

CITY OF MIAMISBURG
10 N FIRST STREET, MIAMISBURG, OHIO

April 6, 2021

Anthony Covington 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 Colvin, seconded by Nicholas to accept the minutes of the Regular Session March 16, 2021, and of the Special Session on March 30, 2021, 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.

Russell Whitley, 2287 Cobblestone Ct. addressed City Council with concerns regarding speeding and noise on Alexandersville Road. He also had concerns about the lack of street lights at the entrance to the subdivision.

Nancy Morrell, 2293 Cobblestone Ct. addressed City Council with concerns about the loud noise coming from Alexandersville Road from both cars and Rumpke trash trucks. She asked if the city could provide sound protection in this area. She stated that Rumpke trash trucks arrive around 4:40 am to retrieve trash from nearby businesses.

After no one else wished to discuss any further items the Forum was closed.

Ryan Davis presented Ordinance 6906. Mr. Davis stated that in 1998, the City and the Swim Association entered into an agreement which permitted the Association to utilize Sycamore Trails Aquatic Center to conduct a recreation swim team program. This program has been very successful over the years. This agreement is for three years with a renewal clause of an additional three years. Staff recommends approval of this ordinance.

ORDINANCE NO. 6906

AN ORDINANCE TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A FACILITY USE AGREEMENT WITH THE SWIM ASSOCIATION OF MIAMISBURG, AND DECLARING AN EMERGENCY.

Motion was made by Colvin, seconded by McCabe to dispense with the requirement that Ordinance No. 6906 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. 6906,

carried by Yea Votes of Colvin, McCabe, Nestor, Nicholas, Stalder, Thacker and Thompson.

Ryan Davis presented Ordinance No. 6907. Mr. Davis stated that this agreement is to organize and execute a facility use agreement with Dan Profitt with Miami Valley Tournaments at Rice Fields. They will handle registration, scheduling, seeding, umpiring, standings, and all aspect of the tournament operations. The agreement is for \$13,000 for the season. Staff recommends approval of this ordinance.

ORDINANCE NO. 6907

AN ORDINANCE TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A FACILITY USE AGREEMENT WITH DAN PROFITT WITH MIAMI VALLEY TOURNAMENTS FOR THE PURPOSE OF HOSTING AND FACILITATING BASEBALL AND SOFTBALL TOURNAMENTS AT RICE FIELD, AND DECLARING AN EMERGENCY.

Motion was made by Thompson, seconded by Colvin to dispense with the requirement that Ordinance No. 6907 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 Stalder, seconded by Nestor to pass Ordinance No. 6907, carried by Yea Votes of Colvin, McCabe, Nestor, Nicholas, Stalder, Thacker and Thompson.

Valerie Griffin presented Ordinance No. 6908. Ms. Griffin stated that this agreement will allow the City to join the Omnia Partner Purchasing Program, and appropriate funds to repair the roof at the service center. Staff recommends approval of this ordinance

ORDINANCE NO. 6908

AN ORDINANCE TO AUTHORIZE THE CITY MANAGER TO PARTICIPATE IN THE OMNIA PARTNERS PURCHASING PROGRAM, TO AUTHORIZE THE CITY MANAGER TO PROCEED WITH THE REPLACEMENT OF THE ROOF AT THE SERVICE CENTER GARAGE AND TO APPROPRIATE FUNDING FOR THE PROJECT, AND DECLARING AN EMERGENCY.

Motion was made by Nicholas, seconded by Nestor to dispense with the requirement that Ordinance No. 6908 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 Colvin, seconded by Stalder to pass Ordinance No. 6908, carried by Yea Votes of Colvin, McCabe, Nestor, Nicholas, Stalder, Thacker and Thompson.

Ryan Homsy presented Ordinance No. 6909, a first reading. Mr. Homsy stated that the developers of the Deer Valley Development have applied for a major change to the plan that Council approved in the summer of 2019. The changes include adding three additional units to the development, relocating the eastern-most access point further to the west in order to line it up with Kelly Marie Court, and a minor reworking of the interior roadway network. By relocating the eastern-most access point, the applicant was able to rework the interior roadway network in a way that allows for the addition of three more units, for a total of 194 units within the neighborhood portion of the development and 6

estate lots. Staff recommended that this ordinance be forwarded to the Planning Commission for their review and recommendation.

ORDINANCE NO. 6909

AN ORDINANCE APPROVING A MAJOR CHANGE TO THE DEER VALLEY PLANNED RESIDENTIAL (PR) DEVELOPMENT LOCATED ON CITY LOTS, PARCEL IDS K45302612 0002, K45302612 0092, AND K45302612 0003 ALONG BENNER ROAD AND TO APPROVE THE COMPANION PRELIMINARY DEVELOPMENT PLAN FOR THE DEER VALLEY PLANNED RESIDENTIAL SUBDIVISION.

Motion was made by Nicholas, seconded by Nestor to read Ordinance No. 6909 the first time by title only. Motion carried. The Ordinance was read by title only. Motion was made by Stalder, seconded by Thompson to refer Ordinance No. 6909 to the Planning Commission. Motion carried.

Chris Fine presented Ordinance No. 6910. Mr. Fine stated Think Patented moved to Miamisburg in 2014. They constructed a new headquarters facility and brought 100 new jobs to Miamisburg. In 2021, TP needs to expand their business due to winning several new, large contracts. The construction of a new 47,000 sq. ft. addition to their current building will create 5 new jobs. The City is proposing to provide the company with a \$70,000 forgivable loan, paid in 7 annual installments of \$10,000 each. Staff recommends approval of this ordinance.

ORDINANCE NO. 6910

AN ORDINANCE AUTHORIZING PAYMENT OF CERTAIN COSTS IN CONNECTION WITH THE EXPANSION OF PATENTED ACQUISITION CORPORATION (DBA, THINK PATENTED), WITHIN THE CITY OF MIAMISBURG, AND DECLARING AN EMERGENCY.

Motion was made by Colvin, seconded by Nicholas to dispense with the requirement that Ordinance No. 6910 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 Stalder, seconded by Nestor to pass Ordinance No. 6910, carried by Yea Votes of Colvin, McCabe, Nestor, Nicholas, Stalder, Thacker and Thompson.

Ms. Johns presented Ordinance No. 6911. Ms. Johns stated that the City has a \$8,020,000 various purpose bond anticipation note issue maturing on Jun 23, 2021. The principal \$150,000 and interest will be paid from the Austin Center TIF Fund. The components for the notes are: \$4,700,000 Byers Rd. connector; \$220,000 Nikolai Blvd. improvements; \$1,500,000 storm water easements and \$1,450,000 Austin Blvd. West. Staff will be working with RBC Capital on the sale of the notes. Closing is anticipated on June 22, 2021. The new note will be a one-year issue maturing June 23, 2022. Staff recommends approval of this ordinance.

ORDINANCE NO. 6911

AN ORDINANCE AUTHORIZING THE ISSUANCE OF NOT TO EXCEED 7,870,000 OF VARIOUS PURPOSE BOND ANTICIPATION NOTES, 2021 RENEWAL, BY THE CITY OF MIAMISBURG, OHIO, IN ANTICIPATION OF THE ISSUANCE OF BONDS, AND DECLARING AN EMERGENCY.

Motion was made by Thompson, seconded by McCabe to dispense with the requirement that Ordinance No. 6911 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 Colvin, seconded by Nestor to pass Ordinance No. 6911, carried by Yea Votes of Colvin, McCabe, Nestor, Nicholas, Stalder, Thacker and Thompson.

Valerie Griffin asked City Council to declare various equipment and vehicles as surplus property.

Motion was made by Nicholas, seconded by Thompson to declare various equipment and vehicles as surplus property. Motion carried.

Ryan Homs presented a record plan for 945 E. Central Avenue. The application is to combine two parcels located at 945 E. Central Avenue. The Planning Commission has reviewed this request and recommends approval.

Motion was made by Stalder, seconded by Nestor to approve the record plan at 945 E. Central Avenue. Motion carried.

Ryan Homs presented the Final Development Plan for Post-Acute Medical (PAM) facility located at 2310 Crosspointe Drive. The Planning Commission has reviewed this request and recommends approval.

Motion was made by Nicholas, seconded by Colvin to approve the Final Development Plan for the Post-Acute Medical (PAM) facility at 2310 Crosspointe Drive. Motion carried.

Council recessed to a Study Session to discuss the following:

DORA

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



Michelle L. Collins, Mayor



Kim Combs, Clerk of Council