

CITY OF MIAMISBURG  
10 N FIRST STREET, MIAMISBURG, OHIO

December 20, 2022

Mayor Collins gave the invocation and led everyone in 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 and Stalder.

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

Motion was made by Colvin, seconded by Nestor to accept the minutes of the Regular Session on December 6, 2022 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.

Greg Bell and Margaret Hurley, Co-Chairs of the Annual Turkey Trot recognized Council and staff for all their help and assistance with the ORRRC Turkey Trot Race. They presented the City with a check for \$6,504. They also presented plaques to the Miami Valley Fire District, Police, Public Works and Parks & Recreation Departments.

Chris Fine presented Ordinance 7000. Mr. Fine stated that this Ordinance will create a Tax Increment Financing District (TIF) on a portion of the Chamberlin Crossing development. The TIF will provide funding for the creation of a new roadway to connect Chamberlin Crossing to an existing traffic sign currently located at SR741 and Habitat Blvd. Staff recommends approval of this Ordinance.

ORDINANCE NO. 7000

AN ORDINANCE DECLARING IMPROVEMENTS TO PARCELS OF REAL PROPERTY LOCATED IN MIAMISBURG, OHIO TO BE A PUBLIC PURPOSE UNDER SECTION 5709.40(B) OF THE OHIO REVISED CODE, EXEMPTING SUCH IMPROVEMENTS FROM REAL PROPERTY TAXATION, DECLARING CERTAIN PUBLIC IMPROVEMENTS TO BE NECESSARY FOR THE FURTHER DEVELOPMENT OF THOSE PARCELS, ESTABLISHING A TAX INCREMENT EQUIVALENT FUND AND DECLARING AN EMERGENCY.

Motion was made by Colvin, seconded by Nicholas to dispense with the requirement that Ordinance No. 7000 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 Nicholas to pass Ordinance No. 7000, carried by Yea Votes of Colvin, McCabe, Nestor, Nicholas and Stalder.

Jennifer Johns presented Ordinance 7001. Ms. Johns stated that this Ordinance was discussed at the December 6 study session. The 2022 appropriations will adjust all funds. Staff recommends approval of this Ordinance

**ORDINANCE NO. 7001**

**AN ORDINANCE TO ESTABLISH FINAL ANNUAL APPROPRIATIONS FOR FISCAL YEAR 2022 AND DECLARING AN EMERGENCY.**

Motion was made by Colvin, seconded by McCabe to dispense with the requirement that Ordinance No. 7001 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. 7001, carried by Yea Votes of Colvin, McCabe, Nestor, Nicholas and Stalder.

Councilmember Tom Nicholas presented Ordinance 7002. Councilmember Nicholas stated that the City Manager, Law Director, Prosecutor and Clerk of Council all report to City Council. A subcommittee consisting of Councilmembers Colvin, Nicholas and Thacker recommended a 3% wage increase to all these employees.

**ORDINANCE NO. 7002**

**AN ORDINANCE TO ESTABLISH THE SALARIES AND CERTAIN BENEFITS FOR THE CITY MANAGER, LAW DIRECTOR, PROSECUTOR, AND CLERK OF COUNCIL, AND DECLARING AN EMERGENCY.**

Motion was made by Nicholas, seconded by Colvin to dispense with the requirement that Ordinance No. 7002 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 McCabe to pass Ordinance No. 7002, carried by Yea Votes of Colvin, McCabe, Nestor, Nicholas and Stalder.

Leslie Kohli presented Ordinance 7003. Ms. Kohli stated that this Ordinance was discussed in executive session. The 2023 compensation for staff is a 3% increase. Staff recommends approval of this ordinance.

**ORDINANCE NO. 7003**

**AN ORDINANCE ESTABLISHING WAGES AND BENEFITS OF EMPLOYEES OF THE CITY OF MIAMISBURG, OHIO BY ENACTING PAY AND BENEFIT SCHEDULES FOR THE VARIOUS CLASSES, AND REPEALING ORDINANCE NO. 6941 AND ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT HEREWITH, AND DECLARING AN EMERGENCY.**

Motion was made by McCabe, seconded by Colvin to dispense with the requirement that Ordinance No. 7003 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. 7003, carried by Yea Votes of Colvin, McCabe, Nestor, Nicholas and Stalder.

Bob Stanley presented Ordinance 7004. Mr. Stanley stated that this Ordinance is for preliminary consent legislation with the Ohio Department of Transportation (ODOT) for

the MOT I75/SR725 Interchange Improvement Project. Engineering design to reconstruct the interchange to a diverging diamond configuration is underway and will continue into next year. Construction is expected to begin in Spring of 2024. Staff recommends approval of this ordinance.

**ORDINANCE NO. 7004**

**AN ORDINANCE APPROVING PROJECT CONSENT LEGISLATION WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) FOR I75/SR725 INTERCHANGE IMPROVEMENTS AND DECLARING AN EMERGENCY.**

Motion was made by Colvin, seconded by Nestor to dispense with the requirement that Ordinance No. 7004 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. 7004, carried by Yea Votes of Colvin, McCabe, Nestor, Nicholas and Stalder.

Emily Christian presented Resolution 2999. Ms. Christian stated that this Resolution will terminate the City's fire levy that was approved by voters in 2009. In November, the Miami Valley Fire District levy was approved by the voters. As per the Successor Comprehensive Agreement both the City and Township agreed to terminate their fire and EMS levies once a MVFD levy was approved and certified by the Board of Elections. The City received certification from the BOE on December 5. Staff recommends approval of this Resolution.

**RESOLUTION NO. 2999**

**A RESOLUTION TO TERMINATE AN EXISTING FIRE LEVY IN ACCORDANCE WITH OHIO REVISED CODE 5709.19 AND DECLARING AN EMERGENCY.**

Motion was made by Nicholas, seconded by Colvin to have the Resolution No. 2999 read by title only. Motion carried. The Resolution was read by title only. Motion was made by McCabe, seconded by Stalder to pass Resolution No. 2999, carried by Yea Votes of Colvin, McCabe, Nestor, Nicholas and Stalder.

Emily Christian presented Resolution 3000. Ms. Christian state that the current vacancies consist of one vacancy on Board of Tax Review, one vacancy on the CUFAB Board, one vacancy on Municipal Trust and two vacancies on Planning Commission. The subcommittee (Beachler, Colvin and Stalder) reviewed all the applications and recommended candidates for approval. Staff recommends approval of this Resolution.


**RESOLUTION NO. 3000**

**A RESOLUTION TO APPOINT MEMBERS TO THE VARIOUS BOARDS & COMMISSIONS OF THE CITY OF MIAMISBURG.**

Motion was made by Nicholas, seconded by Colvin to have the Resolution No. 300 read by title only. Motion carried. The Resolution was read by title only. Motion was made by McCabe, seconded by Colvin to pass Resolution No. 3000, carried by Yea Votes of Colvin, McCabe, Nestor, Nicholas and Stalder.

Motion was made by Colvin, seconded by Nestor to cancel the January 3, 2023 regular council meeting due to lack of agenda items. Motion carried.

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

  
Michelle L. Collins, Mayor

  
Kim Combs, Clerk of Council