REGULAR PIQUA CITY COMMISSION MEETING-AMENDED
TUESDAY, JULY 21, 2015
7:30 P.M. – COMMISSION CHAMBER – 2nd FLOOR
201 WEST WATER STREET
PIQUA, OHIO 45356

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL

PRESENTATION BY: **MR. JOE BRADEN, WEST REGIONAL LIASON-AUDITOR OF STATE OFFICE**
PRESENTED TO: **MS. CYNTHIA HOLTZAPPLE, ASSISTANT CITY MANAGER/FINANCE DIRECTOR**
FOR: **THE AUDITOR OF STATE AWARD WITH DISTINCTION**

PROCLAMATION: NATIONAL NIGHT OUT- CHIEF BRUCE JAMISON

REGULAR CITY COMMISSION MEETING

CONSENT AGENDA

1. APPROVAL OF MINUTES
   Approval of the minutes from the Regular Piqua City Commission Meeting of July 7, 2015

2. RES. NO. R-107-15
   A Resolution establishing "Trick or Treat/Beggars' Night" in the City of Piqua

OLD BUSINESS

3. ORD NO. 7-15 (3rd Reading-Amended)
   An Emergency Ordinance repealing Sections 94.23, 94.24 and 94.26 of Chapter 94 and adopting new sections 94.23, 94.24, and 94.26 of the Piqua Municipal Code

NEW BUSINESS

4. ORD. NO. 8-15 (1st Reading)
   An Ordinance amending Section 77.01-Schedule VI of the Piqua Code, relating to right turn on red prohibited

5. ORD. NO. 9-15 (1st Reading)
   An Ordinance to make appropriations for the City of Piqua, Ohio for the year 2015

6. RES. NO. R-108-15
   A Resolution authorizing a purchase order to Compass Minerals America Inc. for the purchase of road salt for the Street Department

7. RES. NO. R-109-15
   A Resolution authorizing permission to conduct business with Alan Miller

8. RES. NO.R-110-15
   A Resolution authorizing a purchase order to Best Equipment Co., for the repair of trucks for the Underground Utilities Department

MONTHLY REPORTS-MAY 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

CITY COMMISSION OFFICE

Mayor Lucinda L. Fess - City Commissioner
201 West Water Street • Piqua, Ohio 45356
(937) 778-2051 • FAX (937) 778-2048
Email: ward5comm@piquaoh.org

PROCLAMATION

WHEREAS, *the National Association of Town Watch (NATW) is sponsoring a unique, nationwide crime, drug and violence prevention program on August 4, 2015 entitled "National Night Out;" and*

WHEREAS, *the "32nd Annual National Night Out" provides a unique opportunity for Piqua to join forces with thousands of other communities across the country in promoting cooperative, police-community crime prevention efforts; and*

WHEREAS, *Piqua plays a vital role in assisting the Piqua Police Department through joint crime, drug and violence prevention efforts in Piqua and is supporting "National Night Out 2015" locally: and*

WHEREAS, *it is essential that all citizens of Piqua be aware of the importance of crime prevention programs and the impact that their participation can have on reducing crime, drugs and violence in Piqua; and*

WHEREAS, *the Piqua Police Department is kicking off "Nextdoor Neighborhoods" to combine two-way online information sharing with the police department and face-to-face relationships between neighbors to strengthen the safety of the neighborhood; and*

WHEREAS, *police-community partnerships, neighborhood safety, awareness and cooperation are important themes of the "National Night Out" program; and*

NOW, THERFORE I, *Lucinda L. Fess, Mayor of the City of Piqua, do hereby call upon all citizens of Piqua to join PROTECT: PIQUA, the Piqua Police Department, and the National Association of Town Watch in supporting the "32nd Annual National Night Out" on August 4th, 2015.*

FURTHER, LET IT BE RESOLVED THAT, *the Piqua City Commission does hereby proclaim Tuesday, August 4th, 2015 as "National Night Out" in Piqua Ohio.*

IN WITNESS WHEREOF, *I have hereunto set my hand and caused to be affixed the Seal of the City of Piqua, Ohio, this 21st day of July 2015.*

_____

LUCINDA L. FESS, MAYOR

MINUTES
PIQUA CITY COMMISSION
Tuesday, July 7, 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 Vogt, Terry, Wilson, and Martin. Absent: None

REGULAR CITY COMMISSION MEETING

PRESENTATION BY NATHAN BURKHOLDER – PIQUA ACTIVITY DAY

Nathan Burkholder a junior at Bowling Green and a summer intern in the City Manager's Office presented a presentation on his upcoming Piqua Activity Day to be held at lower Fountain Park on Saturday, July 18, from 9:00 A.M.-11:00 A.M. The event is open to children from the ages of preschool through the sixth grade, children under the age of five can still participate with the preschool children with the parent's permission. His goal this year is to pack the park with over 100 children, stated Mr. Burkholder. Attendees can register prior to the event online at www. piquaactivityday.weebly.com, or they can register the day of the event.

Mayor Fess stated Nate has done a great job, congratulating him on his hard work, and wishing him the best of luck. Mayor Fess also encouraged the youth and citizens to volunteer and support Nate on this project.

Consent Agenda

Approval of Minutes

Approval of the minutes from the June16, 2015 Regular Piqua City Commission Meeting.

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

OLD BUSINESS

ORD.NO. 7-15 (2nd Reading-Amended)
An Emergency Ordinance repealing Sections 94.23, 94.24 and 94.26 of Chapter 94 and adopting new section 94.23, 94.24, and 94.26 of the Municipal Code

Law Director Stacy Wall provided the Staff Report.

This is the second reading of Ordinance 7-15 with changes being made in Section 94.23 regarding curfew hours throughout the city parks. No one will be allowed to enter or remain in the city parks between dusk and 7:A.M. the following day. There will be exceptions for the Linear park and the parks that have sports fields during tournament times, stated Ms. Wall.

At the June 16th meeting Commissioners expressed their concerns about smoking in the city parks. Ordinance No. 7-15 was amended to provide tighter regulations regarding smoking in the city parks to protect the children. Smoking will be permitted in designated areas and signs will be placed showing the designated areas, stated Ms. Wall.

Mayor Fess stated she received a telephone call regarding a group of older youths in Fountain Park using foul language around young children in the area. Law Director Wall stated the city cannot enact any legislation or post any signage about the use of foul language due to the Freedom of Speech Act as they would not be able to enforce that legally.

PUBLIC COMMENT

James Cruse, N. County Road 25-A, a Member of the Park Board came forward and voiced his concern over the fact that the Park Board was never given the opportunity to review Ordinance 7-15 and provide any input on the changes. This has happened several times now, and the Park Board Members would like to be involved when making changes, stated Mr. Cruse.

Law Director Stacy Wall stated the Park Board is an advisory board and provides information to be considered only, and not establishing any rules or regulations.

City Manager Huff stated he would be glad to set up a special meeting with the Park Board to discuss Ordinance No. 7-15 before the third reading at the next Commission Meeting. City Manager Huff explained there is a difference between the laws and legislation for the city codes, versus the rules and regulations of the parks that the Park Board reviews.

After discussion Ordinance No. 7-15 was given a second reading.

RES. NO. R-102—15 (Public Hearing)
A Resolution accepting for statutory purposes a budget for the calendar year 2016

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

Section 5705.18 of the Revised Code requires that the Commission adopt a tax budget for the next succeeding year on or before July 15, and Charter Section 49 requires the submission of the draft of and appropriation ordinance based upon said budget. The 2016 County tax Budget is projected to be $144.4 million, an increase of $7.2 million, or 5.3% more than the latest 2015 estimates due to several major projects in the Enterprise Funds, stated Ms. Holtzapple.

PUBLIC COMMENT

No one came forward to speak for or against Resolution No. R-102-15.

Moved by Commissioner Terry, seconded by Commissioner Wilson, that Resolution No.102-15 be adopted. Roll Call, Aye: Fess, Wilson Terry, Martin, and Vogt. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-102-15 adopted.

RES. NO. R- 103-15
A Resolution awarding a contract to L.J. DeWeese Co. Inc. for the construction of the Safe Routes to School Improvement Project

Amy Havenar, City Engineer, provided the Staff Report.

Only one bid was received for the Safe Routes to School Improvements Project, and it was from L.J. DeWeese Co, Inc. The work will consist of the installation of new pavement markings and signage, the installation of ADA compliant curb ramps, replacement of damaged sidewalk & curbs, removal of traffic signals, and construction of a multi-use path to the Junior High School from Looney Road. A grant was received in May of 2012 for the construction of the infrastructure projects around the Piqua Junior High School site, the Washington Intermediate School site, and the Wilder Intermediate School site. We would like to begin construction immediately, and it is scheduled to be completed by the end of October, stated Ms. Havenar.

Commissioners asked several questions regarding the plantings, and traffic signals in various areas, Ms. Havenar explained.

Public Comment

No one came forward to speak for or against Resolution No. R-103-15

Moved by Commissioner Martin, seconded by Commissioner Terry, that Resolution R-103-15 be adopted. Roll call, Aye: Martin, Terry, Fess, Wilson, and Vogt. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-103-15 adopted.

RES. NO. R-104-15
A Resolution awarding a contract to Underground Utilities, Inc. for the Garbry Road Water Main Extension Project

Amy Havenar, City Engineer, provided the Staff Report.

Four bids were received for the Garbry Road Water Main Extension Project. The project will consist of the installation of a new 16' water main along Garbry Road from Kienle Drive to U.S Rt. 36. The new water main will complete the water loop from the E. Ash Street water tower to provide a redundant water supply in conjunction with the future growth projection as identified in the City's Water Distribution Master Plan, stated Ms. Havenar. The contract is not to exceed $358,500 which includes a 10% contingency, and will be funded by Water Department Funds.

PUBLIC COMMENT

No one came forward to speak for or against Resolution No. R-104-15.

Moved by Commissioner Terry, seconded by Commissioner Wilson, that Resolution No, R-104-15 be adopted. Roll call, Aye: Wilson, Terry, Martin, Fess, and Vogt. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-104-15 adopted.

RES. NO. R-105-15
A Resolution awarding a contract to Grissom Construction, LLC for the Garnsey Street Sidewalk Replacement Project

Amy Havenar, City Engineer provided the Staff Report.

Only one bid was received and it was from Grissom Construction, LLC for the Garnsey Street Sidewalk Replacement Project. The work will consist of the replacement of portions of sidewalks and drive approaches throughout the 300 and 400 blocks of Garnsey Street. We are going through and fixing the worst portions of the sidewalks, stated Ms. Havenar. The contract id is not to exceed $60,000 and is being funded by the FY2014 CDBG Community Development Allocation Program.

PUBIC COMMENT

No one came forward to speak for or against Resolution No. R-105-15.

Moved by Commissioner Terry, seconded by Commissioner Wilson, that Resolution No. R-105-15 be adopted. Roll call, Aye: Wilson, Terry, Martin, Fess, and Vogt. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution R-105-15 adopted.

RES.NO. R-106-15
A to authorize a contract for the demolition of 102 S. Main Street

Justin Sommer, Assistant City Manager/Economic Development Director provided the staff Report.

Resolution No. R-106-15 is for the demolition of the structure located at 102 S. Main Street. The roof is partially collapsed and the building in general is in poor condition and cannot be saved. This structure was donated to the City of Piqua in 2013, and demolition will eliminate an unsafe building condition and ready the site for future improvements that advance the riverfront redevelopment and revitalization efforts. Six bids were received, and Roe Transportation Enterprises was awarded the bid. The contract is not to exceed $38,500, and is being funded by 2015 budget allocations, stated Mr. Sommer.

PUBLIC COMMENT

No one came forward to speak for or against Resolution No. R-106-15.

Moved by Commissioner Terry, seconded by Commissioner Wilson, that Resolution No. R-106-15 be adopted. Roll call, Aye: Wilson, Martin, Terry, Fess, and Vogt. Nay. None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-106-15 adopted.

PUBLIC COMMENT

No one came forward to speak at this time.

City Manager's Report

The City of Piqua's Leadership Development team submitted an application to the Ohio Magazine for the Best Hometown Award Designation. The team prepared and submitted an outstanding book, and copies were provided to the Commissioners. Mr. Huff further stated he wanted to complement the team on the tremendous effort they put into developing this application, as it was very creative and he doubts any other city provided such an application in book format. The City is very hopeful of receiving the designation based on the work that was put into the application, stated City Manager Huff.

City Manager Huff congratulated Assistant Fire Chief Vince Ashcraft on his accomplishments at the World Police and Fire games held in Fairfax, Virginia recently. Vince received a Bronze in the 100 Kg Masters in Judo, and a Gold in the Light Heavy-weight Submission Grappling.

City Manager Huff thanked the Piqua 4th of July Association for the wonderful weekend of activities, and the two nights of fireworks. I know the community appreciates all the hard work and effort that went in to the two day event.

City Manager Huff stated next year the City of Piqua will be taking over the 4th of July festivities and fireworks which will be held downtown. One of the concerns mentioned was the amount of available parking in the downtown area. The city conducted a survey of public and private parking spaces in the downtown area, and there are over 1500 spaces available for parking. I think we will be able to handle a tremendous size crowd and hope to attract a large number of people to the downtown area next year. Mr. Huff again thanked the Piqua 4th of July Committee for all of their work over the years.

Mayor Fess stated the idea for next year's 4th of July Celebration is to have various events all around the downtown area, plus provide a fireworks display.

City Manager Huff explained the City plans on having events during the day all over the city in various locations including Fountain Park. All of the plans have not been completed yet at this time, but it is going to be a great day for the citizens of Piqua.

Commissioners Comments

Commissioner Martin thanked the Piqua Fourth of July Committee for their continued Public Service to the Community over the years.

Commissioner Terry announced the second Piqua Civic Band Concert at the Hance Pavilion is scheduled for Thursday, July 9th at 7:00 P.M. and encouraged citizens to attend.

Commissioner Terry stated she attended the fireworks on Sunday evening and they were great.

Commissioner Terry further stated the sugar waffles were the best they have ever been in the past few years, and hopes they continue to provide them next year.

Commissioner Wilson also encouraged citizens to attend the Civic Band Concert.

Commissioner Wilson thanked the Piqua Fourth of July Committee for all their hard work, further stating citizens do not realize how much time goes into putting on such an event.

Mayor Fess stated Bret Poling has been appointed as the new Band Director for the Piqua Civic Band, and encouraged citizens to come out and listen, as it is well worth thier time. Mayor Fess challenged all to make the effort to attend the concert to support the Piqua Civic Band, and come out and pack the pavilion.

Mayor Fess thanked the Piqua Fourth of July Committee for doing such an amazing job over the years, further stating she appreciates all of their hard work and effort to the Piqua community.

Mayor Fess stated she knows that Mr. Huff and his committee will come up with some amazing things in the downtown area next year, and is looking forward to it..

Moved by Commissioner Vogt, seconded by Commissioner Martin, to adjourn from the Regular Commission Meeting at 8:25 P.M. Voice vote, Aye: Vogt, Martin, Wilson, Terry, and Fess. Nay: None.

_____
LUCINDA L. FESS, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION

RESOLUTION NO. R-107-15

A RESOLUTION ESTABLISHING "TRICK OR TREAT/BEGGARS' NIGHT" IN THE CITY OF PIQUA

WHEREAS, the annual celebration of Halloween has become a tradition in Piqua; and

WHEREAS, by common consent of the municipalities of Miami County, Thursday, October 29, 2015, from 6:00 P.M. to 8:00 P.M. has been designated "Trick or Treat/Beggars' Night";

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: This Commission hereby proclaims Thursday, October 29, 2015 from 6:00 P.M. to 8:00 P.M. as official "Trick or Treat/Beggars' Night" in the City of Piqua.

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

AMENDED ORDINANCE NO. 7-15

AN ENERGENCY ORDINANCE REPEALING SECTIONS 94.23, 94.24 AND 94.26 OF CHAPTER 94 AND ADOPTING NEW SECTIONS 94.23, 94.24 and 94.26 OF THE PIQUA MUNICIPAL CODE

WHEREAS, in considering another matter, the City Commission observed that the curfew hours in the various City parks are inconsistent and requested review and amendment for consistency; and

WHEREAS, in reviewing the sections herein, the sections were incomplete and not current and thus in need of a rewrite.

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

SECTION 1. That the City of Piqua hereby repeals Sections 94.23, 94.24 and 94.26 of Chapter 94 in their entirety and adopts new Sections 94.23, 94.24 and 94.26 as set forth below:

§ 94.23 CURFEW AND PROHIBITIONS ON USE OF PARKS AND GAZEBO.

(A) No person shall do any of the following in Heritage Green, Das Park, Shawnee Park, Armory Park, Robert M. Davis Memorial Park, Rowan Park, North Main Street Park, Goodrich Giles Park, Roadside Park, Hollow Park, Veterans Park, Kiwanis Park, Public Square Park and gazebo and Veterans Memorial Way (bounded by Market and High Streets and Wayne Street), Mote Park, High Street Park, Park Ridge Place Park, Fountain Park, Pitsenbarger Park or any other public park designated by signage by the City of Piqua, the tennis courts or the municipal golf course:

(1) Enter or remain in the parks between dusk and 7:00 a.m. of the following day.
   (a) On all lighted softball, baseball, football, or soccer fields, no inning (or equivalent period) will start after 10:30 p.m. except at tournament time; then, the game in progress may be completed.
(2) Ignite or maintain any fire except in designated areas in accordance with fire laws.
(3) Camp.
(4) Park motor vehicles except in designated parking areas.
(5) Hunt (excluding fishing), trap, or otherwise injure any animal.
(6) Sell or offer for sale any article, privilege or service.
(7) Excavate, dig or remove sod, turf or soil.
(8) Use any type of metal detection device.
(9) Possess or consume any alcoholic beverage.
(10) Golf except at the golf course.

(B) All dogs shall be leashed at all times in any of the public parks unless otherwise authorized. The person in control of the dog shall remove any waste from the dog.

(C) Any of the prohibitions listed in Section (A)(1)-(10) may be permitted with prior City approval if the City Manager finds good cause and issues a permit for the activity.

§ 94.24 REGULATIONS FOR PUBLIC FACILITIES AND PARKS.

(A) Rules and regulations shall be established for the rental of the Mote Park Community Center, Fountain Park Dining Hall and the Hance Pavilion. All rules and regulations shall be reviewed by the Park Board and approved by the City Manager. All renters shall receive a copy of the rules and regulations upon rental. Such rules and regulations shall include the possibility of the security deposit being forfeited for non-compliance.

(B) *Community swimming pool.* Hours of operation will be set prior to May 1 by the City Manager. The pool manager may change hours due to inclement weather, when attendance falls below the designated minimum or when the temperature is less than 70°F. The city reserves the right to set special hours as deemed necessary by the City Manager.

(1) Rules of conduct and regulations regarding the pool shall be established and approved by the City Manager. All rules and regulations shall be made available to every patron and provided to every member.

(C) *Smoking in parks.*

1. *Pitsenbarger Park.* Smoking will only be permitted in the parking lots. All other areas will be deemed non-smoking, including all of the athletic fields, bleachers and the swimming pool.

2. *Fountain Park.* There will be no smoking permitted in the bleachers or within 50 feet of the fence at Hardman Field. Hance Pavilion, which is already non-smoking inside, will not allow smoking on the concrete walkway, which abuts to the fence of the facility.

3. *Mote Park Softball Fields.* There will be no smoking permitted in the bleachers or within 50 feet of the fence.

4. All other City parks shall permit smoking in designated areas only, which shall be designated by signage. In no park shall there be smoking within 50 feet of a playground or within 50 feet of the entrance to a building or within 50 feet of the parameter of a picnic shelter or other structure.

5. A violation of Section 94.24(C) is a first degree misdemeanor, punishable by a fine up to $1,000 and or six months in jail.

§ 94.25 [RESERVED]

§ 94.26 CURFEW AND PROHIBITIONS ON USE OF THE LINEAR PARK.

(A) The Linear Park shall include those areas designated by the city as French Park, Lock 9 Park, the property owned, leased, or otherwise controlled by the city and comprising the bike trail and adjacent land on the current and former Hydraulic Canal as designated by the city including the connector to the Greene Street Section, and all the real property from the western boundary of the city, as amended from time to time, to the

eastern boundary of the city, as amended from time to time, in which said description can be obtained from the City Engineer's Office.

(B) No person shall do any of the following while in the Linear Park:

(1) Enter or remain in or on any section of the Linear Park from dusk until dawn. This section does not apply to persons attending organized activities in the Linear Park previously approved by the city.

(2) Operate or possess any motorized vehicles on or in the Linear Park except in designated parking areas. The use of the Linear Park shall be limited to bicycles, walking, jogging, wheelchairs (motorized or other wheelchairs), snow skis, skates, skateboards, and non-motorized scooters. Emergency, law enforcement, and vehicles necessary for the maintenance of the Linear Park are exempted from the prohibition of motorized vehicles.

(3) Block, impede, or obstruct the safe passage of emergency, law enforcement, or maintenance vehicles.

(4) Permit the presence of any animal, other than a domesticated dog. All domestic dogs must be leashed. Owners are required to clean and remove any solid waste deposited by their animals(s).

(5) Fish or angle from the bridge crossing the Great Miami River east of Lock 9 Park or from any stoned, paved or finished surface of Linear Park unless designated by the city for angling.

(6) Occupy any space outside or on top of the fenced area on the bridge crossing the Great Miami River and the bridge over College Street.

(7) Possess or consume any alcoholic beverages.

(8) Smoke or use tobacco products or possess an open flame on the bridge over the Great Miami River, the bridge over College Street, or the tunnel under Sunset Drive.

(9) Operate any vehicle, or bicycles, on or atop the designated spillway bridges. Emergency, law enforcement, wheelchairs and vehicles necessary for the maintenance of the Linear Park are exempt from this prohibition.

(10) Enter onto any designated section of linear park when gates are closed or sign is posted prohibiting use of that section of the linear park due to high water.

(11) Enter any drainage pipe culverts that cross the linear park.

(12) Walk, skate, skateboard or ride on any walls, rails, curbs or other fixtures not intended for said usage. Skateboards and skates are not permitted on the grooved portion of the bicycle steps on the west side of the Great Miami River bridge.

(C) Users of the Linear Park shall be considered recreational users as defined by R.C. § 1533.18, as amended, and the city shall assume no liability for damage or injury to persons or property while using Linear Park.

(D) Whoever violates this section is guilty of a minor misdemeanor. If an offender has been previously convicted of this section or persists in violation of this section after repeated warnings, then the violation is a misdemeanor of the fourth degree.

SECTION 2. All other sections of Chapter 94 of the Piqua Municipal Code not amended herein shall remain in effect as is.

SECTION 3. This Ordinance is declared an emergency for the immediate preservation of the public peace, health or safety in the City of Piqua and so that the City of Piqua may enforce the correct curfew times during the longer daylight hours.

_____
LUCINDA L. FESS, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION

ORDINANCE NO. 8-15

AN ORDINANCE AMENDING SECTION 77.01 – SCHEDULE VI OF THE PIQUA CODE, RELATING TO RIGHT TURN ON RED PROHIBITED

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 77.01 of the Piqua Code, Schedule VI – RIGHT TURN ON RED PROHIBITED, is hereby amended to ADD the following:

PARK AVENUE & BROADWAY

and; Section 77.01 of the Piqua Code, Schedule VI – RIGHT TURN ON RED PROHIBITED, is hereby amended to DELETE the following:

COLLEGE STREET & ASH STREET
MAIN STREET & GARNSEY STREET
MAIN STREET & SOUTH STREET
COLLEGE STREET & NORTH STREET
SOUTH STREET & BRICE AVENUE
SOUTH STREET & ROOSEVELT AVENUE
WAYNE STREET & SOUTH STREET

SEC. 2: Section 77.01 of the Piqua Code, Schedule VI Right Turn on Red Prohibited, is hereby amended to revise the restrictions of the intersections;

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

_____
LUCINDA L. FESS, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION

Item # 4

Commission Agenda Staff Report

MEETING DATE	July 21, 2015			
REPORT TITLE (Should match resolution/ordinance title)	An ordinance amending Section 77.01 – Schedule VI of the Piqua Code, relating to Right Turn on Red Prohibited.			
SUBMITTED BY	Name & Title: Amy L. Havenar, P.E., City Engineer			
	Department: Engineering			
AGENDA CLASSIFICATION	☐ Consent	☒ Ordinance	☐ Resolution	☐ Regular
APPROVALS/REVIEWS	☒ City Manager		☐ Asst. City Manager/Finance	
	☐ Asst. City Manager/Development		☐ Law Director	
	☐ Department Director		☐ Other:	
BACKGROUND (Includes description, background, and justification)	With the opening of the new Piqua Central Intermediate School (PCIS) on Nicklin Avenue and with the closing of additional schools throughout the community, there are some changes being proposed to increase pedestrian safety and to improve the traffic flow throughout the community. With increased pedestrian traffic at the new PCIS, and in particular, at the Broadway and Park Avenue intersection, this request is to prohibit right turns on red between the hours of 7:00 am and 4:00 pm during school days at the following intersection: • Park Avenue & Broadway This Ordinance would also allow for the removal of the right turn on red during school days restriction at the following intersections where the schools will be demolished, or in some cases, where the signs have been removed however the code was never updated to reflect the change: • Ash Street and College Street • Main Street and Garnsey Street • Main Street and South Street • North Street and College Street • South Street and Brice Avenue • South Street and Roosevelt Avenue • Wayne Street and South Street			
BUDGETING AND FINANCIAL IMPACT (Includes project costs and funding sources)	Budgeted $:	N/A		
	Expenditure $:	N/A		
	Source of Funds:			

	Narrative	The cost to add and remove the traffic signs will only be the time involved for Piqua Power – Traffic Department to complete this work. All materials needed are available to the city by reusing signs from the old school zones.
OPTIONS (Include Deny /Approval Option)	1.	Approve the ordinance to amend Section 77.01, Schedule VI of the Piqua Code relating to right turn on red prohibited.
	2.	Do not approve the ordinance and keep the intersections as they currently exist.
PROJECT TIMELINE	All work will follow the ODOT guidelines and will occur prior to the upcoming school year.	
STAFF RECOMMENDATION	Approve the ordinance to allow for the proposed modifications to the various intersections to provide children with safe routes to school and improve traffic flow.	
ATTACHMENTS		

ORDINANCE NO. 9-15

AN AMENDED ORDINANCE TO MAKE APPROPRIATIONS FOR THE CITY OF PIQUA, OHIO FOR THE YEAR 2015

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

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

ACCOUNT	2015 APPROPRIATIONS	2015 SUPPLEMENTAL	2015 REVISED APPROPRIATIONS
City Commission			
Personal Services/Administrative Support	$35,218		$35,218
Operation and Maintenance	$54,886	$5,000	$59,886
TOTAL	$90,104	$5,000	$95,104
City Manager			
Personal Services/Administrative Support	$237,278	$8,975	$246,253
Operation and Maintenance	$33,273		$33,273
Allocated Expenses	($198,043)	($6,570)	($204,613)
TOTAL	$72,508	$2,405	$74,913
Civil Service			
Operation and Maintenance	$12,085	$10,400	$22,485
TOTAL	$12,085	$10,400	$22,485
Engineering			
Personal Services/Administrative Support	$368,374		$368,374
Operation and Maintenance	$36,948		$36,948
Allocated Expenses	($348,740)		($348,740)
Capital	$23,000		$23,000
Non Governmental/Transfers/Refunds	$0	$80	$80
TOTAL	$79,582	$80	$79,662
Health			
Personal Services/Administrative Support	$244,461		$244,461
Operation and Maintenance	$113,920		$113,920
Non Governmental/Transfers/Refunds	$0	$175	$175
TOTAL	$358,381	$175	$358,556
Planning & Zoning			
Personal Services/Administrative Support	$193,007		$193,007
Operation and Maintenance	$171,495	$24,750	$196,245
Non Government/Transfers/Refunds	$100		$100
TOTAL	$364,602	$24,750	$389,352
Transfers			
Transfer to Swimming Pool Fund 415	$130,000	$22,000	$152,000
TOTAL	$130,000	$22,000	$152,000
TOTAL GENERAL FUND	$1,107,262	$64,810	$1,172,072

SEC. 2: That there be appropriated from the STREET DEPARTMENT FUND (101)

Personal Services/Administrative Support	$1,012,316		$1,012,316
Operation and Maintenance	$2,409,937		$2,409,937
Capital Outlay (including labor)	$331,500	$32,813	$364,313
TOTAL	$3,753,753	$32,813	$3,786,566

SEC. 3: That there be appropriated from the STREET INCOME TAX FUND (103)

Operation and Maintenance	$1,219,545		$1,219,545
Capital Outlay (including labor)	$4,336,417	$70,000	$4,406,417
Non Government/Transfers/Refunds	$173,754		$173,754
Allocated Expenses	($60,000)		($60,000)
TOTAL	$5,669,716	$70,000	$5,739,716

SEC. 5: That there be appropriated from the PARK AND RECREATION FUND (105)

Personal Services/Administrative Support	$278,189		$278,189
Operation and Maintenance	$190,581	$30,000	$220,581
Capital Outlay (including labor)	$135,754	($30,000)	$105,754
Non Government/Transfers/Refunds	$200		$200
TOTAL	$604,724	$0	$604,724

SEC. 6: That there be appropriated from the PUBLIC SAFETY FUND (106)

009 Fire Department			
Personal Services/Administrative Support	$3,642,937		$3,642,937
Operation and Maintenance	$511,682	$17,217	$528,899
Capital Outlay (including labor)	$60,000		$60,000
Non Government/Transfers/Refunds	$47,562		$47,562
TOTAL	$4,262,181	$17,217	$4,279,398

SEC. 11: That there be appropriated from the CHIP 2012 FUND (117)

Operation and Maintenance	$200,000	($180,000)	$20,000
TOTAL	$200,000	($180,000)	$20,000

SEC. 12: That there be appropriated from the DISTRESS SET-ASIDE FUND (118)

Personal Service/Administrative Support	$0	$10,000	$10,000
Operation and Maintenance	$0	$5,000	$5,000
TOTAL	$0	$15,000	$15,000

	2015 BUDGET	2015 SUPPLEMENTAL	2015 REVISED APPROPRIATIONS
SEC. 22: That there be appropriated from the FEMA FUND (139)			
Personal Services/Administrative Support	$20,000		$20,000
Operation and Maintenance	$0	$14,964	$14,964
TOTAL	$0	$14,964	$14,964
SEC. 32: That there be appropriated from the WATER PLANT OWDA DEBT SERVICE FUND (256)			
Non/Government/Transfers/Refunds	$25,130,100	($2,152,500)	$22,977,600
TOTAL	$25,130,100	($2,152,500)	$22,977,600
SEC. 36: That there be appropriated from the WATER SYSTEM FUND (403)			
Personal Services/Administrative Support	$2,106,459	($714,417)	$1,392,042
Operation and Maintenance	$2,083,728	$728,317	$2,812,045
Capital Outlay (including labor)	$26,031,035		$26,031,035
Non Government/Transfers/Refunds	$73,586		$73,586
TOTAL	$30,294,808	$13,900	$30,308,708
SEC. 37: That there be appropriated from the WASTEWATER SYSTEM FUND (404)			
Personal Services/Administrative Support	$1,273,193		$1,273,193
Operation and Maintenance	$1,338,178	$109,200	$1,447,378
Capital Outlay (including labor)	$1,183,828	$100,000	$1,283,828
Non Government/Transfers/Refunds	$303,392		$303,392
TOTAL	$4,098,591	$209,200	$4,307,791
SEC. 42: That there be appropriated from the FORT PIQUA PLAZA FUND (410)			
Operation & Maintenance	$308,957	$56,161	$365,118
Capital Outlay (including labor)	$0	$5,839	$5,839
Non Government/Transfers/Refunds	$1,500		$1,500
TOTAL	$310,457	$62,000	$372,457
SEC. 43: That there be appropriated from the STORMWATER UTILITY FUND (411)			
Personal Services/Administrative Support	$447,889		$447,889
Operation and Maintenance	$483,459	$50,000	$533,459
Capital Outlay (including labor)	$1,181,000		$1,181,000
TOTAL	$2,112,348	$50,000	$2,162,348
SEC. 46: That there be appropriated from the SWIMMING POOL FUND (415)			
Personal Services/Administrative Support	$89,067		$89,067
Operation and Maintenance	$83,260		$83,260
Capital Outlay (including labor)	$0	$22,000	$22,000
Non Government/Transfers/Refunds	$8,430		$8,430
TOTAL	$180,757	$22,000	$202,757

SEC. 55: That the sums appropriated are actual expenditures for goods and services or other government functions performed in the calendar year 2014. Future commitments representing encumbrances of fund balance or future receipts will be appropriated in the future year when those services or goods are rendered to the city.

SEC. 56: That the sums expended from the appropriations and which are proper charges against any .other department or against any person, firm or corporation which are repaid with the period covered by such appropriations shall be considered reappropriated for such original purposes; provided, that the net total of expenditures under any item of said appropriations shall not exceed the amount of the item.

SEC. 57: That the Director of Finance is hereby authorized and directed to draw her warrant upon the City Treasury for the amounts appropriated warrant upon the City Treasury for the amounts appropriated in this order when claims are properly presented and approved, the same to be chargeable to the appropriations for the year 2014 when passed and legally contracted for in conformity by law.

SEC. 58: That the Finance Director at the discretion of the City Manager make temporary advances from the General Fund to any Fund to cover temporary shortages of cash until revenues or permanent transfers become available to repay that temporary advance. That these advances shall not exceed $1,000,000 in the aggregate nor extend past December 31, 2014; except those that are to be reimbursed by federal, state or other grant programs that were previously approved by this Commission.

SEC. 59: That all ordinances, or parts of ordinances, inconsistent with this ordinance be and they are hereby repealed.

SEC. 60 That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

LUCINDA L. FESS, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION

Ordinance 9-15 Appropriation Comparison to Original Exhibit A

General Fund (001)			
City Commission			
Operation and Maintenance	$	5,000	Citizen Survey
City Manager			
Personal Services/Administrative Support	$	8,975	Summer Interns
Allocated Expenses	$	(6,570)	
Civil Service			
Operation and Maintenance	$	10,400	Police and Fire testing due to retirements
Engineering			
Non Governmental/Transfers/Refunds	$	80	Refunds
Health			
Non Governmental/Transfers/Refunds	$	175	Refunds
Planning and Zoning			
Operation and Maintenance	$	24,750	Wayfair Study
Transfers			
Transfer to Swimming Pool Fund 415	$	22,000	Pool filtration pump
Net Increase to General Fund	**$**	**64,810**	
Streets Fund (101)			
Capital Outlay (including labor)	**$**	**32,813**	Dump Truck Bed
Street Income Tax Fund (103)			
Capital Outlay (including labor)	**$**	**70,000**	Tree Replacement
Parks Fund (105)			
Operation and Maintenance	$	30,000	House repairs, Playground surfacing
Capital Outlay (including labor)	$	(30,000)	Budget neutral
Total Parks Fund (105)	$	-	
Public Safety Fund (106)			
Fire Department (009)			
Operation and Maintenance	$	17,217	Medic 2 Warranty work
Total Public Safety Fund (106)	**$**	**17,217**	
CHIP 2012 Fund (117)			
Operation and Maintenance	**$**	**(180,000)**	Did not receive grant, Applying for new grant
Distress Set-Aside Fund (118)			
Personal Services/Administrative Support	**$**	**10,000**	New Grant Application
Operation and Maintenance	**$**	**5,000**	
Total Distress Set-Aside Fund (118)	**$**	**15,000**	
FEMA Fund (139)			
Operation and Maintenance	**$**	**14,964**	Grant Carryover for Bike Racks
Water Plant OWDA Debt Service Fund (256)			
Non Government/Transfers/Refunds	**$**	**(2,152,500)**	Dropped Debt Service Payment
Water System Fund (403)			
Personal Services/Administrative Support	$	(714,417)	Budget Neutral Transfers
Non Government/Transfers/Refunds	$	728,317	Budget Neutral Transfers
Total Water System Fund (403)	**$**	**13,900**	Loan Fee

Wastewater System Fund (404)			
Operation and Maintenance	$	109,200	Inflow Pump Repair $20,000 Elm Street Repair $83,000 Repairs to VacCon $6,200
Capital Outlay (including labor)	$	100,000	25A Phase III Additional needed
Total Water System Fund (403)	**$**	**209,200**	
Fort Piqua Plaza Fund (410)			
Operation and Maintenance	$	56,161	Broken Pipes Insurance covered, budget neutral transfer
Capital Outlay (including labor)	$	5,839	Carpet
Total Fort Piqua Plaza Fund (410)	**$**	**62,000**	
Stormwater Utility Fund (411)			
Operation and Maintenance	$	**50,000**	Emergency Repairs
Swimming Pool Fund (415)			
Capital Outlay (including labor)	$	**22,000**	Pool Infiltration Pump
Overall Total	$	**(1,760,596)**	

Item # 5

Commission Agenda Staff Report

MEETING DATE	July 21, 2015			
REPORT TITLE (Should match resolution/ordinance title)	An Amended Ordinance to make appropriations for the City of Piqua, Ohio for the year 2015			
SUBMITTED BY	Name & Title: Cynthia Holtzapple, Assistant City Manager, Finance Director			
	Department: Finance			
AGENDA CLASSIFICATION	☐ Consent	☒ Ordinance	☐ Resolution	☐ Regular
APPROVALS/REVIEWS	☒ City Manager		☒ Asst. City Manager/Finance	
	☐ Asst. City Manager/Development		☒ Law Director	
	☐ Department Director;		☐ Other:	
BACKGROUND (Includes description, background, and justification)	Every year about this time, we request a supplemental appropriation. This is due in part to the requirement that we present the 2015 annual budget to you in early November 2014 before all project timing and costs are known. Projects expecting to be done last year will sometimes carryover into this year. During the fiscal year, unexpected expenses do occur and this supplemental appropriation allows us to more accurately reflect these changes in our financial statements. Please see "Exhibit A" for detailed explanation of the changes.			
BUDGETING AND FINANCIAL IMPACT (Includes project costs and funding sources)	Budgeted $:	See "Exhibit A"		
	Expenditure $:	See "Exhibit A"		
	Source of Funds:	Various		
	Narrative:			
OPTIONS (Include Deny /Approval Option)	1.	Approve Ordinance No. 9-15 accepting the Amended Ordinance to make Appropriations for the City of Piqua for the year 2015		
	2.	Approve Ordinance No. 9-15 accepting the Amended Ordinance to make Appropriations for the City of Piqua for the year 2015 with changes being made to the amounts requested.		
PROJECT TIMELINE				
STAFF RECOMMENDATION	We are requesting approval of Ordinance No. 9-15 accepting the Amended Ordinance to make Appropriations for the City of Piqua for the year 2015.			
ATTACHMENTS	Exhibit A			

RESOLUTION NO. R-108-15

A RESOLUTION AUTHORIZING A PURCHASE ORDER TO COMPASS MINERALS AMERICA INC. FOR THE PURCHASE OF ROAD SALT FOR THE STREET DEPARTMENT

WHEREAS, road salt must be purchased to remove snow and ice from City streets; and

WHEREAS, bids were received under the Southwest Ohio Purchasers for Government; and

WHEREAS, after solicitation, bids were opened resulting in the tabulation of bids as listed in Exhibit "A" attached hereto;

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 for road salt is hereby authorized to Compass Minerals America Inc. as the best supplier and the City Manager is hereby authorized to execute a contract with said bidder pursuant to contract specifications;

SEC. 2: The Finance Director certifies 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, at a rate of $71.98 per ton.

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

Item # 6

Commission Agenda Staff Report

MEETING DATE	July 21, 2015			
REPORT TITLE	**A RESOLUTION AUTHORIZING A PURCHASE ORDER TO COMPASS MINERALS AMERICA INC. FOR THE PURCHASE OF ROAD SALT FOR THE STREET DEPARTMENT**			
SUBMITTED BY	Name & Title: Doug Harter, Public Works Director			
	Department: Public Works Department			
AGENDA CLASSIFICATION	☐Consent	☐Ordinance	☒Resolution	☐Regular
APPROVALS/REVIEWS	☒City Manager		☒Asst. City Manager/Finance	
	☐Asst. City Manager/Development		☐Law Director	
	☒Department Director		☐Other:	
BACKGROUND	We belong to an organization named Southwest Ohio Purchasers for Government (SWOP4G) which bid out the road salt purchase on behalf of approximately 73 entities this year. The City of Piqua has participated in this joint bid successfully for many years. This year the prices came back much lower than last year. You can review the bid results summary marked as Exhibit "A." Last year our snow removal staff was extremely conservative with road salt usage and I expect that to continue in the future. One of our goals is to rely heavily on salt brine and calcium chloride applications. These alternative chemicals are available at a less expensive price and are fairly easy to manage and control.			
BUDGETING AND FINANCIAL IMPACT	Budgeted $:	\$195,670.00 for the 2015 year		
	Expenditure $:	\$179,950.00 based on purchasing 2,500 tons		
	Source of Funds:	Street Dept. budget 101-113-855-7529		
	Narrative:	We estimated our usage at 2,500 tons for the bid, but we are not required to purchase all of this if we have a mild winter.		
OPTIONS	1.	Approve Resolution R-108-15 as presented.		
	2.	Approve Resolution R-108-15 with changes in the amounts proposed.		
	3.	Deny Resolution R-108-15 and provide direction on how you would like staff to proceed.		

PROJECT TIMELINE	Salt can be purchased off this contract from 7/1/15 through 6/30/16.
STAFF RECOMMENDATION	We recommend approval of this Resolution as proposed.
ATTACHMENTS	Exhibit "A" – shows the bid tabulation as provided by SWOP4G.

EXHIBIT "A"

SWOP4G 2015/16 ROAD SALT BID 15-7702-06 TABULATION

			Cargill	Morton	Compass	American	Detroit	Central
1	Batavia Twp	1,200	$88.21	$78.71	$63.38	NB	NB	NB
2	Bath Twp	600	$85.79	$83.71	$68.42	NB	NB	NB
3	Beavercreek Twp	1,000	$85.29	$83.71	$67.89	NB	NB	NB
4	Beavercreek City	6,000	$84.22	$73.71	$67.89	NB	NB	NB
5	Bexley, City of	100	$75.89	NB	$69.22	$85.10	$72.03	NB
6	Blendon Twp	400	$75.76	NB	$70.21	$85.80	$72.03	NB
7	Butler Twp	1,000	$85.73	$83.71	$67.23	NB	$73.55	NB
8	Cedarville Village	200	$85.76	$83.71	$68.42	NB	NB	NB
9	Central Ohio Transit Auth	400	$74.52	NB	$69.25	$84.65	$72.03	NB
10	Clearcreek Twp	1,800	$83.32	$73.71	$65.17	NB	$69.35	NB
11	Clermont County	8,000	$79.86	$78.71	$63.84	NB	NB	NB
12	Clinton Twp	250	$75.89	NB	$68.59	$84.60	$72.03	NB
13	Concord Twp	1,250	$73.82	NB	$71.51	$86.95	$66.50	NB
14	Dayton City Schools	300	$86.82	$83.71	$67.23	NB	$73.55	NB
15	Dayton City	5,000	$84.67	$78.71	$67.23	NB	NB	NB
16	Dublin, City of	2,000	$74.71	NB	$70.21	$84.50	NB	NB
17	Englewood City	1,600	$85.76	$83.71	$67.89	NB	$73.55	NB
18	Evendale Village	300	$84.83	$78.71	$62.91	NB	NB	NB
19	Farmersville Village	200	$87.93	$83.71	$66.06	NB	$73.55	NB
20	Genoa Twp	1,000	$73.71	NB	$70.21	$85.50	$66.50	NB
21	German Twp	500	$86.33	$83.71	$66.06	NB	$73.55	NB
22	Germantown	850	$84.76	$83.71	$66.06	NB	$73.55	NB
23	Glendale Vill	400	$83.83	$78.71	$62.63	NB	NB	NB
24	Goshen Twp	700	$85.57	$78.71	$64.29	NB	NB	NB
25	Grandview Heights City	500	$75.76	NB	$69.22	$84.60	$72.03	NB
26	Greater Dayton RTA	500	$86.58	$83.71	$67.23	NB	$73.55	NB
27	Greene County	7,500	$84.22	$83.71	$67.23	NB	NB	NB
28	Harlem Township	250	$74.68	NB	$70.21	$85.50	$66.50	NB
29	Harrison Twp-Mont	1,500	$86.62	$78.71	$67.23	NB	$73.55	NB
30	Hilliard City	1,500	$73.89	NB	$69.29	$86.60	NB	NB
31	Huber Heights	3,000	$84.78	$78.71	$67.89	NB	NB	NB
32	Indian Hill	3,000	$83.22	$78.71	$62.97	NB	NB	NB
33	Jackson Twp	175	$88.81	$83.71	$66.06	NB	$73.55	NB
34	Jefferson Twp	700	$86.77	$83.71	$67.23	NB	$73.55	NB
35	Kettering City	6,500	$84.56	$73.71	$66.89	NB	NB	NB
36	Mad River School	160	$86.93	$83.71	$67.89	NB	$73.55	NB
37	Mason City	1,000	$83.32	$73.71	$63.38	NB	$69.35	NB
38	Miami County	5,500	$86.74	NB	$70.01	NB	$72.98	NB
39	Miami Twp Clermont	2,500	$82.97	$83.71	$62.97	NB	NB	NB
40	Miami Twp Montgomery	2,700	$86.73	$78.71	$66.06	NB	NB	NB
41	Miamisburg City	3,500	$86.53	$78.71	$66.06	NB	NB	NB
42	Middletown	4,500	$79.41	$78.71	$64.33	NB	$69.31	NB

EXCEPTIONS

CARGILL: Pricing for entities on the pricing page which list "North Bend, Ohio" as the "Stockpile/Mine Location" will be effective for Product ordered by August 1, 2015 for delivery from June 17, 2015 through December 31, 2015 only ("Effective Dates"). Cargill may extend the Effective Dates for orders and/or delivery upon mutual agreement with the idividual entity or entities.

All other entities on the bid that do not list "North Bend, Ohio" as a "Stockpile/Mine Location" will be subject to the effective dates contained in the original Bid Package.

To accept the Product price(s) offered in Cargill's bid, Cargill must receive written notice of intent to award by June 30, 2015 ("Acceptance Period").

DETROIT: Bidder's quantity commitment is limited to 100% of the Estimated Quantity stated in the INVITATION TO BID. In general, delivery of any quantity in excess of the Estimated Quantity will be subject to availablity (in light of other commitments of the Bidder) and will be at the then applicable price for "spot purchases" of rock salt.

Deliveries will be made within 3-5 business days after Detroit Salt receives a written notice from the individual entity specifying the quantity of salt required.

The Detroit Salt Company will issue its Invoice to each entity for daily deliveries, each Invoice will be payable in full within 30 days after the date of the Invoice; any amount of the Invoice not paid when due will bear interest from its due date to the date of payment at the rate of 15% per annum; and if any amount due under an Invoice is not paid within 45 days after its due date, then Detroit Salt will have the right to suspend any further deliveries to the location until that invoice is paid in full.

			Cargill	Morton	Compass	American	Detroit	Central
43	Milford City	750	$84.29	$78.71	$62.97	NB	NB	NB
44	Monroe City	2,000	$83.29	$78.71	$64.03	NB	$69.31	NB
45	Mont. County Engineer	7,000	$85.76	$78.71	$66.82	NB	NB	NB
46	Mont. County Facilities	100	$85.76	$78.71	$67.23	NB	$73.55	NB
47	Moraine City	1,500	$85.76	$83.71	$66.89	NB	$73.55	NB
48	New Albany	500	$75.76	NB	$70.21	$84.65	NB	NB
49	New Carlisle	300	$84.76	NB	$68.77	NB	$69.31	NB
50	Oakwood City	1,000	$85.76	$83.71	$66.89	NB	$73.55	NB
51	Obetz Village	300	$75.89	NB	$68.59	$85.10	$72.03	NB
52	Pierce Twp	1,400	$83.36	$78.71	$62.97	NB	NB	NB
53	Piqua City	2,500	$85.89	NB	$71.98	NB	$72.98	NB
54	Powell City	1,500	$73.89	NB	$70.21	$86.50	$66.50	NB
55	Reynoldsburg	1,500	$73.89	NB	$69.22	$85.10	$72.03	NB
56	Riverside City	3,500	$85.59	$78.71	$67.89	NB	NB	NB
57	Sugarcreek Twp	1,500	$85.29	$73.71	$66.89	NB	NB	NB
58	Tate Twp	300	$85.29	$78.71	$64.99	NB	NB	NB
59	Trenton City	400	$84.28	$78.71	$64.03	NB	$69.31	NB
60	Trotwood City	1,500	$85.76	$83.71	$67.89	NB	$73.55	NB
61	Union Twp	2,500	$82.97	$78.71	$62.97	NB	NB	NB
62	Union City	400	$86.31	$83.71	$67.89	NB	$73.55	NB
63	Vandalia City	2,000	$85.68	$78.71	$67.89	NB	NB	NB
64	Washington Twp- Mont	1,500	$86.58	$78.71	$66.06	NB	$73.55	NB
65	Washington Twp-Cler	100	$84.29	$78.71	$64.29	NB	NB	NB
66	West Carrollton	800	$86.31	$83.71	$66.06	NB	$73.55	NB
67	West Jefferson Village	500	$76.82	NB	$69.29	$85.10	$73.55	NB
68	West Milton	300	$87.59	NB	$68.77	NB	$72.98	NB
69	Whitehall	2,500	$74.71	NB	$69.22	$85.10	NB	NB
70	Williamsburg Twp	150	$86.29	$78.71	$64.29	NB	NB	NB
71	Worthington	2,000	$74.71	NB	$69.29	$85.50	NB	NB
72	Xenia City	1,500	$85.76	$73.71	$67.23	NB	NB	NB
73	Xenia Twp	600	$86.33	$83.71	$67.23	NB	NB	NB
	Piler		$4.00	$4.00	$4.00	$4.00	NB	NB
			MIN 200 TON ORDER					
	Performance Bond		$0.00	$0.00	$0.00	$0.00	$0.00	$0.00

RESOLUTION NO. R-109-15

A RESOLUTION AUTHORIZING PERMISSION
TO CONDUCT BUSINESS WITH ALAN MILLER

WHEREAS, Charter Section 131 permits the City to purchase services from businesses in which a City employee may have a direct and/or indirect financial interest; and

WHEREAS, Alan Miller, being an employee of the City, has submitted the necessary disclosure statement (See Exhibit "A" attached) for the purpose of providing nuisance abatement services, including mowing.

WHEREAS, the City Health Department pays a set rate for nuisance abatement services, in which all contractors receive the same compensation.

WHEREAS, the City Health Department uses nuisance abatement contractors on a rotational basis.

WHEREAS, Alan Miller may have a direct or indirect financial interest in this endeavor.

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: In accordance with Charter Section 131, the City Health Director is hereby authorized to contract for the services of Alan Miller for nuisance abatements in the regular rotation of nuisance abatement contractors, finding that nuisance abatement services are required by the City of Piqua and that all contractors are being paid the same fixed rate as set forth by the City of Piqua.

SEC. 2: Alan Miller has submitted a conflict of interest disclosure statement, Exhibit A, and has indicated full disclosure of his potential conflict as a city employee to the City of Piqua in accordance with Charter Section 131(C) in order to enter into an arm's length transaction.

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

_____

LUCINDA L. FESS, MAYOR

PASSED:_____

ATTEST:_____

REBECCA J. COOL
CLERK OF COMMISSION

Exhibit "A"

ACKNOWLEDGEMENT

The undersigned employee of the City of Piqua, Ohio, hereby acknowledges that he/she has not violated any provision of Charter Section 131 (set forth below).

Signature

Alan R. Miller
Printed Name

Underground
Title

7-7-15
Date

Section 131: Financial Interest in Contracts, Etc.

No officer or employee of the city shall have a financial interest, direct or indirect, in any contract with the city or be financially interested, directly or indirectly in the sale to the city of any land, materials, supplies, or services except:

(A) When such officer or employee is acting on behalf of the city;

(B) When such contract is let by competitive bidding;

(C) When such contract is for necessary supplies or services for the city which are unobtainable elsewhere for sale at lower cost or are being furnished to the city as a part of a continuing course of dealings established prior to the association by the officer or employee with the city, and the entire transaction is conducted at arm's length with full knowledge by the city of the financial interest of the officer or employee;

(D) When the financial interest of such officer or employee consists solely of employment in a non-management or non-supervisory capacity by the party contracting with the city.

When an officer or employee of the city shall have a financial interest, directly or indirectly, and is applying under the exceptions (B) and/or (C), said contracts and service bids shall be submitted for approval to the city commission. A declaration of acknowledgement of the officer or employee with a financial interest, directly or indirectly, stating the date of association with parties involved, shall be made part of said bids or service agreements submitted to the city commission.

Any willful violation of this section shall constitute malfeasance in office, and any officer or employee found guilty thereof shall thereby forfeit his office or position. Any violation of this section with the knowledge, expressed or implied, of the person or corporation contracting with the city shall render the contracts involved voidable by the city manager or the commission.

(Adopted by electorate November 6, 1979 – Amending Ordinance No. 52-79)

RESOLUTION NO. R-110-15

A RESOLUTION AUTHORIZING A PURCHASE ORDER TO BEST EQUIPMENT CO., INC. FOR THE REPAIR OF TRUCKS FOR THE UNDERGROUND UTILITIES DEPT

WHEREAS, specialized trucks have been and must continue to be repaired by this vendor for the City's Underground Utility Department; and

WHEREAS, repairs made this year are approaching $25,000.00; and

WHEREAS, the Underground Utilities Dept. may need to use Best Equipment Co., Inc. again before year-end;

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 for repairs is hereby authorized to Best Equipment Co., Inc.;

SEC. 2: The Finance Director certifies 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 terms, not to exceed $35,000.00.

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

Item # 8

Commission Agenda Staff Report

MEETING DATE	July 21, 2015			
REPORT TITLE	**A RESOLUTION AUTHORIZING A PURCHASE ORDER TO BEST EQUIPMENT CO., INC. FOR THE REPAIR OF TRUCKS FOR THE UNDERGROUND UTILITIES DEPT.**			
SUBMITTED BY	Name & Title: Shane Johnson, Underground Utilities Superintendent			
	Department: Underground Utilities Department			
AGENDA CLASSIFICATION	☐ Consent	☐ Ordinance	☒ Resolution	☐ Regular
APPROVALS/REVIEWS	☒ City Manager		☒ Asst. City Manager/Finance	
	☐ Asst. City Manager/Development		☐ Law Director	
	☒ Department Director		☐ Other:	
BACKGROUND	We use Best Equipment Co., Inc. for the repairs to the VacCon, EnvrioSight, and Single Axle Jet trucks. All of these pieces of equipment are very specialized and Best Equipment is the sole source for parts and repairs. The chassis can be repaired anywhere, but the equipment on the trucks is what we use Best Equipment Co. for and have always been very satisfied with their work on the jetting components and cameras. Due to the age of these vehicles, the warranties have all expired.			
BUDGETING AND FINANCIAL IMPACT	Budgeted $:	$25,672.00 for the 2015 year		
	Expenditure $:	Not to exceed $35,000.00 based on possible future needs		
	Source of Funds:	Underground Utilities Budget line items 403-308-612-7404 404-401-701-7404 411-401-701-7404		
	Narrative:	We are approaching an expenditure of $25,000.00 so far this year, but we are also requesting a contingency amount in case we would need to use them during the rest of the year.		
OPTIONS	1.	Approve Resolution R-110-15 as presented.		
	2.	Approve Resolution R-110-15 with changes in the amounts proposed.		
	3.	Deny Resolution R-110-15 and provide direction on how you would like staff to proceed.		

PROJECT TIMELINE	The major repairs to the VacCon have already been completed this year. We don't have any future repairs planned at this time, but are asking for a small contingency just in case it is needed through year-end.
STAFF RECOMMENDATION	We recommend approval of this Resolution as proposed.
ATTACHMENTS	None