

CITY COUNCIL MEETING MINUTES
CITY OF MIAMISBURG
10 N FIRST STREET, MIAMISBURG, OHIO

August 6, 2024

The Miamisburg City Council meeting commenced at 6:00 p.m.

Mayor Collins issued the call to order with an Invocation and the Pledge of Allegiance.

Regular Session began with the following members present: Mayor Collins, Councilmembers: Beachler, Colvin, Nestor, Nicholas, and Thacker.

Motion was made by Nicholas, seconded by Beachler, to excuse Councilmembers McCabe and Stalder. Motion carried.

Motion was made by Colvin, seconded by Beachler, to accept the minutes of the Regular Session on July 16, 2024, as distributed. Motion carried.

Mayor Collins opened Citizen Forum and asked anyone present who wished to discuss an item not appearing on the agenda, to come forward. There was no response, and the Forum was closed.

Council began hearing the following legislative items:

ORDINANCE NO. 7096

AN ORDINANCE TO ADOPT THE MIAMISBURG TRANSPORTATION PLAN AS THE MAJOR THOROUGHFARE PLAN FOR THE CITY OF MIAMISBURG, OHIO.

Andrew Rodney, City Planner, presented Ordinance No. 7096. The ordinance would adopt the Miamisburg Transportation Plan as the Major Thoroughfare Plan for the City of Miamisburg, Ohio and supersede the previous plan formed in 1993. The purpose of the Transportation Plan is to set the policy for investments in transportation infrastructure, programming, and policies over the next 25 years. It also sets requirements for public and private investment in the transportation network. Staff recommends approval of this ordinance.

Motion was made by Nicholas, seconded by Colvin, to read Ordinance No. 7096 by title only and forward to the City Planning Commission for review. Motion carried.

ORDINANCE NO. 7097

AN ORDINANCE EXTENDING THE MORATORIUM ON ADULT USE CANNABIS OPERATORS WITHIN THE CITY OF MIAMISBURG, OHIO AND DECLARING AN EMERGENCY.

Emily Christian, Assistant City Manager, presented Ordinance No. 7097. Ms. Christian requested City Council approve an ordinance to extend the current moratorium on Adult Use Cannabis Operators for an additional 12 months. The extension of the moratorium would allow time for additional City Council discussion, as well as an opportunity for City staff to

further research and make recommendations related to cannabis operations, review new rules and regulations to be developed by the State of Ohio, and prepare any necessary changes to the City's Codified Ordinances. Staff recommends approval of this ordinance.

Motion was made by Colvin, seconded by Beachler, to dispense with the requirement that Ordinance No. 7097 be read on two separate days, authorize its adoption on the first reading and have it read by title only. Motion carried. The ordinance was read by title only. Motion was made by Nicholas, seconded by Colvin, to pass Ordinance No. 7097, carried by Yea Votes of Beachler, Colvin, Nestor, Nicholas, and Thacker.

ORDINANCE NO. 7098

AN ORDINANCE TO AUTHORIZE THE CITY MANAGER TO ENTER INTO CONTRACTS FOR THE PURCHASE OF VARIOUS EQUIPMENT AND VEHICLES THROUGH AN OHIO DEPARTMENT OF TRANSPORTATION (ODOT) STATE CONTRACT, THROUGH THE SOURCEWELL COOPERATIVE PURCHASING PROGRAM AND THROUGH THE NPP GOV COOPERATING PURCHASING PROGRAM AND DECLARING AN EMERGENCY.

Jennifer Johns, Finance Director, presented Ordinance No. 7098. Ms. Johns requested City Council approve an ordinance to authorize the purchase of various equipment and vehicles. The specified equipment and vehicles are scheduled for replacement within the five-year Capital Improvement Plan (CIP). Staff recommends approval of this ordinance.

Motion was made by Nicholas, seconded by Colvin, to dispense with the requirement that Ordinance No. 7098 be read on two separate days, authorize its adoption on the first reading and have it read by title only. Motion carried. The ordinance was read by title only. Motion was made by Beachler, seconded by Nestor, to pass Ordinance No. 7098, carried by Yea Votes of Beachler, Colvin, Nestor, Nicholas, and Thacker.

ORDINANCE NO. 7099

AN ORDINANCE PROVIDING FOR THE ISSUANCE OF \$138,149.56 OF BONDS BY THE CITY OF MIAMISBURG, OHIO, TO PAY PART OF THE COST OF EQUIPMENT ACQUISITION AND DECLARING AN EMERGENCY.

Jennifer Johns, Finance Director, presented Ordinance No. 7099. Ms. Johns requested City Council approve these ordinances to provide for the issuance of bonds to pay part of the cost of equipment acquisition. Most of the replacements are scheduled for replacement within the five-year Capital Improvement Plan (CIP). Staff recommends approval of this ordinance.

Motion was made by Colvin, seconded by Nicholas, to dispense with the requirement that Ordinance No. 7099 be read on two separate days, authorize its adoption on the first reading and have it read by title only. Motion carried. The ordinance was read by title only. Motion was made by Beachler, seconded by Colvin, to pass Ordinance No. 7099, carried by Yea Votes of Beachler, Colvin, Nestor, Nicholas, and Thacker.

ORDINANCE NO. 7100

AN ORDINANCE PROVIDING FOR THE ISSUANCE OF \$624,448.23 OF BONDS BY THE CITY OF MIAMISBURG, OHIO, TO PAY PART OF THE COST OF EQUIPMENT ACQUISITION AND DECLARING AN EMERGENCY.

Jennifer Johns, Finance Director, presented Ordinance No. 7100. Ms. Johns requested City Council approve these ordinances to provide for the issuance of bonds to pay part of the cost of equipment acquisition. Most of the replacements are scheduled for replacement within the five-year Capital Improvement Plan (CIP). Staff recommends approval of this ordinance.

Motion was made by Colvin, seconded by Nestor, to dispense with the requirement that Ordinance No. 7100 be read on two separate days, authorize its adoption on the first reading and have it read by title only. Motion carried. The ordinance was read by title only. Motion was made by Beachler, seconded by Nestor, to pass Ordinance No. 7100, carried by Yea Votes of Beachler, Colvin, Nestor, Nicholas, and Thacker.

ORDINANCE NO. 7101

AN ORDINANCE TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH THE GRILL BY HERITAGE FOR CONCESSIONS SERVICES AT RICE FIELD AND DECLARING AN EMERGENCY.

Ryan Davis, Parks and Recreation Director, presented Ordinance No. 7101. Mr. Davis requested City Council authorize an ordinance to enter into a Professional Services Agreement with The Grill by Heritage. The agreement includes concessions services at Rice Field, with the agreement ending after the fall season, in 2025. Staff recommends approval of this ordinance.

Motion was made by Nicholas, seconded by Nestor, to dispense with the requirement that Ordinance No. 7101 be read on two separate days, authorize its adoption on the first reading and have it read by title only. Motion carried. The ordinance was read by title only. Motion was made by Beachler, seconded by Nestor, to pass Ordinance No. 7101, carried by Yea Votes of Beachler, Colvin, Nestor, Nicholas, and Thacker.

ORDINANCE NO. 7102

AN ORDINANCE TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A FACILITY USE AGREEMENT WITH THE MIAMISBURG WEE VIKES AND DECLARING AN EMERGENCY.

Ryan Davis, Parks and Recreation Director, presented Ordinance No. 7102. Mr. Davis requested City Council authorize an ordinance to enter into a Facility Use Agreement with the Miamisburg Wee Vikes. The organization utilizes the football field, and the restroom/storage building located at Beachler Field. The Agreement is structured as a three (3) year term, renewable for an additional three (3) year term. Staff recommends approval of this ordinance.

Motion was made by Colvin, seconded by Nestor, to dispense with the requirement that Ordinance No. 7102 be read on two separate days, authorize its adoption on the first reading and have it read by title only. Motion carried. The ordinance was read by title only. Motion was made by Nicholas, seconded by Colvin, to pass Ordinance No. 7102, carried by Yea Votes of Beachler, Colvin, Nestor, Nicholas, and Thacker.

ORDINANCE NO. 7103

AN ORDINANCE TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A LEASE AGREEMENT WITH PARKVIEW CHURCH OF MIAMISBURG, OHIO, FOR THE USE OF SUNFLOWER PARK AND DECLARING AN EMERGENCY.

Ryan Davis, Parks and Recreation Director, presented Ordinance No. 7103. Mr. Davis requested City Council authorize an ordinance to enter into a Lease Agreement with Paarkview Church of Miamisburg, Ohio. The lease is proposed as a one-year term, through May 2025, with the understanding and intent that the City purchase the property at the conclusion of the lease. The lease agreement provides the City the ability to continue using Sunflower Park and the 6-acre parcel upon which it is located. Staff recommends approval of this Ordinance.

Motion was made by Colvin, seconded by Beachler, to dispense with the requirement that Ordinance No. 7103 be read on two separate days, authorize its adoption on the first reading and have it read by title only. Motion carried. The ordinance was read by title only. Motion was made by Nicholas, seconded by Beachler, to pass Ordinance No. 7103, carried by Yea Votes of Beachler, Colvin, Nestor, Nicholas, and Thacker.

MOTION TO CLOSE ROADS FOR THE MIAMISBURG TRIATHLON

Ryan Davis requested City Council approve a motion to close roads for the Miamisburg Triathlon. To ensure a safe and successful event, the event organizer is requesting to close various public streets in the downtown area to facilitate the road race. The event and road closures presented are consistent with the criteria contained in the Street Closure Policy established by City Council in 2011. Staff recommend approval of the motion.

Motion was made by Nicholas, seconded by Nestor, to approve the motion to close roads for the Miamisburg Triathlon. Motion carried.

Upon the close of legislative items, Council entered Study Session to discuss the following:

- Supplemental Appropriations
- Pipestone Golf Course Improvements
- Trash Receptacle Discussion
- Hamburger Wagon Lease Renewal

Supplemental Appropriations

Jennifer Johns presented 2024 Budget Supplemental Appropriations. Ms. Johns discussed the following funds: Austin TIF, Sidewalk, Curb & Gutter, KMCN Debt Service Reserve, Water Operating, Water OWDA Projects, Sewer OWDA Projects, General and Capital Improvement. Ms. Johns also noted the upcoming ordinance to remove an open advance, which is scheduled to be presented to Council on August 20, 2024.

Pipestone Golf Course Improvements

Ryan Davis presented information on the initial conversations and vision for Pipestone Golf Club renovations. As the golf industry is expanding, renovations are needed to remain

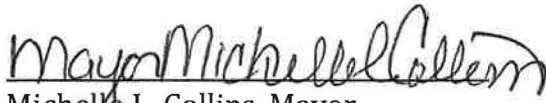
competitive in the market and provide better service to both the existing and growing population of visitors.

Trash Receptacle Discussion

Chris Fine presented the current regulations on trash receptacles and discussed a proposed amendment to the current legislation. The amendment would include detailed regulations for all residents, with specific provisions for multi-unit residences. Mr. Fine asked that Council consider what the best option would be going forward, as there had been various complaints received regarding the storing locations of receptacles, litter, and animal nuisance issues.

Hamburger Wagon Lease Renewal

Mr. Fine discussed options for a lease renewal with the Hamburger Wagon. The previous lease expired in September 2023. City staff have taken into consideration the parking issues in unapproved areas and the hazard this presents to pedestrians downtown. Mr. Fine discussed the differences between the previous lease terms and the new terms that include regulation on parking enforcement for customers. Once an agreement has been reached between the City and the lessee, City Council will be presented with the finalized terms prior to a vote.


Michelle L. Collins, Mayor


Keysha Alexander, Clerk of Council