REGULAR PIQUA CITY COMMISSION MEETING
TUESDAY, JUNE 19, 2018
6:00 PM
COMMISSION CHAMBER – 2nd FLOOR
201 WEST WATER STREET - PIQUA, OHIO 45356

CALL TO ORDER

THE PLEDGE OF ALLEGIANCE

ROLL CALL

ANNOUNCEMENTS

PROCLAMATION: NATIONAL NIGHT OUT IN THE CITY OF PIQUA
   ➢ ACCEPTING: POLICE CHIEF BRUCE JAMISON

ROLL CALL

NEW BUSINESS

1. RES. NO. R-94-18
   A Resolution declaring the intention to levy a tax in excess of the ten mill limitation and requesting the
   Auditor of Miami County Ohio certification pursuant to Ohio Revised Code Section 5705.03

ADJOURNMENT

REGULAR CITY COMMISSION MEETING

CONSENT AGENDA

1. APPROVAL OF MINUTES
   Approval of minutes from the June 5, 2018 Regular City Commission Meeting

NEW BUSINESS

2. ORD. NO. 10-18 (1st Reading)
   An Ordinance to vacate a portion of Public Alley Right-of-Way

3. ORD. NO. 11-18 (1st Reading)
   An Ordinance to vacate a portion of Public Alley Right-of-Way

4. RES. NO. R-95-18
   A Resolution fixing the time and place for a Public Hearing on the proposed City Tax budget for
   Miami County for the calendar year 2019 and draft Appropriation Ordinance

5. RES. NO. R-96-18
   A Resolution authorizing a purchase order to Hageman Trucking Service LLC for the Public Works
   Department

PUBLIC COMMENT
   (This is an opportunity for citizens to address the City Commission regarding agenda items, issues, or to
   provide information. Comments are requested to be limited to five (5) minutes and specific questions
   should be addressed to the City Manager's office).

CITY MANAGER’S REPORT

COMMISSIONERS COMMENT

ADJOURNMENT
RESOLUTION NO. R-94-18

A RESOLUTION DECLARING THE INTENTION TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION AND REQUESTING THE AUDITOR OF MIAMI COUNTY OHIO CERTIFICATION PURSUANT TO OHIO REVISED CODE SECTION 5705.03

WHEREAS, it appears that the amount of taxes which may be raised within the ten mill limitation will be insufficient to provide an adequate amount for the necessary requirements of the Forest Hill Union Cemetery, and that it is necessary to levy a tax in excess of such limitation for the purpose of the operation and maintenance of the Forest Hill Union Cemetery pursuant to Ohio Revised Code Section 5705.19 (T) and that it is the intention to levy a tax in excess of said limitation; and

WHEREAS, the Forest Hill Cemetery seeks to renew the current levy and add an increase for improvements as the Forest Hill Cemetery does not have the ability to borrow funds.

NOW, THEREFORE, BE IT RESOLVED by the Commission of the City of Piqua, Miami County, Ohio and by the Board of Trustees of Washington Township, Miami County, Ohio, a majority of all members elected thereto concurring that:

SEC. 1: That said levy will be for the purpose of funding the operation and maintenance of the Forest Hill Union Cemetery as permitted by Section 5705.19 (T) of the Ohio Revised Code, in a total rate and amount which is over and above the ten mill limitation and shall not exceed 0.70 mill for each one dollar ($1.00) of valuation which amounts to seven cents ($0.07) for each one hundred dollars of valuation of which shall renew an existing levy for like purpose to be levied for a period of five (5) years, to be first placed upon the tax lists and duplicate for the tax year 2019, and continuing thereafter on the tax lists and duplicate for the tax years 2020, 2021, 2022, and 2023, to be first collected in the calendar year 2020, and to be collected in the calendar years 2021, 2022, 2023, and 2024, which proposed levy shall be a RENEWAL WITH INCREASE levy.

SEC. 2: The Miami County, Ohio Auditor is hereby requested to certify to the Piqua City Commission, acting on behalf of the Forest Hill Cemetery Board, the total tax valuation of the property within said district, and the dollar amount of revenue that would be generated on an annual basis upon said valuation by the millage as set forth herein above, as required by the terms and provisions of Section 5705.03 (B) of the Ohio Revised Code.

SEC. 3: The Clerk of the City of Piqua Commission is hereby directed to certify a true and correct copy of this Resolution, and to forward the same to the Auditor of Miami County, Ohio and to request the Auditor of Miami County, Ohio to cause the certifications requested herein to be provided to this body as soon as practicable.

SEC. 4: The said levy is intended to be placed on the ballot for the electorate at the November 6, 2018 General Election.

SEC. 5: This Resolution is declared an emergency for the immediate preservation of the public peace, health or safety in the City of Piqua and in Washington Township as the Forest
Hill Cemetery is dependent on the tax levy and needs the Miami County Auditor’s certification in order to meet the filing deadline.

KATHRYN B. HINDS, MAYOR

PASSED: ______________________

ATTEST:  
REBECCA J. COOL 
CLERK OF COMMISSION

WASHINGTON TOWNSHIP TRUSTEES

__________________________

__________________________

__________________________
Piqua City Commission Regular Meeting

June 5, 2018 Minutes

Vice Mayor William Vogt called the meeting to order at 6:00 p.m. All members of the Commission were present except for Mayor Kazy Hinds. Commissioner Martin moved to excuse Mayor Hinds and Commissioner Lee seconded the motion. All members voted in the affirmative.

There were no public announcements.

It is to be noted that other than a representative from the Piqua Daily Call, no one was present from the public and thus there was no public comment on any agenda item.

The consent agenda consisting of the May 15, 2018 meeting minutes was approved. Commissioner Martin moved to approve and Commissioner Lee seconded. The Consent Agenda was approved unanimously.

New Business:

Ordinance No. 9-18.

An Emergency Ordinance enacting and adopting a supplement to the Code of Ordinances for the City of Piqua.

Law Director Stacy Wall explained that the ordinance was procedural and happens quarterly to approve the codification. This ordinance codifies all ordinances adopted January 1, 2018 through March 31, 2018. Wall explained that it needed passed as an emergency since the ordinances were already in effect. It was a first reading.

Commissioner Lee moved to waive the three reading rule to adopt by emergency. Commissioner Martin seconded the motion and all members voted in favor of waiving the three reading rule. Commissioner Martin moved to adopt suspended Ordinance No. 9-18 and Commissioner Short seconded the motion. All members voted aye. The Emergency Ordinance was adopted.

Resolution No. R-87-18.

An Emergency Resolution authorizing the City Manager to enter into a project agreement with Poggemeyer Design Group to provide construction services for the City’s PY2017 Downtown Revitalization Project.

Assistant City Manager Justin Sommer gave the staff report. He indicated the City has been awarded a CDBG grant in which $300.00 has been allocated for the Downtown Revitalization Project, specifically for façade improvements. The resolution was for an
agreement with Poggemeyer Design Group to assist with the construction management services for downtown business owners who participate. Such services will include building deficiency assessments, project costs estimates, assistance to building owners and contractors, bidding of projects, construction monitoring and final inspections. The resolution was an emergency to meet timing requirements of the grant. Commissioner Martin asked if the grant could be used for other improvements such as electrical. Mr. Sommer indicated that although the grant was primarily for façade improvements, it is possible to potentially use the grant for other purposes such as electrical improvements. Commissioner Lee asked how many businesses are interested and whether the amount of money available is sufficient. Mr. Sommer indicated that there are at least 22 interested parties and the grant amount is sufficient. Commissioner Martin moved to approve the resolution and Commissioner Short seconded the motion. A roll call vote was taken and all voted aye. The Resolution was approved.

The City Commission adjourned from its regular session for a brief recess while the City Commission Clerk was excused. Law Director Wall sat in as Clerk and recorded the minutes. The meeting reconvened at 6:17 p.m.

Resolution No. R-88-18

A Resolution authorizing a purchase order to A&A Safety for the purchase of a portable traffic control system.

Power System Director Ed Krieger gave the staff report. The item was presented to the Energy Board and recommended for approval. This item is related to and needed for the Riverfront Redevelopment Project. Research identified the only State of Ohio approved portable traffic control system. A&A Safety is the licensed distributor and sole-source for this system. Underground, Public works and Power will share in the cost of the system. The system will be housed in the Power System Building and then shared by other City departments.

Commissioner Short indicated that he has seen the system work on Troy-Sidney and was very impressed with the system and thought it worked well.

Commissioner Lee moved to approve the resolution and Commissioner Short seconded the motion. A roll call vote was taken and all voted aye. The Resolution was approved.

Resolution No. R-89-18

A Resolution awarding a contract for replacement radio communications for the Power System.

Power System Director Ed Krieger gave the staff report. The item was presented to the Energy Board and recommended for approval. The City was informed by 911 and
Miami County that it would be replacing the radio system. The Power Department evaluated purchasing a stand-alone system or join the County Marcs system. The stand-alone system is a better fit for the Power System. The stand-alone system is utilized in Tipp City and was recommended by their electric department staff. Power will have a 10-year FCC license to operate the stand-alone system. The radios are less-expensive than the MARCS system and this option will be less expensive to operate on an annual basis. Power System staff consulted with Miami County and WS Electronics to evaluate the alternative systems.

Commissioner Lee asked whether the current system and proposed systems allow for City departments to interact and communicate. Director Krieger indicated that the stand-alone system would allow this interaction.

Commissioner Lee moved to approve the resolution and Commissioner Short seconded the motion. A roll call vote was taken and all voted aye. The Resolution was approved.

**Resolution No. R-90-18**

A Resolution awarding a contract for the installation of a replacement roof for the Power System's #9 gas turbine building.

Power Systems Director Ed Krieger gave the staff report. The item was presented to the Energy Board and recommended for approval. Continued operation of the City's gas turbines provide for significant electric cost savings for Piqua’s electric customers, in the range of $1-$2 million dollars savings annually. The replacement of the roof has been a long term planned project. The original roof is over 50 years old and it is essential that the gas turbines be protected. The new roof needs to be segmented to allow for removal of the turbine if necessary. The segmented roof is a custom solution, so is more expensive than a standard roof.

Commissioner Martin asked whether the roof would have a warranty for leakage since the roof is segmented. Director Krieger indicated there is a warranty with the roof.

Commissioner Short moved to approve the resolution and Commissioner Martin seconded the motion. A roll call vote was taken and all voted aye. The Resolution was approved.

**Resolution No. R-91-18**

A Resolution of Intent to vacate public right-of-way.

Assistant City Manager Justin Sommer gave the staff report. He indicated the item was presented to the Commission at its last regular meeting and this is the next step in the process to vacate a public right-of-way. The area is located on East Main Street near
Carr Street. The area was intended to be an alley but was never improved. It is not being used for a public purpose and is currently occupied by a private improvement. After approval, the item will be presented to the Planning Board.

There was no public comment. There was no discussion or questions by the Commission.

Commissioner Martin moved to approve the resolution and Commissioner Lee seconded the motion. A roll call vote was taken and all voted aye. The Resolution was approved.

**Resolution No. R-92-18**

A Resolution authorizing a purchase order to Insulated Roofing Systems Inc. for the purchase of a replacement roof for the Wastewater Department.

Law Director Wall indicated that the title of the Resolution needed amended to:

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A Resolution Authorizing The City Manager To Enter Into An Agreement With Insulated Roofing Systems Inc. For The Purchase Of A Replacement Roof For The Wastewater Department
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This amendment was only to reflect the change from a purchase order to an agreement. The body of the resolution did not change. Commissioner Martin made the motion to amend the title of the resolution and Commissioner Lee seconded the motion. Commissioner Vogt called for the vote and all voted aye.

Wastewater Superintendent Chris Melvin provided the staff report. The resolution was to replace the Operations Building roof as it is leaking with leaks being around electrical areas. Eight companies were invited to bid and only one company came to the required site visit prior to the bid. One company submitted a bid. The proposed insulated roof will be consistent with the roof on the other buildings.

Commissioner Martin asked about the warranty and whether there was insulation with the roof. Superintendent Melvin explained that the roof will have a 10 year warranty. If the roof is resealed at the end of the 10 years, there will be a new 10 year warranty at that time. Superintendent Melvin said the spray foam roof acts as an insulator and is waterproof.

Commissioner Lee moved to approve the resolution and Commissioner Martin seconded the motion. A roll call vote was taken and all voted aye. The Resolution was approved.

**Resolution No. R-93-18**
A Resolution authorizing a purchase order to Valley Ford Truck, Inc. for the purchase of a dump truck for the Public Works Department.

City Manager Gary Huff requested that the Resolution be tabled until July 3, 2018, as further information was needed regarding the bidding process. Commissioner Martin moved to table the item until July 3, 2018, and Commissioner Short seconded the motion. Vice Mayor Vogt called for the vote and all voted aye. The Resolution was tabled until July 3, 2018.

**Old Business.** None.

**Public Comment.** There was no public comment.

**City Manager’s Report.**

City Manager Huff turned his report over to Wastewater Superintendent Chris Melvin to provide an update on the wastewater expansion. Superintendent Melvin began by showing a picture of the site prior to any construction, indicating that the land to the east had been donated by Piqua Materials. The first concrete was poured in mid-October. It was indicated that the project required large amounts of concrete and steel. Not a lot of digging had to take place since the land was previously a quarry. However, to install new pumps, Peterson had to dig down through 10 feet of bedrock. There are 2 oxidation ditches being installed and each ditch is 190 feet long by 100 feet wide. The ditches have to be poured in pieces and reinforced. A new 42” pipe is being installed below ground to connect the old plant to the new construction.

Vice Mayor Vogt asked the life expectancy of the new plant. Superintendent Melvin indicated that the structures are good for 50 years. The parts are interchangeable so the parts can be changed out as they will expire before the structure. He also indicated that even with City growth and expansion, the new plant will be more than sufficient. The current capacity of the wastewater plant is 4.5 million gallons with a peak capacity of 8 million gallons. The new plant is designed for a flow of 8.7 million gallons with a peak capacity of 22 million gallons.

Credit was given to Bret Reid for the drone photographs showing the construction and progress of the wastewater plant expansion.

**Commissioner Comments:**

Commissioner Lee congratulated all of the Piqua High and Lehman High School graduates. He also indicated that Chautauqua is going on this week and the St. Mary’s Festival is the weekend and encouraged citizens to attend. Commissioner gave thanks to Father Bolte for serving the Catholic churches as he is leaving to serve two new churches.
Commissioner Short participated in the Memorial Day parade and indicated there was great support from the community. He encouraged continued support for our Veterans.

Commissioner Martin requested a presentation on the development of the Solar Field Project.

Vice Mayor Vogt observed the City and did not see any grass in the streets and thanked people for taking care of their grass clippings. He also indicated that it was his 60th class year reunion.

Commissioner Martin made a motion to adjourn and Commissioner Lee seconded the motion. Vice Mayor Vogt called for a vote and all voted aye.

The meeting was adjourned at approximately 6:45 p.m.

Minutes prepared by Stacy M. Wall, Law Director

William Vogt, VICE MAYOR
ORDINANCE NO. 10-18
AN ORDINANCE TO VACATE A PORTION OF PUBLIC ALLEY RIGHT-OF-WAY

WHEREAS, pursuant to Piqua Charter Section 98, the City Commission adopted Resolution No. R-91-18 declaring its intent to vacate a portion of public right of way known as an alley located north of E. Main Street between Inlot 3544 and Inlot 3545, as shown in Exhibit "A" attached hereto; and,

WHEREAS, a notice of the declaration of intent to vacate the subject right of way was served to the abutting property owners and published in the local newspaper; and

WHEREAS, the notice of the declaration of intent stated the time and place at which objections could be presented before the Planning Commission; and

WHEREAS, the Planning Commission met at in open sessions and took public comment regarding the proposed public right of way vacation; and

WHEREAS, the Planning Commission after hearing the item and considering the public comments and information provided, recommended approving the vacation of a portion of public right of way known as an alley located north of E. Main Street between Inlot 3544 and Inlot 3545, as shown in Exhibit "A" attached hereto; and

WHEREAS, pursuant to Piqua Charter Section 98, vacation of public right of way must be adopted by Ordinance by this Commission.

NOW, THEREFORE, BE IT ORDAINED by the Commission of the City of Piqua, Miami County, Ohio, the majority of all members elected thereto concurring, that:

SEC. 1: This Commission hereby takes the action necessary to authorize and approve the vacation of a portion of public right of way known as an alley located north of E. Main Street between Inlot 3544 and Inlot 3545, as shown in Exhibit "A" attached hereto.

SEC. 2: The City Manager shall cause the affected portion of right of way to be vacated and all appropriate and necessary legal instruments supporting such action to be properly recorded.

SEC. 3: This Ordinance shall take precedent over all prior Ordinances or Resolutions pertaining to the affected portion of the subject public right of way.

SEC. 4: This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

1st Reading 6/19/2018

KATHRYN B. HINDS, MAYOR

PASSED: ____________________________
ATTEST: ____________________________
REBECCA J. COOL
CLERK OF COMMISSION
The Motion to adopt the foregoing Ordinance was offered by__________,
seconded by__________ and on roll call the following vote ensued:

Mayor Kathryn B. Hinds
Commissioner John Martin
Commissioner William Vogt
Commissioner Dave Short
Commissioner Kris Lee
<table>
<thead>
<tr>
<th>MEETING DATE</th>
<th>June 19, 2018</th>
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</thead>
<tbody>
<tr>
<td>REPORT TITLE</td>
<td>AN ORDINANCE TO VACATE A PORTION OF PUBLIC ALLEY RIGHT-OF-WAY</td>
</tr>
<tr>
<td>SUBMITTED BY</td>
<td>Chris Schmiesing, City Planner</td>
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<tr>
<td>Development Department</td>
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<tr>
<td>AGENDA CLASSIFICATION</td>
<td>☑ Ordinance</td>
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<tr>
<td>☐ Consent</td>
<td>☐ Resolution</td>
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<tr>
<td>APPROVALS/REVIEWS</td>
<td>☐ City Manager</td>
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<tr>
<td>☑ Asst. City Manager/Development</td>
<td>☐ Law Director</td>
</tr>
<tr>
<td>BACKGROUND</td>
<td>The applicant desires to vacate a platted portion of a public right of way known as an alley located north of E. Main Street between Inlot 3544 and Inlot 3545. The subject right of way is not being used for public purposes, is of no benefit to the public, and is currently occupied by private improvements.</td>
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<tr>
<td>City Commission has declared their intent to vacate the subject right of way and the public hearing was advertised in accordance with the City Charter and conducted by the Planning Commission. The Planning Commission unanimously recommended approval of this request. No one was present at the public hearing to object to this request.</td>
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<tr>
<td>BUDGET/FINANCIAL IMPACT</td>
<td>Budgeted $: 0</td>
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<tr>
<td>(Project costs and funding sources)</td>
<td>Expenditure $: 0</td>
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<tr>
<td>Source of Funds:</td>
<td></td>
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<tr>
<td>Narrative:</td>
<td>Approving the ordinance will vacate the public interest in the subject right of way and allow the ownership interest to transfer to the adjoining properties.</td>
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<tr>
<td>OPTIONS</td>
<td>1. Adopt the ordinance to vacate the subject right of way.</td>
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<td>(Include deny/approval option)</td>
<td>2. Defeat the ordinance to deny the vacation of the subject right of way.</td>
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<tr>
<td>PROJECT TIMELINE</td>
<td>June 5, 2018 – City Commission – Declare Intent to Vacate</td>
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<td>June 12, 2018 – Planning Commission – Public Hearing</td>
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<td>June/July 2018 - City Commission – Reading of Ordinance</td>
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<td>STAFF RECOMMENDATION</td>
<td>Approve the proposed ordinance.</td>
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<tr>
<td>ATTACHMENTS</td>
<td>Map and PC Resolution</td>
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RESOLUTION No. PC 23-18

WHEREAS, Frank J. Patrizio, 123 Market Street, Piqua, Ohio Executor, for the Applicant, Nellie White (Deceased) owner of the property located at E. Main Street, has submitted a request to vacate a portion of platted public right of way known as an alley adjacent to Inlots 3544 & 3545 as shown in the attached information, and,

WHEREAS, the City of Piqua City Commission has declared their intent to consider the vacation of the subject right of way and referred the item to the Planning Commission for study and a recommendation; and,

WHEREAS, section 98 of the Piqua Charter provides the procedure for considering a right of way vacation request; and,

WHEREAS, the Planning Commission has studied the request, conducted a public hearing on the matter, and has established as fact that the portion of public right of way proposed for vacation:

☐ Is unimproved and does not provide essential access to surrounding properties
☐ Is unoccupied by public utilities or other uses commonly located within public right of way
☐ Is not identified on any transportation plan indicating the right of way is or will be necessary
☐ Is not essential to any existing or future development or use of the surrounding properties

NOW THEREFORE BE IT RESOLVED, board member Pearson hereby moves to approve the request, as described by this resolution, the testimony provided, and the documents attached hereto, the motion is seconded by board member Shear, and the voting record on this motion is hereby recorded as follows.

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<th>AYE</th>
<th>NAY</th>
<th>ABSTAIN</th>
<th>ABSENT</th>
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<tr>
<td>Mr. Jim Oda</td>
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<td>Ms. Cindy Pearson</td>
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<td>Mr. Stu Shear</td>
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<td>Mr. Gary Koenig</td>
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<td>Mr. Mark Spoltman</td>
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CITY OF PIQUA, OHIO

APPLICATION FOR VACATION OF PUBLIC RIGHT-OF-WAY

1. Applicant's Name: Joe Nelligan White. Phone #: 937-773-3212.
   Applicant's Address: 123 Market St., P.O. Box 910, MI, 45350.

2. Owner's Name: Nelligan White (Decedent). Phone #: ____________

3. Type of legal interest held by applicant: ____________

4. Location of Public Right-Of-Way Vacation request:
   E. Main St. and alley in位于3549-3545,
   Piqua, Ohio.

5. Describe the reason for the requested Vacation of Public Right-Of-Way:
   Garage has constructed an alley over 40 years,
   probably much longer.

6. Property owners adjacent to Right-Of-Way to be vacated:

<table>
<thead>
<tr>
<th>NAME</th>
<th>ADDRESS</th>
<th>SIGNATURE</th>
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<tbody>
<tr>
<td>David E. Nelligan White</td>
<td>336 E. Main St.</td>
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<tr>
<td>Joe Nelligan White</td>
<td>337 E. Main St.</td>
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Signature of Applicant: ___________________________ Date: __________________

**************************OFFICE USE ONLY**************************

$100.00 Fee Paid: ______________ Date Fee Paid: ______________
Receipt No.: ______________ Res. No.: PC-2318
May 24, 2018

LEGAL NOTICE

Pursuant to Section 98 of the City of Piqua Charter, notice of the City of Piqua City Commissions’ declaration of intent to vacate a portion of platted public right of way known as, an alley located north of E. Main Street between Inlot 3544 and Inlot 3545, and notice of the City of Piqua Planning Commission meeting date, time, and location, at which a public hearing will be conducted concerning this matter, said meeting to be held on Tuesday, June 12, 2018 at 6:00 P.M. in the Commission Chambers located on the 2nd floor of the Municipal Government Complex, 201 West Water Street, Piqua, Ohio, is here provided.

Contact: Chris Schmiesing
City Planner
(937)778-2049

PUBLISH: Saturday, May 26, 2018
ORDINANCE NO. 11-18
AN ORDINANCE TO VACATE A PORTION OF PUBLIC ALLEY RIGHT-OF-WAY

WHEREAS, pursuant to Piqua Charter Section 98, the City Commission adopted Resolution No. R-74-18 declaring its intent to vacate a portion of public alley right of way located west of Main Street and east of Wayne Street, as shown in Exhibit “A” attached hereto; and,

WHEREAS, a notice of the declaration of intent to vacate the subject right of way was served to the abutting property owners and published in the local newspaper; and

WHEREAS, the notice of the declaration of intent stated the time and place at which objections could be presented before the Planning Commission; and

WHEREAS, the Planning Commission met at in open sessions and took public comment regarding the proposed public right of way vacation; and

WHEREAS, the Planning Commission after hearing the item and considering the public comments and information provided, recommended approving the vacation of a portion of public alley right of way located west of Main Street and east of Wayne Street, as shown in Exhibit “A” attached hereto; and

WHEREAS, pursuant to Piqua Charter Section 98, vacation of public right of way must be adopted by Ordinance by this Commission.

NOW, THEREFORE, BE IT ORDAINED by the Commission of the City of Piqua, Miami County, Ohio, the majority of all members elected thereto concurring, that:

SEC. 1: This Commission hereby takes the action necessary to authorize and approve the vacation of a portion of public alley right of way located west of Main Street and east of Wayne Street, as shown in Exhibit “A” attached hereto.

SEC. 2: The City Manager shall cause the affected portion of right of way to be vacated and all appropriate and necessary legal instruments supporting such action to be properly recorded.

SEC. 3: This Ordinance shall take precedence over all prior Ordinances or Resolutions pertaining to the affected portion of the subject public right of way.

SEC. 4: This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

1st Reading 6/19/2018

___________________________________________
KATHRYN B. HINDS, MAYOR

PASSED: _________________________________

ATTEST: _________________________________

REBECCA J. COOL

CLERK OF COMMISSION
The Motion to adopt the foregoing Ordinance was offered by ____________
seconded by ____________ and on roll call the following vote ensued:

Mayor Kathryn B. Hinds       ____________
Commissioner John Martin     ____________
Commissioner William Vogt    ____________
Commissioner Dave Short      ____________
Commissioner Kris Lee        ____________
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<td>☐Law Director</td>
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<td>☑City Planner</td>
<td>☑Planning Commission</td>
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<td>BACKGROUND (Description, background, justification)</td>
<td>The applicant desires to vacate a platted portion of a public right of way located west of Main Street and east of Wayne Street. The subject right of way is not being used for public purposes, is of no benefit to the public, and is currently occupied by private improvements. City Commission has declared their intent to vacate the subject right of way and the public hearing was advertised in accordance with the City Charter and conducted by the Planning Commission. The Planning Commission unanimously recommended approval of this request. No one was present at the public hearing to object to this request.</td>
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<tr>
<td>OPTIONS ( Include deny/approval option)</td>
<td>1. Adopt the ordinance to vacate the subject right of way.</td>
</tr>
<tr>
<td>2. Defeat the ordinance to deny the vacation of the subject right of way.</td>
<td></td>
</tr>
<tr>
<td>PROJECT TIMELINE</td>
<td>May 15, 2018 – City Commission – Declare Intent to Vacate</td>
</tr>
<tr>
<td>June 12, 2018 – Planning Commission – Public Hearing</td>
<td></td>
</tr>
<tr>
<td>June/July 2018 - City Commission – Reading of Ordinance</td>
<td></td>
</tr>
<tr>
<td>STAFF RECOMMENDATION</td>
<td>Approve the proposed ordinance.</td>
</tr>
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<tr>
<td>ATTACHMENTS</td>
<td>Map and PC Resolution</td>
</tr>
</tbody>
</table>
RESOLUTION No. PC 22-18

WHEREAS, William J. Fulker, Esq., agent for the Applicant, The Orr Felt and Blanket Company owner of the property located at 750 S. Main Street, has submitted a request to vacate a portion of platted public right of way known as an 12’ alley running east and west between Wayne Street and Main Street as shown in the attached information, and,

WHEREAS, the City of Piqua City Commission has declared their intent to consider the vacation of the subject right of way and referred the item to the Planning Commission for study and a recommendation; and,

WHEREAS, section 98 of the Piqua Charter provides the procedure for considering a right of way vacation request; and,

WHEREAS, the Planning Commission has studied the request, conducted a public hearing on the matter, and has established as fact that the portion of public right of way proposed for vacation:

☐ Is unimproved and does not provide essential access to surrounding properties
☐ Is unoccupied by public utilities or other uses commonly located within public right of way
☐ Is not identified on any transportation plan indicating the right of way is or will be necessary
☐ Is not essential to any existing or future development or use of the surrounding properties

NOW THEREFORE BE IT RESOLVED, board member Spoltman hereby moves to PERCMA the request, as described by this resolution, the testimony provided, and the documents attached hereto, the motion is seconded by board member Pearson, and the voting record on this motion is hereby recorded as follows.

<table>
<thead>
<tr>
<th></th>
<th>AYE</th>
<th>NAY</th>
<th>ABSTAIN</th>
<th>ABSENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Jim Oda</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
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<tr>
<td>Ms. Cindy Pearson</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
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<tr>
<td>Mr. Stu Shear</td>
<td>☐</td>
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<td>☐</td>
<td>☐</td>
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<tr>
<td>Mr. Gary Koenig</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
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<tr>
<td>Mr. Mark Spoltman</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
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</tr>
</tbody>
</table>
APPLICATION FOR VACATION OF PUBLIC RIGHT-OF-WAY

1. Applicant's Name: The Orr Felt and Blanket Company  Phone #: 937-335-8324 (William J. Fulker)
   Applicant's Address: c/o William J. Fulker, Esq., 12 S. Cherry Street, Troy, OH 45373

2. Owner's Name: The Orr Felt and Blanket Company  Phone #: 937-335-8324 (William J., Fulker)

3. Type of legal interest held by applicant: fee simple

4. Location of Public Right-Of-Way Vacation request: 12' alley running east and west between Wayne Street and Main Street

5. Describe the reason for the requested Vacation of Public Right-Of-Way:
   12' alley runs through the Orr Felt and Blanket Company building - see attached aerial photograph

6. Property owners adjacent to Right-Of-Way to be vacated.

<table>
<thead>
<tr>
<th>NAME</th>
<th>ADDRESS</th>
<th>SIGNATURE</th>
</tr>
</thead>
<tbody>
<tr>
<td>The Orr Felt and Blanket Company</td>
<td>PO Box 908, Piqua, OH 45356</td>
<td>William J. Fulker, its Authorized Agent</td>
</tr>
</tbody>
</table>

Signature of Applicant: [Signature]
Date: April 25, 2018

$100.00 Fee Paid: 100.00
Date Fee Paid: 4-26-18
Receipt No.: 190849
Res. No.: PC 22-18
February 07, 2018

DESCRIPTION

12 ft. wide alley
City of Piqua, Ohio
Orr Felt and Blanket Company

Being a 12 ft. wide alley located in the City of Piqua, Miami County, Ohio, and further bounded and described as follows:

Commencing for reference at a 5/8" dia. capped iron pin found at the southwest corner of Inlot 721, said iron pin also being on the east line of Wayne Street and marking the true place of beginning;

thence, South 88 deg.-53'-33" East for 455.39 ft. along the south line of Inlot 721, the south line of the 12 ft. wide vacated alley and the south line of Inlot 720 to a mag nail found in the top of a wall on the west line of Main Street;

thence, South 04 deg.-17'-49" East for 12.05 ft. along the west line of Main Street to a mag nail found in concrete on the north line of Outlot 201;

thence, North 88 deg.-53'-33" West for 456.23 ft. along the north line of Outlot 201 to a 5/8" dia. capped iron pin found on the east line of Wayne Street;

thence, North 00 deg.-18'-03" West for 12.00 ft. along the east line of Wayne Street to the 5/8" dia. capped iron pin found marking the true place of beginning.
Containing a total of 0.126 acres, and subject to all legal easements, rights-of-way and restrictions of record.

This legal description was prepared by Michael W. Cozatt, Professional Surveyor #6001, 534 N. Elm Street, Suite C, Troy, Ohio 45373, on February 07, 2018, based on a survey filed in P.B. , Page , of the Miami County Recorder’s Record of Plats.

dell4:29917-alley
May 18, 2019

LEGAL NOTICE

Pursuant to Section 98 of the City of Piqua Charter, notice of the City of Piqua City
Commissions’ declaration of intent to vacate a portion of platted public right of way known as,
an alley located west of Main Street and east of Wayne Street, and notice of the City of Piqua
Planning Commission meeting date, time, and location, at which a public hearing will be
conducted concerning this matter, said meeting to be held on Tuesday, June 12, 2018 at 6:00
P.M. in the Commission Chambers located on the 2nd floor of the Municipal Government
Complex, 201 West Water Street, Piqua, Ohio, is here provided.

Contact:       Chris Schmiesing
               City Planner
               (937)778-2049

PUBLISH:  Saturday, May 26, 2018
RESOLUTION NO. R-95-18

A RESOLUTION FIXING THE TIME AND PLACE FOR A PUBLIC HEARING ON THE PROPOSED CITY TAX BUDGET FOR MIAMI COUNTY FOR THE CALENDAR YEAR 2019 AND DRAFT APPROPRIATION ORDINANCE

WHEREAS, Section 5705.18 of the Revised Code requires that this Commission adopt a tax budget for the next succeeding year on or before July 15th; and

WHEREAS, Charter Section 49 requires the submission of the draft of an appropriation ordinance based upon said budget;

NOW, THEREFORE, BE IT RESOLVED by the Commission of the City of Piqua, Miami County, Ohio, the majority of all members elected thereto concurring, that:

SEC. 1: A public hearing on the proposed city tax budget for Miami County for the year 2019 and draft appropriation ordinance shall be held at the next regular meeting of this Commission on July 3, 2018 at 6:00 P.M.; and

SEC. 2: The Commission Clerk is hereby directed to cause the publication of notice of said public hearing in the Piqua Daily Call;

SEC. 3: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

__________________________
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 Dave Short  _________
Commissioner Kris Lee  _________
RESOLUTION NO. R-96-18

A RESOLUTION AUTHORIZING A PURCHASE ORDER
TO HAGEMAN TRUCKING SERVICE LLC FOR
THE PUBLIC WORKS DEPARTMENT

WHEREAS, the Piqua Public Works Department has hired Hageman Trucking Service LLC to haul asphalt and millings in their tandem trucks;

WHEREAS, the City of Piqua provided for these services in the 2018 budget appropriations; however, we did not anticipate needing Commission approval;

NOW, THEREFORE, BE IT RESOLVED by the Commission of the City of Piqua, Miami County, Ohio, the majority of all members elected thereto concurring, that:

SEC. 1: A purchase order is hereby authorized to Hageman Trucking Service LLC for the hauling of asphalt and milling according to the quote received;

SEC. 2: The Finance Director certifies funds are available and is hereby authorized to draw her warrants from time to time from the Street Fund (Fund 101) in the amount of $60,000.00 using the appropriate account of the city treasury in payment according to contract terms;

SEC. 3: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

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 Kris Lee ____________
Commissioner John Martin ________ Commissioner Dave Short ________
Commissioner William Vogt ________
<table>
<thead>
<tr>
<th>MEETING DATE</th>
<th>June 19, 2018</th>
</tr>
</thead>
<tbody>
<tr>
<td>REPORT TITLE</td>
<td>A RESOLUTION AUTHORIZING A PURCHASE ORDER TO HAGEMAN TRUCKING SERVICE LLC FOR THE PUBLIC WORKS DEPARTMENT</td>
</tr>
<tr>
<td>SUBMITTED BY</td>
<td>Name &amp; Title: Doug Harter, Public Works Director</td>
</tr>
<tr>
<td></td>
<td>Department: Public Works Department</td>
</tr>
<tr>
<td>AGENDA CLASSIFICATION</td>
<td>☑Consent</td>
</tr>
<tr>
<td>APPROVALS/REVIEWS</td>
<td>☑City Manager</td>
</tr>
<tr>
<td></td>
<td>☑Asst. City Manager/Development</td>
</tr>
<tr>
<td></td>
<td>☑Department Director</td>
</tr>
<tr>
<td>BACKGROUND</td>
<td>The Public Works Department desires to utilize Hageman Trucking to haul asphalt and millings. This year the department will accomplish more street resurfacing than any year in the past.</td>
</tr>
<tr>
<td>BUDGETING AND FINANCIAL IMPACT</td>
<td>Budgeted $: $100,000.00</td>
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<tr>
<td></td>
<td>Expenditure $: $60,000.00</td>
</tr>
<tr>
<td></td>
<td>Source of Funds: 101-113-850-7430</td>
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<tr>
<td>OPTIONS</td>
<td>1. Approve Resolution R-96-18 as presented.</td>
</tr>
<tr>
<td></td>
<td>2. Approve Resolution R-96-18 with changes.</td>
</tr>
<tr>
<td></td>
<td>3. Deny Resolution R-96-18 and offer staff an alternative.</td>
</tr>
<tr>
<td>PROJECT TIMELINE</td>
<td>Street resurfacing projects to be done in 2018</td>
</tr>
<tr>
<td>STAFF RECOMMENDATION</td>
<td>We support the passage of this Resolution.</td>
</tr>
<tr>
<td>ATTACHMENTS</td>
<td>Exhibit “A” – Quotes Received</td>
</tr>
</tbody>
</table>
### Quotes Received on Asphalt Hauling during 2018

<table>
<thead>
<tr>
<th></th>
<th>Hageman Trucking</th>
<th>Eugene Meyer</th>
<th>Gillespie Trucking</th>
<th>Roe Trucking</th>
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<tbody>
<tr>
<td>Tand-tri axle</td>
<td>$ 75.00</td>
<td>$ 82.00</td>
<td>no quote</td>
<td>no quote</td>
</tr>
<tr>
<td>Quad</td>
<td>$ 80.00</td>
<td>$ 82.00</td>
<td></td>
<td></td>
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<tr>
<td>Quin</td>
<td>$ 85.00</td>
<td>$ 82.00</td>
<td></td>
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<tr>
<td>6 Rear Axle</td>
<td>$ 90.00</td>
<td>$ 82.00</td>
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