

CITY OF MIAMISBURG
10 N FIRST STREET, MIAMISBURG, OHIO

October 6, 2020

Mayor Collins gave the invocation, after which everyone recited the Pledge of Allegiance.

Council met in Regular Session at 6:00 p.m. with the following members present: Mayor Collins, Councilmembers Colvin, McCabe, Nestor, Nicholas, Stalder, Thacker and Thompson.

Motion was made by Nicholas, seconded by Colvin to accept the minutes of the Regular Session on September 15, 2020, as distributed. Motion carried.

Mayor Collins opened the 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.

Goodwill Prevention Specialist Trent Smith provided information on the Goodwill Medication Safety Campaign along with DEA's Take Back Day. The DEA Take Back Day is October 24 from 10-2. For location information visit the DEA website at takebackday.dca.gov. She encouraged residents to dispose of medications safely.

Mr. Fine presented Ordinance No. 6869. Mr. Fine stated that this is a housekeeping ordinance. The minor amendments to several chapters of the Planning & Zoning Code includes definitions, residential districts, Neighborhood Business District, Central Business District, Central Service District, Mound Business District, parking & loading and site design standards. Since this is the first reading, staff is asking that the ordinance be forwarded to the Planning Commission for their review and comment and a public hearing.

ORDINANCE NO. 6869

AN ORDINANCE TO AMEND AND SUPPLEMENT VARIOUS CHAPTERS OF THE PLANNING AND ZONING CODE OF THE CITY OF MIAMISBURG IN ORDER TO UPDATE VARIOUS DEFINITIONS, TO UPDATE HOME OCCUPATION AND OTHER DESIGN STANDARDS, RESIDENTIAL CONVERSION STANDARDS, VARIOUS USE LISTS AND PARKING STANDARDS.

Motion was made by Colvin, seconded by Stalder to read Ordinance No. 6869 the first time by title only. Motion carried. The Ordinance was read by title only. Motion was made by Nicholas, seconded by McCabe to refer Ordinance No. 6869 to the Planning Commission for their review and recommendations. Motion carried.

Mr. Stanley presented Ordinance No. 6870. Mr. Stanley stated that ODOT traffic consultants began evaluation of the signal system along the SR 725/SR741 corridors. The project includes 31 key intersections along SR 725 and SR 741. The City is responsible for eight of the signalized intersections in the project area. The traffic safety evaluation is funded by ODOT. ODOT has offered the City new traffic signal controller equipment through an existing state program at no cost to the City. Staff recommends approval of this ordinance.

ORDINANCE NO. 6870

AN ORDINANCE APPROVING PROJECT CONSENT LEGISLATION WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) FOR THE SR725/741 SIGNAL TIMING PROJECT AND DECLARING AN EMERGENCY.

Motion was made by Colvin, seconded by Thompson to dispense with the requirement that Ordinance No. 6870 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 Thacker, seconded by Nicholas to pass Ordinance No. 6870, carried by Yea Votes of Colvin, McCabe, Nestor, Nicholas, Stalder, Thacker and Thompson.

Mr. Stanley presented Ordinance No. 6871. Mr. Stanley stated that Miami Township, through Resolution No. 06-2020, has requested the City exercise this authority establishing a no thru truck zone on a designated roadway within the JEDD. This ordinance will establish a no thru truck zone to restrict truck traffic on the newly constructed extension of Vienna Parkway within the JEDD. The Miami Township Police and Public Works Departments support these proposed changes. City staff has completed its review and analysis and recommends approval of this ordinance.

ORDINANCE NO. 6871

AN ORDINANCE TO ESTABLISH A NO THRU TRUCK ZONE ON A DESIGNATED ROADWAY WITHIN THE MIAMI CROSSING JOINT ECONOMIC DEVELOPMENT DISTRICT (JEDD), AND DECLARING AN EMERGENCY.

Motion was made by Colvin, seconded by Thompson to dispense with the requirement that Ordinance No. 6871 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 Stalder to pass Ordinance No. 6871, carried by Yea Votes of Colvin, McCabe, Nestor, Nicholas, Stalder, Thacker and Thompson.

Ms. Christian presented Resolution No. 2969. Ms. Chrisitan stated that to date the federal CARES distributed to the City is \$428,886.62. With the passage of HB 614 an additional distribution of \$700,000 is expected. The total estimated CARES distribution is \$1.1 million. This resolution will establish expenses, including protective gear, technology upgrades, cleaning of public buildings and personnel costs-including public safety and

administrative leave that are necessary and related to the City's response to COVID-19. Staff recommends approval of this resolution.

Resolution No. 2969

A RESOLUTION DECLARING CERTAIN EXPENDITURES OF THE CITY OF MIAMISBURG, OHIO AS NECESSARY DUE TO THE PUBLIC HEALTH EMERGENCY WITH RESPECT TO THE COVID-19 PANDEMIC IN COMPLIANCE WITH THE PROVISIONS OF SECTION 5001 OF THE FEDERAL CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT ("CARES ACT").

Motion was made by Colvin, seconded by Thompson to have the Resolution No. 2969 read by title only. Motion carried. The Resolution was read by title only. Motion was made by Nicholas, seconded by Colvin to pass Resolution No. 2969, carried by Yea Votes of Colvin, McCabe, Nestor, Nicholas, Stalder, Thacker and Thompson.

Ms. Martin presented Resolution No. 2970. Ms. Martin stated that this resolution illustrates the property tax rates to be levied and the estimated property tax revenues to be generated in 2021 in the General Fund, Miami Conservancy District Fund and the Fire Levy Fund. Legislation was passed last month requesting the County reallocate the Police and Fire Pension fund revenues to the General Fund and this request was accepted. Staff recommends approval of this resolution.

RESOLUTION NO. 2970

A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGE COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR.

Motion was made by McCabe, seconded by Colvin to have the Resolution No. 2970 read by title only. Motion carried. The Resolution was read by title only. Motion was made by Thompson, seconded by Stalder to pass Resolution No. 2970, carried by Yea Votes of Colvin, McCabe, Nestor, Nicholas, Stalder, Thacker and Thompson.

Mr. Fine presented Resolution No. 2971. Mr. Fine stated that the City owns the property located at 11 S. First Street. The property owner at 18 E. Central Avenue inquired about leasing a 12 x 20 space to use as a patio space for a living unit. The lease agreement will allow the property owner to place patio furniture outdoors, install new landscaping and an ornamental fence to delineate the boundaries of the leased area. The lease agreement is for a three-year period with a \$100 rental fee per year. Lessee will be required to submit plans to the Development Department for review. Staff recommends approval of this resolution.

RESOLUTION NO. 2971

A RESOLUTION TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A LEASE AGREEMENT FOR REAL PROPERTY LOCATED AT 11 SOUTH FIRST STREET, MIAMISBURG, OHIO AND TO SUSPEND THE NECESSITY OF ADVERTISING AND RECEIVING PROPOSALS TO LEASE SUCH PROPERTY AND DECLARING AN EMERGENCY.

Motion was made by Colvin, seconded by Nestor to have the Resolution No. 2971 read by title only. Motion carried. The Resolution was read by title only. Motion was made by Stalder, seconded by Thompson to pass Resolution No. 2971, carried by Yea Votes of Colvin, McCabe, Nestor, Nicholas, Stalder, Thacker and Thompson.

Mr. Fine presented the Final Development Plan for Phase I of the Deer Valley Development. Mr. Fine stated that the property owners of Deer Valley subdivision have requested approval of the Final Development Plan for Phase 1 of the Deer Valley development. Phase 1 includes the four estate lots located in the northwest section of the property. At the September 28 Planning Commission meeting, the Commission determined that the final development plan for Phase 1 of the Deer Valley Planned Residential Development conforms to the approved preliminary plan. Staff recommends approval of this motion.

Motion was made by Nicholas, seconded by Colvin to approve the Final Development Plan for Phase 1 of the Deer Valley Development. Motion carried.

Motion was made by Nicholas, seconded by Colvin to cancel the October 20 regular council meeting. Motion carried.

Council recessed to a Study Session to discuss the following:

Pipestone Restrooms
Suttman Building

There being no further business, motion was made to adjourn. Motion carried.



Michelle L. Collins, Mayor



Kim Combs, Clerk of Council