

CITY OF MIAMISBURG
10 N FIRST STREET, MIAMISBURG, OHIO

May 3, 2021


Council met in Special Session at 5:30 p.m. with the following members present: Mayor Collins, Councilmembers Colvin, McCabe, Nestor, Nicholas, Stalder, and Thompson.

Councilmember Thacker arrived after roll call.

Council recessed to a Study Session to discuss:
DORA

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


Michelle L. Collins, Mayor


Kim Combs, Clerk of Council

May 4, 2021

Pastor Dustin Renz., Miamisburg Assembly of God 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 Thompson, seconded by Nicholas to accept the minutes of the Regular Session April 20, 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. There was no response and the Forum was closed.

Katie Frank presented Ordinance No. 6914 and 6915. Ms. Frank stated that Ordinance No. 6914 establishes the Designated Outdoor Refreshment Area (DORA) and Ordinance No. 6915 establishes rules and regulations for the approved designated area. City Council discussed this issue during three study sessions. As a result of these study sessions the hours of operations were modified since the first reading. Staff recommends

approval of Ordinance No. 6914, a motion to amend Ordinance No. 6915 and then passage of the amended Ordinance No. 6915.

ORDINANCE NO. 6914

AN ORDINANCE APPROVING AN APPLICATION FOR A "DESIGNATED OUTDOOR REFRESHMENT AREA" AND ESTABLISHING A DESIGNATED OUTDOOR REFRESHMENT AREA WITHIN THE CITY OF MIAMISBURG.

Motion was made by McCabe, seconded by Stalder to read Ordinance No. 6914 for a second time by title only. Motion carried. The Ordinance was read by title only. Motion was made by Thompson, seconded by Colvin to pass Ordinance No. 6914, carried by Yea Votes of Colvin, McCabe, Stalder, Thacker and Thompson. Nay Votes of Nestor and Nicholas. Ordinance passed 5-2 vote.

ORDINANCE NO. 6915

AN ORDINANCE ESTABLISHING RULES AND REGULATIONS NEEDED TO ENSURE THE HEALTH, SAFETY, AND WELFARE WITHIN AN APPROVED DESIGNATED OUTDOOR REFRESHMENT AREA WITHIN THE CITY OF MIAMISBURG.

Motion was made by Stalder, seconded by Thompson to amend Ordinance No. 6915 to modify the days and hours of operation for the DORA. Yea Votes of Colvin, McCabe, Stalder, Thacker and Thompson. Nay Votes of Nestor and Nicholas. Motion passed 5 -2 vote. Motion was made by McCabe, seconded by Thacker to read Ordinance No. 6915 for a second time by title only. Motion carried. The Ordinance was read by title only. Motion was made by Colvin, seconded by Thacker to pass Ordinance No. 6915, carried by Yea Votes of Colvin, McCabe, Stalder, Thacker and Thompson. Nay Votes of Nestor and Nicholas. Ordinance passed 5-2 vote.

Jennifer Johns presented Ordinance No. 6916. Ms. Johns stated that as Mound Development Corporation's focus has shifted from managing clean-up of the Mound Facility to managing real estate, its investment needs have also changed. MDC operates under Section 1724 of the ORC and as such, has the authority to invest outside of City policy. The MDC Board of Trustees is seeking flexibility in investing to increase its return while also maintaining safety and liquidity. Staff recommends approval of this Ordinance.

ORDINANCE NO. 6916

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE CODE OF REGULATIONS OF THE MOUND DEVELOPMENT CORPORATION, AND DECLARING AN EMERGENCY.

Motion was made by Colvin, seconded by Nicholas to dispense with the requirement that Ordinance No. 6916 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. 6916, carried by Yea Votes of Colvin, McCabe, Nestor, Nicholas, Stalder, Thacker and Thompson.

Ryan Davis present a request from several event organizers requesting approval to close various public streets in the downtown area to facilitate parades, road races, cruise ins and street concerts. These events have been scaled back and will follow all current local COVID-19 guidelines.

Motion was made by Nicholas, seconded by Nestor to approve the street closures for upcoming Summer events in the downtown area. Motion carried.

Ryan Homs presented a motion to approve the Final Development Plan for Phase 2 of the Aberdeen Subdivision. The developer requested "flexing" of the cul-de-sac from the Lifestyle product to the Traditional product due to market conditions. The Planning Commission at their meeting on April 26, found that the submitted final development plan conforms to the approved preliminary plan for this section of the development. The developer needs to comply with the final development plan design standards document adopted when Phase I of Aberdeen Subdivision was approved. They must also comply with the conditions imposed upon the approval of the Aberdeen preliminary plan.

Motion was made by Stalder, seconded by Nestor to approve the Final Development Plan for Phase 2 of the Aberdeen Subdivision. Motion carried.

Ryan Homs presented a motion to approve the record plan for 846 Panjab Court. The Development Department received an application to combine two parcels on Panjab Court. At the April 26 Planning Commission meeting, the Planning Commission recommended that City Council approve the record plan as submitted.

Motion was made by Thompson, seconded by Nicholas to approve the record plan for 846 Panjab Court. Motion carried.

Motion was made by Colvin, seconded by McCabe to recess to an executive session for a discussion on employee compensation. Motion carried. Yea Votes of Colvin, McCabe, Nestor, Nicholas, Stalder, Thacker and Thompson.

Council recessed to a Study Session to discuss the following:

- Equipment Financing
- Supplemental Appropriation Ordinance
- Bureau of Workers Compensation
- Dumpster Enclosures
- Chamberlin Access

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



Michelle L. Collins, Mayor



Kim Combs, Clerk of Council