

MINUTES
PIQUA CITY COMMISSION
Tuesday, January 17, 2017 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 Hinds called the meeting to order. Also present were Commissioners Terry, Wilson, Vogt, and Martin. Absent: None. Motion carried unanimously.

Consent Agenda

Approval of Minutes

Approval of the minutes from the January 3, 2017 Regular Piqua City Commission Meeting.

RES. NO. R-8-17

A Resolution reappointing Julia (Judy) Terry to the Grow Piqua Now Board

RES. NO. R-9-17

A Resolution reappointing a member to the Miami Valley Regional Planning Commission

RES. NO. R-10-17

A Resolution reappointing an alternate member to the Miami Valley Regional Planning Commission

RES. NO. R-11-17

A Resolution reappointing an alternate member to the Miami Valley Regional Planning Commission

Moved by Commissioner Martin, seconded by Commissioner Vogt, to approve the Consent Agenda. Voice vote, Aye: Martin, Hinds, Terry, Vogt, and Wilson. Nay: None. Motion carried unanimously.

OLD BUSINESS

ORD. No. 19-16 (3rd Reading)

An Ordinance amending Sections 53.01 and 53.07 of the Piqua Code, relating to water rates and new service

Cynthia Holtzapple, Assistant City Manager/Finance Director provided the Staff Report.

The water rates will increase by 10 percent for each new year beginning with 2017 and ending in 2020. The average monthly water rate for residential homes with 4 people will increase from \$61.88 to \$68.07, for a small commercial business it will increase from \$137.15 to \$147.09, and for an industrial business the increase will be from \$2041.63 to \$2245.16, stated Ms. Holtzapple.

Public Comment

Chuck Starrett, Demming Rd. came forward and voiced his concern over the rate increase at this time. Mr. Starrett stated the city has lost industries, there has been no growth, and the schools are hurting, he feels the city is overspending and asked that the Ordinance No. 19-16 be tabled at this time.

Brad Boehringer, Mound Street, came forward and voiced his concern over the rising cost of his utilities.

Kathy Sherman, White Tail Drive, came forward and voiced her support of Ordinance No. 19-16 and provided additional information.

Kris Lee, High Street, came forward and voiced his concern over raising the rates at this time stating he is worried about some of the residents not being able to pay their bills.

A Caldwell Street resident came forward and voiced her concern over the raising of the water rates at this time.

Commissioner Vogt asked Bob Yoxthimer, of CDM Smith, to come forward and provide additional information. Mr. Yoxthimer has been working on the project from the beginning, and provided additional insight.

Commissioners asked several questions, and City Manager Huff also provided additional information. Commissioner Martin stated, Middletown is having a bigger problem to, but you can't fight the EPA.

Mayor Hinds stated we do not want to raise the rates but we have to, we think about our citizens, and the decision is not an easy one.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that Ordinance No. 19-16 be adopted. Roll call vote, Aye: Terry, Hinds, Vogt, Martin, and Wilson. Nay, None. Motion carried unanimously. Mayor Hinds then declared Ordinance No. 19-16 adopted.

ORD. NO. 20-16 (3rd Reading)

An Ordinance amending Sections 51.46 and 51.81 of the Piqua Code, relating to Wastewater rates and new service

Cynthia Holtzaple, Assistant City Manager/Finance Director provided the Staff Report. The previous combined cost for the total base charge of \$9.66 for the first 1000 gallons per month will increase to \$16.67 in October of 2017 and to \$20.00 in 2018. After the first 1000 gallons, the volume charger per 100 gallons will increase from the combined cost of \$3.05 to \$5.27 in October of 2017 and \$6.32 in 2018. We are in the same situation that many other communities are in, stated Ms. Holtzaple.

City Manager Huff also provided additional information regarding the need for the rate increase including a timeline of the EPA requirements.

Commissioners asked several questions regarding the EPA regulations and the impact on the city.

Public Comment

Dave Davis, Nicklin Avenue, former Wastewater Plant Superintendent came forward and provided additional background information regarding the need for the rate increase.

Kathy Sherman, White Tail Drive, came forward and thanked the City Commission for their work and provided additional information on why this needs to be done at this time. We are at the mercy of the EPA, stated Ms. Sherman.

Commissioner Wilson asked if an analysis could be done. Ms. Holtzaple explained.

Mayor Hinds stated, we hate to raise the rates but we need to at this time. It is not easy and our hands are tied.

Moved by Commissioner Vogt, seconded by Commissioner Martin, that Ordinance No, 20-16 be adopted. Roll call vote: Aye, Vogt, Terry, Hinds, Wilson, and Martin. Nay, None. Motion carried unanimously. Mayor Hinds then declared Ordinance No. 20-16 adopted.

NEW BUSINESS

Ord. No. 1-17 (1st Reading)

An Ordinance to vacate a portion of Public Right-of- Way

Justin Sommer, Assistant City Manager/Economic Development Director provided the Staff Report.

A petition requesting the vacation of a portion of platted right of way known as an alley located north of South Street and west of College Street, has been submitted for consideration. The Planning Commission conducted a public hearing and recommended approving the request to vacate the portion of public right of way at this time.

Public Comment

No one came forward to speak for or against Ordinance 1-17 at this time.

Ordinance No. 1-17 was given a first reading.

RES. NO. R- 12-17

A Resolution authorizing a purchase order to Valley Asphalt Corp, as the primary supplier, and Barrett Paving Material Inc. as the secondary supplier of hot mix for the 2017 Street and Alley Maintenance Program

Doug Harter, Public Works Director provided the Staff Report.

In December of 2016, the Purchasing Analyst went out for bids sending specification to several companies, and bids were received on January 5, 2017.

In the past the city has purchased asphalt from both Valley Asphalt and Barrett Paving depending on who had the mix available that is needed at any given time. The city uses more 404 asphalt than 402 and Valley Asphalt is also a little less expensive on this type. Therefore, the city would like to issue a Purchase Order to both Barrett Paving and Valley Asphalt for the purchase of 402 and 404 asphalt to ensure that asphalt will be available to the City when it is needed.

Public Comment

No one came forward to speak for or against Resolution No. R-12-17

Moved by Commissioner Terry, seconded by Commissioner Wilson, that Resolution No. R-12-17 be adopted. Roll call, Aye: Terry, Vogt, Wilson, Martin, and Hinds. Nay: None. Motion carried unanimously. Mayor Hinds declared Resolution No. R-12-17 adopted.

RES. NO. R-13-17

A Resolution authorizing a purchase order to Piqua Materials Inc, as the supplier of stone cold patch for the 2017 Street and Alley Maintenance Program

Doug Harter, Public Works Director, provided the Staff Report.

In December of 2016, the Purchasing Analyst went out for bids for asphalt sending specification to several companies, and bids were received on January 5, 2017.

Unfortunately, the Barrett Paving plant is located in Moraine and is too far to drive to pick up the cold patch we need. The recommendation is to purchase all stone and cold patch from Piqua Materials due to close proximity of their plant to our work area and this will increase efficiency.

Public Comment

No one came forward to speak for or against Resolution No. R-13-17.

Moved by Commissioner Wilson, seconded by Commissioner Terry, that Resolution No. R-13-17 be adopted. Voice vote, Aye: Martin, Hinds, Wilson, Vogt, and Terry. Nay: None. Motion carried unanimously. Mayor Hinds declared Resolution No. R-13-17 adopted.

RES. NO. R-14-17

A Resolution authorizing the purchase of 625 S. Main Street, Parcel No. N44-250265

City Manager Huff provided the Staff Report.

The Piqua City School District demolished the former Bennett Intermediate Elementary School building and now has a vacant site. The Piqua City School Board approved a Resolution stating they no longer need the site for any purposes. The Piqua City School is permitted to sell the property by Quit Claim Deed for \$1.00 to the City of Piqua. The property borders the riverfront where the City has been in the planning phases of developing the property along the riverfront and the acquisition of the property serves the needs of the City of Piqua, stated City Manager Huff.

PUBLIC COMMENT

No one came forward to speak for or against Resolution No. R-14-17 at this time.

Moved by Commissioner Martin, seconded by Commissioner Vogt, that Resolution No. R-14-17 be adopted. Voice vote, Aye: Terry, Vogt, Wilson, Martin, and Hinds. Nay: None. Motion carried unanimously. Mayor Hinds declared Resolution No. R-14-17 adopted.

RES. NO. R-15-17

A Resolution extending a moratorium for a period of one hundred and eighty days on the granting of any permit allowing retail dispensaries, cultivators, or processors of medical marijuana within the City of Piqua, Ohio and declaring ab emergency

Stacy Wall, Law Director, provided the Staff Report.

House Bill 523 became effective on September 8, 2016 but the rules have not been accepted. Revised Code Section, 3796.29 allows municipalities to prohibit and /or limit the location of retail dispensaries, cultivators, and processors of medical marijuana within corporate limits. The City approved a moratorium on August 2, 2016 on the granting of permits, and would like to extend it for one hundred and eighty more days to allow the City time to accomplish the goals, and provide the State of Ohio time to adopt further regulations. The Planning Commission is also reviewing the issue at this time, stated Ms. Wall.

Commissioners asked several questions regarding the moratorium. Ms. Wall and Justin Sommer provided additional information on the issue. All were in agreement to extend the moratorium at this time.

PUBLIC COMMENT

No one came forward to speak for or against Resolution No. R-15-17 at this time.

Moved by Commissioner Terry, seconded by Commissioner Wilson, that Resolution No. R-15-17 be adopted. Roll call vote, Aye: Martin, Wilson, Hinds, Terry, and Vogt. Nay: None. Motion carried unanimously. Mayor Hinds declared Resolution No. R-15-17 adopted.

PUBLIC COMMENT

No one came forward to speak at this time.

City Manager's Report

City Manager Huff stated the WOTVC Board is transitioning operations of the WOTVC Piqua Channel 5 to the Piqua School System, and they hope to have it fully operational as soon as possible. Please bear with us during this transition.

The Piqua 4th of July Association is donating their remaining proceeds from previous 4th of July events (\$12,000) equally to the Police, Fire and Parks Departments.

Commissioners Comments

Mayor Hinds stated she appreciates the public coming to speak, and she knows it is not an easy thing to do. We appreciate the public sharing their thoughts and concerns with the Commission.

Mayor Hinds further stated she appreciates the City Staff, and the good work they do in putting all this information together, it is very much appreciated.

Adjournment to Executive Session

Moved by Commissioner Vogt, seconded by Commissioner Martin, to adjourn into Executive Session at 8:58 P. M. to consider pending or imminent litigation. Roll call vote: Aye, Terry, Hinds, Wilson, Vogt, and Martin.

Moved by Commissioner Martin, seconded by Commissioner Vogt to adjourn from the Executive Session at 10:22 P.M. Voice vote, Aye: Terry, Hinds, Wilson, Vogt, and Martin. Nay, None.

Moved by Commissioner Martin, seconded by Commissioner Wilson, to adjourn from the Regular Commission Meeting at 10:23 P.M. Voice vote, Aye: Martin, Wilson, Terry, Vogt, and Hinds. Nay, None.

KATHRYN B. HINDS, MAYOR

PASSED: _____

ATTEST: _____
REBECCA J. COOL
CLERK OF COMMISSION

The Motion to adopt the foregoing Resolution was offered by _____
seconded by _____ and on roll call the following vote ensued:

- Mayor Kathryn B. Hinds _____
- Commissioner John Martin _____
- Commissioner William Vogt _____
- Commissioner Joseph Wilson _____
- Commissioner Judy Terry _____