

CITY OF MIAMISBURG
10 N FIRST STREET, MIAMISBURG, OHIO

September 15, 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, Nestor, Nicholas, Stalder and Thacker.

Motion was made by Thacker, seconded by Stalder to excuse Mike McCabe and Greg Thompson. Motion carried.

Motion was made by Nicholas, seconded by Thacker to accept the minutes of the Regular Session on September 1, 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.

Mr. Davis presented Ordinance No. 6866. Mr. Davis stated that this item was discussed during the September 1, 2020 study session. Since the pool opened in 1997, the pool coping stones have been and still are costly and difficult to maintain. Staff recommends removing all coping stone hiring a single reliable manufacturer to fabricate and install stainless steel gutter system with plastic grating. This project will cost \$185,000 and will take 12-16 weeks to complete.

ORDINANCE NO. 6866

AN ORDINANCE TO WAIVE THE REQUIREMENT FOR COMPETITIVE BIDDING AS REQUIRED BY LAW AND TO ENTER INTO AN AGREEMENT FOR THE DESIGN FABRICATION AND INSTALLATION OF A POOL GUTTER SYSTEM WITH PRECISION SWIMMING STRUCTURES CONTRACTORS, LLC., AND DECLARING AN EMERGENCY.

Motion was made by Nicholas, seconded by Stalder to dispense with the requirement that Ordinance No. 6866 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. 6866, carried by Yea Votes of Colvin, Nestor, Nicholas, Stalder and Thacker.

Mr. Davis presented Ordinance No. 6867. Mr. Davis stated that this item was discussed during the September 1, 2020 study session. The pool liner has significant wear and missing tiles. Staff recommends surface preparation with ECOFinish thermoplastic coating over the entire interior shell. The project will cost \$165,000 and it will take 4

weeks to complete. The next phase is the water play features. They no longer work and are constantly needing maintenance. Staff recommends removal of all the features except the frog slide and geysers. They also recommend capping and permanently concealing the water features. In 2021 introduce a public input campaign to redesign use of sand play area for 2022 pool season.

ORDINANCE NO. 6867

AN ORDINANCE TO WAIVE THE REQUIREMENT FOR COMPETITIVE BIDDING AS REQUIRED BY LAW AND TO ENTER INTO AN AGREEMENT FOR THE SURFACE PREPARATION AND INSTALLATION OF ECOFINISH THERMOPLASTIC LINER SYSTEM WITH SWIMSAFE POOL MANAGEMENT, INC., AND DECLARING AN EMERGENCY.

Motion was made by Nicholas, seconded by Thacker to dispense with the requirement that Ordinance No. 6867 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. 6867, carried by Yea Votes of Colvin, Nestor, Nicholas, Stalder and Thacker.

Mr. Homs presented Ordinance No. 6868. Mr. Homs stated that this item was discussed during the September 1, 2020 study session. He stated that this ordinance will enact Chapter 876 of the Business Regulations section of the Miamisburg's codified ordinances. It requires those providing massage services (including travel massage services) in the City to be licensed by the State Medical Board of Ohio and sets a 90-day timeframe for all existing massage establishments to come into compliance. It also waives the application fee (\$100 for two years) for the first application from legally operating establishments. Staff recommends approval.

ORDINANCE NO. 6868

AN ORDINANCE TO ENACT CHAPTER 876 – MASSAGE ESTABLISHMENTS – TO PART 8, TITLE TWO, OF THE CODIFIED ORDINANCES OF THE CITY OF MIAMISBURG FOR THE PURPOSE OF CREATING STANDARDS FOR MASSAGE ESTABLISHMENTS IN THE CITY OF MIAMISBURG AND DECLARING AN EMERGENCY.

Motion was made by Colvin, seconded by Nicholas to dispense with the requirement that Ordinance No. 6868 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 Colvin to pass Ordinance No. 6868, carried by Yea Votes of Colvin, Nestor, Nicholas, Stalder and Thacker.

Mr. Homs presented a record plan for 32 Fitzooth Court. This record plan is for two vacant lots on Fitzooth to be combined into one lot. The owner would like to construct a house on the combined lots. The owner will need to relocate the water line and establish a utility easement. At the August 24 Planning Commission meeting, the Commission is

recommending to City Council to approve the record plan for the property located at 322 Fitzooth on the condition that the official record plan show required utility easements be submitted and reviewed prior to City Council's review.

Motion was made by Nicholas, seconded by Thacker to approve the record plan for 322 Fitzooth Court. Motion carried.

Motion was made by Thacker, seconded by Stalder to recess to an Executive Session for a litigation issue. Motion carried by Yea Votes of Colvin, Nestor, Nicholas, Stalder and Thacker.

Council recessed to a Study Session to discuss the following:
Federal CARES Funding

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


Michelle L. Collins, Mayor


Kim Combs, Clerk of Council