

CITY OF MIAMISBURG
10 N FIRST STREET, MIAMISBURG, OHIO

April 4, 2023

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: Beachler, Colvin, McCabe, Nestor, Nicholas, Stalder and Thacker.

Motion was made by Colvin, seconded by Nicholas to accept the minutes of the Regular Session on March 21, 2023 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.

Dennis Golt, Miamisburg resident, stated that he would like City Council to negotiate and purchase Sunflower Park from Parkview Church.

Mary Wyss, Miamisburg resident, stated that Sunflower Park has always been a gathering place for the neighborhood children. They not only utilize the park but the acreage behind the park. She encouraged Council to acquire this property from Parkview Church.

Alan See, Miamisburg resident, asked Council if this greenspace was on Council's radar. He stated that the church needs the money, and the City needs to step and do something.

Karen Boian, Miamisburg resident, voiced her concerns that someone from the City was supposed to contact residents and no one has done that. She said it seems like the park doesn't matter to the City.

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

Ben Trick presented Ordinance 7020. Mr. Trick stated this Ordinance will amend the hours of operation from Thursdays (4:00-9:00 pm), Fridays (4:00-11:00 pm), Saturdays (12:00-11:00 pm) and Sundays (4:00-9:00 pm) to Monday-Sunday (11:00 am to 11:00 pm). Feedback collected from the DORA Oversight Committee from downtown merchants and liquor license holders helped support this amendment. Staff recommends approval of this Ordinance.

ORDINANCE NO. 7020

AN ORDINANCE TO AMEND ORDINANCE 6915 TO MODIFY THE PREVIOUSLY ESTABLISHED RULES AND REQUIREMENTS NEEDED TO ENSURE THE HEALTH, SAFETY, AND WELFARE WITHIN AN APPROVED DESIGNATED OUTDOOR

REFRESHMENT AREA WITHIN THE CITY OF MIAMISBURG AND DECLARING AN EMERGENCY.

Motion was made by Stalder, seconded by Beachler to dispense with the requirement that Ordinance No. 7020 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 Beachler to pass Ordinance No. 7020, carried by Yea Votes of Beachler, Colvin, McCabe, Stalder. Nay Votes of Nestor, Nicholas and Thacker. This Ordinance will go into effect 30 days after its passage.

Councilman Colvin thanked the DORA Oversight Committee and staff for all their work and support of this Ordinance.

Andrew Rodney presented Ordinance 7021, first reading. Mr. Rodney stated that this Ordinance is to amend the Official Zoning Map to allow the rezoning of property located at 341 N. Main Street from General Business (GB-1) to Residential (R-3). Staff recommends referring this Ordinance to the Planning Commission for their review and recommendations.

ORDINANCE NO. 7021

AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP TO REZONE THE PROPERTY LOCATED AT 341 NORTH MAIN STREET (CITY LOT #139) FROM GENERAL BUSINESS (GB-1) TO RESIDENTIAL (R-3).

Motion was made by Nestor, seconded by Colvin to read Ordinance No. 7021 the first time by title only. Motion carried. The Ordinance was read by title only. Motion was made by Nicholas, seconded by Colvin to refer Ordinance No. 7021 to the Planning Commission, carried by Yea Votes of Beachler, Colvin, McCabe, Nestor, Nicholas, Stalder and Thacker.

Jennifer Johns presented Resolution 3007. Ms. Johns stated that the first settlement was with the pharmaceutical distributors. This settlement is with the pharmacy chains and two additional manufacturers. In order for the City to receive a distribution from the second settlement, a Resolution needs to be adopted by Council to authorize participation. Staff recommends approval of this Resolution.

RESOLUTION NO. 3007

A RESOLUTION AUTHORIZING THE CITY MANAGER ON BEHALF OF THE CITY OF MIAMISBURG TO EXECUTE PARTICIPATION FORMS RELATED TO THE NEW NATIONAL OPIOID SETTLEMENTS WITH TEVA, ALLERGAN, CVS, WALGREENS AND WALMART.

Motion was made by Stalder, seconded by McCabe to have the Resolution No. 3007 read by title only. Motion carried. The Resolution was read by title only. Motion was made by Nicholas, seconded by Beachler to pass Resolution No. 3007, carried by Yea Votes of Beachler, Colvin, McCabe, Nestor, Nicholas, Stalder and Thacker.

Andrew Rodney requested City Council approve a motion for the Final Plat for Section One of the Patriot Place Subdivision. The Planning Commission recommended approval with conditions at their March meeting.

Motion was made by Nicholas, seconded by Thacker to approve the Final Plat for Section One of the Patriot Place Subdivision. Motion carried.

Ryan Davis requested that City Council approve a motion to close various roads for spring and summer events.

Motion was made by Colvin, seconded by Thacker to approve the closure of various roads for spring and summer events. Motion carried.

Ryan Davis requested that City Council approve the request from Spring Fest's for their F2 Temporary Alcohol Permit Application.

Motion was made by Stalder, seconded by McCabe to approve a motion to authorize the City Manager to complete the Owner's Acknowledgement within the Spring Fest in the Burg, Miamisburg Community Foundation F2 Temporary Alcohol Permit Application.

Motion was made by Nicholas, seconded by Beachler to recess to an Executive Session to discuss a property purchase. Motion carried by Yea Votes of Beachler, Colvin, McCabe, Nestor, Nicholas, Stalder and Thacker.

City Council recessed to a study session to receive an update on Riverfront Park.

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



Michelle L. Collins, Mayor



Kim Combs, Clerk of Council