

**MINUTES
PIQUA CITY COMMISSION
AUGUST 3, 2009
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, Fess, Vogt, and Terry. Absent: None.

**OATH OF OFFICE PIQUA FIRE DEPARTMENT
CAPTAIN KEVIN GANGER**

Law Director Stacy Wall administered the Oath of Office for Fire Captain in the Piqua City Fire Department to Kevin Ganger

REGULAR CITY COMMISSION MEETING

APPROVAL OF MINUTES

Moved by Commissioner Vogt, seconded by Commissioner Martin, that the minutes of the Regular City Commission Meeting of July 20, 2009 be approved. Voice vote, Aye: Hudson, Terry, Vogt, Martin, and Fess. Nay: None. Motion carried unanimously.

ORD. NO. 8-09 (3rd Reading)

An Ordinance repealing Schedule A Chapter 33 of the Piqua Code and adopting a new Schedule A of Chapter 33 of the Piqua Code, relating to wages of certain Municipal Employees

City Manager Enderle stated this is the third reading for Ordinance No. 8-09 that would amend the pay classification schedules for non-bargaining unit professional and administrative employees.

Public Comment

No one came forward to speak for or against Ordinance No. 8-09.

Moved by Commissioner Vogt, seconded by Commissioner Terry, that Ordinance No. 8-09 be adopted. Voice vote, Aye: Martin, Terry, Hudson, Vogt, and Fess. Nay: None. Motion carried unanimously. Mayor Hudson then declared Ordinance No. 8-09 adopted.

ORD. NO. 9-09 (3rd Reading)

An Ordinance amending Chapter 93 Fire Prevention of the Piqua Municipal Code

City Manager Enderle stated this is the third reading of Ordinance No. 9-09, and explained the City of Piqua is now adopting the Ohio Fire Code as the City Code. The Ohio Fire Code has replaced the BOCA Basic/National Fire Prevention Code for fire prevention stated City Manager Enderle.

Public Comment

No one came forward to speak for or against Ordinance No. 9-09.

Law Director Stacy Wall explained where the amendments were made in the Ordinance.

Moved by Commissioner Vogt, seconded by Commissioner Terry, to adopt Ordinance No. 9-09. Voice vote, Aye: Martin, Hudson, Fess, Terry, and Vogt. Nay: None. Motion carried unanimously. Mayor Hudson then declared Ordinance No. 9-09 adopted.

ORD. NO. 10-09

An Ordinance authorizing the submission of a proposed amendment to Piqua Charter sections 121-122 and 127 the Recall

Law Director Stacy Wall recognized the Charter Review Committee members, and outlined the recommendations that were made by the Committee. There are twenty-one changes recommended by the Charter Review Committee, and because of the number of changes, the Committee prioritized the charter changes, grouping them into three groups. The recommended changes will go to the voters in three separate elections, said Ms. Wall. The amendments to be placed on the ballot in the November 2009 election are as follows: Section 14 Power to Initiate Ordinances; Section 16 Submission of initiated Ordinances to Electors; Section 21 Referendum Petition; Section 25 Referendum on Emergency Ordinance; Section 27 Signatures to Initiative, Referendum, and Recall Petitions; Section 28 Filing, Examination, and Certification of Initiative, Referendum, and Recall Petitions; Section 29 Amendment of Initiative, Referendum, and Recall Petitions; Section 121 Filing Recall Petition; Section 122 Recall Election Ordered; Section 127 Limitations on Recall Petitions; and in Section 135 Amendments.

Amendments to be placed on the Ballot on the 2010 Spring Election are as follows: Section 3 The Commission, Powers, Election, Term, Vacancies; Section 4 Meetings of Commission; Section 33 Commission Not to Interfere in Appointments or Removals.

Amendments to go on the Ballot on the November 2010 General Election are as follows: Section 5 President of Commission, Mayor; Section 6 Salary of Commission Members and Mayor; Section 8 Rules of Commission; Section 32 Removal of Officers and Employees; Section 41 Qualification and Duties of Director of Law; Section 66 Police Force; and Section 68 Fire Force.

Frank Patrizio, N. Sunset Drive, Chairman of the Charter Review Committee, gave a brief explanation on the Charter Review Committee findings, the proposed amendments, and explained the reason for not putting all of the amendments on the ballot at one time. Mr. Patrizio further stated he felt everything went very well in the various meetings, and stated he enjoyed working with all involved.

Commissioner Fess thanked the Charter Review Committee members for doing an outstanding job and stated the recommended changes take away a lot of the gray area in the Charter.

Commissioner Terry stated the Charter Review Committee cleaned up the language in the Charter that was needed, and now it is much easier to understand.

Commissioner Martin commended the Charter Review Committee on a job well done.

Commissioner Vogt stated he knew the Charter Review Committee would do a good job by being open to suggestions from the public, and working from their suggestions to make the amendments.

There was discussion on the time frame the Commission has to pass the ordinances in order to have enough time to get them adopted, and to the Board of Elections by the deadline for the November 2009 election.

Public Comment

Chuck Starrett, Demming Road, commended the City Commission on the selection of the Charter Review Committee, and thanked the Committee for clearing up the language.

Joe Francis, W. Parkway Drive, inquired about the litigation portion of the amendments. Law Director Wall explained the changes.

Moved by Commissioner Vogt, seconded by Commissioner Terry, to give Ordinance No. 10-09 a first reading.

ORD. NO. 11-09

An Ordinance authorizing the submission of a proposed amendment to Piqua Charter sections 14, 16, 21, 25, 27-29 Initiative and Referendum Process

Public Comment

No one came forward to speak for or against Ordinance No. 11-09.

Moved by Commissioner Vogt, seconded by Commissioner Martin, to give Ordinance No. 11-09 a first reading.

ORD. NO. 12-09

An Ordinance authorizing the submission of a proposed amendment to Piqua Charter section 135 Miscellaneous Provisions

Public Comment

No one came forward to speak for or against Ordinance No. 12-09.

Moved by Commissioner Martin, seconded by Commissioner Vogt, that Ordinance No. 12-09 be given a first reading.

RES. NO. R-69-09

A Resolution awarding a contract to Hull & Associates, Inc. for the facilitation activities associates with forming a Community Advisory Committee (CAC) as recommended in the Raw Water Engineering Study

City Engineer Amy Havenar explained the scope of the work will include the development of the Community Advisory Committee (CAC) in which Hull and Associates will facilitate quarterly CAC meetings throughout the first year. Hull and Associates will also serve as an advisor conducting meetings with the City to discuss plans to apply for grant funding.

Commissioner Fess inquired as to the number of citizens that signed up to be on the Committee, and the focus of the Committee. Ms. Havenar stated they had about 30 names on the list, and explained how the committee would work based on the study of the Water System.

Commissioner Martin asked if after the first year working with Hull and Associates would the City be self-sustaining. Ms Havenar stated yes, the City would take over the project after the first year.

Public Comment

No one came forward to speak for or against Resolution No. 69-09.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that Resolution No. R-69-09 be adopted. Roll call, Aye: Terry, Hudson, Fess, Vogt, and Martin. Nay: None. Motion carried unanimously. Mayor Hudson then declared Resolution No. R-69-09 adopted.

RES. NO. 70-09

A Resolution establishing a Community Advisory Committee (CAC) as recommended in the Raw Water Engineering Study

City Engineer Amy Havenar explained this resolution will authorize Hull and Associates to organize and facilitate the CAC which will be comprised of local residents and neighbors, business leaders, City

officials, a representative of the local soil and water conservation district, a representative of the Ohio EPA and a representative of Hull and Associates. The CAC shall not exceed twenty-five members, and the City has a list of the citizens who will be contacted based upon their interest expressed at the June 11, 2009 public meeting, said Ms. Havenar.

Commissioner Terry stated the citizens that signed the list at the Jun 11, 2009 public meeting are residents of the area, and should be included on the Committee.

Commissioner Fess stated the neighbors and residents along the waterways have been waiting a long time for this work to be done, and have a general interest in what the plans are.

Public Comment

No one came forward to speak for or against Resolution No. R-70-09.

Moved by Commissioner Fess, seconded by Commissioner Vogt, that Resolution No. R-70-09 be adopted. Voice vote, Aye: Hudson, Fess, Martin, Terry, and Vogt. Nay: None. Motion carried unanimously. Mayor Hudson then declared Resolution No. R-70-09 adopted.

RES. No. R-71-09

A Resolution requesting preliminary authorization for the replacement and widening of Interstate Route 75 Roadway and Bridges within the City of Piqua

Public Comment

No one came forward to speak for or against Resolution No. R-71-09.

Moved by Commissioner Terry, seconded by Commissioner Vogt, that Resolution No. R-71-09 be adopted. Voice vote, Aye: Vogt, Martin, Fess, and Terry. Nay: None. Motion carried unanimously. Mayor Hudson declared Resolution No. R-71-09 adopted.

RES. NO. R-72-09

A Resolution requesting preliminary authorization for the resurfacing (Mill and Fill) of Interstate Route 75 within the City of Piqua

Public Comment

No one came forward to speak for or against Resolution No. R-72-09.

Moved by Commissioner Fess, seconded by Commissioner Terry, that Resolution No. R-72-09 be adopted. Voice vote, Aye: Terry, Hudson, Fess, Vogt, and Martin. Nay: None. Motion carried unanimously. Mayor Hudson then declared Resolution No. R-72-09 adopted.

RES. NO. R-73-09

A Resolution appointing one member to the Energy Board

Public Comment

No one came forward to speak for or against Resolution No. R-73-09.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that Resolution No. 73-09 be adopted. Voice vote, Aye: Terry, Fess, Martin, Hudson, and Vogt, Nay: None. Motion carried unanimously. Mayor Hudson then declared Resolution No. R-73-09 adopted.

RES. NO. R-74-09

A Resolution appointing one member to the Energy Board

Public Comment

No one came forward to speak for or against Resolution No. R-74-09.

Moved by Commissioner Martin, seconded by Commissioner Terry, that Resolution No. R-74-09 be adopted. Voice vote, Aye: Fess, Vogt, Martin, Terry, and Hudson. Nay, None. Motion carried unanimously. Mayor Hudson then declared Resolution No. R-74-09 adopted.

Other

Monthly Reports – June 2009

Monthly Reports for the month of June 2009 were accepted.

Public Comment

Kevin Pryfogle, N. Downing Street, voiced his concern about a broken storm drain at the corner of Ash and Downing Streets, and inquired as to the status of the Intersection Improvement Study.

City Manager Enderle stated he would have someone check on the broken storm drain. City Engineer Amy Havenar gave a brief update on the status of the Intersection Improvement Study, stating it should be ready to come before the Commission at the next meeting.

Commissioner Vogt stated the 5th Annual Car Show was held on Saturday, August 2, and was a huge success with over 150 cars participating. Commissioner Vogt thanked all who donated items and services, and the many visitors who attended. Comments were made from visitors who have been to the previous car shows stating the town has really made some nice improvements over the last five years.

Commissioner Vogt thanked Parks and Recreation Director Rob Stanford for his help and support of the car show. Next year the car show will be held at Fountain Park due to the second phase of the reconstruction project on State Route 66, stated Commissioner Vogt.

Commissioner Martin reminded citizens to check the curb area in front of their homes for weeds and to keep the area clean. Commissioner Martin asked if it would be possible for the city to patch & fill some of the really bad streets in the city. Commissioner Martin stated he attended the car show on Saturday, and enjoyed talking with people and looking at the cars.

Commissioner Fess stated she received an email on Cultural Happenings, and on Ohio Traveler.com, a web-based tourism site that features happenings in Ohio they have put together a video on Piqua which is very nice, and encouraged citizens to go on line to view it. Commissioner Fess thanked Diana Thompson of the Miami County Visitors Bureau for helping to showcase the City of Piqua. It was stated that a link would be added to the Piqua website for citizens to go online to view the video.

Commissioner Terry inquired about several traffic lights in the 4th Ward, and the use of the street sweeper in the 900 block of Caldwell Street. Commissioner Terry stated she was at the site when the “weevils” were introduced in the waterways and hopes they are hungry. Commissioner Terry commented on the much-improved appearance of the old Piqua Memorial Hospital demolition site, and inquired about farm tractors towing trailers through the city streets.

Commissioner Terry also commended Commissioner Vogt and Rob Stanford, Parks & Recreation Supervisor on the great job they did with the Annual Car Show again this year, and thanked all who volunteered and supported them. Commissioner Terry stated she wanted to thank everyone who took the time to help out with the traffic study on the Bike Path. Last, but not least, Commissioner Terry thanked the Distribution Department for painting the power pole on McCulloch Square that she mentioned at the July 20, 2009 Piqua City Commission Meeting.

Jeff Lange, President of POWW, gave a brief overview of the cleanup of the waterways. Mr. Lange stated 141 volunteers removed 12,780 lbs, and 149 tires this time. In the last six years a total of over 93,000 lbs, of trash & debris has been removed from the local waterways, and Mr. Lange thanked all the participants for their hard work and donations over the years.

Mr. Lange voiced his concern over the Raw Water Study, and the water quality of Swift Run at times, and feels Atrazine running off of the farmer's fields is a problem. Mr. Lange further stated he is concerned about the water samplings, and the number of times they are taken.

Mr. Lange also voiced his concern about the bike path, and asked if Police Patrol could be stepped up along the bike path, and if it would be possible to put more trash containers along the path to help with the litter.

Moved by Commissioner Vogt, seconded by Commissioner Martin, to adjourn from the Piqua City Commission at 8:35 P.M. Voice vote, Aye: Vogt, Martin, Terry, Hudson, and Fess. Nay: None. Motion carried unanimously.

THOMAS D. HUDSON, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION