

CITY OF MIAMISBURG  
10 N FIRST STREET, MIAMISBURG, OHIO

August 15, 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 August 1, 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.

Dawn Warrick, Miamisburg resident, stated that she was thrilled with the direction the downtown was going. However, she is concerned about the speed and vehicle noise in the downtown area along with cat and code enforcement issues.

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

Ryan Davis presented Ordinance 7037. Mr. Davis stated that as part of the Riverfront Park improvement project, it is necessary for the City to enter into a Land Use Permit with Miami Conservancy District for portions of the project that are constructed on MCD property. The permit is for an initial term of 20 years with a fee of \$150 for the permit. Staff recommends approval of this Ordinance.

**ORDINANCE NO. 7037**

**AN ORDINANCE TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A LAND USE PERMIT WITH THE MIAMI CONSERVANCY DISTRICT FOR MAINTENANCE OF IMPROVEMENTS MADE IN RIVERFRONT PARK ON MIAMI CONSERVANCY DISTRICT PROPERTY AND DECLARING AN EMERGENCY.**

Motion was made by Beachler, seconded by Stalder, to dispense with the requirement that Ordinance No. 7037 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 McCabe to pass Ordinance No. 7037, carried by Yea Votes of Beachler, Colvin, McCabe, Nestor, Nicholas, Stalder and Thacker. Motion carried.

Andrew Rodney presented Ordinance 7038, first reading. Mr. Rodney stated that this Ordinance will amend the Official Zoning Map to rezone properties currently zoned

Floodway (FW) to an established zoning district as listed in Chapter 1240.01. Staff recommends refer to the Planning Commission for their review and recommendation.

**ORDINANCE NO. 7038**

**AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP TO REZONE CERTAIN PROPERTIES FROM FLOODWAY DISTRICT (FW), RESIDENTIAL (R-1), OR INDUSTRIAL (I-1) TO AGRICULTURAL (A), AGRICULTURAL-RESIDENTIAL (AR), NEIGHBORHOOD BUSINESS (NB-1), RESIDENTIAL (R-1, R-2, R-4) OR INDUSTRIAL (I-2).**

Motion was made by Nicholas, seconded by Colvin to read Ordinance No. 7038 the first time by title only. Motion carried. The Ordinance was read by title only. Motion was made by Stalder, seconded by Beachler to refer Ordinance No. 7038 to the Planning Commission, carried by Yea Votes of Beachler, Colvin, McCabe, Nestor, Nicholas, Stalder and Thacker. Motion carried.

Andrew Rodney presented Resolution 3009. Mr. Rodney stated that this Resolution will accept FY2023 CDBG funds pending approval of one application before Montgomery County. This application is for Phase VI of the Own-Occupied Home Rehabilitation Program. The total proposed cost is \$125,000, for which the City is requesting \$100,000 in CDBG funds. Staff recommends approval of this Resolution.

**RESOLUTION NO. 3009**

**A RESOLUTION TO ACCEPT MONTGOMERY COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR FY 2023.**

Motion was made by Nicholas, seconded by McCabe to have the Resolution No. 3009 read by title only. Motion carried. The Resolution was read by title only. Motion was made by Stalder, seconded by Colvin to pass Resolution No. 3009, carried by Yea Votes of Beachler, Colvin, McCabe, Nestor, Nicholas, Stalder and Thacker. Motion carried.

Anthony Covington presented Resolution 3010. Mr. Covington stated that this Resolution authorizes adoption of legislation to establish a natural gas aggregation plan for residents.

**RESOLUTION NO. 3010**

**A RESOLUTION APPROVING THE PLAN OF OPERATION AND GOVERNANCE FOR THE MIAMI VALLEY COMMUNICATIONS COUNCIL NATURAL GAS AGGREGATION PROGRAM, FOR THE PURPOSE OF JOINTLY ESTABLISHING AND IMPLEMENTING A NATURAL GAS PROGRAM.**

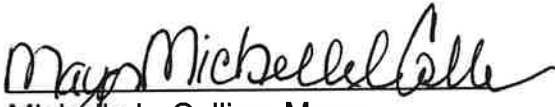
Motion was made by Colvin, seconded by Nicholas to have the Resolution No. 3010 read by title only. Motion carried. The Resolution was read by title only. Motion was made by McCabe, seconded by Colvin to pass Resolution No. 3010, carried by Yea Votes of Beachler, Colvin, McCabe, Nestor, Nicholas, Stalder and Thacker. Motion carried.

Motion was made by Beachler, seconded by Nicholas to approve the road closures for the Miamisburg Triathlon and the Homecoming Parade. Motion carried by Yea Votes of Beachler, Colvin, McCabe, Nestor, Nicholas, Stalder and Thacker. Motion carried.

Council recessed to Study Session to discuss:

- Regional Dispatch Update
- Quarterly Financial Report
- Production Well Project Update
- Infill Housing Opportunities
- Transportation Plan Steering Committee
- Naming Mound Connector
- Upcoming Study Session Topics

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

  
Michelle L. Collins, Mayor

  
Kim Combs, Clerk of Council