

CITY OF MIAMISBURG
10 N FIRST STREET, MIAMISBURG, OHIO

January 16, 2024

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 December 19, 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.

Jonathan Hadden, a Miamisburg resident, inquired about an update on the fiber optic ring.

After no one else wished to discuss any further items, 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 \$6,950. They also presented plaques to the Miami Valley Fire District, Police, Public Works and Parks & Recreation Departments.

Mayor Collins recognized Bob and Diane Pressel for receiving the National Award for parental involvement and dedication to the Miamisburg High School Marching Band.

Mayor Collins recognized Stephanie Pressel for receiving the Hall of Fame Award from the Montgomery County Board of Development Disabilities for her hard work and dedication as a multi-handicapped student in the Miamisburg High School Marching Band.

City Manager Keith Johnson introduced his new Administrative Assistant, Keysha Alexander.

Jennifer Johns presented Ordinance 7058. Ms. Johns stated that this Ordinance will authorize the reimbursement of advances during the Fiscal Year 2024 made for capital improvements and acquisitions for Sycamore Park and the Aquatic Center. Staff recommends approval of this Ordinance.

ORDINANCE NO. 7058

AN ORDINANCE DELEGATING AUTHORITY TO MAKE DECLARATIONS OF OFFICIAL INTENT AND ALLOCATIONS WITH RESPECT TO REIMBURSEMENTS OF TEMPORARY ADVANCES DURING FISCAL YEAR 2024 MADE FOR CAPITAL IMPROVEMENTS AND ACQUISITIONS FOR MUNICIPAL PURPOSES TO BE MADE FROM SUBSEQUENT BORROWINGS AND DECLARING AN EMERGENCY.

Motion was made by Nicholas, seconded by Colvin, to dispense with the requirement that Ordinance No. 7058 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 Beachler to pass Ordinance No. 7058, carried by Yea Votes of Beachler, Colvin, McCabe, Nestor, Nicholas, Stalder and Thacker.

Chris Fine presented Ordinance 7059. Mr. Fine stated that this Ordinance will establish hotel/motel registration. All hotels and motels within the City are required to apply for and be issued a permit to operate within the City. Staff recommends approval of this Ordinance.

ORDINANCE NO. 7059

AN ORDINANCE TO ENACT CHAPTER 878 – HOTEL/MOTEL ESTABLISHMENTS REGISTRATION – TO PART 8, TITLE TWO, OF THE CODIFIED ORDINANCES OF THE CITY OF MIAMISBURG FOR THE PURPOSE OF ESTABLISHING REGISTRATION REQUIREMENTS FOR THE OPERATION OF HOTELS AND/OR MOTELS WITHIN THE CITY OF MIAMISBURG AND DECLARING AN EMERGENCY.

Motion was made by Nicholas, seconded by Nestor, to dispense with the requirement that Ordinance No. 7059 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 Beachler, seconded by Stalder to pass Ordinance No. 7059, carried by Yea Votes of Beachler, Colvin, McCabe, Nestor, Nicholas, Stalder and Thacker.

Chris Fine presented Ordinance 7060. Mr. Fine stated that this Ordinance will establish criteria for determining when a property constitutes a “chronic nuisance.” Staff recommends approval of this Ordinance.

ORDINANCE NO. 7060

AN ORDINANCE TO ENACT CHAPTER 642.16 – CRIMINAL ACTIVITY AS A NUISANCE – TO PART 6, GENERAL OFFENCES CODE OF THE CODIFIED ORDINANCES OF THE CITY OF MIAMISBURG FOR THE PURPOSE OF ESTABLISHING THE CRITERIA, PROCESS AND PROCEDURES TO DECLARE A PROPERTY WITHIN THE CITY OF MIAMISBURG A PUBLIC NUISANCE BASED ON HABITUAL CRIMINAL ACTIVITY AND DECLARING AN EMERGENCY.

Motion was made by Colvin, seconded by Nicholas to dispense with the requirement that Ordinance No. 7060 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. 7060, carried by Yea Votes of Beachler, Colvin, McCabe, Nestor, Nicholas, Stalder and Thacker.

Chris Fine presented Ordinance 7061. Mr. Fine stated that this Ordinance authorizes the transfer of City owned land to Yaskawa America. Staff recommends approval of this Ordinance.

ORDINANCE NO. 7061

AN ORDINANCE TO WAIVE THE REQUIREMENT FOR COMPETITIVE BIDDING AS REQUIRED BY LAW; TO AUTHORIZE THE CITY MANAGER TO ENTER INTO RELATED AGREEMENTS INCORPORATED THEREIN FOR THE SALE OF PROPERTY ALONG OLD BYERS ROAD, AND DECLARING AN EMERGENCY.

Motion was made by McCabe, seconded by Nestor, to dispense with the requirement that Ordinance No. 7061 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 Beachler to pass Ordinance No. 7061, carried by Yea Votes of Beachler, Colvin, McCabe, Nestor, Nicholas, Stalder and Thacker.

Andrew Rodney presented Ordinance 7062. Mr. Rodney stated that this Ordinance will authorize the City Manager to enter into a contract with Montgomery County Land Bank. This Ordinance will allow the City to participate in the demolition of commercial property and an associate parking lot at 716 N. Ninth Street. The contract obligates the City to contribute 12.5 % of the total demolition cost.

ORDINANCE NO. 7062

AN ORDINANCE TO ENTER INTO A CONTRACT WITH MONTGOMERY COUNTY LAND BANK FOR THE ODOB DEMOLITION AND SITE REVITALIZATION PROGRAM, TO AUTHORIZE THE CITY MANAGER TO EXECUTE ALL CONTRACTS AND AGREEMENTS RELATED THERETO AND DECLARING AN EMERGENCY.

Motion was made by Colvin, seconded by Beachler, to dispense with the requirement that Ordinance No. 7062 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 Beachler to pass Ordinance No. 7062, carried by Yea Votes of Beachler, Colvin, McCabe, Nestor, Nicholas, Stalder and Thacker.

Mr. Stanley presented Resolution 3016. Mr. Stanley stated that this Resolution officially declares the necessity for improvements. This year's program includes seven streets, and 130 property owners located on Alexandersville Road, Brookstream Court, Casilla Court, Drake Court, South First Street, Highridge Court and Vista Ridge. Individual notifications were mailed to property owners. Quantity letters will be mailed by April and the City contract to complete concrete repair work will be in place by May. Staff

recommends that City Council pass this Resolution of Necessity with the first reading on January 16 and a second reading at the February 6 Council meeting.

RESOLUTION NO. 3016

A RESOLUTION TO DECLARE THE NECESSITY THAT CERTAIN SIDEWALKS, CURBS, AND GUTTERS, DRIVEWAY APRONS, TREES AND STUMPS AND MISCELLANEOUS ITEMS WITHIN THE PUBLIC RIGHT-OF-WAY SHALL BE CONSTRUCTED, REPAIRED, OR REMOVED IN CONNECTION WITH THE 2024 SIDEWALK, CURB AND GUTTER PROGRAM.

Motion was made by Nicholas, seconded by McCabe to have the Resolution No. 3016 read by title only. Motion carried. The Resolution was read by title only. Motion was made by McCabe seconded by Nestor to pass Resolution No. 3016 to the second and final reading will be held at the Regular Session on February 6, 2022, carried by Yea Votes of Beachler, Colvin, McCabe, Nestor Nicholas, Stalder and Thacker.

Bob Stanley requested that City Council authorize the City Manager to advertise and receive bids for the Riverview Avenue Roadway Improvement Project.

Motion was made by Beachler, seconded by Nestor to authorize the City Manager to advertise and receive bids for the Riverview Avenue Roadway Improvement Project. Motion carried.

Andrew Rodney requested that City Council approve a record plan for Austin West Blvd. and Automation Way dedication plat.

Motion was made by Nicholas, seconded by Stalder to approve a record plan for Austin West Blvd. and Automation Way dedication plat. Motion carried.

Council recessed to Study Session to discuss:

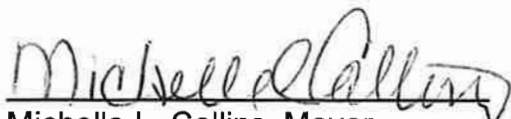
Pool Proposal Review

Sycamore Park Improvement Project

2024 Paving List

2024 Sidewalk, Curb & Gutter List

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


Michelle L. Collins, Mayor


Kim Combs, Clerk of Council