

CITY OF MIAMISBURG  
10 N FIRST STREET, MIAMISBURG, OHIO

August 17, 2021

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 McCabe, Nestor, Nicholas, Stalder, and Thompson.

Motion was made by Thompson, seconded by Nicholas to excuse Councilmembers Colvin and Thacker. Motion carried.

Motion was made by McCabe, seconded by Nestor to accept the minutes of the Regular Session August 3, 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.

Police Chief John Sedlak introduced police officers Ciarra Davis, Cody Gebele, Trevor Hurles and Troy Slyder. Mayor Collins administered the oath of office.

Elyse Martin presented Ordinance No. 6926. Ms. Martin stated that this ordinance is to certify special assessments for repairs of sidewalks, curbs, and gutters to the County Auditor's Office. Thirty-six property owners chose to have this bill assessed to their property tax for a ten-year period with payment beginning in 2022. Total tax assessment is \$123,710.75. Staff recommends approval of this ordinance.

ORDINANCE NO. 6926

AN ORDINANCE TO CERTIFY SPECIAL ASSESSMENTS FOR THE REPAIR OF CURBS, GUTTERS AND SIDEWALKS IN THE CITY OF MIAMISBURG, MONTGOMERY COUNTY, OHIO, TO THE COUNTY AUDITOR OF SAID COUNTY FOR THE COLLECTION THEREOF AN DECLARING AN EMERGENCY.

Motion was made by Nicholas, seconded by Stalder to dispense with the requirement that Ordinance No. 6926 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 Thompson, seconded by Nestor to pass Ordinance No. 6926, carried by Yea Votes of McCabe, Nestor, Nicholas, Stalder, and Thompson.

Elyse Martin presented Ordinance No. 6927. Ms. Martin stated that this ordinance is to certify special assessments for delinquent charges for grass mowing and weed control to the County Auditor's Office. Total assessment is \$26,302.50. It also includes a

delinquent charge for nuisance abatement demolition of \$6,037.50. Staff recommends approval of this ordinance.

**ORDINANCE NO. 6927**

AN ORDINANCE TO CERTIFY SPECIAL ASSESSMENTS FOR THE DELINQUENT CHARGES FOR THE CUTTING AND REMOVAL OF WEEDS, VEGETATION AND/OR GRASS AND NUISANCE ABATEMENT IN THE CITY OF MIAMISBURG, MONTGOMERY COUNTY, OHIO, TO THE COUNTY AUDITOR OF SAID COUNTY FOR THE COLLECTION THEREOF, AND DECLARING AN EMERGENCY.

Motion was made by McCabe, seconded by Nestor to dispense with the requirement that Ordinance No. 6927 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. 6927, carried by Yea Votes of McCabe, Nestor, Nicholas, Stalder, and Thompson.

Emily Christian presented Ordinance No. 6928. Ms. Christian stated that this ordinance will establish the DORA Oversight Board. The Board will report to Council with recommendations. The membership will consist of 7 members; one City Council representative, one MMA Board Member, three citizens, one police officer, one city staff member. Staff recommends approval of this ordinance.

**ORDINANCE NO. 6928**

AN ORDINANCE TO ESTABLISH A DESIGNATED OUTDOOR REFRESHMENT AREA (DORA) OVERSIGHT BOARD FOR THE CITY OF MIAMISBURG, OHIO AND DECLARING AN EMERGENCY.

Motion was made by Thompson, seconded by McCabe to dispense with the requirement that Ordinance No. 6928 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. 6928, carried by Yea Votes of McCabe, Nestor, Nicholas, Stalder, and Thompson.

Ryan Homsy presented Resolution No. 2981. Mr. Homsy stated that this resolution will authorize the City Manager to file and accept CDBG funds for FY2021. The city is applying for a \$100,000 grant with a \$25,000 match. Funds will be administered by County Corp. Staff recommends approval of this resolution.

**RESOLUTION NO. 2981**

A RESOLUTION TO AUTHORIZE THE CITY MANAGER TO FILE FOR AND ACCEPT MONTGOMERY COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR FY 2021.

Motion was made by Nicholas, seconded by Nestor to have the Resolution No. 2981 read by title only. Motion carried. The Resolution was read by title only. Motion was made by McCabe, seconded by Thompson to pass Resolution No. 2981, carried by Yea Votes of McCabe, Nestor, Nicholas, Stalder, and Thompson.

Emily Chrisitan presented Resolution No. 2982. Ms. Christian stated that this resolution will authorize the City's participation in the OneOhio Agreement which is an agreement between the State of Ohio, Ohio political subdivisions and the "big three" distributors of opioids nationally. Based on very preliminary estimates the city is eligible to receive between \$230,000-\$330,000 over the next 18 years. Staff recommends approval of this resolution.

RESOLUTION NO. 2982

A RESOLUTION TO ACCEPT THE MATERIAL TERMS OF THE ONEOHIO SUBDIVISION SETTLEMENT PURSUANT TO THE ONEOHIO MEMORANDUM OF UNDERSTANDING AND CONSISTENT WITH THE TERMS OF THE JULY 21, 2021 NATIONAL OPIOID SETTLEMENT AGREEMENT AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE PARTICIPATION AGREEMENT FOR THE OHIOONE SUBDIVISION SETTLEMENT WITH MCKESSON CORPORATION, CARDINAL HEALTH, INC., AND AMERISOUERBERGEN CORPORATION.

Motion was made by Nicholas, seconded by Nestor to have the Resolution No. 2982 read by title only. Motion carried. The Resolution was read by title only. Motion was made by Stalder, seconded by Nicholas to pass Resolution No. 2982, carried by Yea Votes of McCabe, Nestor, Nicholas, Stalder, and Thompson.

Council went into Study Session to discuss the following:

Supplemental Loan for Small Pump Station Improvements

Steve Schultz presented Resolution No. 2983. Mr. Schultz stated that this resolution is needed due to Ohio EPA-DEFA requirements. Due to COVID, the project experienced cost increases from rise of construction costs and delivery delays of materials. New electrical code requirements were also incurred. The loan application amount requested is \$100,000. Staff recommends approval of this resolution.

Motion was made by McCabe, seconded by Nicholas to waive the notice of the following Resolution. Motion carried.

RESOLUTION NO. 2983

A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY FOR, ACCEPT, AND ENTER INTO A WATER POLLUTION CONTROL LOAN FUND (WPCLF) SUPPLEMENTAL LOAN AGREEMENT ON BEHALF OF THE CITY OF MIAMISBURG, OHIO FOR PLANNING, DESIGN AND/OR CONSTRUCTION OF THE SMALL PUMP STATION IMPROVEMENTS WASTEWATER FACILITY PROJECT; AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN.

Motion was made by Nicholas, seconded by Stalder to have the Resolution No. 2983 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. 2983, carried by Yea Votes of McCabe, Nestor, Nicholas, Stalder, and Thompson.

Motion was made by Nicholas, seconded by McCabe to recess to an Executive Session to discuss potential property acquisition. Motion carried by Yea Votes of McCabe, Nestor, Nicholas, Stalder, and Thompson.

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

  
Michelle L. Collins, Mayor

  
Kim Combs, Clerk of Council