

**MINUTES  
PIQUA CITY COMMISSION  
MONDAY, JULY 21, 2008  
7:30 P.M.**

Piqua City Commission met at the Forest Hill Cemetery at 6:30 P.M. with the Washington Township Trustees to take a tour of the Mausoleum in the Cemetery.

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 Vogt, Martin, Fess, and Terry. Absent: None.

**PROCLAMATION: Group Workcamps**

Andy Burner gave a brief overview of the work that is to be completed by the students coming into Piqua.

Mayor Hudson read the proclamation and presented it to Andy Burner.

**REGULAR CITY COMMISSION MEETING**

**APPROVAL OF MINUTES**

Moved by Commissioner Fess, seconded by Commissioner Vogt, that the minutes of the July 7, 2008 Regular City Commission Meeting be approved. Voice vote, Aye: Terry, Vogt, Martin, Hudson, and Fess. Nay: None. Motion carried unanimously.

**ORD. NO. 17-08**  
**(3rd Reading)**

An Ordinance amending Sections 154.005, 154.020 through 154.026, 154.121 and 154.122 of the Piqua Code relating to residential private garages

Commissioner Martin voiced his concern over some of larger lots in town that do not have a house on them at this time, and their choice to construct a larger garage at a later date.

Chris Schmiesing, City Planner, explained the procedure the resident would have to follow to construct a larger garage on this type of lot.

Commissioner Martin asked if the neighbors would have any input on the issue of the construction of a larger garage. Mr. Schmiesing stated a Public Hearing is conducted and the neighbors are sent a notice of the public hearing so they have the opportunity to express their concerns at that time.

**Public Comment**

No one came forward to speak for or against Ordinance No.17-08.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that Ordinance No. 17-08 be adopted. Voice vote, Aye: Hudson, Martin, Vogt, Fess, and Terry. Nay: None. Motion carried unanimously. Mayor Hudson then declared Ordinance No. 17-08 adopted.

**ORD. NO. 19-08**  
**(3rd Reading)**

An Ordinance amending Sections 154.127 and 154.143 of the Piqua Code relating to demolition standards

Commissioner Martin asked if a homeowner takes down a structure would he be able to leave the slab and sidewalk to the structure. Mr. Schmiesing explained the homeowner would have to obtain a permit and provide a plan to be approved before receiving the demolition permit. All the information would be covered in the permit process stated Mr. Schmiesing.

Public Comment

Chuck Starrett, 4244 Demming Road, voiced his concern over the enforcing officer and who would have the final authority. Mr. Starrett also expressed concern about citizens applying for demolition permits, and what the requirements are to take a small building down in the City of Piqua. Other surrounding cities do not have this type or ordinance on their books, said Mr. Starrett.

Commissioner Fess stated this ordinance is not to put more demands on the citizen. This is just a tool to help simplify the permit process, and all they need to do is present a plan for their project for it to be considered and approved.

Commissioner Martin asked what alternative citizens would have if they did not agree with the Planning Commissions decision. Law Director Stacy Wall explained what steps citizens could take if they did not agree with the Planning Commissions decision. The Planning Commission Board is made up of local citizens, said City Manager Enderle.

Moved by Commissioner Terry, seconded by Commissioner Fess, that Ordinance No. 19-08 be adopted. Roll call vote, Aye: Martin, Terry, Hudson, Fess, and Vogt. Nay: None. Motion carried unanimously. Mayor Hudson then declared Ordinance No. 19-08 adopted.

**ORD. NO. 21-08**  
**(1<sup>ST</sup> Reading)**

An Emergency Ordinance to make Supplemental Appropriations for the City of Piqua, Ohio for the year 2008

Commissioner Terry stated the Commissioners toured the Mausoleum at Forest Hill Cemetery prior to the Commission Meeting and was able to see the state of disrepair it is in, and further stated \$50,000 has been appropriated in this ordinance to start with to make the repairs. City Manager Enderle stated this would just be moving money from one fund to another at this time, and that it does not mean the money will all be spent either. Mr. Enderle further stated the city hopes to work with the Cemetery Board on a long term plan on the situation with the Mausoleum at Forest Hill Cemetery, citing it was an unexpected expense dumped into our laps. Commissioner Fess stated she was appalled at the condition the mausoleum is in.

Public Comment

Brad Boehringer, 128 Mound Street, asked several questions concerning the Mausoleum, which City Manager Enderle answered.

Joe Drapp, 1366 Park Avenue, asked if taking down the Mausoleum was an option, and who receives the payments, and if there have had been any recent burials in the Mausoleum. City Manager Enderle answered the questions and explained how the trust was established for the maintenance of the mausoleum previously.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that the rule requiring Ordinance No. 21-08 be read fully and distinctly on three separate days be suspended. Voice vote, Aye: Hudson, Martin, Fess, Terry, and Vogt. Nay: None. Motion carried unanimously.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that Ordinance No. 21-08 be adopted. Voice vote, Aye: Vogt, Martin, Fess, Hudson, and Terry. Nay: None. Motion carried unanimously. Mayor Hudson then declared Ordinance No. 21-08 adopted.

**ORD. NO. 22-08**  
**(1<sup>st</sup> Reading)**

An Ordinance amending Section 76.99 of the Piqua Code relating to Penalty for violations of Chapter 76 and 78

Police Chief Wayne Willcox gave a brief explanation of the "Koban" partnership and how it would be implemented within the business community. There has been an over whelming response from the business community to participate in this program said Chief Willcox.

**Public Comment**

No one came forward to speak for or against Ordinance No. 22-08.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that the rule requiring Ordinance No. 22-08 be read fully and distinctly on three separate days be suspended. Voice vote, Aye: Hudson, Martin, Fess, Vogt, and Terry. Nay: None. Motion carried unanimously.

Moved by Commissioner Fess, seconded by Commissioner Vogt, that Ordinance No. No. 22-08 be adopted. Voice vote, Aye: Vogt, Martin, Terry, Fess, and Hudson. Nay: None. Motion carried unanimously. Mayor Hudson then declared Ordinance No. 22-08 adopted.

**RES. NO. R-82-08**

A Resolution awarding a contract for the purchase of a Fire Engine for the Fire Department

Commissioner Martin inquired as to how many bid packets were sent out. Fire Chief Gary Connell stated numerous bid packets were sent out but only one was received.

Mayor Hudson asked if the new fire truck would be diesel or gasoline, do we sell our old fire trucks to smaller communities, and how old is the oldest fire truck. Chief Connell stated the new fire truck would be diesel truck, and no we do not sell the old fire trucks to other communities. The current ladder truck is fifteen years old, and is due for replacement in 2011, said Chief Connell.

Commissioner Martin asked what the life of a fire truck like this is. Chief Connell stated twenty to twenty-five years is usually the given life of a fire truck such as this.

**Public Comment**

No one came forward to speak for or against Resolution No. R-82-08.

Moved by Commissioner Terry, seconded by Commissioner Fess, that resolution No. R-82-08 be adopted. Roll call, Aye: Fess, Vogt, Martin, Terry, and Hudson. Nay: None. Motion carried unanimously. Mayor Hudson then declared Resolution No. R-82-08 adopted.

**RES. NO. R-83-08**

A Resolution authorizing the City Manager to enter into a lease agreement for Hardman Field between the City of Piqua and the Piqua City School District

Commissioner Fess stated the Piqua High School has always used Hardman Field, and they have never had a formal agreement in the past.

City Manager Enderle stated the City of Piqua does not use Hardman Field, and it makes more sense to allow the school system to lease it. The lease term is for fifty years at the request of the school board. The school board does not want the concession stand or the restrooms included in the lease agreement said Mr. Enderle.

Commissioner Vogt inquired if the city would put the concession stand out for bids. Mr. Enderle stated the city would most likely enter into lease agreements with groups or organizations that would be responsible for the repairs and upkeep on the concession stand along with the lease.

Public Comment

No one came forward to speak for or against Resolution No. R-83-08.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that Resolution No. R-83-08 be adopted. Voice vote, Aye: Hudson, Martin, Fess, Vogt, and Terry. Nay: None. Motion carried unanimously. Mayor Hudson then declared Resolution No. R-83-08 adopted.

**RES. NO. R-84-08**

A Resolution awarding a contract to MobileTEK Consulting for the purchase of computer laptops for the Police and Fire Departments

There was discussion of the type of laptops being purchased, and the reason for the particular laptops that were awarded. Police Chief Willcox explained part of the reason this particular laptop was purchased is they need to be compatible with the 911 Center.

Public Comment

No one came forward to speak for or against Resolution No. R-84-08.

Moved by Commissioner Terry, seconded by Commissioner Fess, that Resolution No. R-84-08 be adopted. Roll call, Aye: Terry, Hudson, Fess, Vogt, and Martin. Nay: None. Motion carried unanimously. Mayor Hudson then declared Resolution No. R-84-08 adopted.

**RES. NO. R-85-08**

A Resolution awarding a contract for Professional Services to Kleingers & Associates to perform the Intersection Improvement Study. Commissioner Fess asked if the study included the timing of the lights at the intersections. Public Works Director Tom Zechman explained what the study entailed, including the movement or placement of new traffic signals.

Commissioner Vogt asked why the Engineering Department could not perform this particular study, and voiced concern over how the payment was to be made. City Manager Enderle stated it would be too time consuming for the Engineering Department to conduct a study of this size, and explained the reason for the full payment being made up front.

There was discussion on how the study was to be conducted, and if certain streets were being designated for review with this study.

Public Comment

Brad Boehringer, 128 Mound Street, voiced his opinion on having signs installed at each location of the study stating what is being done.

Moved by Commissioner Fess, seconded by Commissioner Terry, that Resolution No. R-85-08 be adopted. Roll call, Aye: Martin, Terry, Hudson, and Fess. Nay: Vogt. Motion carried on a 4-1 vote. Mayor Hudson then declared Resolution No. R-85-08 adopted.

**RES. NO. R-86-08**

A Resolution authorizing the City to act as the guarantor on a loan between the Piqua Improvement Corporation and the local lending institutions

Commissioners discussed who is responsible for the monthly payment on the loans, and if the City of Piqua would be responsible if the Piqua Improvement Corporation defaulted on the loan.

**Public Comment**

No one came forward to speak for or against Resolution No. R-86-08.

Moved by Commissioner Terry, seconded by Commissioner Martin, that Resolution No. R-86-08 be adopted. Roll call, Aye: Fess, Vogt, Martin, Terry, and Hudson. Nay: None. Motion carried unanimously. Mayor Hudson then declared Resolution No. R-86-08 adopted.

**Public Comment**

Jeff Lange, 9586 N. St. Rt. 66, gave a brief overview of some of the items that were collected in the Great Miami River Cleanup. Mr. Lange also thanked all of the volunteers, and read a list of the businesses and organizations that participated.

Jean Franz, 114 Parkridge Place, representing the Southview Neighborhood Association, gave a brief update and stated the Association has adopted a new sign to be placed in yards of residents. The sign is very colorful and states the resident has won the Green Pride Award in the Southview Neighborhood. Mrs. Franz also stated the Southview Neighborhood Association passed out refreshments to the Group Workcamp students, and further stated they have a small group working on the Mote Park Community Center making improvements.

Commissioner Fess stated that all of the Neighborhood Associations are doing a great job.

Commissioner Vogt stated the new Southwest Neighborhood Association would hold their meeting on Tuesday, July 22, 2008 at 6:00 P.M. at the Tim Horton's located on West Water Street. Commissioner Vogt further stated the 4<sup>th</sup> Annual Car Show held at the Roadside Park on July 19, 2008 was a great success, and they received numerous compliments on the Park area and the City of Piqua.

Commissioner Martin stated he attended the Car Show and had a great time. Commissioner Martin inquired about the Fifth Third Trust Fund and how it was distributed. Law Director Stacy Wall explained the City has requested the records and further explained the situation at this time. Commissioner Martin asked what the status is on the Storm Water Utility, and voiced his concern over the study being done. Tom Zechman explained that it was passed at the previous Commission meeting, and City Manager Enderle explained the need for the study.

Commissioner Fess asked where the boundaries of the Southwest Neighborhood Association would be located. Commissioner Vogt explained the boundaries. Commissioner Fess congratulated Commissioner Vogt on another successful car show, and also the Miami Valley Centre Mall on their successful car show in June, and stated there are a lot of exciting things happening in Piqua. Commissioner Fess asked about the new law allowing the Trust to be dissolved. Ms. Wall explained the law and how it was applied. The Group Workcamp coming into town has been a fantastic thing for the Piqua Community, said Commissioner Fess.

Commissioner Terry stated she wanted to publicly thank Andy Burner for his efforts in bringing the students to the City of Piqua, and further stated she appreciates all the hard work he has done. Commissioner Terry also thanked Jeff Lange and his volunteers for their cleanup of the Great Miami River and congratulated the Civic Band on another great season at Hance Pavilion.

City Manager Enderle stated the next City Hall in the Park would be held on Wednesday, July 30, 2008 at 7:30 in Das Park. City Manager Enderle further stated the City Commission would adjourn into Executive Session to discuss pending imminent litigation and preparation for labor negotiations.

Mayor Hudson thanked all who participated in the Car Show, thanked Jeff Lange and his group of volunteers for their efforts, and reminded citizens of the Brown Bag Lunches being held every Thursday in July at 11:30 in front of the Municipal Government Complex on the plaza.

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

Moved by Commissioner Vogt, seconded by Commissioner Martin, to adjourn from Executive Session at 10:45 P.M. Voice vote, Aye: Martin, Fess, Hudson, Vogt, and Terry. Nay: None. Motion carried unanimously.

Moved by Commissioner Vogt, seconded by Commissioner Martin, to adjourn from The Regular Piqua City Commission Meeting at 10:45 P.M. Voice vote, Aye; Hudson, Martin, Fess, Terry, and Vogt. Nay: None. Motion carried unanimously.

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THOMAS D. HUDSON, MAYOR

PASSED: \_\_\_\_\_

ATTEST: \_\_\_\_\_

REBECCA J. COOL  
CLERK OF COMMISSION