

**MINUTES
PIQUA CITY COMMISSION
TUESDAY, FEBRUARY 19, 2008
7:30 P.M.**

Piqua City Commission met at 7:30 P.M. in the Municipal Government Complex Commission Chambers located at 201 W. Water Street. Mayor Hudson called the meeting to order. Also present were Commissioners Martin, Vogt, Fess, and Terry. Absent: None.

REGULAR CITY COMMISSION MEETING

APPROVAL OF MINUTES

Moved by Commissioner Vogt, seconded by Commissioner Terry, that the minutes of the January 28, 2008 Piqua City Commission Work Session and the Regular City Commission Meeting of February 4, 2008 be approved. Voice vote, Aye: Terry, Martin, Vogt, Hudson, and Fess. Nay: None. Motion carried unanimously.

Moved by Commissioner Fess, seconded by Commissioner Martin to adjourn into Executive Session for discussion of Confidential Matters (Charter Section 4-Meetings of Commission) at 7:32 P.M. Roll Call, Aye: Terry, Hudson, Fess, Vogt and Martin. Nay: None.

Moved by Commissioner Terry, seconded by Commissioner Martin to adjourn from Executive Session and return to Regular City Commission Meeting at 8:15 P.M. Voice vote, Aye: Martin, Terry, Fess, Hudson, and Vogt. Nay: None.

ORD. NO. 5-08

An Ordinance enacting Chapter 54 of the Piqua Municipal Code to establish a new chapter entitled Right-of-Way Management, which regulates the use of the public right-of-way and establishes a permit schedule

Moved by Commissioner Terry, seconded by Commissioner Vogt, that the Ordinance be given a second reading. Voice vote, Aye: Martin, Fess, Terry, Vogt, and Hudson. Nay: None. Motion carried unanimously.

ORD. NO. 6-08

An Ordinance amending Zoning Ordinance No. 42-96 and map of the City for the rezoning of 133 E. Main Street from I-1 (Light Industrial) to R-2 (Two Family Residential)

Brad Boehring, 132 E. Main asked several questions concerning the property located at 133 E. Main Street.

City Planner Chris Schmiesing answered Mr. Boehring's questions regarding the property located at 133 E. Main Street.

Nathan Wright, owner of the property located at 133 E. Main Street explained the use of the property at the time he purchased it and would like to continue the use by having the zoning changed.

Commissioner Terry asked if the property in question was connected to the brick building adjacent to it, and if the property will be sold as a two-family dwelling?

Mr. Wright explained the property has always been used as a two-family dwelling and he will sell it as a two-family dwelling.

Moved by Commissioner Fess, seconded by Commissioner Terry, that Ordinance No. 6-08 be given a first reading. Voice vote, Aye: Martin, Fess, Vogt, Terry, and Hudson. Nay: None. Motion carried unanimously.

RES. NO. R-34-08

A Resolution repealing Resolution No R-21-08 regarding the approval of a Mixed Use Planned Unit Development Concept Plan located at US Route 36 and R.M. Davis Parkway

Moved by Commissioner Terry, seconded by Commissioner Martin, that Resolution No. R-34-08 be adopted. Voice vote, Aye: Hudson, Fess, Vogt, Martin, and Terry. Nay: None. Motion carried unanimously. Mayor Hudson then declared Resolution No. R-34-08 adopted.

RES. NO. R-35-08

A Resolution approving a Mixed Use Planned Unit Development (M-PUD) Concept Plan for the Davis Village located at the northwest corner of US Route 36 and R.M. Davis Parkway

City Planner Chris Schmiesing explained the reason for the changes in the M-PUD.

Peter Schwiegeraht, representative of Miller Valentine, handed out colored plans of Davis Village along with floor plans of the units. Mr. Schwiegeraht explained the rental fee for the units would be about \$575 to citizens over 55 with a yearly income of \$32,520 for an individual.

Commissioner Vogt asked if there were other rental units in Piqua similar to the Davis Village units.

Mr. Schwiegeraht stated that they have other units in Piqua, such as Bent Tree on Garbry Rd., but not just like the proposed one-floor units at Davis Village.

Mayor Hudson asked how much of investment were they planning on making in Davis Village. Mr. Schwiegeraht stated about \$105,00 per unit or about five to six million total.

Commissioner Terry asked when would construction begin?

Mr. Schwiegeraht stated they hope to begin construction in the Spring of 2009 and be completed by 2010.

Commissioner Fess inquired if there would be additional storage for residents on site.

Mr. Schwiegeraht explained not in the project area outside, but they have incorporated extra storage area inside the home.

Mayor Hudson inquired as to the length of rental per unit, how long would the lease be for?

Mr. Schwiegeraht explained the lease would be for one year, and renewable each year if so desired.

We would like to provide condo quality at reasonable rates for senior citizens said Mr. Schwiegeraht

Commissioner Fess stated she felt the floor plan was very nice and laid out for the best use of the size of the unit.

Chet Osborne, 406 Staunton Street, voiced his opinion about the location of the Davis Village along Rt. 36.

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

RES. NO. R-36-08

A Resolution appointing members to various Boards and Committee for the City of Piqua

Moved by Commissioner Fess, seconded by Commissioner Terry, that Resolution No. R-36-08 be adopted. Voice vote, Aye: Martin, Terry, Hudson, Fess, and Vogt. Nay: None. Motion carried unanimously. Mayor Hudson then declared Resolution No. R-36-08 adopted.

RES. NO. R-37-08

A Resolution authorizing the City Manager to execute a labor contract with Local Union 252, International Association of Firefighters, AFL-CIO-CLC (Fire Officers)

Commissioner Terry asked if the contract was worked out over a long period of time.

Law Director Stacy Wall explained how the contract was reached.

Moved by Commissioner Terry, seconded by Commissioner Vogt, that Resolution No. R-37-08 be adopted. Voice vote, Aye: Hudson, Fess, Vogt, Martin, and Terry. Nay: None. Motion carried unanimously. Mayor Hudson then declared Resolution No. R-37-08 adopted.

Moved by Commissioner Martin, seconded by Commissioner Vogt, to amend the agenda to add Resolution No. R-38-08 to the agenda at this time. Voice vote, Aye: Terry, Hudson, Vogt, Martin, and Fess. Nay: None. Motion carried unanimously.

City Manager Enderle explained the reason for Resolution No. R-38-08 being added at this time, despite the failure of the referendum, city commissioners said they felt the items deserved consideration by Piqua voters.

The five Ordinances No.'s 27-08, 28-08, 29-08, 30-08, and 32-08 will be placed on the November ballot, said City Manager Enderle.

Commissioner Terry asked if between now and the November election would the Ordinances be enforced?

City Manager Enderle stated yes, the Ordinances would be enforced at this time unless stayed, and further explained the options that were offered.

Commissioner Fess stated she is a firm believer in Code Enforcement, and thinks it is something we need to stay on top of in this city.

RES. NO. R-38-08

A Resolution to request the Miami County Board of Elections to put on the November 2008 General Election Ballot whether the citizens of Piqua are for or against Ordinance Nos. 27-07, 28-07, 29-07, 30-07 and 32-07

Moved by Commissioner Fess, seconded by Commissioner Martin, that Resolution No. R-38-08 be adopted. Roll call, Aye: Martin, Terry, Hudson, Fess, and Vogt. Nay: None. Motion carried unanimously. Mayor Hudson then declared Resolution No. R-38-08 adopted.

Several citizens voiced their opinions on Resolution No. R-38-08 and commended the City Commission for their actions.

Brad Boehring, 132 E. Main Street, asked for clarification, are the Ordinances going to be stayed?

City Manager Enderle stated no, legally the ordinances are not stayed at this time.

Public Comments

Chet Osborne, 406 Staunton Street, voiced his opinion about cutting costs in the Police Department if necessary. Mr. Osborne stated cuts should be from other department first before the safety services. Commissioner Vogt thanked all citizens who were appointed to the various Boards and Committees for stepping up and volunteering their services to the City of Piqua.

Commissioner Vogt stated the referendum is done, the petitioners wanted it on the ballot, and we listened to the citizens, now it is up to the voters in November to decide.

Commissioner Martin stated there were 750 petitioners who signed the petitions to see the ordinances put on the ballot, and we have listened to the citizens and choose to put it on the November ballot to be decided by the citizens.

Commissioner Fess congratulated Deputy Police Chief Christy, on achieving the Certified Law Enforcement Status he will be joining Police Chief Willcox and Deputy Police Chief Jamieson on being one of 150 selected out of 20,000 Police Officers to achieve this status.

Commissioner Fess encouraged citizens to sign up for the Workcamp Group.

Commissioner Terry thanked the volunteers who were appointed to the various Boards and Committees.

Commissioner Terry also voiced her opinion on the referendum, by putting the ordinances on the ballot this will enable the citizens of Piqua to have their voice heard. All these codes are in place to improve the city, said Commissioner Terry.

City Manager Enderle stated he did not know where the article that appeared in the Piqua Daily Call regarding Police Budget Cuts circulated from. Mr. Enderle wanted to clarify there are several cuts being discussed at this time, but nothing has been determined. There will be a work study session on March 10, 2008 to discuss the revisions of the budget and the cuts to be considered.

Mayor Hudson stated there is a movie in the process of being filmed based on the life of Piqua Airman William Pitsenbarger entitled "Last Full Measure" and is scheduled to be released in 2009 sometime.

Moved by Mayor Hudson, seconded by Commissioner Vogt, to adjourn from the Regular Piqua City Commission meeting at 9:20 P.M. Voice vote, Aye: Fess, Hudson, Vogt, Terry, and Martin. Nay: None. Motion carried unanimously.

THOMAS D. HUDSON, MAYOR

PASSED: _____

ATTEST: _____

REBECCA J. COOL
CLERK OF COMMISSION