

**MINUTES
PIQUA CITY COMMISSION
Tuesday November 2, 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 Vogt, Martin, Terry, and Wilson. Absent: None.

PIQUA HEALTH BOARD

Consent Agenda

Approval of Minutes

Approval of the minutes from the September 21, 2009 Piqua Health Board Meeting

Moved by Commissioner Martin, seconded by Commissioner Terry, that the minutes of the September 21, 2009 Piqua Health Board Meeting be approved. Voice vote, Aye: Wilson, Fess, Martin, Terry, and Vogt. Nay: None. Motion carried unanimously.

NEW BUSINESS

RES. NO. H-299 (PUBLIC HEARING)

A Resolution modifying certain fees for services

Health and Sanitation Director Amy Welker explained each Health Department is required to do a cost analysis each year and are only permitted to recoup certain costs. These fee charges include the food program, the swimming pool program, the tattoo program, and the manufactured home park program.

For many years, the City of Piqua did not choose to adjust fees for the environmental programs, and now are below the State portion of the fee and far below industry standards when compared to other jurisdictions. The result has been that the General Fund dollars support the operation of these programs.

Commissioner Wilson stated that it would be more costly to turn this over to Miami County than to continue to operate our own Health Department.

Moved by Commissioner Terry, seconded by Commissioner Wilson, that the Resolution No. H-299 be approved. Voice vote, Aye: Wilson, Fess, Martin, Terry, and Vogt. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. H-299 adopted.

Adjournment

Moved by Commissioner Martin, seconded by Commissioner Terry, to adjourn from the Piqua Health Board Meeting. Voice vote, Aye: Martin, Wilson, Terry, Fess, and Vogt. Nay: None. Motion carried unanimously.

LUCINDA L. FESS, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION

REGULAR CITY COMMISSION MEETING

Consent Agenda

Approval of Minutes

Approval of the minutes from the October 19, 2010 Regular Piqua City Commission meeting

Moved by Commissioner Terry, seconded by Commissioner Wilson, that the minutes of the October 19, 2010 Regular Piqua City Commission meeting be approved. Voice vote, Aye: Wilson, Fess, Martin, Terry, and Vogt. Nay: None. Motion carried unanimously.

OLD BUSINESS

ORD. NO. 28-10 (2nd Reading)

An Ordinance to authorize the annexation of land owned by the City of Piqua Municipal Corporation

City Manager Enderle stated this is the second reading for Ordinance No. 28-10.

Public Comment

No one came forward to speak for or against Ordinance No. 28-10.

Ordinance No. 28-10 was given a Second Reading.

NEW BUSINESS

ORD. NO. 29-10 (1ST Reading)

An Ordinance to repeal Section 94.25 of the Piqua Municipal Code

City Manager Enderle stated this is a housekeeping item.

Health and Sanitation Director Amy Welker explained this code section has not been updated recently and the state has adopted extensive legislation that governs the topic of swimming pools. The Health Department does license and inspect public swimming pools, but uses the Ohio Revised Code. The Ohio Code is reviewed and update periodically and is more current and accurate. The items listed in the Piqua Code are covered under the Ohio Revised Code Chapter 3749, so there is no need for this language to remain in the Piqua Code.

Public Comment

No one came forward to speak for or against Ordinance No. 29-10

Ordinance No. 29-10 was given a first reading.

ORD. NO. 30-10 (1ST Reading)

An Ordinance to repeal Section 32.035 and 32.036 of the Piqua Municipal Code

City Manager Enderle stated this is also a housekeeping item. The Health Department uses the Ohio Code and the code is reviewed and update periodically and is more current and accurate. The items listed in the Piqua Code are covered under the Ohio Uniform Food Safety Code, so there is no need for this language to remain in the Piqua Code.

Commissioner Martin asked if there is anything in the Code Book referencing the code section being removed and the State Code being followed.

Law Director Wall explained if the information is not listed in the Piqua Code than the State Code applies. After the code section is repealed it no longer listed in the Piqua Code.

Public Comment

No one came forward to speak for or against Ordinance No. 30-10

Ordinance No. 30-10 was given a first reading.

ORD. NO. 31-10 (1st Reading)

An Ordinance to modify Appendix Table A, Chapter 150 Building Regulations of the Piqua Code

City Manager Enderle stated this is a companion to the Health Resolution to modify the fees for environmental health programs. The current fees have been in effect since 2006, and the new fee adjustments are fair. This proposal is a balance between recouping costs and providing a fair permit fee to vendors, said City Manager Enderle.

Commissioner Martin inquired as to possibly raising the Plan Review Commercial Fee from \$25 minimum to \$50 minimum. There was discussion on raising the fee for Commercial accounts.

Moved by Commissioner Martin, seconded by Commissioner Vogt, to amend Ordinance No. 31-10 to raise the Plan Review Minimum Fee for a Commercial Permit from \$25.00 to **\$50.00**. Voice vote: Aye: Vogt, Martin, Terry, Fess, and Wilson. Nay: None. Motion carried unanimously. Ordinance No. 31-10 was amended.

Public Comment

No one came forward to speak for or against Ordinance No. 31-10

Amended Ordinance No. 31-10 was given a first reading, as amended.

ORD. NO. 32-10 (1ST Reading)

An Ordinance providing for the issuance and sale of \$55,953.49 of bonds in anticipation of the collection of special assessments to pay costs of construction in the year 2009, sidewalks, curbs and gutters on Riverside Drive (Phase 1) with the necessary appurtenances thereto

Finance Director Cynthia Holtzapple stated the Street Construction Fund 103 originally paid for the Riverside Drive Construction Project and the property owners were invoiced on January 15, 2010 with invoices due on April 30, 2010. The City Commission approved Resolution No. R-24-10 on September 7, 2010 to assess the unpaid reconstruction costs to the property owners' tax duplicate for five or ten years based on the property owners choice. By issuing and selling these bonds the City will be able to restore the dollars to the Street Reconstruction Fund 103 for the reconstruction costs and not have to wait ten years. The original project cost is \$120,290.02 and the city collected \$54,155.93 and the remaining amount of \$55,953.49 was assessed to the public by the county, and the complete bond total is \$55,953.49.

Public Comment

No one came forward to speak for or against Ordinance No. 32-10

Ordinance No. 32-10 was given a first reading.

RES. NO. R-130-10

A Resolution awarding a contract for the purchase of a bobcat skid-steer loader for the Street Department

City Manager Enderle stated this Resolution replaces the H-031 Giehl 5635 Deluxe Skid Loader purchased in 1999. The Street Department has spent several thousand dollars over the past few years on maintenance and repairs, and it has become a safety issue and can no longer be used.

Commissioner Martin inquired about the equipment and its use. Assistant Street Superintendent Don Seeberger explained how the equipment is utilized, and need for it.

Public Comment

No one came forward to speak for or against Resolution No. R-130-10.

Moved by Commissioner Martin, seconded by Commissioner Terry, that Resolution No. R-130-10 be adopted. Roll call, Aye: Wilson, Vogt, Martin, Terry, and Fess. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-130-10 adopted.

RES. NO. R-131-10

A Resolution awarding a contract to TI Training Corp, in an amount not to exceed \$42,000 for a new firearms simulation system

City Manager Enderle stated this Resolution awards a contract to TI Training Corp. for a new firearms simulation system for the Police Department in an amount not to exceed \$42,000.

Police Chief Jamison stated in April of 2009, the Police Department received a grant for \$32,000 with an \$11,800 cash match, and then the department received a significant criminal forfeiture due to assistance provided to Miami, Darke, Shelby, and Champaign Counties. A request for proposals was solicited and published and a firearms simulation system was selected from Ti Training Corporation. This project will place a firearms simulation system owned by the City of Piqua at Edison State College to be used at the convenience of the police department and the Edison Police Academy at no charge. Revenue will be collected from other police agencies by the Edison staff to be used for future maintenance and upgrades to the system, said Police Chief Jamison.

Public Comment

No one came forward to speak for or against Resolution No. R-131-10.

Moved by Commissioner Terry, seconded by Commissioner Wilson, that Resolution No. R-131-10 be adopted. Roll call, Aye: Wilson, Vogt, Martin, Terry, and Fess. Nay: None. Motion carried unanimously. Mayor Fess declared Resolution No. R-131-10 adopted.

RES. NO. 132-10

A Resolution requesting preliminary legislation for the painting of Bridge Structure 5500184 MIA IR 15.74

City Manager Enderle stated this would compliment the improvements that are currently underway on the US 36 (E. Ash Street) Bridge redecking project with no costs to the city.

City Engineer Amy Havenar explained the bridge will be painted a light beige/tan color, which will be the same color as the concrete sealer being applied to the bridge, and a black PVC coated fence will also be installed. The proposed color selection for the bridge was also presented to the City of Piqua Planning Commission for their approval at their September 2010 meeting, said Ms. Havenar.

Public Comment

No one came forward to speak for or against Resolution No. R-132-10

Moved by Commissioner Martin, seconded by Commissioner Terry, that Resolution No. R-132-10 be adopted. Voice vote, Aye: Fess, Wilson, Vogt, Martin, and Terry. Nay: None. Motion carried unanimously. Mayor Fess then declared Resolution No. R-132-10 adopted.

OTHER

Economic Development Update – Mr. Bill Murphy

Assistant City Manager/Economic Development Director Bill Murphy gave a brief update on Economic Development in the City of Piqua. Mr. Murphy explained the interest and development opportunities that have been explored this year so far. The State of Ohio has sent about twenty-five leads to the City of Piqua this year so far, but a lot of them have been long term leads, stated Mr. Murphy.

Mayor Fess stated she was very happy that Trupointe chose Piqua to locate in, citing they have a total of 500 employees in Indiana and Ohio. Mayor Fess also asked Mr. Murphy how Piqua is promoted. Mr. Murphy explained how they promote Piqua, and stated that Economic Development is a team sport, taking a lot of various ideas and concepts and putting them altogether. Businesses want to hear about all the good things happening in the city where they live, work and play.

Mayor Fess thanked Mr. Murphy for his update, and stated he is working very hard to promote the City of Piqua on a daily basis

Monthly Reports – September 2010

Monthly Reports for September 2010 were accepted.

PUBLIC COMMENT

Scott Fine, North Street came forward and voiced his concern over a problem he was having with the Miami County Court System and the City of Piqua on a legal matter concerning a Property Maintenance Violation he received. He continued by stating the City is wasting taxpayer's money by taking him to court again.

Law Director Wall explained the situation, and the City of Piqua's part in the Property Maintenance Violation. Mr. Fine further stated he would like an answer at the next City Commission meeting on his questions. Mayor Fess stated she would look into his concerns and determine if there is a problem.

Commissioner Wilson stated he recently attend the Piqua Education Foundation Banquet where Sandy Cox was honored as Teacher of the Year. The Foundation has given out 147 Scholarships to Piqua students in the past four years totaling over \$203,000. This is just one of many positive things happening in the City of Piqua, said Commissioner Wilson.

Commissioner Martin inquired as to the status of the updates to the Grow Piqua Now Website, and asked about the progress on the Shawnee Pump Station.

Mr. Murphy stated the new Grow Piqua Now website is set to be launched on December 1, 2010. City Engineer Amy Havenar gave a brief update on the progress of the Shawnee Pump Station.

Mayor Fess commented on how nice Commercial Street is looking, stating it is a great improvement to the area.

Adjournment

Moved by Commissioner Vogt, seconded by Commissioner Martin, to adjourn from the Regular Piqua City Commission Meeting at 8:45 P.M. Voice vote, Aye: Martin, Wilson, Terry, Fess, and Vogt. Nay: None. Motion carried unanimously.

LUCINDA L. FESS, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION