



**PIQUA CITY COMMISSION MEETING  
TUESDAY, JANUARY 2, 2024  
6:00 PM  
COMMISSION CHAMBER – 2nd FLOOR  
201 WEST WATER STREET, PIQUA, OHIO 45356**

**CALL TO ORDER**

**THE PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**OATH OF OFFICE**

**SECOND WARD COMMISSIONER – PAUL SIMMONS**

**OATH OF OFFICE**

**FIFTH WARD COMMISSIONER – FRANK DEBROSSE**

**OATH OF OFFICE**

**MAYOR –**

**OATH OF OFFICE**

**VICE MAYOR –**

**REGULAR PIQUA CITY COMMISSION MEETING**

**CONSENT AGENDA**

**1. APPROVAL OF MINUTES**

Approval of the Minutes from the December 12, 2023, Regular City Commission Meeting

**2. RESOLUTION NO. R-7-24**

A resolution appointing a member to the Governing Board of the Piqua Improvement Corporation (PIC)

**3. RESOLUTION NO. R-8-24**

A resolution appointing a member to the Energy Board

**4. RESOLUTION NO. R-9-24**

A resolution appointing a member to the Energy Board

**5. RESOLUTION NO. R-10-24**

A resolution appointing a member to the Miami Valley Regional Planning Commission (MVRPC)

**6. RESOLUTION NO. R-11-24**

A resolution appointing a member to the Grow Piqua Now Board (GPN)

## **NEW BUSINESS**

### **7. RESOLUTION NO. R-1-24**

A resolution of appreciation for the public service of Brent E Pohlschneider as a city employee

### **8. RESOLUTION NO. R-2-24**

A resolution approving the purchase of Liability insurance for Piqua's hydraulic canal and lakes

### **9. RESOLUTION NO. R-3-24**

A resolution approving the purchase of Liability insurance for Piqua's combustion turbines

### **10. RESOLUTION NO. R-4-24**

A resolution to vacate a public easement

### **11. RESOLUTION NO. R-5-24**

A resolution to authorize a final plat on Homer Drive with dedication

### **12. RESOLUTION NO. R-6-24**

A resolution to authorize a final plat on Scarbrough Road with dedication

**PUBLIC COMMENT** (This is an opportunity for citizens to address the City Commission on agenda items. Comments are requested to be limited to five (5) minutes.)

## **CITY MANAGER'S REPORT**

## **COMMISSIONERS COMMENT**

## **ADJOURNMENT TO EXECUTIVE SESSION**

## **ROLL CALL**

## **EXECUTIVE SESSION**

To consider the purchase or sale of property for public purposes

## **ADJOURNMENT FROM EXECUTIVE SESSION**

## **ADJOURNMENT**



**PIQUA CITY COMMISSION MEETING MINUTES  
TUESDAY, DECEMBER 12, 2023**

**CALL TO ORDER**

Piqua City Commission met at 5:30 p.m. in the Municipal Government Complex Commission Chambers located at 201 W. Water Street, Piqua, Ohio.

**ROLL CALL**

Mayor Pearson and Commissioners Hinds, Hohman, Lee, and Vetter were present.

**ADJOURNMENT TO EXECUTIVE SESSION** at 5:33 p.m.

A motion was made by Mayor Pearson to adjourn to Executive Session and seconded by Commissioner Vetter. All were in favor and the motion was carried unanimously.

**ROLL CALL**

Mayor Pearson and Commissioners Hinds, Hohman, Lee, and Vetter were present.

**EXECUTIVE SESSION**

The Executive Session is to prepare for and review negotiations on compensation or other terms and conditions of employment for City personnel.

**ADJOURNMENT FROM EXECUTIVE SESSION** at 6:10 p.m.

A motion was made by Mayor Pearson to adjourn from Executive Session and seconded by Commissioner Lee. All were in favor and the motion was carried unanimously.

**ROLL CALL**

Mayor Pearson and Commissioners Hinds, Hohman, Lee, and Vetter were present.

**REGULAR PIQUA CITY COMMISSION MEETING**

**PRESENTATION**

Michelle Perry and Pat Kleman, owners of Lineage Lane, gave a brief update on the community garden they manage on property leased from the City of Piqua. They grow specialty flowers and sell them to the public, including local florists. The 2023 lease was executed in May, which was kind of late in the growing season. They exceeded their sales goal within the first month. Their customers were excited that the flowers were locally grown. Michelle said that at least 5 florists purchased from Lineage Lane.

**CONSENT AGENDA**

**APPROVAL OF MINUTES**

Approval of the Minutes from the December 5, 2023, Regular City Commission Meeting

A motion was made by Commissioner Lee to approve the Minutes from the December 5, 2023, meeting and Commissioner Hohman seconded the motion. All were in favor and the motion was carried unanimously.

### **RESOLUTION NO. R-135-23**

A resolution appointing a member to the Utility Board

A motion was made by Commissioner Lee to approve the Board Appointment and Commissioner Vetter seconded the motion. All were in favor and the motion was carried unanimously.

Mayor Pearson announced that Rhett Dziech was appointed to the Utility Board for a 3-year term.

### **PRESENTATION**

Chris Schmiesing provided an update on the Capital Improvement projects. He showed slides highlighting the following projects: Trail Bridge, Atomic City Bridge, parking lot improvements at parks facilities, concession stand improvements, golf course, salt barn, gas turbines, LED street lights, UBO conversion, Main Street/Market Street traffic improvement, Lock 9 Park, tree replacement on Main Street, Recker Rd, Lincoln Street Water Main, pavement preservation, manhole replacement, Arrowhead subdivision, dome demolition, fire training center, school signs, water treatment plant maintenance building, and Ft Piqua Plaza lighting.

Commissioner Lee asked if the completed CIP items could be placed on the website.

Commissioner Vetter asked if he could get a breakdown of the funding including outside sources.

### **OLD BUSINESS**

#### **ORDINANCE NO. O-15-23 (3<sup>rd</sup> Reading)**

An ordinance to make appropriations for the City of Piqua, Ohio, for the year 2024

Introduction: Jerry O'Brien said there are no changes from the first two readings. This will give the city the legal authority to spend money January 1<sup>st</sup>.

Commissioners Comments: Commissioner Vetter said that he appreciates the overview of the budget given to the commissioners. It was very helpful.

Public Comment: None

A motion was made by Commissioner Hinds to approve the resolution and Commissioner Vetter seconded the motion. Roll call was taken and all were in favor and the motion was carried unanimously.

#### **ORDINANCE NO. O-16-23 (3<sup>rd</sup> Reading)**

An ordinance amending Chapter 94 of the Piqua Code relating to the Municipal Golf Course

Introduction: This ordinance would expand upon efforts to make the golf course competitive and to continue to make the city fiscally responsible.

Commissioners Comments: None

Public Comment: None

A motion was made by Mayor Pearson to approve the resolution and Commissioner Vetter seconded the motion. All were in favor and the motion was carried unanimously.

**ORDINANCE NO. O-17-23 (3<sup>rd</sup> Reading)**

An ordinance repealing Schedule A of 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

Introduction: Catherine Bogan said this schedule reflects a cost-of-living increase for all full-time, non-bargaining unit employees.

Commissioners Comments: None

Public Comment: None

A motion was made by Commissioner Hinds to approve the resolution and Commissioner Hohman seconded the motion. Roll call was taken and all were in favor and the motion was carried unanimously.

**ORDINANCE NO. O-18-23 (3<sup>rd</sup> Reading)**

An ordinance repealing Schedule A-1 of Chapter 33 of the Piqua Code and adopting a new Schedule A-1 of Chapter 33 of the Piqua Code, relating to wages of certain municipal employees

Introduction: Catherine Bogan explained that this schedule represents seasonal and part-time employees. The schedule was adjusted to reflect state minimum wage requirements.

Commissioners Comments: None

Public Comment: None

A motion was made by Mayor Pearson to approve the resolution and Commissioner Lee seconded the motion. All were in favor and the motion was carried unanimously.

**ORDINANCE NO. O-19-23 (3<sup>rd</sup> Reading)**

An ordinance to amend Chapter 32 of the Piqua Code of Ordinances

Commissioners Comments: Commissioner Hohman moved to amend the Ordinance by striking through the section combining the BZA and Planning Commission boards, just leaving the section which combines the Parks Board and Tree Committee.

A motion was made by Commissioner Hohman to amend the ordinance and Commissioner Lee seconded the motion. All were in favor and the motion was carried unanimously.

Commissioner Hohman said we do need a quorum so please volunteer to fill the seats on the Planning Commission and the BZA and show up for the meetings. Commissioner Lee also encouraged citizens to volunteer.

Public Comment: Alisha Lange asked what qualifies you to be on a board. Commissioner Hinds said you have had to live in the city limits for one year. Having a background in a related field the Board deals with is beneficial.

Paul Simmons asked if the BZA needed a commissioner representative because he'd be willing to show up once he's sworn in. Chris Schmiesing said this board does not need a commissioner as a

representative. Commissioner Hohman pointed out that all boards are open to the public and anyone can attend. His attendance would not help meet a quorum though.

A motion was made by Commissioner Hohman to approve the amended ordinance and Commissioner Lee seconded the motion. All were in favor and the motion was carried unanimously.

## **NEW BUSINESS**

### **ORDINANCE NO. O-20-23**

An emergency ordinance to make appropriations for the City of Piqua, Ohio, for the year 2023

Introduction: Jerry O'Brien explained that this ordinance has the final changes needed for the 2023 budget. These changes must be approved by the end of the year.

Commissioners Comments: None

Public Comment: None

A motion was made by Commissioner Hohman to waive the 3-reading rule. The motion was seconded by Commissioner Hinds and the motion carried.

A motion was made by Mayor Pearson to approve the ordinance and Commissioner Vetter seconded the motion. All were in favor and the motion was carried unanimously.

### **RESOLUTION NO. R-136-23**

A resolution authorizing temporary loan of cash from the general fund to the other funds for the fiscal year 2023

Introduction: Jerry O'Brien said that temporary loans are made to grant funds and will be paid back when the grant money is received.

Commissioners Comments: Commissioner Hinds asked if this is just housekeeping. Jerry O'Brien replied that it is.

Public Comment: None

A motion was made by Commissioner Hinds to approve the resolution and Commissioner Lee seconded the motion. All were in favor and the motion was carried unanimously.

### **RESOLUTION NO. R-137-23**

A resolution authorizing transfers of cash from the general fund to the other funds for the fiscal year 2023

Introduction: Jerry O'Brien said this resolution approves transfers to cover purchases that have previously been approved by commission.

Commissioners Comments: Commissioner Hohman asked if this is for the small business fund. He also asked if we know an estimate on the return we received from these. Jerry O'Brien said that he did not know.

Public Comment: None

A motion was made by Commissioner Vetter to approve the resolution and Commissioner Lee seconded the motion. All were in favor and the motion was carried unanimously.

**RESOLUTION NO. R-138-23**

A resolution authorizing temporary loan of cash from the general fund to the other funds for the fiscal year 2024

Introduction: Jerry O'Brien said this is the same activity as the previous resolution. This resolution allows for loans from the general fund while waiting for grant funding to come in.

Commissioners Comments: None

Public Comment: None

A motion was made by Commissioner Hinds to approve the resolution and Commissioner Hohman seconded the motion. All were in favor and the motion was carried unanimously.

**RESOLUTION NO. R-139-23**

A resolution authorizing transfers of cash from the general fund to the other funds for the fiscal year 2024

Introduction: Jerry O'Brien said this resolution provides authority to make transfers between funds. This was included in the 2024 appropriations.

Commissioners Comments: None

Public Comment: None

A motion was made by Commissioner Lee to approve the resolution and Commissioner Vetter seconded the motion. All were in favor and the motion was carried unanimously.

**RESOLUTION NO. R-140-23**

A resolution authorizing the city's purchasing department to advertise for bids to make certain purchases during the 2024 year

Introduction: Jerry O'Brien explained every year this resolution is brought before commission giving the purchasing department authorization to advertise in the newspaper for bids.

Commissioners Comments: None

Public Comment: None

A motion was made by Commissioner Vetter to approve the resolution and Commissioner Hohman seconded the motion. All were in favor and the motion was carried unanimously.

**RESOLUTION NO. R-141-23**

A resolution authorizing a purchase order to Miami County Public Health for Public Health Services

Introduction: Amy Welker recalled that in 2022 the Piqua Health Department joined with the county health department. The City of Piqua is required to pay our share. This resolution authorizes the City Manager to approve a purchase order for \$202,000. Amy said that there was a 9-12% increase.

Commissioners Comments: Commissioner Lee asked what last year's cost was. Paul Oberdorfer responded that it was approximately \$187,000.

Public Comment: None

A motion was made by Commissioner Hohman to approve the resolution and Commissioner Lee seconded the motion. All were in favor and the motion was carried unanimously.

**RESOLUTION NO. R-142-23**

A resolution authorizing permission to conduct business with Lineage Lane, LLC

Introduction: Amy Welker told the Commission that this is related to the presentation they heard at the beginning of the meeting by Michelle Perry. Since Michelle is going to be a city employee there could be a perceived conflict with the business Lineage Lane, she operates on property she leases from the City. Amy said the Law Director reviewed the agreement and is okay with it. Amy said there is no significant gain for Michelle, but the Commission needs to be aware.

Commissioners Comments: Commissioner Hohman asked how long the lease agreement is for. Amy Welker said it is a one year, but typically we allow it to be renewed for additional years. Commissioner Hohman asked if the potential conflict will be reevaluated every time the lease is renewed. Amy acknowledged it would be.

Public Comment: None

A motion was made by Commissioner Hohman to approve the resolution and Commissioner Hinds seconded the motion. All were in favor and the motion was carried unanimously.

**RESOLUTION NO. R-143-23**

A resolution authorizing the City Manager to enter into a lease agreement with Lineage Lane, LLC

Introduction: Amy Welker said this agreement is the same as the previous lease and is for one year with the option for 2 additional years. There is a \$10 fee associated with the lease, which is for water.

Commissioners Comments: Commissioner Hohman asked if the lease amount was comparable for other properties lease. Amy said it is essentially the same and gave the ball field as a comparison.

Public Comment: None

A motion was made by Mayor Pearson to approve the resolution and Commissioner Hohman seconded the motion. All were in favor and the motion was carried unanimously.

### **RESOLUTION NO. R-144-23**

A resolution authorizing a 2024 purchase order to Patrick Staffing, Inc., for temporary services for the City of Piqua Sanitation Department

Introduction: Amy Welker explained that the Sanitation Department utilizes temporary services for collectors on trucks. The approval of the resolution is necessary because it exceeds \$50,000. The purchase order for 2024 is for \$208,000.

Commissioners Comments: Commissioner Vetter asked what we spent for temporary services in 2023 and Amy said \$198,000. Commissioner Vetter said he understands that it's not always easy to find people.

Public Comment: None

A motion was made by Commissioner Lee to approve the resolution and Commissioner Hohman seconded the motion. All were in favor and the motion was carried unanimously.

### **PUBLIC COMMENT**

**Jeff Lange** thanked Commissioner Hinds and Mayor Pearson. He also thanked Lorna Swisher who worked at Main Street Piqua and said he is looking forward to working with the new director. Mr. Lange said the battery burning isn't behind us. He read an email from RAPCA. Mr. Lange asked questions about a burn on July 27. Specifics were given on the chemistry of batteries. He wanted to dispute a statement made at a previous meeting where it was stated that no one knew about the burns, claiming that he did bring it up. All Mr. Lange asks now is that someone put something in place, so it doesn't happen again.

**Alisha Lange** referred to a facility use agreement that is mentioned in the BGSU MOU on line 11. She can't find one and said the Law Director can't locate it. Ms. Lange said she contacted BGSU, and they don't have the FUA. She said she spoke with the Department of Education, and they are rewriting the MOU. She is against any burning out there, however, she does think there needs to be something in writing. We all know that electric cars are coming but don't want any battery testing. Alisha said she hopes the EPA is held accountable. She questioned why it got out of hand and wondered if it was malicious intent, ignorance, or something else but clearly was not allowed. Commissioner Hohman said that is why they were shut down.

**Debbie Stein** thanked Commissioner Hinds and Mayor Pearson for their service. Ms. Stein referred to an email between Paul Oberdorfer and Nick Warner where he entertained the idea of having a sign made for him. Ms. Stein asked what other companies the city manager had offered to do this for. Paul Oberdorfer said the improvements made to the property are still there. The initiative was put in place for future development. Ms. Stein said Paul should not help companies with social media advertising. She said this was on city property and was city neglect and asked who had been watching for all those

months. She said there should have been someone overseeing the facility. Debbie then asked what's going on at Mote Park because she hasn't seen any activity in a year. Commissioner Hinds said she was at a meeting recently with the group opening a youth center, and they are still working out the particulars. Rebecca is trying to get things in place and raise more money. Mrs. Stein referred to the rezoning of the property adjacent to Indian Ridge to light industrial and said people aren't happy about that. No one is watching anything.

**Diana Parke** disagreed with a statement made by the Law Director at a previous meeting. Ms. Parke said that there is a size restriction on batteries and gave statistics on burns that had been done. She commented that it didn't sound like small burns to her. So many companies were allowed to use the facility to burn batteries. She said it's no excuse. Diana referred to the MOU from 2018, JUA from 2021, and the burn building in 2022 coming before Commission. Yet after the City Commission approved the MOU and JUA, she watched the video and doesn't believe the Commissioners knew what was going on. They weren't told. Diana Parke questioned Chris Schmiesing about how and why the zoning was changed to light industrial. This shouldn't have happened. A lot of people need to be replaced.

**Greg Neves** referred to Paul Oberdorfer's statement at the last meeting where he said a 1.8 mil loan was taken out. He asked what collateral was used. He questioned why we were hiring people when the Red Roof Inn was being demolished, and if the water plant was going to be demolished.

**Adam Seas** appreciates the service of Mayor Pearson and Commissioner Hinds. Mr. Seas said he is a business owner and if he dumped dirty water from his carpet cleaning business on Main Street, code enforcement would fine him. He thinks we need to check ourselves. Mr. Seas said he is ready to move on to positive things and wants to make sure this is a safe place.

**CITY MANAGER'S REPORT** – Paul Oberdorfer stated there have been a lot of accomplishments and planning for projects such as Lock 9, the redesign for quads, low head dam, design for artisan alley. He plans to implement things that were prioritized at the retreat: 1) Unified Community, Community Housing to support owner rehab in 2024 2) Responsive services – Safety personnel 3) Thriving economy – Lock 9, design of quads 4) Reliable infrastructure. Key things that the Commission recently approved was the investment policy which is critical to increasing our revenue. We are moving forward with the demolition and redevelopment of the Red Roof Inn site with a national chain restaurant and hotel. Organizational Development was made that reduced expenditures. Capital Improvement Program and GIS. We budgeted for what's needed, not what's needed plus 10%. Tax revenue was increased with the implementation of R.I.T.A. Thanks to the great effort of Chris Schmiesing, a grant was received for the low head dam removal. Paul said he thinks the Community will enjoy the river and activities planned.

### **COMMISSIONERS COMMENT**

**Commissioner Hohman** wished everyone a Merry Christmas and safe travels.

**Commissioner Hinds** wished a happy holiday to the citizens and employees.

**Commissioner Lee** thanked Commissioner Hinds and Mayor Pearson for the work they put in going to ribbon cuttings and late-night meetings. He thanked Melissa (Kinney) and Diana (Tamplin) for their work as Commission Clerks. He said the City Manager's report was informative but other private projects such as the McCullough Randolph building are important. He said he'd like to work with Diana Parke and Alisha Lange. Commissioner Lee said we need to fix the water plant but need to make Piqua great. He said he's listening and you're not going unheard. He said he'll do whatever it takes. Lock 9 looks great, although he's skeptical of the change to the quads Paul Oberdorfer mentioned. He wanted people to know that we are making streets and curbs ADA compliant as streets get done. There have been big wins for Piqua like the grant we received. Let's work together, even though we may not agree on everything. Merry Christmas to everyone. Lastly, Dave McMillan wanted to know the cost of the lighting on the Fort Piqua Plaza and Paul Oberdorfer replied that the cost was \$18,000. Have a great new year.

**Commissioner Vetter** gave holiday wishes to everyone as well. There was a wonderful concert at Piqua High School on Sunday. On January 18 there will be a discussion held at the YMCA about Hance Pavilion. It is going to take a public/private collaborative. Commissioner Vetter talked to the Police Chief about preventing car break ins with car fobs. He recommended that you could buy a cover that goes over your car fob to block the signal.

**Mayor Pearson** said it is a pleasure to serve as Commissioner. You too can serve. Piqua's a great place. Happy holidays.

#### **ADJOURNMENT**

A motion was made by Commissioner Lee to adjourn, and the motion was seconded by Commissioner Hinds. The meeting was adjourned at 7:50 p.m.

Approved January 2, 2024

\_\_\_\_\_  
MAYOR

**RESOLUTION NO. R-7-24**

**A RESOLUTION APPOINTING A MEMBER TO  
THE GOVERNING BOARD OF THE PIQUA IMPROVEMENT  
CORPORATION**

WHEREAS, by Resolution No. C-6538, passed September 5, 1979, this Commission nominated the elected or appointed officials of the City to sit on the Governing Board of the Piqua Improvement Corporation; and

WHEREAS, a vacancy now exists on said Governing Board; and

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: Frank DeBrosse is hereby appointed as one of the City officials authorized for appointment to the Governing Board of the Piqua Improvement Corporation.

SEC. 2: This Resolution shall take effect and be in force from and the earliest period allowed by law.

\_\_\_\_\_  
, MAYOR

PASSED: \_\_\_\_\_

ATTEST: \_\_\_\_\_

CLERK OF COMMISSION

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

Commissioner Frank DeBrosse \_\_\_\_\_

Commissioner Thomas Hohman \_\_\_\_\_

Commissioner Paul Simmons \_\_\_\_\_

Commissioner Kris Lee \_\_\_\_\_

Commissioner James Vetter \_\_\_\_\_

**RESOLUTION NO. R-8-24**

**A RESOLUTION APPOINTING A MEMBER  
TO THE PIQUA ENERGY BOARD**

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: James Vetter is hereby appointed as a member of the Piqua Energy Board for a term of two (2) years to expire on December 31, 2025 or until his successor is confirmed and qualified;

SEC. 2: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

\_\_\_\_\_  
, MAYOR

PASSED: \_\_\_\_\_

ATTEST: \_\_\_\_\_

CLERK OF COMMISSION

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

Commissioner Frank DeBrosse \_\_\_\_\_

Commissioner Paul Simmons \_\_\_\_\_

Commissioner James Vetter \_\_\_\_\_

Commissioner Kris Lee \_\_\_\_\_

Commissioner Thomas Hohman \_\_\_\_\_

**RESOLUTION NO. R-9-24**

**A RESOLUTION APPOINTING A MEMBER  
TO THE PIQUA ENERGY BOARD**

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: Thomas Hohman is hereby appointed as a member of the Piqua Energy Board for a term of two (2) years to expire on December 31, 2025 or until his successor is confirmed and qualified;

SEC. 2: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

\_\_\_\_\_  
, MAYOR

PASSED: \_\_\_\_\_

ATTEST: \_\_\_\_\_

CLERK OF COMMISSION

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

Commissioner Thomas Hohman \_\_\_\_\_

Commissioner Frank DeBrosse \_\_\_\_\_

Commissioner Paul Simmons \_\_\_\_\_

Commissioner Kris Lee \_\_\_\_\_

Commissioner James Vetter \_\_\_\_\_

**RESOLUTION NO. R-10-24**

**A RESOLUTION APPOINTING A MEMBER TO THE  
MIAMI VALLEY REGIONAL PLANNING COMMISSION**

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: Paul Simmons is hereby appointed as a member to the Miami Valley Regional Planning Commission for a one-year term to expire March 1, 2025 or until her successor is confirmed and qualified.

SEC. 2: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

\_\_\_\_\_  
, MAYOR

PASSED: \_\_\_\_\_

ATTEST: \_\_\_\_\_

CLERK OF COMMISSION

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

Commissioner Frank DeBrosse	_____
Commissioner Thomas Hohman	_____
Commissioner Kris Lee	_____
Commissioner Paul Simmons	_____
Commissioner James Vetter	_____

**RESOLUTION NO. R-11-24**

**A RESOLUTION APPOINTING A MEMBER TO  
THE GROW PIQUA NOW BOARD**

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: Frank DeBrosse is hereby appointed as a member of the Grow Piqua Now Board for a term of (3) years to expire on December 31, 2026, or until her successor is confirmed and qualified;

SEC. 2: This Resolution shall take effect and be in force from and the earliest period allowed by law.

\_\_\_\_\_  
, MAYOR

PASSED: \_\_\_\_\_

ATTEST: \_\_\_\_\_

CLERK OF COMMISSION

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

Commissioner Frank DeBrosse \_\_\_\_\_

Commissioner James Vetter \_\_\_\_\_

Commissioner Paul Simmons \_\_\_\_\_

Commissioner Kris Lee \_\_\_\_\_

Commissioner Thomas Hohman \_\_\_\_\_

**RESOLUTION NO. R-1-24**

**A RESOLUTION OF APPRECIATION FOR THE  
PUBLIC SERVICE OF BRENT E POHLSCHNEIDER  
AS A CITY EMPLOYEE**

WHEREAS, Brent E. Pohlschneider has retired as the Fire Chief for the City of Piqua; and

WHEREAS, his retirement follows over 31 years of faithful and dedicated service to the City and its citizens;

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

SEC. 1: In recognition and appreciation of the public service of Brent E. Pohlschneider as an employee of the City of Piqua, this Commission tenders its unanimous and respectful tribute by this Resolution, which shall be a matter of public and permanent record.

SEC. 2: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

\_\_\_\_\_  
, MAYOR

PASSED: \_\_\_\_\_

ATTEST: \_\_\_\_\_

CLERK OF COMMISSION

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

Mayor	_____
Commissioner Kris Lee	_____
Commissioner Thomas Hohman	_____
Commissioner Frank DeBrosse	_____
Commissioner James Vetter	_____
Commissioner Paul Simmons	_____

RESOLUTION NO. R-1-24

A RESOLUTION OF APPRECIATION FOR THE  
PUBLIC SERVICE OF BRENT E. POHLSCHNEIDER  
AS A CITY EMPLOYEE

WHEREAS, Brent E. Pohlschneider has retired as the Fire Chief for the City of Piqua; and

WHEREAS, his retirement follows over 31 years of faithful and dedicated service to the City and its citizens;

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

SEC. 1: In recognition and appreciation of the public service of Brent E. Pohlschneider with the City of Piqua, this Commission tenders its unanimous and respectful tribute by this Resolution, which shall be a matter of public and permanent record;

SEC. 2: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
, MAYOR

ATTEST: \_\_\_\_\_

CLERK OF COMMISSION

**Commission Agenda  
Staff Report**

<b>MEETING DATE</b>	January 2, 2024			
<b>REPORT TITLE</b>	A RESOLUTION APPROVING THE PURCHASE OF LIABILITY INSURANCE FOR PIQUA’S HYDRAULIC CANAL AND LAKES			
<b>SUBMITTED BY</b>	Kevin Krejny, Utilities Director			
	Department: Utilities			
<b>AGENDA CLASSIFICATION</b>	<input type="checkbox"/> Consent	<input type="checkbox"/> Ordinance	<input checked="" type="checkbox"/> Resolution	<input type="checkbox"/> Regular
<b>APPROVALS/REVIEWS</b>	<input checked="" type="checkbox"/> City Manager		<input checked="" type="checkbox"/> Finance Director	
	<input type="checkbox"/> Development Director		<input type="checkbox"/> Law Director	
	<input checked="" type="checkbox"/> Department Director		<input type="checkbox"/> Other: Energy Board	
<b>BACKGROUND</b>	MVRMA is unable to cover certain specialty areas under our general liability policy. AEGIS has provided this excess liability coverage for Piqua’s Hydraulic Canal and Lakes in the past. This resolution continues insurance coverage for calendar year 2024.			
<b>BUDGETING AND FINANCIAL IMPACT</b>	Budgeted \$:	\$141,020		
	Expenditure \$:	\$127,226		
	Source of Funds:	403/404/401 - 68%/28%/4%		
<b>OPTIONS</b>	1.	Adopt Resolution retaining AEGIS for Insurance.		
	2.	Do not approve the Resolution and provide staff with further direction.		
<b>PROJECT TIMELINE</b>	January 1, 2024 thru December 31, 2024.			
<b>REASON FOR SELECTING CONSULTANT/COMPANY</b>	AEGIS has provided Piqua’s Hydraulic Canal and Lakes liability insurance coverage for several years.			
<b>STAFF RECOMMENDATION</b>	It is recommended that the resolution be approved and the City continue with AEGIS for Hydraulic Canal and Lakes liability insurance.			

# BUSINESS INSURANCE PROPOSAL

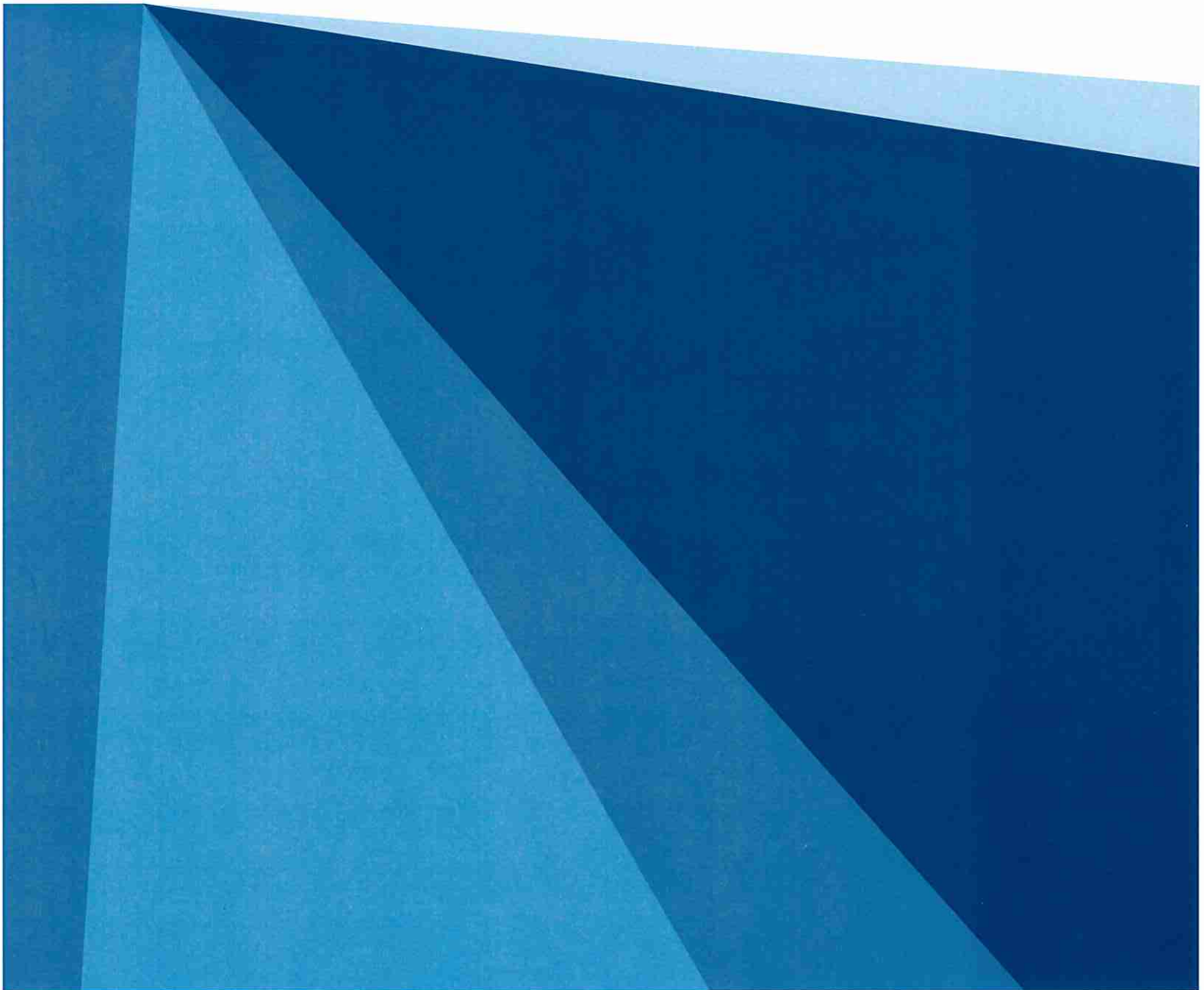
## City of Piqua, Ohio

Presented By: Marc E. Reynolds

Presented On: December 22, 2023

Policy Term: January 1, 2024, to January 1, 2025

Proposal Expires On: January 1, 2024



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## AGENCY OVERVIEW

### OUR VISION

To be the world-class leader, revolutionizing our industry and our colleague and client experience

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### OUR MISSION

Making a difference in the moments that matter for our clients, colleagues, and communities

---

### OUR VALUES

INTEGRITY  
COLLABORATION  
PASSION  
INNOVATION  
ACCOUNTABILITY

---

## OUR LOCATIONS

**DAYTON**  
309 WEBSTER ST.  
Dayton, OH 45402  
Main: (937) 228-4135  
Fax: (937) 228-9108

**COLUMBUS**  
655 METRO PLACE SOUTH, SUITE 380  
Dublin, OH 43017  
Main: (614) 215-8000  
Fax: (614) 918-2301

**CINCINNATI**  
6279 TRI-RIDGE BLVD, SUITE 400  
Loveland, OH 45140  
Main: (513) 248-4888  
Fax: (513) 576-5487

**CLEVELAND**  
6480 ROCKSIDE WOODS BLVD S., SUITE 210  
Independence, OH 44131  
Main: (216) 520-5000  
Fax: (216) 918-5001

**ALL LOCATIONS**  
TOLL-FREE  
(800) 949-1167

## SERVICE TEAM CUSTOMER SUPPORT

### CLIENT EXECUTIVES

**MARC REYNOLDS**  
**SENIOR VICE PRESIDENT**  
p: (937) 285-8260  
f: (212) 948-6421  
e: marc.reynolds@marshmma.com

*Ultimate account responsibilities  
Program design  
Market selection & negotiation*

**SCOTT EGBERS**  
**CLIENT DIRECTOR**  
p: (937) 285-8277  
f: (212) 948-6372  
e: scott.egbers@marshmma.com

*Overall account management  
Program design  
Market relationship*

### ACCOUNT SERVICES

**MICHELLE GRIM**  
**ACCOUNT MANAGER**  
p: (937) 285-8019  
f: (212) 948-6380  
e: michelle.grim@marshmma.com

*Overall account management  
Market selection & negotiation  
Contract & lease reviews  
Coverage questions*

**MARY RATHBURN**  
**ACCOUNT ADMINISTRATOR**  
p: (937) 285-8240  
f: (212) 948-6418  
e: mary.rathburn@marshmma.com

*Certificates of insurance  
MVRs/driver changes  
Auto ID cards*

### SUPPLEMENTARY SERVICES

**JULIA READ**  
**CLAIMS SPECIALIST**  
p: (937) 285-8265  
f: (212) 948-6419  
e: julia.read@marshmma.com

*Claims reporting  
Interpretation of rights/obligations  
Losses from not-at-fault claims  
Reserves & claims status*

**DOC HAYES**  
**LOSS CONTROL SPECIALIST**  
p: (937) 285-8241  
c: (937) 723-0167  
e: justin.hayes@marshmma.com

*Risk survey  
Develop/evaluate safety  
OSHA training  
Available for employee meetings  
Fleet safety & work comp programs*

**ANN LARIMER**  
**COVERAGE & CLAIMS CONSULTANT**  
p: (937) 285-8282  
f: (212) 948-6398  
e: ann.larimer@mma-mw.com

*Analyze client risks  
Evaluate exposures  
Contract & lease reviews  
Complex or disputed claims  
Reviews contracts & leases*

**ASHLEY RATCLIFF**  
**HUMAN RESOURCE CONSULTANT**  
p: (216) 520-4460

e: ashley.ratcliff@marshmma.com  
*Policies, procedures, training & development  
Employee handbooks  
Compensation plans  
Employee relations  
Recruiting & assessments*

## NAMED INSURED SCHEDULE

Insurance Contracts are legal documents. As such, it is very important that the Named Insured Clause properly reflect all owned entities. We have prepared our submission to our carriers, and this Proposal using the following as the Named Insured.

Please verify that this is accurate as proposed, and that all owned subsidiaries, partnerships, trade names, etc. are listed. This is a vitally important part of your insurance program and must be totally accurate to ensure proper coverage in the event of loss.

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**The First Named Insured is recognized as being the only entity:**

*Authorized to make policy changes with our consent.*

*Responsible for the payment of premium and designated to receive any return payment.*

*Authorized to cancel the policy.*

*Designated to receive the Notice of Cancellation*

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City of Piqua, Ohio

## LOCATION SCHEDULE

### MAILING ADDRESS

Street Address	City	State	Zip Code
201 West Water Street	Piqua	OH	45356

## UTILITY CASUALTY COVERAGE

**Insurance Company:** Associated Electric & Gas Insurance Services Limited  
**A.M. Best Rating:** A (Excellent), XV (\$2 Billion and greater), July 6, 2023  
**Policy Term:** 1/1/2024 to 1/1/2025

### COVERAGE NOTES

#### **Subject to the \$10,000,000 General Aggregate of the Policy**

1. Limits of Liability Each Occurrence
  - a. \$5,000,000 Each Occurrence\*
  - b. \$10,000,000 General Aggregate
    - i. \*Dam Liability included under this occurrence aggregate
2. Joint Venture Limit of Liability Each Occurrence
  - a. Per Limit of Liability Subject to Section I.(B)(9)
3. Combined Products Liability and Completed Operations Liability Aggregate Limit of Liability for the Policy Period
  - a. \$5,000,000\*
4. Failure to Supply Liability Aggregate Limit of Liability for the Policy Period
  - a. \$5,000,000\*
5. Pollution Liability Aggregate Limit of Liability for the Policy Period
  - a. \$5,000,000\*
6. Medical Malpractice Injury Limit of Liability Each Occurrence
  - a. \$0\*
7. Wildfire Liability Aggregate Limit of Liability of the Policy Period
  - a. \$5,000,000\*
8. Underlying Limits Retention (apply in combination)
  - a. Insured or Uninsured
    - i. \$10,000,000 Any One Occurrence – General Liability
    - ii. \$10,000,000 Any One Occurrence – Pollution Liability
    - iii. \$500,000 Each Occurrence – General Liability as Respects Dam Liability
    - iv. \$200,000 Any One Occurrence – Emergency Assistance Agreement
  - b. \$10,000,000 Each Occurrence Not Covered by Underlying Insurance
9. Terms and Conditions
  - a. Retroactive Date: November 21, 1986
  - b. Claims First-Made Policy

## 10. Endorsements

- a. AEGIS Excess Liability Insurance Policy Form 8100 (01/2024)
- b. Employment Practices Liability Endorsement 8262 (03/2023)
- c. Employment Practices Exclusion 8264 (06/2019)
- d. Emergency Assistance Agreement Endorsement (Exclusion (B) Deleted – Limited Basis) 8422 (02/2009)
- e. Dam Liability Endorsement 8200 (07/2011)
- f. Coverage Endorsement 8200 (07/2011)
  - i. The policy shall not apply and the company shall not be liability to make any payment for ultimate net loss with respect to any claim(s) made against any insured for liability except for liability arising out of an occurrence attributable to the water or waste water utility operations or dam(s) for City of Piqua, Ohio.
- g. Automobile Liability Exclusion 8234 (07/2011)
- h. Definition (L) Insured Endorsement 8200 (07/2011)
  - i. Bank One Ohio Trust Company N.A.
- i. Definition (J) and Exclusion (D) Amended (Failure to Supply Liability) 8200 (07/2011)**
- j. Definition (N) Joint Venture Amendment 8460 (01/2023)
- k. Joint Entity (Prorated Limit of Liability) 8200 (07/2011)**
- l. Methyl Tertiary-Butyl Ether Exclusion 8423 (06/2019)
- m. Exclusion Added (Captive Insurance Operations) 8222 (07/2023)
- n. Member with Voting Rights Endorsement 8402 (07/2011)
- o. PFAS Liability Exclusion (01/2024)**
- p. Terrorism Endorsement 8409 (06/2018)
- q. Terrorism Exclusion Endorsement 8291 (06/2015)

## PREMIUM SUMMARY CARRIER TERMS

### PREMIUM BY COVERAGE

Line of Coverage	Expiring Premium	Renewal Premium
<b>AEGIS – Utility Casualty (1)</b>	<b>\$110,033</b>	<b>\$127,226</b>

**(1) AEGIS**

- a. Terrorism is included in the renewal premium shown above. If you wish to not insure for Terrorism, the cost savings would be \$2,250 annually.
- b. AEGIS is a surplus lines insurer and premium shown above does not include taxes, if applicable.
- c. \$4,000 included for commission. No increase from expiring.
- d. (\$6,774) Continuity Credit included in Total Estimated Premium.
- e. Premium increased from \$110,033 to \$127,226. (+15.6%)

### PAYMENT BY COMPANY

Policy / Coverage	Insurance Company	Payment Terms
Turbines Property	Federal Insurance Co	Direct Bill / Annual
Utility Casualty	AEGIS	Agency Bill / Annual

## CREDIT POLICY & DIRECT BILL

Marsh & McLennan Agency strives to offer the highest quality of service at the most competitive price possible. Accordingly, we have the following credit policy in place to assure that your coverage is not interrupted during the policy term.

- All premiums are due on the invoice date or effective date of the insurance, whichever is later. Always submit the remittance copy with your payment. If a remittance copy is not submitted, we will apply the cash to the oldest item on the account. Also, credit memos that cannot be applied against the original invoice will be applied to the oldest items on the account unless you direct us otherwise.
- If installment payments are available and provided under insurance policy terms, you will receive an invoice for each installment. Installments are due on the effective date of the invoice. Marsh & McLennan Agency does not finance annual or installment premiums. However, should you wish to finance your premium, we can place your financing with an approved insurance premium finance company.

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For direct bill policies: Notices you receive from your insurer regarding past due premiums or cancellation due to non-payment of premium shall be considered notice from Marsh & McLennan Agency LLC (MMA). As a matter of general practice, MMA does not provide notice of a potential lapse of coverage due to non-payment of premium to clients where coverage is written on a direct bill basis.

For agency bill policies: Additionally, it is the standard practice for Marsh & McLennan Agency to send out monthly client statements outlining current open balances. Monthly statements are generated on the 15<sup>th</sup> of each month. Please be advised your payment or a recently generated invoice(s) may cross in the mail with a statement. If so, please disregard. If you feel there is a discrepancy or have questions, please do not hesitate to contact our office.

Your Service Team maintains the on-line access to all of your coverage, premium and accounting detail and will be able to answer most billing questions. Any other questions will be referred directly to our accounting department for immediate response. We thank you for your support and business.

## COMPENSATION DISCLOSURE & LIMITATION OF LIABILITY

Marsh & McLennan Agency LLC ("MMA") prides itself on being an industry leader in the area of transparency and compensation disclosure. We believe you should understand how we are paid for the services we are providing to you. We are committed to compensation transparency and to disclosing to you information that will assist you in evaluating potential conflicts of interest.

As a professional insurance producer, MMA and its subsidiaries facilitate the placement of insurance coverage on behalf of our clients. As an independent insurance agent, MMA may have authority to obligate an insurance company on behalf of our clients and as a result, we may be required to act within the scope of the authority granted to us under our contract with the insurer. In accordance with industry custom, we are compensated either through commissions that are calculated as a percentage of the insurance premiums charged by insurers, or fees agreed to with our clients.

MMA engages with clients on behalf of itself and in some cases as agent on behalf of its non-US affiliates with respect to the services we may provide. For a list of our non-US affiliates, please visit: <http://global.marsh.com/about/>. In those instances, MMA will bill and collect on behalf of the non-US Affiliates amounts payable to them for placements made by them on your behalf and remit to them any such amounts collected on their behalf.

MMA receives compensation through one or a combination of the following methods:

- **Retail Commissions** – A retail commission is paid to MMA by the insurer (or wholesale broker) as a percentage of the premium charged to the insured for the policy. The amount of commission may vary depending on several factors, including the type of insurance product sold and the insurer selected by the client.
- **Client Fees** – Some clients may negotiate a fee for MMA's services in lieu of, or in addition to, retail commissions paid by insurance companies. Fee agreements are in writing, typically pursuant to a Client Service Agreement, which sets forth the services to be provided by MMA, the compensation to be paid to MMA, and the terms of MMA's engagement. The fee may be collected in whole, or in part, through the crediting of retail commissions collected by MMA for the client's placements.
- **Contingent Commissions** – Many insurers agree to pay contingent commissions to insurance producers who meet set goals for all or some of the policies the insurance producers place with the insurer during the current year. The set goals may include volume, profitability, retention and/or growth thresholds. Because the amount of contingent commission earned may vary depending on factors relating to an entire book of business over the course of a year, the amount of contingent commission attributable to any given policy typically will not be known at the time of placement.
- **Supplemental Commissions** – Certain insurers and wholesalers agree to pay supplemental commissions, which are based on an insurance producer's performance during the prior year. Supplemental commissions are paid as a percentage of premium that is set at the beginning of the calendar year. This percentage remains fixed for all eligible policies written by the insurer during the ensuing year. Unlike contingent commissions, the amount of supplemental commission is known at the time of insurance placement. Like contingent commissions, they may be based on volume, profitability, retention and/or growth.
- **Wholesale Broking Commissions** – Sometimes MMA acts as a wholesale insurance broker. In these placements, MMA is engaged by a retail agent that has the direct relationship with the insured. As the wholesaler, MMA may have specialized expertise, access to surplus lines markets, or access to specialized insurance facilities that the retail agent does not have. In these transactions, the insurer typically pays a commission that is divided between the retail and wholesale broker pursuant to arrangements made between them.
- **Other Compensation & Sponsorships** – From time to time, MMA may be compensated by insurers for providing administrative services to clients on behalf of those insurers. Such amounts are typically calculated as a percentage of premium or are based on the number of insureds. Additionally, insurers may sponsor MMA training programs and events.

We will be pleased to provide you additional information about our compensation and information about alternative quotes upon your request. For more detailed information about the forms of compensation we receive please refer to our Marsh & McLennan Agency Compensation Guide at <https://www.marshmma.com/resource/compensation-guide-for-client.pdf>

MMA's aggregate liability arising out of or relating to any services on your account shall not exceed ten million dollars (\$10,000,000), and in no event shall we be liable for any indirect, special, incidental, consequential or punitive damages or for any lost profits or other economic loss arising out of or relating to such services. In addition, you agree to waive your right to a jury trial in any action or legal proceeding arising out of or relating to such services. The foregoing limitation of liability and jury waiver shall apply to the fullest extent permitted by law.

## DISCLAIMER

No coverage is provided by this summary, nor can it be construed to replace any provision of the policy. Refer to the actual policy for complete information on the coverages provided. If there is a conflict between the policy and this summary, the provisions of the policy shall govern.

This proposal contains a brief outline of coverages and not a complete explanation of insurance being presented. It is intended to provide a summary of coverage for your review. Only the policy itself can provide a detailed description of the terms conditions, exclusions and endorsements of coverage. A complete specimen policy form will be made available upon your request. For details of coverage refer to the policy itself when issued. This document is neither a binder nor a legal interpretation of the insurance coverage.

In evaluating your exposures to loss, we are dependent upon information provided by you. You ultimately choose the values elected. If there are any areas that need to be evaluated prior to binding coverage, or should any of your exposures change after coverage is bound, such as the beginning of new operations, hiring employees in new states, buying additional property, autos, equipment, etc., please let us know so coverage can be discussed. While we will strive to place your insurance with reputable, highly rated companies, we cannot guarantee the financial stability of an insurance company.

In order to ensure that your important changes are properly communicated, please contact us as questions arise and or exposure changes occur. We must discuss how they affect your insurance program.

The changes in exposure that have an impact on your insurance program include, but are not limited to, those listed below:

1. Changes to any operation such as expansion to another state, new products, etc.
2. Mergers and/or acquisitions of new companies
3. Any assumed contractual liability, granting of indemnities, or hold harmless agreements.
4. Circumstances which may require an increase in liability insurance limits.
5. Any changes to fire or theft protection, such as installation or disconnection of sprinkler system, burglar alarms, etc. This includes alterations to same.
6. Any changes to scheduled equipment such as contractors' equipment, computer equipment, etc.
7. Property, of yours that is in transit, unless we have previously arranged for this insurance.
8. Any changes in existing premises including vacancy, whether temporary or permanent, alterations, demolition, etc. Also, any new premises purchased, constructed, or occupied.
9. Any new exposures or plans for foreign travel or operations.

Your insurance program will only be as good as the communication between your organization and Marsh & McLennan Agency.

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## CONTRACT REVIEW

Upon request, Marsh & McLennan Agency, LLC (MMA) may review your contract terms and/or indemnity provisions. MMA's comments and recommendations are limited to insurance matters such as coverage type and policy limits and should not be taken as legal advice for which you should consult with your own legal advisors. Any deviations from the contract requirements should be made in writing and contracts should be executed prior to beginning work. You may want to seek legal advice from a licensed professional specializing in construction law prior to entering into such contracts.

Please note: Your insurance policies may not cover all of the terms, conditions and indemnification provisions as outlined in contracts that you may have executed.

## ADDITIONAL INSURED ENDORSEMENTS

Marsh & McLennan Agency, LLC (MMA) recommends that you carefully review all contracts before they are executed, paying particular attention to the Additional Insured and Indemnity requirements. These endorsements vary widely and may not include "Sole Negligence" and/or "Completed Operations" wording.

If you utilize Subcontractors in your work, MMA also recommends that you obtain copies of any additional insured endorsements from all Subcontractors. You should review these forms carefully to determine if you are provided these same coverages and/or that they meet the requirements found in your Subcontract Agreement.

## PROPOSAL ACCEPTANCE

After careful review of your proposal dated December 22, 2023, we have decided to accept your proposal as presented. We authorize Marsh & McLennan Agency to bind coverage with the insurance companies outlined in the program. We have chosen the following payment option: \_\_\_\_\_

After careful review of your proposal dated December 22, 2023, we have decided to accept this proposal with changes. We authorize Marsh & McLennan Agency to bind coverage with the insurance companies outlined in the program. We have chosen the following payment option: \_\_\_\_\_  
(Please transmit changes with this request for Underwriter's review):

- 
- 
- 

After careful review, **we are not accepting your proposal** for the following reason(s) (Price, Company, Services, etc.) \_\_\_\_\_

It is understood this proposal provides only a summary of the policies and that the policies are the sole source for coverage, conditions and exclusions.

It is understood that delivery of the policies will be in provided electronically unless specifically requested otherwise.

We / I confirm the values, schedules and other data contained in the proposal are from our/my records and acknowledge it is our responsibility to see that they are maintained accurately. We/I further acknowledge that the policies contained in this proposal may be subject to final audit and that the final premium, subject to certain minimum premiums, on the policies could be subject to change based upon the final audited exposures (such as payrolls, sales, receipts, etc.).

General Liability, Automobile and Workers' Compensation premiums proposed might be subject to change based upon experience modification as per rules and regulations of the Ohio Department of Insurance.

For direct bill policies: Notices you receive from your insurer regarding past due premiums or cancellation due to non-payment of premium shall be considered notice from Marsh & McLennan Agency LLC (MMA). As a matter of general practice, MMA does not provide notice of a potential lapse of coverage due to non-payment of premium to clients where coverage is written on a direct bill basis.

Insured Name: \_\_\_\_\_

Insured Signature: \_\_\_\_\_ Dated: \_\_\_\_\_



Marsh & McLennan Agency, LLC  
309 Webster St.  
Dayton, OH 45402  
[www.MarshMMA.com](http://www.MarshMMA.com)

This document and any recommendations, analysis, or advice provided by MMA (collectively, the "MMA Analysis") are not intended to be taken as advice regarding any individual situation and should not be relied upon as such. This document contains proprietary, confidential information of MMA and may not be shared with any third party, including other insurance producers, without MMA's prior written consent. Any statements concerning actuarial, tax, accounting, or legal matters are based solely on our experience as insurance brokers and risk consultants and are not to be relied upon as actuarial, accounting, tax, or legal advice, for which you should consult your own professional advisors. Any modeling, analytics, or projections are subject to inherent uncertainty, and the MMA Analysis could be materially affected if any underlying assumptions, conditions, information, or factors are inaccurate or incomplete or should change. The information contained herein is based on sources we believe reliable, but we make no representation or warranty as to its accuracy. Except as may be set forth in an agreement between you and MMA, MMA shall have no obligation to update the MMA Analysis and shall have no liability to you or any other party with regard to the MMA Analysis or to any services provided by a third party to you or MMA. MMA makes no representation or warranty concerning the application of policy wordings or the financial condition or solvency of insurers or re-insurers. MMA makes no assurances regarding the availability, cost, or terms of insurance coverage.

Marsh & McLennan Agency LLC (MMA) is one of the Marsh & McLennan Companies, together with Marsh, Guy Carpenter, Mercer, and Oliver Wyman

**RESOLUTION NO. R-2-24**

**A RESOLUTION APPROVING THE PURCHASE OF  
LIABILITY INSURANCE FOR PIQUA'S HYDRAULIC CANAL AND LAKES**

WHEREAS, certain specialty areas do not fall within the coverage of the City's general liability policy and excess liability insurance is needed for coverage; and

WHEREAS, the City has been able to obtain coverage in a rare market for the Hydraulic Canal and Lakes due to their unique nature and size of claims; and

WHEREAS, the City was able to obtain coverage in 2020 from AEGIS and desires to renew that coverage.

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: The City Manager is authorized to enter into an agreement for liability and property coverage for the City's Hydraulic Canal and Lakes through AEGIS effective January 1, 2024 and expiring on December 31, 2024 in the amount not to exceed \$127,226.00.

SEC. 2: The Finance Director is hereby authorized to draw his warrants from time to time on the appropriate account of the city treasury in an amount not to exceed \$127,226.00 in payment according to the premium and certifies that the funds are available.

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

\_\_\_\_\_  
MAYOR

PASSED: \_\_\_\_\_

ATTEST: \_\_\_\_\_  
CLERK OF COMMISSION

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

- Commissioner James Vetter \_\_\_\_\_
- Commissioner Paul Simmons \_\_\_\_\_
- Commissioner Kris Lee \_\_\_\_\_
- Commissioner Thomas Hohman \_\_\_\_\_
- Commissioner Frank DeBrosse \_\_\_\_\_

**Commission Agenda  
Staff Report**

<b>MEETING DATE</b>	January 2, 2024		
<b>REPORT TITLE</b>	A RESOLUTION APPROVING THE PURCHASE OF LIABILITY INSURANCE FOR PIQUA'S COMBUSTION TURBINES		
<b>SUBMITTED BY</b>	Ed Krieger, Power System Director		
	Department: Power System		
<b>AGENDA CLASSIFICATION</b>	<input type="checkbox"/> Consent	<input type="checkbox"/> Ordinance	<input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Regular
<b>APPROVALS/REVIEWS</b>	<input checked="" type="checkbox"/> City Manager		<input checked="" type="checkbox"/> Finance Director
	<input type="checkbox"/> Development Director		<input type="checkbox"/> Law Director
	<input checked="" type="checkbox"/> Department Director		<input type="checkbox"/> Other: Energy Board
<b>BACKGROUND</b>	MVRMA is unable to cover certain specialty areas under our general liability policy. Chubb has provided this excess liability coverage for Power's combustion turbines in the past. This resolution continues insurance coverage for calendar year 2024.		
<b>BUDGETING AND FINANCIAL IMPACT</b>	Budgeted \$:	\$145,000	
	Expenditure \$:	\$141,148	
	Source of Funds:	Power	
<b>OPTIONS</b>	1.	Adopt Resolution retaining Chubb for Insurance.	
	2.	Do not approve the Resolution and provide staff with further direction.	
<b>PROJECT TIMELINE</b>	January 1, 2024 thru December 31, 2024.		
<b>REASON FOR SELECTING CONSULTANT/COMPANY</b>	Chubb has provided Piqua's combustion turbine liability insurance coverage since 2017.		
<b>STAFF RECOMMENDATION</b>	It is recommended that the resolution be approved and the City continue with Chubb for combustion turbine liability insurance.		

**RESOLUTION NO. R-3-24**

**A RESOLUTION APPROVING THE PURCHASE OF  
LIABILITY INSURANCE FOR PIQUA'S COMBUSTION TURBINES**

WHEREAS, certain specialty areas do not fall within the coverage of the City's general liability policy and excess liability insurance is needed for coverage; and

WHEREAS, the City has been able to obtain coverage in a rare market for the combustion turbines due to their unique nature and size of claims; and

WHEREAS, the City was able to obtain coverage in 2017 from Chubb and desires to renew that coverage.

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: The City Manager is authorized to enter into an agreement for liability and property coverage for the City's combustion turbines through Chubb effective January 1, 2024 and expiring on December 31, 2024 in the amount not to exceed \$145,000.00.

SEC. 2: The Finance Director is hereby authorized to draw his warrants from time to time on the appropriate account of the city treasury in an amount not to exceed \$145,000.00 in payment according to the premium and certifies that the funds are available.

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

\_\_\_\_\_  
MAYOR

PASSED: \_\_\_\_\_

ATTEST: \_\_\_\_\_  
CLERK OF COMMISSION

The Motion to adopt the foregoing Resolution was offered by \_\_\_\_\_

seconded by \_\_\_\_\_ and on roll call the following vote ensued:

Commissioner James Vetter \_\_\_\_\_

Commissioner Paul Simmons \_\_\_\_\_

Commissioner Kris Lee \_\_\_\_\_

Commissioner Thomas Hohman \_\_\_\_\_

Commissioner Frank DeBrosse \_\_\_\_\_

Applicant:	<p><b>James Sever</b> 118 Lakewood Place, Piqua OH (937) 606-0138 <a href="mailto:jim.sever@pscind.com">jim.sever@pscind.com</a></p>
Request:	<p>Vacation of public easement</p>
Location:	<p>118 Lakewood Place, Piqua OH, east side of property</p>

Staff Analysis:	<p>This vacation was initiated by the resident. The initial platted easement was included for maintenance access to the lake, however the City makes use of a different access along the north side. The property owner desires to acquire a portion of the adjacent parcel for improvements, but under the current condition cannot.</p> <p>The easement is presently unutilized and does not serve the public interest to remain.</p>
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Staff Recommendations:	<p>Based upon staff review, including discussions with City departments, staff recommends <b>APPROVAL</b> of the proposed vacation.</p>
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**SUBMITTAL REQUIREMENT CHECKLIST**

Please submit all application materials to [piquapermits@piquaoh.gov](mailto:piquapermits@piquaoh.gov)  Application  Site Plan

Application Fee: \$100

Link to payment portal: [https://swipesimple.com/links/lnk\\_b5f8e6e9](https://swipesimple.com/links/lnk_b5f8e6e9)

**CONTACT INFORMATION**

Applicant Name: *James Sever*

Phone: *937-606-0138*

Applicant Address: *118 Lakewood Pl.*

Owner Name: *James Sever*

Phone: *937-606-0138*

Legal interest held by applicant: *Owner of Property @ 118 Lakewood Pl.*

Right-of-Way Location: *20' Ingress/Egress Easement Along East Property Boundary Running North + South down to Echo Lake*

Reason for request - Attach additional page(s) if necessary. *The access ramp installed by the City on the North Side of Echo Lake<sup>now</sup> provides the necessary access to the city for any maintenance of the Lake.*

**HISTORICAL RESOURCE INFORMATION**

Does the vacation contain a designated historic resource or is it located within a designated historic district?

Yes

No

**ACKNOWLEDGMENT AND AUTHORIZATION**

The undersigned acknowledges that the information provided herein is accurate to the fullest extent of their knowledge.

*James R. Sever*

*9/25/2023*

Applicant Name

Date

*James R. Sever*

*Owner*

Applicant Signature

Title

W



S

N

E

N



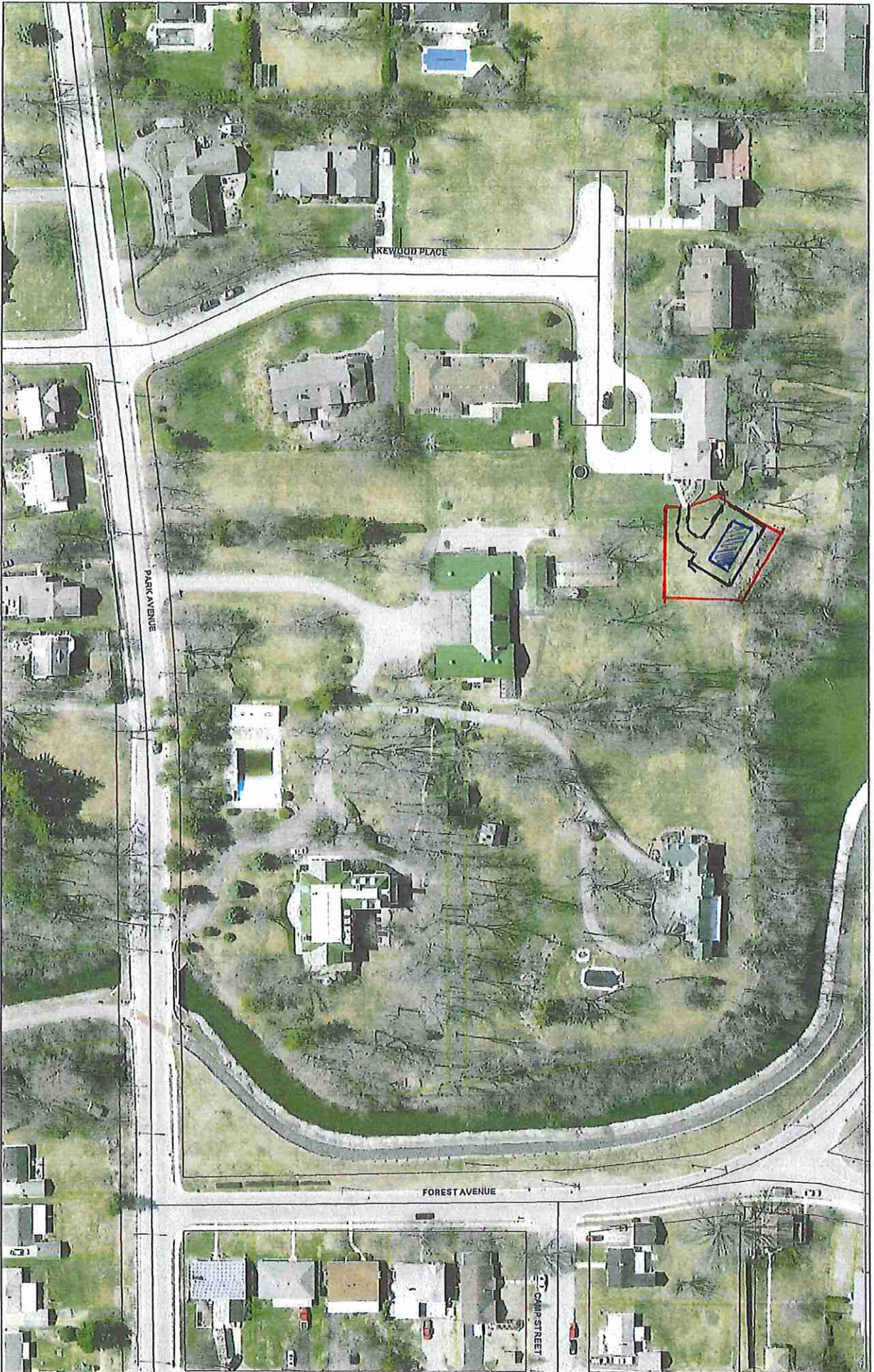
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**RESOLUTION NO. R-4-24**

**A RESOLUTION TO VACATE A PUBLIC EASEMENT**

WHEREAS, pursuant to the City of Piqua Code of Ordinances Section 98, the City Commission adopted Resolution No. R-118-23 declaring its intent to vacate an easement from Lakewood Place to Echo Lake, 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 in open session and took public comment regarding the proposed easement vacation; and

WHEREAS, the Planning Commission, after hearing the item and considering the public comments and information provided, recommended approving the vacation of the easement; and

WHEREAS, pursuant to Piqua Charter Section 98, vacation of the easement must be adopted by Resolution by this Commission.

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: This Commission hereby takes the action necessary to authorize and approve the vacation of a public easement, as shown in Exhibit "A" attached hereto.

SEC. 2: The City Manager shall cause the final plat and all appropriate and necessary legal instruments supporting such actions to be properly recorded.

SEC. 3: This Resolution shall take precedent over all prior Resolutions pertaining to the affected portion of the subject easement.

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

\_\_\_\_\_  
**MAYOR**

**PASSED:** \_\_\_\_\_

**ATTEST:** \_\_\_\_\_  
**CLERK OF COMMISSION**

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

- Commissioner James Vetter \_\_\_\_\_
- Commissioner Paul Simmons \_\_\_\_\_
- Commissioner Kris Lee \_\_\_\_\_
- Commissioner Thomas Hohman \_\_\_\_\_
- Commissioner Frank DeBrosse \_\_\_\_\_

Applicant:	Ferguson Construction / Dan Weaver 400 Canal St, Sidney, OH 45365 (937) 418-2678
Request:	Replat of Inlot #7517 & 9107, and recommendation to accept public street right-of-way
Location:	348 Homer Drive, Piqua OH

Staff Analysis:	<p>The replat of inlots #7517 &amp; 9107 are being split/created in order to build a new spec building on the north end of the Sherry Industrial Park. The lot currently being created for the proposed structure is to become a 4.537 ac tract (Lot #7517), and the area currently being replatted from Lot #9107 does not create any site zoning violations in regards to size or setbacks.</p> <p>From the existing 34.032 acres of the land left in this development, this change leaves 29.713 acres remaining.</p> <p>The 0.378 acres to be dedicated as public right-of-way acts as an extension of the existing Homer Drive roadway, and serves as the initial steps to developing the remaining acreage of the industrial park. Plans for the street right-of-way have been under review by City staff and has received a nearly complete approval for items specific to the project.</p>
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Staff Recommendations:	Staff recommends <b>APPROVAL</b> of the replat and to recommend accepting the proposed right-of-way to City Commission, as most items regarding the development have been discussed and addressed by both the developer and City throughout.
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**RESOLUTION NO. R-5-24**

**A RESOLUTION TO AUTHORIZE A FINAL PLAT ON HOMER DRIVE w/ DEDICATION**

WHEREAS, pursuant to the City of Piqua Code of Ordinances Section 151.34, the Planning Commission has taken action on the replat of inlots #7517 and 9107 along Homer Drive into two lots, with right of way dedication, as shown in Exhibit "A" attached hereto; and,

WHEREAS, the Planning Commission met at in open sessions and took public comment regarding the proposed replat; and

WHEREAS, the Planning Commission after hearing the item and considering the public comments and information provided, recommended approving the replat of inlots #7517 and 9107, with right of way dedication, as shown in Exhibit "A" attached hereto; and

WHEREAS, when the Planning Commission recommends the approval of a final plat it shall be referred to the City Commission for final acceptance.

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: This Commission hereby takes the action necessary to authorize and approve the final plat for Homer Drive, as shown in Exhibit "A" attached hereto.

SEC. 2: The City Manager shall cause the final plat and all appropriate and necessary legal instruments supporting such actions to be properly recorded.

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

\_\_\_\_\_  
**MAYOR**

**PASSED:** \_\_\_\_\_

**ATTEST:** \_\_\_\_\_  
**CLERK OF COMMISSION**

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

- Commissioner James Vetter \_\_\_\_\_
- Commissioner Paul Simmons \_\_\_\_\_
- Commissioner Kris Lee \_\_\_\_\_
- Commissioner Thomas Hohman \_\_\_\_\_
- Commissioner Frank DeBrosse \_\_\_\_\_

Applicant:	Scarborough Family Limited Partnership Attn: Jake Scarborough <a href="mailto:jake.scarborough@gmail.com">jake.scarborough@gmail.com</a>
Request:	Replat of Inlot #7478 into two lots
Location:	Westernmost end of Scarborough Drive, Piqua OH. Parcel ID #N44-074310

Staff Analysis:	<p>This is the replat that was tabled last month until the December meeting.</p> <p>The split of this 11.14ac tract is a result of the Planning Commission ruling from September, 2023, "Lockdown Storage" by Dan Burns. The submission to the Commission was for a site covering all acreage, however was denied during the meeting because of the necessity to provide dedicated right-of-way to the west line of the property.</p> <p>This replat continues the existing right-of-way as was requested, creating a buildable parcel both north and south of the dedicated right-of-way. The original commercial construction permit is in the final review stages for the development on the south side of this replat.</p>
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Staff Recommendations:	Based upon the criteria specified and adopted in the Development Code on May 18, 2023, staff recommends <b>APPROVAL</b> of the proposed replat.
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# REPLAT OF PART INLOT 7478

M.E. SECTION PLOUA CITY MIAMI, OHIO COUNTY

VOLUME PAGE MIAMI COUNTY RECORDER'S RECORD OF PLATS

FEE \$

MIAMI COUNTY RECORDER BY DEPUTY RECORDER

MIAMI COUNTY AUDITOR

APPROVED AND TRANSFERRED 20

MIAMI COUNTY AUDITOR BY DEPUTY AUDITOR

## CITY OF PIQUA PLANNING COMMISSION

AT A MEETING OF THE PLANNING COMMISSION OF THE CITY OF PIQUA, OHIO, HELD THIS DAY OF 20, THIS PLAT WAS REVIEWED AND APPROVED.

CHAIR CLERK

THE CITY COMMISSION OF THE CITY OF PIQUA  
AT A MEETING OF THE CITY COMMISSION OF THE CITY OF PIQUA, OHIO, HELD THIS DAY OF 20, THIS PLAT WAS APPROVED BY RESOLUTION NO.

MAYOR CLERK

## PLAT AUTHORIZATION AND DEDICATION

SCARBROUGH FAMILY LIMITED PARTNERSHIP, THE OWNER OF THE LAND INCLUDED WITHIN THIS PLAT, HAVE CAUSED THE AREA LOCATED IN THE CITY OF PIQUA, OHIO ENCOMPASSED BY THIS PLAT, TO BE SURVEYED, PLATTED, AND KNOWN AS REPLAT OF PART INLOT 7478. FURTHERMORE, SCARBROUGH FAMILY LIMITED PARTNERSHIP, DEDICATES THE STREET AS SHOWN ON THIS PLAT TO THE PUBLIC USE FOREVER.

AUTHORIZED SIGNATURE TITLE

STATE OF OHIO COUNTY OF

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS DAY OF BY OF SERIAL# OF SCARBROUGH FAMILY LIMITED PARTNERSHIP.

NOTARY PUBLIC

PREPARED BY:

**ChoiceOne**  
Engineering

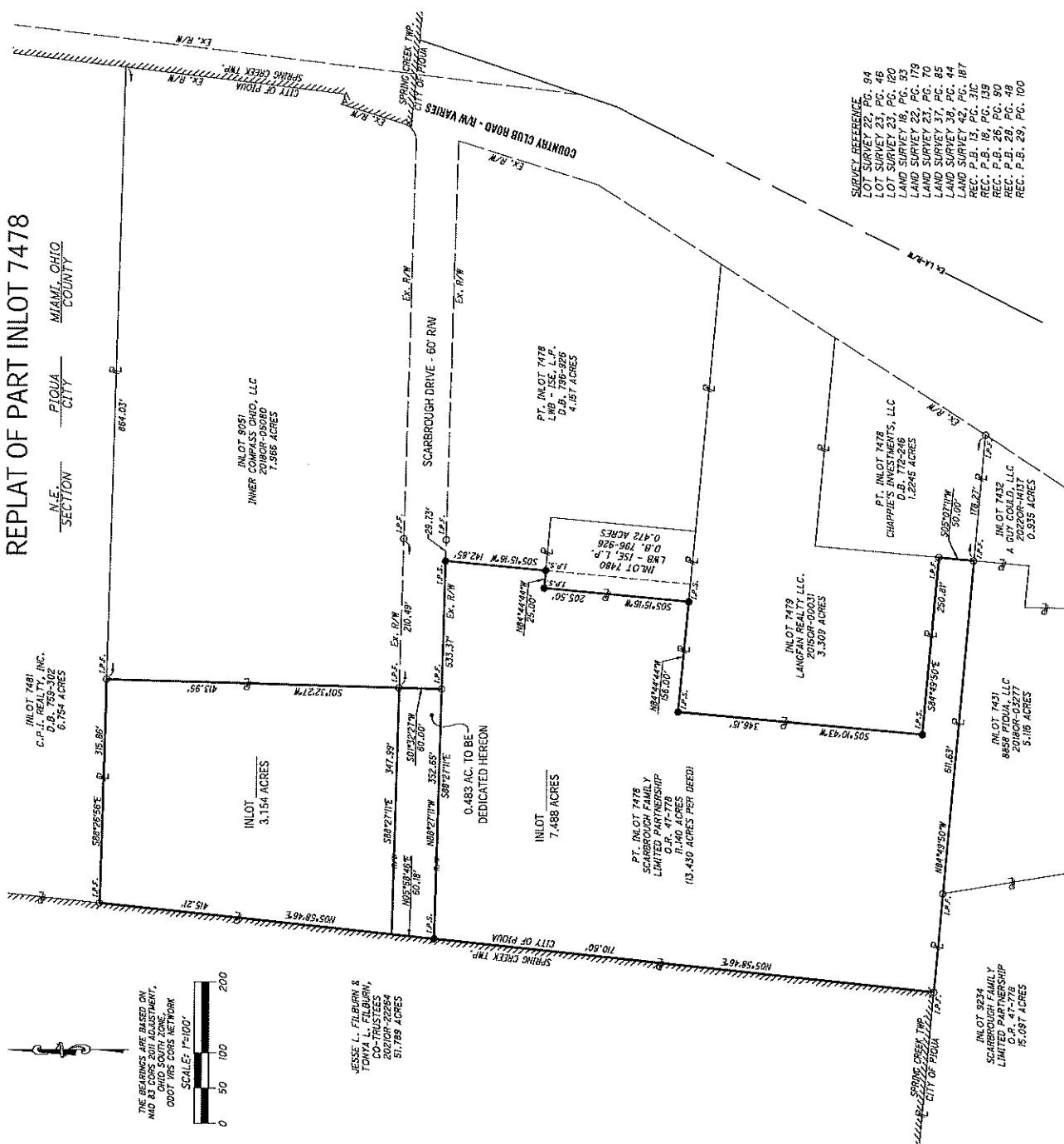
DATE: 11-02-2023  
DRAWN BY: RMF  
JOB NUMBER: MIA/P102319  
SHEET NUMBER 1 OF 1



BEING A REPLAT OF PART INLOT 7478 OWNED BY SCARBROUGH FAMILY LIMITED PARTNERSHIP AS CONVEYED IN OFFICIAL RECORD 47, PAGE 178.

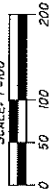
WESLEY D. GOUBEUX, P. S. #8254

DATE



SURVEY REFERENCE:  
LOT SURVEY 22, PG. 94  
LOT SURVEY 23, PG. 46  
LOT SURVEY 23, PG. 120  
LAND SURVEY 18, PG. 93  
LAND SURVEY 22, PG. 179  
LAND SURVEY 31, PG. 85  
LAND SURVEY 34, PG. 94  
LAND SURVEY 35, PG. 87  
REC. P.B. 13, PG. 31C  
REC. P.B. 18, PG. 139  
REC. P.B. 26, PG. 90  
REC. P.B. 28, PG. 48  
REC. P.B. 29, PG. 100

THE BEARINGS ARE BASED ON  
MAD 83 CORRS 8011 ADJUSTMENT,  
OHIO SOUTH ZONE,  
0007 NAD 83 CORRS NETWORK  
SCALE: 1"=100'



JESSE L. FILBURN &  
TONYA L. FILBURN,  
CO-TRUSTEES  
2020P-22264  
57,789 ACRES

### LEGEND

- 5" x 30" REBAR W/CAP SET
- 1" IRON PIN FOUND
- EXISTING CORP. LIMITS

**RESOLUTION NO. R-6-24**

**A RESOLUTION TO AUTHORIZE A FINAL PLAT ON SCARBROUGH ROAD w/ DEDICATION**

WHEREAS, pursuant to the City of Piqua Code of Ordinances Section 151.34, the Planning Commission has taken action on the replat of part inlot #7478 along Scarbrough Road, with right of way dedication, as shown in Exhibit "A" attached hereto; and,

WHEREAS, the Planning Commission met at in open sessions and took public comment regarding the proposed replat; and

WHEREAS, the Planning Commission after hearing the item and considering the public comments and information provided, recommended approving the replat of part inlot #7478, with right of way dedication, as shown in Exhibit "A" attached hereto; and

WHEREAS, when the Planning Commission recommends the approval of a final plat it shall be referred to the City Commission for final acceptance.

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: This Commission hereby takes the action necessary to authorize and approve the final plat for Homer Drive, as shown in Exhibit "A" attached hereto.

SEC. 2: The City Manager shall cause the final plat and all appropriate and necessary legal instruments supporting such actions to be properly recorded.

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

\_\_\_\_\_  
**MAYOR**

**PASSED:** \_\_\_\_\_

**ATTEST:** \_\_\_\_\_  
**CLERK OF COMMISSION**

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

Commissioner James Vetter	_____
Commissioner Paul Simmons	_____
Commissioner Kris Lee	_____
Commissioner Thomas Hohman	_____
Commissioner Frank DeBrosse	_____