



# VILLAGE OF MILLERSBURG

6 North Washington Street  
Millersburg, Ohio 44654  
FAX (330) 674-9044  
www.millersburgohio.com

Kelly Hoffee, Mayor

Nathan Troyer, Village Administrator  
Bobbie Curry, Village Fiscal Officer, Tax Administrator  
Matthew Shaner, Police Chief

Village Offices (330) 674-1886  
Income Tax (330) 674-6891  
Police Department (330) 674-5931

## AGENDA

Date: June 8, 2026

### REGULAR SESSION OF COUNCIL - 7:00 P.M.

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Community Spotlight
  - a. Community Events/Meeting
  - b. Discussion/Feedback
  - c. Visitors
5. Previous Minutes Meeting Date: May 27, 2026

6. Bills:

Resolution 2026-15

Bills	\$33,521.61
Payroll Ending	\$79,858.87
Total	\$113,380.48

7. Reports of Officers:

- a. Administrator: Report attached
- b. Chief:
- c. Fiscal Officer:
- d. Solicitor:
- e. Mayor:
  - i. Upcoming Committee Meetings

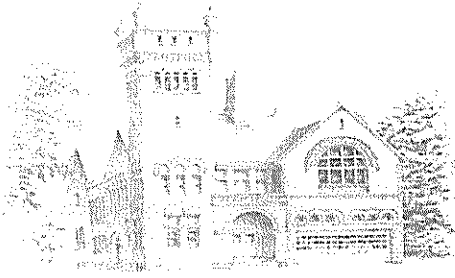
8. Report of Committees:

9. Legislation:
- 101-2026** - 1st Reading  
An Ordinance Authorizing The Holmes County GIS Department To Administer All House Numbering And Street Address Assignments Within The Village Of Millersburg.
- 2026-16** – 1st Reading, Waive 2<sup>nd</sup> and 3<sup>rd</sup>, Pass  
A Resolution To Publish Notice Of Consideration Of An Ordinance Amending The Hours Of Operation For The Village Of Millersburg, Ohio Designated Outdoor Refreshment Area (Dora) To Include Sundays, Pursuant To Ohio Revised Code Section 4301.82  
Declaring an Emergency
- 102-2026** - 1st Reading  
An Ordinance Amending The Hours Of Operation For The Village Of Millersburg, Ohio Designated Outdoor Refreshment Area (Dora) To Include Sundays, Pursuant To Ohio Revised Code Section 4301.82.

10. Old/Unfinished Business:
- Electric Aggregation Contract - **No Update per Administrator's Report**
  - Downtown Sidewalk Project– **No Update per Administrator's Report**
  - Old Airport Park Lighting Project – **Updated on Administrator's Report**
  - Old Airport Park seating at New Playground Equipment & Bike Racks for Parks– **Updated on Administrator's Report**
  - Clay Street Park Mulching Project - **No Update per Administrator's Report**
  - Phone system – **No Update per Administrator's Report**
  - EPA Generator Grant - **No Update per Administrator's Report**
  - Housing Study – **No Update per Administrator's Report**
  - Indigent Burial Site dedication – **Updated on Administrator's Report – Complete**
  - Wooster Rd Waterline Project – **Updated on Administrator's Report**
  - Smart Traffic Lights –
  - Downtown Crosswalks/lighting/safety solutions –
  - Amend DORA guidelines (Sunday Sales) – In process
  - Alley vacation between 419 Wise St and 711 Maxwell Ave –
  - S Clay Street pavement striping – No Update - Waiting for ODOT
  - Employee Leave Donation Policy – No Update – Work to begin later in 2026
  - Short-Term Rental Regulation -
  - 2026 Council Goals
    - New Logos & Reflective Chevrons for Village Vehicles –
    - 4th of July Celebration Planning Group -

11. New Business:

12. Executive Session:
13. Executive Session Action:
14. Adjournment



# VILLAGE OF MILLERSBURG

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6 North Washington Street  
Millersburg, Ohio 44654  
PHONE (330) 674-1886  
CELL (330) 275-0279  
FAX (330) 674-9044  
[www.millersburgohio.com](http://www.millersburgohio.com)

FROM THE DESK OF

—MAYOR—

KELLY HOFFEE

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## Community Calendar

- June 20 - Farmers Market 8am-noon
- June 27 - Thunder Over Holmes County
- July 4 - Farmers Market 8am-noon,
- July 4 - Misc Activities at Deer Run Park for July 4th starting at 10am
- July 25 - America's 250th Celebration in Holmes County at Harvest Ridge
- August 7 - First Friday in Downtown Millersburg 5-8pm

## Council Calendar

- June 22 - Finance/Audit Committee 5pm
- July 1 - Possible DRB & Planning and Zoning Board Meetings
- July 13 - Budget Hearing 6:30pm
- July 13 - Rezoning Hearing 6:45pm
- July 13 - Council meeting 7pm
- August 5 - Possible DRB & Planning and Zoning Board Meetings
- August 10 - Council Meeting 7pm
- September 14 - Records Commission 6:45pm
- Council Meeting - 7pm

**VILLAGE OF MILLERSBURG**

**Board Name: MILLERSBURG VILLAGE COUNCIL**

TYPE OF MEETING: Regular

VOTING SESSION: Yes

DATE: May 27, 2026

START TIME: 7:00 PM

**MEETING LOCATION:**

Council Chambers – 6 N. Washington St., Millersburg, OH 44654

**RECORD OF PROCEEDINGS – REGULAR SESSION**

**CALL TO ORDER**

The meeting was called to order at 7:00 PM by Mayor Kelly Hoffee.

**PLEDGE OF ALLEGIANCE**

All present stood and recited the Pledge of Allegiance.

**COUNCIL MEMBERS ROLL CALL, OFFICIALS IN ATTENDANCE, VISITORS**

<b>NAME</b>		<b>PRESENT/ABSENT</b>	<b>VILLAGE OFFICIALS</b>	
			<b>NAME, TITLE</b>	<b>PRESENT/ABSENT</b>
Robert Shoemaker		Present	Nathan Troyer, Administrator	Present
Tom Vaughn		Present	Matt Shaner, Police Chief	Present
Ryan Hershberger		Present	Bobbie Curry, Fiscal Officer	Present
Andy Zollars		Present	Jason Roach, Solicitor	Present
Andrea Kellogg		Present	Chad Cline, Asst Administrator	Present
Brent Hofstetter		Present		

**VISITORS IN ATTENDANCE**

Melissa Patrick, Kim Miller, Debbie Thern, Shirley Gerber, Adam Barnett, Rodney Arnold

**COMMUNITY CALENDAR / EVENTS**

June 5 – First Friday Downtown Millersburg (5:00–8:00 PM)

June 6 – Summer Concert Series (6:00–8:00 PM)

June 27 – Thunder Over Holmes County

July 25 – America’s 250th Celebration

August 7 – First Friday Downtown Millersburg

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### **COMMUNITY SPOTLIGHT**

Mayor Hoffee presented a Proclamation Honoring Millersburg Elementary School, recognizing more than 100 years of service within the community.

The proclamation acknowledged the building’s long-standing history dating back to 1913, its transition into Millersburg Elementary School, and its role as a cornerstone of education in the Village. Recognition was given to teachers Kim Miller and Debbie Thern for their decades of service, and appreciation was expressed to all educators, staff, students, and families who contributed to the school’s legacy. The closing of the building was noted as the end of a significant era for the Village, with Council expressing gratitude for its lasting impact on generations of residents.

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### **APPROVAL OF PREVIOUS MINUTES**

TYPE OF MEETING: Regular DATE: May 11, 2026

#### **Motion to Suspend Reading of Minutes**

Motion By: Vaughn Seconded By: Hofstetter

Roll Call Vote:

Vaughn – Yes Hofstetter – Yes

Shoemaker – Yes Hershberger – Yes

Zollars – Yes Kellogg – Yes

Result: PASSED

Correction: Visitor Melissa Patrick was omitted from the prior meeting minutes and was added to the record.

#### **Procedural Discussion**

During consideration of the minutes, Council Member Kellogg raised a concern regarding visitor participation, noting that recent meetings did not include a verbal invitation for attendees to speak. Mayor Hoffee responded that no visitors have

submitted a request form for those meetings and that the request form process is part of Council Rules (revised 7/2025). Kellogg said that visitors may be unaware of the Council Rules, the form requirement, or where the request forms are located. Hoffee said the forms are located beside the Sign-in Sheet. Kellogg also said she feels that visitors should be able to informally discuss something or ask a question. Hoffee replied that attendees have been permitted to speak informally and to ask questions. Hoffee agreed that visitors should be able to participate and submit a form to address council (according to Council Rules). Mayor Hoffee invited anyone present to complete a form if they wished to address Council this evening.

**Motion to Approve Minutes (as corrected)**

Motion By: Hershberger      Seconded By: Shoemaker

Roll Call Vote:

Hershberger – Yes              Shoemaker – Yes

Vaughn – Yes                  Kellogg – Yes

Zollars – Yes                  Hofstetter – Yes

Result: PASSED

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**APPROVAL OF BILLS**

Resolution 2026-14

Bills: \$130,450.25

Payroll Date 5/21/2026: \$77,435.98

Total: \$207,886.23

Discussion included clarification regarding costs associated with vehicle decals and confirmation of the vendor (Heritage Sign).

**Motion to Pay the Bills**

Motion By: Kellogg              Seconded By: Zollars

Roll Call Vote:

Kellogg – Yes                  Zollars – Yes

Shoemaker – Yes              Vaughn – Yes

Hershberger – Yes              Hofstetter – Yes

Result: PASSED

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## **REPORTS OF OFFICERS**

### **Administration – Village Administrator, Nathan Troyer**

- DRB & P&Z Commission – Meetings scheduled for June 3 to review multiple applications including signage, façade improvements, and building updates within the Village.
- Electric Aggregation – No change; Village continues to monitor market conditions before entering into a new contract. Recommendation made to delay commitment pending updated summer pricing for more accurate long-term forecasting.
- Sidewalk Project – Project delayed due to transition of federal grant administration system; awaiting clearance before moving forward.
- Airport Park – Lighting project progressing; water line leak identified and repaired. Discussion held regarding replacement of aging service line, estimated to be approximately 50 years old.
- Clay Street Park Project – Submitted to New Pointe Church for volunteer assistance during Community Impact Day.
- Housing Study – Final report expected from Envision by the end of the week.
- Indigent Burial Dedication – Scheduled for Sunday, May 31st at 3:00 PM.
- GIS Addressing – Proposal from Holmes County GIS to centralize addressing services; Council expressed support for improved efficiency and consistency.
- Additional Action – Council agreed the Village will reimburse ball clubs for portable restroom expenses incurred during water service disruption at Airport Park.

### **Police Department – Chief Matt Shaner**

- Executive session regarding personnel matters requested.

### **Fiscal – Bobbie Curry**

- Finance/Audit Meeting – Proposed June 22 at 5:00 PM
- Budget Hearing – Proposed July 13 at 6:30 PM
- Records Commission – Proposed September 14 at 6:45 PM

- Captain Baker will schedule a Volunteer Police Officers Dependent Fund Committee Meeting.

**Solicitor**

No report

**Mayor – Kelly Hoffee**

- Reviewed Council calendar and upcoming transition to summer meeting schedule
- Confirmed shift to one meeting per month beginning in June
- Facilitated discussion with Solicitor regarding short-term rental regulations and future zoning considerations (see Old/Unfinished Business)

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**LEGISLATION**

Resolution 2026-9 – Adopting Holmes County 2026 Hazard Mitigation Plan (3rd Reading by title only)

**Motion to Pass Resolution 2026-9**

Motion By: Vaughn                      Seconded By: Hershberger

Roll Call Vote:

Vaughn – Yes                              Hershberger – Yes

Shoemaker – Yes                         Zollars – Yes

Kellogg – Yes                              Hofstetter – Yes

Result: PASSED

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**OLD / UNFINISHED BUSINESS**

**Smart Traffic Lights** – System has been in operation approximately one to two weeks. East-west traffic flow has improved, while increased congestion has been observed north and south of the square. Adjustments will continue as data is collected and analyzed.

**Downtown Crosswalks/Lighting/Safety Solutions** – Continued discussion regarding pedestrian safety and driver compliance at flashing crosswalks. Concerns were raised about pedestrian awareness and timing.

**Amend DORA Guidelines (Sunday Sales)** – Council agreed to proceed with adding Sundays under the existing DORA structure. The Village Solicitor will draft legislation.

**Short-Term Rental Regulation** – Councilman Hershberger led discussion regarding the impact of short-term rentals on housing availability within the Village. Concerns were raised about existing homes being purchased and converted into short-term rental properties, reducing long-term housing opportunities.

Solicitor Jason Roach (Kick & Gilman) provided legal guidance, advising that regulation should be addressed through zoning rather than restrictions on property ownership due to constitutional considerations.

Discussion included:

- Need for updated zoning language addressing short-term or transient housing
- Likelihood of grandfathering existing properties
- Comparison of regulatory approaches used in other municipalities
- Connection to housing shortage identified in recent housing study
- Broader discussion of annexation and growth strategies

Council agreed a comprehensive zoning update would be the most appropriate course of action moving forward.

**Council Goals –**

- New Logos and decals for Village vehicles are in. (Zollars goal)
- 4<sup>th</sup> of July Planning Group – Shoemaker reported that there will be a talent show, a chicken barbecue by the Boy Scouts, a dog costume contest, and perhaps a dunk tank. (Shoemaker goal)

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**NEW BUSINESS**

None.

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**EXECUTIVE SESSION**

**Motion to enter into Executive Session to discuss a personnel matter pursuant to Ohio Revised Code 121.22G1 (7:45 PM)**

Motion By: Hofstetter                      Seconded By: Kellogg

Roll Call Vote:

Hofstetter – Yes                              Kellogg – Yes

Shoemaker – Yes                              Vaughn – Yes

Hershberger – Yes                              Zollars – Yes

Result: PASSED

**RETURN TO REGULAR SESSION (7:52 PM)**

**EXECUTIVE SESSION ACTION**

**Motion to Extend Police Cadet Probationary Period**

Motion By: Kellogg                              Seconded By: Hershberger

Roll Call Vote:

Kellogg – Yes                                      Hershberger – Yes

Shoemaker – Yes                                      Vaughn – Yes

Zollars – Yes    Hofstetter – Yes

Result: PASSED

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**ADJOURNMENT**

**Motion to Adjourn**

Motion By: Hofstetter                              Seconded By: Shoemaker

Roll Call Vote:

Hofstetter – Yes                                      Shoemaker – Yes

Vaughn – Yes    Hershberger – Yes

Zollars – Yes    Kellogg – Yes

Result: PASSED

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**NEXT MEETING**

Type: Regular Council Meeting

Date: June 8, 2026

Time: 7:00 PM

Location: Council Chambers

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**MINUTES PREPARED BY**

**Bobbie Curry, Fiscal Officer** \_\_\_\_\_

Date: May 29, 2026

**ATTESTED BY**

**Bobbie Curry, Fiscal Officer** \_\_\_\_\_

Date: June 8, 2026

**CERTIFICATION**

**Kelly Hoffee, Mayor** \_\_\_\_\_

Date: June 8, 2026

Resolution for the payment of certain bills. Now be it ordained by the Council of the Village of Millersburg, Holmes County, Ohio, that the following described bills be allowed and paid from the respective funds designated below, and that the Fiscal Officer is directed to draw proper warrants of said Village for the amounts so designated.

## RESOLUTION 2026-15

Vendor	Description	Fund	Total
Aultworks Occupational	Lab work	Street	\$47.00
BCS	Phone Voicemail repair	Gen, Police	\$200.00
C&S Visa	See below	Multiple	\$1,070.72
Com Doc Xerox	Copier usage	Gen Police	\$17.75
CUSI	3rd Party Billing	Water, Sewer	\$14,067.00
D&M Rocks	2 yards mulch	Cem	\$66.00
E&H Hardware	Supplies	Multiple	\$355.66
Friendly Wholesale	Supplies	Gen	\$132.86
Holmes Oil	Gas, grease	Multiple	\$2,665.09
Holmes Pest Control	Mosquito Spray	Gen	\$1,490.00
Holmes Redimix	Riser, Concrete	Street	\$238.00
Holmes Supply	Asphalt	Street	\$170.15
Jefferson Health Plan	Benefits	Park	\$1,676.15
Keim Home Center	Flag Pole Spot light	Cem	\$74.99
Local IQ	Advertising	Advertising Gen	\$76.17
McMaster Carr	Stainless steel bolts washers nuts	Sewer	\$208.35
Midtown Dry Cleaners	Dry Cleaning	Police	\$12.92
PMC	Wastewater level Transmitter	Water	\$1,015.23
Roots Lawn Service	Lawn Services	General	\$7,313.50
Schneider	Co Pilot Program	Gen	\$228.74
Tractor Supply	Supplies	Water, Park	\$126.95
Treasurer State of Ohio	UAN User Fees	Gen	\$1,074.00
Troyers Welding	Steel Stock	Street	\$30.00
Unifirst	Mats Towels, Uniforms	Multiple	\$955.08
West Holmes Youth Softball	Reimburse Port O Jon	Gen	\$209.30
		<b>TOTAL</b>	<b>\$ 33,521.61</b>

C&S Visa Charges: heater, phone case, timer, thermal paper rolls, s doc presentation frames, 2 phone case holsters, OI

## PAYROLL CHECK DATE 06/04/2026

Employee	Purpose	Dept	Gross Wages
Arnold, Rodney	Wages	Street	\$ 2,735.81
Baker, Daniel	Wages	Gen Police	\$ 3,836.04
Boggs, Conner	Wages	Gen Police	\$ 2,215.36
Brown, Kevin	Wages	Gen Police	\$ 179.13
Cline, Chad	Wages	General	\$ 2,495.20
Cox, Caleb	Wages	Gen Police	\$ 2,872.62
Curry, Roberta	Wages	General	\$ 3,108.01
Duff, Kevin	Wages	Street	\$ 2,474.40
Judson, Blake	Wages	Wat/Sew	\$ 2,646.40
Kiner, Jessica	Wages	General	\$ 2,248.52
Kiner, Ron	Wages	Gen Police	\$ 2,991.30
Markley, Michelle	Wages	Gen Police	\$ 3,253.12
McKinney, Steve	Wages	Street	\$ 1,900.00
Meek, Nathaniel	Wages	Gen Police	\$ 2,872.48
Mellor, Pat	Wages	Cem/Str	\$ 3,648.00
Miller, James	Wages	Street	\$ 2,970.72
Miller, Javen	Wages	Gen Police	\$ 2,655.20
Miller, Kenneth	Wages	Wat/Sew	\$ 3,359.20
Opfer, Stephanie	Wages	Gen Police	\$ 3,215.68
Shaffer, Mary	Wages	Gen/Wat/Sew	\$ 2,514.40
Shaner, Matt	Salary	Gen Police	\$ 3,745.86
Shepler, Clay	Wages	Wat/Sew	\$ 2,438.40
Shows, Logan	Wages	Gen Police	\$ 3,271.84
Skolmutch, Nathan	Wages	Wat/Sew	\$ 3,964.01
Snyder, Troy	Wager	Street/Park	\$ 2,282.41
Troyer, Nate	Salary	Gen/Wat/Sew	\$ 3,915.84
Weaver, Matthew	Wages	Wat/Sew	\$ 3,754.40
Yoder, Kelly	Wages	Gen Police	\$ 2,294.52
		<b>TOTAL PAY</b>	<b>\$ 79,858.87</b>

<b>Bill Res 2026-15 TOTAL</b>	<b>\$</b>	<b>113,380.48</b>
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# Administrator's Report

June 8, 2026

## DRB & P&Z Commission

DRB met 6/3 and approved signage for Urban Market at 55 W. Jackson, tabled façade improvements at La Palma and Stormbound Crossfit. P&Z also met on the 3<sup>rd</sup> and approved a lot split for Quentin Troyer on E. Jackson Extension and a variance for signage at Grace Church, at 1667 South Washington.

## Aggregation Contract

No update, I have asked the brokers to have rates for our July meeting.

## Sidewalk Project

No update

## Parks

### Airport

- Lighting work is scheduled for this week, weather permitting.
- The Health Department is ordering the seating for the playset at Airport Park and several bike racks for the parks, delivery is 10-12 weeks from order.

### Clay Street

No update on mulch project,

## Housing Study

No update

## Phone System

No update

## EPA Generator Grant

No update

## Indigent Burial Service

Held May 31<sup>st</sup> at 3:00 PM, very nice service, thanks to all that attended.

## Address Assignment

Legislation on the agenda for tonight to authorize County GIS to handle addressing.

## ODOT Salt

We were notified that 18 counties received no bids for the upcoming winter fill contract. Unfortunately, Holmes County was one of them. ODOT is soliciting a 2<sup>nd</sup> round of bids, stay tuned.

## Wooster Road Waterline Project

I am working with Susan Moore on completing the pre-application for Community Development Funds to complete the funding for this project. Will continue to update as information becomes available.

**VILLAGE OF MILLERSBURG**  
**ORDINANCE 2026-101**

**AN ORDINANCE AUTHORIZING THE HOLMES COUNTY GIS DEPARTMENT TO ADMINISTER ALL HOUSE NUMBERING AND STREET ADDRESS ASSIGNMENTS WITHIN THE VILLAGE OF MILLERSBURG**

**WHEREAS**, the Village of Millersburg currently administers the issuing of new addresses for homes and properties within the Village; and

**WHEREAS**, the Holmes County GIS Department handles these same duties for all unincorporated areas of Holmes County, as well as several incorporated Villages and has offered these services to all Villages in an effort to streamline the process County wide; and

**WHEREAS**, to provide consistent numbering within the Village and County to ensure each individual address will have a separate and unique record in the Address Point layer of the County GIS System that is utilized by first responders via the 911 Computer Aided Dispatch system;

**NOW THEREFORE, BE IT RESOLVED** the Village of Millersburg:

**SECTION 1.**

That the Village of Millersburg Council hereby delegates to the Holmes County GIS Department the authority to assign new addresses with the Village of Millersburg.

Notice of this Resolution shall be published in the Wooster Daily Record and/or the Holmes County Bargain Hunter once per week for two (2) consecutive weeks as required by the Ohio Revised Code.

Reading 1 \_\_\_\_\_ Reading 2 \_\_\_\_\_ Reading 3 \_\_\_\_\_

**PASSED** in Council this \_\_\_\_ day of \_\_\_\_\_, 2026.

Vote: \_\_\_\_\_

Attest: \_\_\_\_\_  
Bobbie Curry, Fiscal Officer

\_\_\_\_\_  
Brent Hofstetter, President of Council

Approved: \_\_\_\_\_, 2026

\_\_\_\_\_  
Kelly Hoffee, Mayor

**VILLAGE OF MILLERSBURG**

**RESOLUTION NO. 2026-16**

**A RESOLUTION TO PUBLISH NOTICE OF CONSIDERATION OF AN ORDINANCE AMENDING THE HOURS OF OPERATION FOR THE VILLAGE OF MILLERSBURG, OHIO DESIGNATED OUTDOOR REFRESHMENT AREA (DORA) TO INCLUDE SUNDAYS, PURSUANT TO OHIO REVISED CODE SECTION 4301.82 AND DECLARING AN EMERGENCY.**

**WHEREAS**, Village Council previously established a Designated Outdoor Refreshment Area ("DORA") by Ordinance No. 2025-102; and

**WHEREAS**, Ohio Revised Code Section 4301.82(F) authorizes the legislative authority of a municipal corporation to modify public health and safety requirements for a DORA as determined necessary by the legislative authority; and

**WHEREAS**, Village Council has determined that modification of the hours of operation for the DORA to include Sundays is in the best interests of the Village and will continue to adequately protect public health and safety; and

**WHEREAS**, pursuant to Ohio Revised Code Section 4301.82(F)(2), prior to passage of an amendment to the Village DORA, notice must be published in a newspaper of general circulation announcing the consideration of said amendment; and

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF MILLERSBURG, HOLMES COUNTY, OHIO:**

**SECTION 1. PUBLISHING NOTICE OF CONSIDERATION OF AMENDMENT TO DORA ORDINANCE.**

The Fiscal Officer is hereby directed to publish a notice substantially similar to the following in a Village newspaper of general circulation:

**“NOTICE OF PROPOSED AMENDMENT TO DESIGNATED OUTDOOR REFRESHMENT AREA (DORA) HOURS OF OPERATIONS**

Notice is hereby given that the Council of the Village of Millersburg, Ohio will consider an ordinance modifying the hours of operation for the Village's Designated Outdoor Refreshment Area to include Sundays, pursuant to Ohio Revised Code Section 4301.82(F).

A copy of the proposed ordinance is available for public inspection at the office of the Village Fiscal Officer during regular business hours. Council will consider the ordinance at its meeting on August 10th, 2026.”

**SECTION 2.** This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of the Village, to ensure the Village’s continuous obligation to regulate the safe and lawful consumption of alcoholic beverages is upheld, wherefore, this Resolution shall take effect and be in force immediately upon its passage.

1st reading \_\_\_\_\_ 2nd reading Suspended 3rd reading Suspended

Passed in Council this 8<sup>th</sup> day of June, 2026

Vote: \_\_\_\_\_

Attest: \_\_\_\_\_  
Bobbie Curry, Fiscal Officer

\_\_\_\_\_  
Brent Hofstetter, Council President

Approved: June 8, 2026

\_\_\_\_\_  
Kelly Hoffee, Mayor

CERTIFICATE OF FISCAL OFFICER

IT IS HEREBY CERTIFIED that the foregoing is a true and correct transcription of a resolution adopted by the Council of Village of Millersburg, Holmes County, Ohio in session this 8th day of June 2026.

**VILLAGE OF MILLERSBURG**  
**ORDINANCE NO. 102-2026**

**AN ORDINANCE AMENDING THE HOURS OF OPERATION FOR THE VILLAGE OF MILLERSBURG, OHIO DESIGNATED OUTDOOR REFRESHMENT AREA (DORA) TO INCLUDE SUNDAYS, PURSUANT TO OHIO REVISED CODE SECTION 4301.82.**

**WHEREAS**, Village Council previously established a Designated Outdoor Refreshment Area ("DORA") by Ordinance No. 2025-102; and

**WHEREAS**, Ohio Revised Code Section 4301.82(F) authorizes the legislative authority of a municipal corporation to modify public health and safety requirements for a DORA as determined necessary by the legislative authority; and

**WHEREAS**, Village Council has determined that modification of the hours of operation for the DORA to include Sundays is in the best interests of the Village and will continue to adequately protect public health and safety; and

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF MILLERSBURG, HOLMES COUNTY, OHIO:**

**SECTION 1. AMENDMENT OF DORA HOURS OF OPERATION.**

The public health and safety requirements previously adopted by the Village of Millersburg, Ohio Designated Outdoor Refreshment Area are hereby amended to revise the hours of operation as follows:

**Existing Hours:**

Thursday through Saturday: 11:00 a.m. to 11:00 p.m. excluding the weekend of Boo in the Burg.

**Amended Hours:**

Thursday through Sunday: 11:00 a.m. to 11:00 p.m. excluding the weekend of Boo in the Burg.

**SECTION 2. REMAINING REQUIREMENTS UNCHANGED.**

All other public health and safety requirements established for the DORA, including but not limited to boundaries, signage, security personnel, sanitation requirements, and container requirements, shall remain in full force and effect.

### **SECTION 3. NOTICE REQUIREMENTS SATISFIED**

Pursuant to ORC Section 4301.82(F)(2), notice of the proposed Ordinance amending the hours of operation has been published in one newspaper of general circulation in the Village of Millersburg, Ohio prior to the adoption of this Ordinance.

### **SECTION 4. NOTICE TO STATE AGENCIES.**

The Fiscal Officer is authorized and directed to provide notice of this amendment and the revised public health and safety requirements to the Ohio Division of Liquor Control and the Investigative Unit of the Ohio Department of Public Safety as required by ORC Section 4301.82 (F)(3).

### **SECTION 5. LEGAL COMPLIANCE**

Nothing in this Ordinance shall be construed to authorize or permit any act in violation of Ohio law or any rule or regulation promulgated by the Ohio Division of Liquor Control or the Ohio Department of Public Safety. All liquor permit holders operating within the Designated Outdoor Refreshment Area shall remain subject to and in full compliance with applicable state law, including but not limited to the requirements of Ohio Revised Code Chapters 4301 and 4303, the terms and conditions of their individual liquor permits, restrictions imposed by local option elections, and all applicable licensing requirements for the lawful sale of beer and intoxicating liquor. The amendment of DORA hours of operation to include Sundays does not independently authorize the sale of alcoholic beverages on Sundays, and no such sales shall occur except in strict compliance with applicable Ohio law.

### **SECTION 5. SEVERABILITY.**

If any provision, section, or clause of this Ordinance is held invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions, which shall remain in full force and effect.

### **SECTION 6. EFFECTIVE DATE.**

This Ordinance shall take effect and be in force at the earliest period allowed by law.

Notice of this Ordinance shall be published in the Wooster Daily Record and/or the Holmes County Bargain Hunter once per week for two (2) consecutive weeks as required by the Ohio Revised Code.

1st reading \_\_\_\_\_ 2nd reading \_\_\_\_\_ 3rd reading \_\_\_\_\_

Passed in Council this \_\_\_\_ day of \_\_\_\_\_ 2026

Vote: \_\_\_\_\_

Attest: \_\_\_\_\_  
Bobbie Curry, Fiscal Officer

\_\_\_\_\_  
Brent Hofstetter, Council President

Approved: \_\_\_\_\_

\_\_\_\_\_  
Kelly Hoffee, Mayor