selector Valve (ISO/STD)
- Direct-to-tank Valve
- Dozer Blade - w/ Float

Part No	Qty	Price Ea.	Total
M5563	1	\$61,566.08	\$61,566.08

- Engine Monitor with Return to Idle
- Fingertip Auxiliary Hydraulics & Boom Swing
- Horn
- Hydraulic Joystick Controls
- Mirrors - Left and Right Side
- Password Protection System
- Rubber Tracks
- Tier 4 Compliant - DPF/DOC
- Travel Motion Alarm
- Warranty: 12 Months, Unlimited Hours
- Work Lights
- X-Change™ Attachment Mounting System

Dealer Installed	Strobe Kit	7179688	1	\$203.01	\$203.01
	Secondary Auxiliary Hydraulics kit	7244735	1	\$1,227.00	\$1,227.00
Attachments	18" Base Class 4, order cutting edge.	M7030			
	--- 18" X-Change Severe Duty Trenching Bucket, Class 4	M7030-R01-C02	1	\$813.20	\$813.20
	24" Base Class 4, order cutting edge.	M7022			
	--- 24" X-Change Severe Duty Trenching Bucket, Class 4	M7022-R01-C02	1	\$877.04	\$877.04
	36" Base Class 4, order cutting edge.	M7020			
	--- 36" X-Change Std. Duty Trenching Bucket, Class 4 (Smooth Lip)	M7020-R01-C03	1	\$953.80	\$953.80
	Hydraulic Clamp, E60, E63	7187919	1	\$2,240.36	\$2,240.36
	Power-Tilt PTX4	6718077	1	\$4,409.52	\$4,409.52
	HB1380 Breaker with Nail Point	7157576	1	\$9,744.72	\$9,744.72
	--- X-Change Mounting Cap	7117325	1	\$421.80	\$421.80
	--- Hose Kit	7176608	1	\$209.76	\$209.76
	PCF64 Plate Compactor (PCF64)	7210256	1	\$4,425.20	\$4,425.20
	--- PC Hose Kit	7217836	1	\$209.00	\$209.00
	--- X-Change Mounting Cap	7113657	1	\$312.36	\$312.36

Total of Items Quoted
Dealer Assembly Charges
Quote Total - US dollars

\$87,612.85
\$450.00
\$88,062.85

**Prices per the Ohio State STS515W, #800155. Contract Period: 5-03-11 to 4-30-16*

**Agencies must be members of the Coop to purchase off contract.*

**Terms Net 30 Days. Credit cards accepted.*

**FOB: Destination within the 48 Contiguous States.*

**Delivery: 90 days from ARO.*

**State Sales Taxes apply.*

**TID# 38-05425350*

**Orders Must be Placed With: Clark Equipment Company dba Bobcat Company, Govt Sales, PO Box 6000, West Fargo, ND 58078.*

Prices & Specifications are subject to change. Please call before placing an order. Applies to factory ordered units only.

ORDER ACCEPTED BY:

SIGNATURE

DATED

PRINT NAME AND TITLE

PURCHASE ORDER #

SHIP TO ADDRESS: _____

BILL TO ADDRESS (if different than Ship To): _____



RESOLUTION NO. R-57-15

A RESOLUTION TO AUTHORIZE THE COMMENCEMENT OF THE APPROPRIATION OF RIGHT-OF-WAY ON 1712 PARK AVENUE, PIQUA, MIAMI COUNTY, OHIO IN THE COMMON PLEAS COURT OF MIAMI COUNTY, OHIO FOR PUBLIC PURPOSES

WHEREAS, the City's Comprehensive Plan includes the Safe Routes to School Project and the Complete Streets Plan; and

WHEREAS, the City has received federal and state funding for the Safe Routes to School Project, including for handicap ramps on public sidewalks; and

WHEREAS, the agreement for the Safe Routes to School Project has been in the planning stages since 2011, funding was approved in 2012 and completion is scheduled for 2015; and

WHEREAS, the Safe Routes to School Project is in need for the safety of the school children and for the encouragement of physical activity by children walking or biking to school and thus serves a public purpose; and

WHEREAS, Chapter 163 of the Ohio Revised Code has been complied with, including providing notice to the property owner of 1712 Park Avenue that the City desires to purchase the property in order to complete the installation of handicapped ramps on the sidewalk; and

WHEREAS, the property owner was made aware of the project and the potential need of the City to acquire the property on November 19, 2014, and February 4, 2015, and negotiations have been unsuccessful to date but are ongoing and fair market value has been offered.

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. In accordance with the City's Comprehensive Plan, the improvements of sidewalks in conjunction with the Safe Routes to School Program serves a public purpose and is a project being completed in conjunction with federal and state funds and the direction of the Ohio Department of Transportation.

SECTION 2. The acquisition of 1712 Park Avenue, Piqua, Miami County, Ohio is needed for the mandates of making sidewalks handicap accessible in conjunction with the Safe Routes to School Project and said acquisition is under a time constraint or the City risks the loss of funding.

SECTION 3. The City Law Director is authorized to commence appropriation proceedings in the Common Pleas Court of Miami County with regards to 1712 Park Avenue, Piqua, Miami County, Ohio, for public purposes.

SECTION 4. This Resolution is declared an emergency for the immediate preservation of the public peace, health or safety in the City of Piqua as the City is

required to acquire the described property and if not done so immediately, the City will lose the necessary funding for the Safe Routes to School Project.

LUCINDA L. FESS, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CITY COMMISSION CLERK

RESOLUTION NO. R-58-15

A RESOLUTION TO AUTHORIZE THE COMMENCEMENT OF THE APPROPRIATION OF RIGHT-OF-WAY ON 230 WEST HIGH STREET, PIQUA, MIAMI COUNTY, OHIO IN THE COMMON PLEAS COURT OF MIAMI COUNTY, OHIO FOR PUBLIC PURPOSES

WHEREAS, the City's Comprehensive Plan includes the Safe Routes to School Project and the Complete Streets Plan; and

WHEREAS, the City has received federal and state funding for the Safe Routes to School Project, including for handicap ramps on public sidewalks; and

WHEREAS, the agreement for the Safe Routes to School Project has been in the planning stages since 2011, funding was approved in 2012 and completion is scheduled for 2015; and

WHEREAS, the Safe Routes to School Project is in need for the safety of the school children and for the encouragement of physical activity by children walking or biking to school and thus serves a public purpose; and

WHEREAS, Chapter 163 of the Ohio Revised Code has been complied with, including providing notice to the property owner of 230 West High Street that the City desires to purchase the property in order to complete the installation of handicapped ramps on the sidewalk; and

WHEREAS, the property owner was made aware of the project and the potential need of the City to acquire the property on November 19, 2014, and February 3, 2015, and negotiations have been unsuccessful to date but are ongoing and fair market value has been offered.

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. In accordance with the City's Comprehensive Plan, the improvements of sidewalks in conjunction with the Safe Routes to School Program serves a public purpose and is a project being completed in conjunction with federal and state funds and the direction of the Ohio Department of Transportation.

SECTION 2. The acquisition of 230 Wes High Street, Piqua, Miami County, Ohio is needed for the mandates of making sidewalks handicap accessible in conjunction with the Safe Routes to School Project and said acquisition is under a time constraint or the City risks the loss of funding.

SECTION 3. The City Law Director is authorized to commence appropriation proceedings in the Common Pleas Court of Miami County with regards to 1855 Park Avenue, Piqua, Piqua, Miami County, Ohio, for public purposes.

SECTION 4. This Resolution is declared an emergency for the immediate preservation of the public peace, health or safety in the City of Piqua as the City is

required to acquire the described property and if not done so immediately, the City will lose the necessary funding for the Safe Routes to School Project.

LUCINDA L. FESS, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CITY COMMISSION CLERK

RESOLUTION NO. R-59-15

A RESOLUTION TO AUTHORIZE THE COMMENCEMENT OF THE APPROPRIATION OF RIGHT-OF-WAY ON 1846 PARK AVENUE, PIQUA, MIAMI COUNTY, OHIO IN THE COMMON PLEAS COURT OF MIAMI COUNTY, OHIO FOR PUBLIC PURPOSES

WHEREAS, the City's Comprehensive Plan includes the Safe Routes to School Project and the Complete Streets Plan; and

WHEREAS, the City has received federal and state funding for the Safe Routes to School Project, including for handicap ramps on public sidewalks; and

WHEREAS, the agreement for the Safe Routes to School Project has been in the planning stages since 2011, funding was approved in 2012 and completion is scheduled for 2015; and

WHEREAS, the Safe Routes to School Project is in need for the safety of the school children and for the encouragement of physical activity by children walking or biking to school and thus serves a public purpose; and

WHEREAS, Chapter 163 of the Ohio Revised Code has been complied with, including providing notice to the property owner of 1846 Park Avenue that the City desires to purchase the property in order to complete the installation of handicapped ramps on the sidewalk; and

WHEREAS, the property owner was made aware of the project and the potential need of the City to acquire the property on November 19, 2014, and February 5, 2015, and negotiations have been unsuccessful to date but are ongoing and fair market value has been offered.

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. In accordance with the City's Comprehensive Plan, the improvements of sidewalks in conjunction with the Safe Routes to School Program serves a public purpose and is a project being completed in conjunction with federal and state funds and the direction of the Ohio Department of Transportation.

SECTION 2. The acquisition of 1846 Park Avenue, Piqua, Miami County, Ohio is needed for the mandates of making sidewalks handicap accessible in conjunction with the Safe Routes to School Project and said acquisition is under a time constraint or the City risks the loss of funding.

SECTION 3. The City Law Director is authorized to commence appropriation proceedings in the Common Pleas Court of Miami County with regards to 1846 Park Avenue, Piqua, Piqua, Miami County, Ohio, for public purposes.

SECTION 4. This Resolution is declared an emergency for the immediate preservation of the public peace, health or safety in the City of Piqua as the City is

required to acquire the described property and if not done so immediately, the City will lose the necessary funding for the Safe Routes to School Project.

LUCINDA L. FESS, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CITY COMMISSION CLERK