

**MINUTES
PIQUA CITY COMMISSION
Tuesday April 20, 2010
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 Martin, Vogt, Terry, and Wilson. Absent: None.

REGULAR CITY COMMISSION MEETING

PROCLAMATION

Piqua Arts Council

Mayor Fess read the proclamation and presented it to Brian Phillips, Piqua Arts Council Board President.

Poppy Days in the City of Piqua

Mayor Fess read the proclamation and encouraged citizens to purchase their poppy in support.

Consent Agenda

Approval of Minutes

Approval of the minutes from the April 1, 2010 Piqua City Commission Work Session, and the April 6, 2010 Regular City Commission Meeting

Moved by Commissioner Martin, seconded by Commissioner Wilson, that the minutes of the April 1, 2010 Piqua City Commission Work Session, and the Regular City Commission Meeting of April 6, 2010 be approved. Voice vote, Aye: Wilson, Fess, Terry, Martin, and Vogt. Nay: None. Motion carried unanimously.

Old Business

ORD. NO. 7-10 (2nd Reading)

An Ordinance authorizing an amendment to Ordinance No. 42-96 and the zoning map attached thereto to assign a zoning designation of R-3 (Multi-Family Residential) to parcel J27-032000

Public Comment

No one came forward to speak for or against Ordinance No. 7-10.

Ordinance No. 7-10 was given a second reading.

ORD. NO. 8-10 (2nd Reading)

An Ordinance authorizing an amendment to Ordinance No. 42-96 and the zoning map attached thereto to assign a zoning designation of R-2 (Two-Family Residential) to parcel N44-004010, also known as 316 North Downing Street

Public Comment

No one came forward to speak for or against Ordinance No. 8-10.

Ordinance No. 8-10 was given a second reading.

ORD. 9-10 (2nd Reading)

An Ordinance authorizing an amendment to Ordinance No. 42-96 and the zoning map attached thereto to assign a zoning designation of R-2 (Two-Family Residential) to parcel N44-004000, also known as 320 North Downing Street

Public Comment

No one came forward to speak for or against Ordinance NO. 9-10.

Ordinance No. 9-10 was given a second reading.

ORD. 10-10 (2nd Reading)

An Ordinance amending Chapter 111 of the Piqua Municipal Code Peddlers and Solicitors

Law Director Wall stated a permit is not required for any local nonprofit groups such as the Girl Scouts or Boy Scouts, but they must be local.

There was discussion of the possibility of issuing a warning before handing down a \$100 fine. Law Director Wall stated it is up to the discretion of the Police Officer whether they issue a warning or a fine.

Police Chief Jamison further explained that most of the time the officers will explain the ordinance to the subject and most of time they will leave. This will also be a useful tool in dealing with panhandling in the City, said Chief Jamison.

Public Comment

No one came forward to speak for or against Ordinance No. 10-10.

Ordinance No. 10-10 was given a second reading.

ORD. 11-10 (2nd Reading)

An Ordinance amending Section 94.20 (Section D) of the Piqua Code relating to (Community Swimming Pool Fees) and Section 94-24 (Sections C & F) of the Piqua Code relating to (Regulations for Public Parks and Pools)

There was discussion of the pool hours being changed in accordance with the Park Boards recommendations, the purchase of a new pump for the pool, and the date for the opening of the pool for the 2010 season.

Commissioner Martin inquired about closing the pool when attendance is low and the season pass holders being upset with the closing. Rob Stanford, Parks & Recreation Supervisor stated the season pass holders are informed when they purchase their season passes of the Policy.

Public Comment

No one came forward to speak for or against Ordinance No.11-10.

Moved by Commissioner Wilson, seconded by Commissioner Martin, that the rule requiring Ordinance No. 11-10 to be read fully and distinctly on three separate days be suspended. Roll call, Aye: Terry, Fess, Wilson, Vogt, and Martin. Nay None. Motion carried unanimously.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that Ordinance No. 11-20 be adopted. Roll call, Aye: Martin, Terry, Fess, Wilson, and Vogt. Nay: None. Motion carried unanimously. Mayor Fess then declared Ordinance No. 11-10 adopted.

New Business

RES. NO. R-49-10

A Resolution authorizing payment to Miami County Commissioners under a contract for the construction of the Fletcher Sanitary Sewer Project

There was discussion concerning the size of the sanitary sewer, and the reason for the over sizing of the sewer at this time, the cost of the over sizing and how it would be paid for, and the reason for the use of a forced main versus gravity. It was stated that part of the reason for the larger sewer was for future development in the area, with the over sizing being done at this time, it would not be necessary to tear up the main again to enlarge it. It was stated the project was budgeted for in the 2010 budget and would be paid in two payments one in 2010 and one in 2011.

Public Comment

Paul Stiefel, Boone Street, came forward and inquired where the sewer would start and stop along Route 36. City Engineer Amy Havenar explained where the sewer would begin and end.

Moved by Commissioner Terry, seconded by Commissioner Wilson, that Resolution No. R-49-10 be adopted. Roll call, Aye: Wilson, Vogt, Martin, Terry, and Fess. Nay: None. Motion carried unanimously. Mayor Fess declared Resolution No. R-49-10 adopted.

RES. NO. R-50-10

A Resolution awarding a contract to Pohlkat Incorporated in the amount not to exceed \$100,00 for removal and disposal of lime residual from the Lime Lagoon at the Water Plant for 2010-2012

There was discussion of the alternatives involved with not removing the lime residual at this time. It was stated by taking the bid for three years the City received a better rate.

Public Comment

No one came forward to speak for or against Resolution No. R-50-10.

Moved by Commissioner Martin, seconded by Commissioner Vogt, that Resolution No. R-50-10 be adopted. Roll call, Aye: Fess, Wilson, Vogt, Martin, and Terry. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-50-10 adopted.

RES. NO. R-51-10

A Resolution appointing one member to the Energy Board

Public Comment

No one came forward to speak for or against Resolution No. R-51-10.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that Resolution No. R-51-10 be adopted. Voice vote, Aye: Martin, Terry, Vogt, Fess, and Wilson. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-51-10 adopted.

RES. NO. R-52-10

A Resolution retaining the services of Horan to provide Health Insurance Consulting Services for the City of Piqua

There was discussion on the purchase and cost of the insurance, why using Horan would benefit the City, reasons why the city could not maintain the insurance without a consultant, would the consultant be receiving any kickbacks from insurance agencies they represent, the relationship Horan has with other companies in the area, and various other questions pertaining to the use of Horan as the city's consultant.

Eric Freudenberg, Account Executive for Horan, and Julie Tople, Account Manager, came forward and answered the Commissioner's questions and concerns.

Public Comment

No one came forward to speak for or against Resolution No. R-52-10.

Moved by Commissioner Terry, seconded by Commissioner Wilson, that Resolution No. R-52-10 be adopted. Voice vote, Aye: Fess, Wilson, and Terry. Nay: Vogt and Martin. Motion carried on a 3-2 vote. Mayor Fess then declared Resolution No. R-52-10 adopted on a 3-2 vote.

RES. NO. R-53-10

A Resolution requesting legislation to issue a purchase order in the amount not to exceed \$72,008.00 to the Ohio Department of Transportation (ODOT) for replacement of the bridge decks on U.S. Route 36 over I-75 including landscaping improvements

There was discussion of the cost of the bridge and the landscaping improvements. City Engineer Amy Havenar explained the cost of the bridge and the portion of the cost the City would be responsible for in the landscape improvements.

Public Comment

No one came forward to speak for or against Resolution No. R-53-10.

Moved by Commissioner Martin, seconded by Commissioner Vogt, that Resolution No. R-53-10 be adopted. Roll call, Aye: Wilson, Vogt, Martin, Terry, and Fess. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-53-10 adopted.

RES. NO. R-54-10

A Resolution awarding a contract to AZI Equipment for the purchase of an Asphalt Zipper for the Street Department

There was discussion of the uses for the Asphalt Zipper, and was stated this is the same piece of equipment the Street Department rented last year to do the work.

Public Comment

No one came forward to speak for or against Resolution No. R-54-10.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that Resolution No. R-54-10 be adopted. Roll call, Aye: Martin, Fess, Wilson, Vogt, Martin, and Terry. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-54-10 adopted.

RES. NO. R-55-10

A Resolution authorizing a purchase order to Camp Dresser & McKee, Inc. for Professional Services for the Wellfield Development-Phase 2

City Manager Enderle stated this resolution is just for exploration of the water, and to determine the best location of the Water Plant. Mayor Fess stated the City Commission Work Session held previously on the Water Exploration was extremely helpful in helping her understand this project.

Mayor Fess asked Underground Utility Director Dave Burtner Water to elaborate on the Seismic Exploration and how it is done. Mr. Burtner explained the process of locating the water.

Public Comment

No one came forward to speak for or against Resolution No.R-55-10.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that Resolution No. R-55-10 be adopted. Roll Call. Aye: Terry, Fess, Wilson, Vogt, and Martin. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-55-10 adopted.

RES. NO. R-56-10

A Resolution authorizing the City Manager to enter into a land use permit for the construction, use and maintenance of boat ramp on the Great Miami River

There was discussion of the location of the boat ramp, and the use of grants for the project. City Manager Enderle explained the grants were applied for with the Miami Conservancy District.

Public Comment

No one came forward to speak for or against Resolution No. R-56-10.

Moved by Commissioner Terry, seconded by Commissioner Wilson, that Resolution No. R-56-10 be adopted. Voice vote. Aye: Terry, Fess, Martin, Vogt, and Wilson. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-56-10 adopted.

Public Comments

Alan Miller, Park Avenue, President of the North Parks Neighborhood Association came forward and stated the North Parks Neighborhood Association assembled new playground equipment at Kiwanis Park on Saturday April 24, 2010. Mr. Miller read a list of sponsors and people who helped with the project and thanked them all for their support. The Next North Parks Neighborhood Association meeting is to be held on May 13, at 7:00 P.M. at Wilder School and invited citizens to attend. Mayor Fess stated all of the Neighborhood Associations are doing a wonderful job in the City of Piqua.

Russ Fashner, Forest Avenue, voiced his opinion on a city policy on replacing fence posts, and the mowing of grass on the levy banks. Mr. Fashner asked why growth retardant was not used on the levy banks.

Keith Schaurer, Washington Road, came forward and announced Eagles Wings Stables is holding a fundraiser on May 8th, 2010 at the Piqua Plaza Ballroom and invited citizens to attend. Eagles Wings is a nonprofit organization, a member of the Piqua Area Chamber of Commerce, and have been in business for four years, said Mr. Schaurer. Mr. Schaurer further explained the services they offer and who benefits from their type of services.

Commission Comments

Commissioner Vogt reminded citizens it is grass mowing season, and to refrain from blowing their grass out in to the street or the curbs, and if they do please clean it up.

Commissioner Wilson stated tickets for the Eagles Wings Stables event are tax deductible and are going for a very worthy cause. Commissioner Wilson further stated he has heard a lot of good things about the work that is being done at Eagles Wings Stables.

Commissioner Wilson also stated he helped with the assembling of the new playground equipment at Kiwanis Park, and encouraged residents to get involved with their Neighborhood Associations and thanked all who helped with the project on Saturday, April 24, 2010.

Commissioner Terry stated on Thursday, April 22, at 10:00 A.M. at Kiwanis Park. The North Parks Neighborhood Association will be planting a tree with the help of the Nicklin Avenue School Students in honor of Arbor Day and invited citizens to attend.

Commissioner Martin stated the Southview and Shawnee Neighborhood Associations held a cleanup of the Lock 9 Park and about four miles of the Bike Path gathering a few bags of debris.

Commissioner Martin stated the pavement seems to be dropping where a line has been installed on Cleveland Street and asked if someone would look into it.

City Manager Enderle stated he wanted recognize the Shawnee and Southview Neighborhood Associations for their efforts on the cleanup of the Lock 9 Park and the Bike Path on Saturday, April 17th, 2010. City Manager Enderle also thanked the North Parks Neighborhood Association, stating the vast majority of the improvements that have been done to Kiwanis and Das Parks would not have been possible without their efforts, and expressed the City’s appreciation to the volunteers.

Mayor Fess stated the City of Piqua Power Department received the prestigious “Diamond Award” from the American Public Power Association and asked Power System Director Ed Krieger to explain.

Mr. Krieger came forward and gave a brief overview of the award, and explained the qualifications required to be even considered for the award. Piqua Power is one only one of six electric municipalities in the country that carries the Diamond status, and the only municipality in the AMP Ohio district which includes one-hundred thirty some electric municipalities in a five state region to achieve this award.

Mayor Fess stated she felt the City of Piqua Power Crew did not get enough recognition and wanted citizens to know what a great power crew the City of Piqua has. Mayor Fess congratulated Mr. Krieger and the power crew and thanked them for all their work.

Mayor Fess reminded citizens the First Annual Spring Fling Dance will be held at the Ft. Piqua Plaza on Friday, May 7th, to benefit the YMCA Senior Citizens Center Program, and the Eagles Wings benefit will be held on Saturday May 8th at the Ft. Piqua Plaza. There are a lot of good things going on in the City of Piqua, said Mayor Fess.

Moved by Commissioner Vogt, seconded by Commissioner Martin, to adjourn from the Piqua City Commission Meeting at 9:15 P.M. Voice vote, Aye: Martin, Terry, Fess, Vogt, and Wilson. Nay: None. Motion carried unanimously.

LUCINDA L. FESS, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION

