

The Council of the City of Centerville, County of Montgomery, State of Ohio, met on Monday, June 19, 2017, at 7:30 P.M. in the Council Chambers of the Centerville Municipal Building. The meeting was opened with an Invocation given by Caleb Ingram of the Declare Worship Community and the Pledge of Allegiance to the Flag with Mayor Brooks Compton presiding. Councilmembers and City Staff were present as follows:

Councilmembers Belinda Kenley
 John Beals
 Mark Engert
 John Palcher
 Joanne Rau
 Bill Serr
Clerk of Council Carin Andrews
City Manager Gregory Horn
Finance Director Jonathan Hudson
City Planner Andrew Rodney
Economic Development Administrator Nathan Cahall
Public Works Director Doug Spitler
City Engineer Jim Brinegar
Chief of Police Bruce Robertson
Community Resources Coordinator Maureen Russell Hodgson
Municipal Attorney Scott Liberman

The minutes of the following meetings had been distributed prior to this meeting:

Council Meetings: May 15, 2017.

Work Session Meetings: May 15, 2017.
 June 1, 2017.
 June 5, 2017.
 June 12, 2017.
 June 15, 2017.
 June 16, 2017.

Mr. Palcher made a motion for approval of the minutes, as distributed. Mr. Beals seconded the motion, and it passed with 7 ayes. Mrs. Kenley abstained from the vote on the minutes of June 12, 2017, and Mrs. Rau abstained from the minutes of May 15, 2017.

In Communications, Mrs. Andrews reported a letter of resignation from Ginny Strausburg of the Arts Commission.

Mayor Compton welcomed Mr. Caleb Ingram, Executive Director of the Declare Worship Community, who shared information on the "Declare" event scheduled at Stubbs Park on June 30 at 7:00 P.M. This event has a goal of raising \$10,000 for the non-profit group "Food2Go".

The Mayor presented Certificates of Recognition to Coaches Karen Hardie, Susan Ralston and the members of the Tower Heights Middle School Science Olympiad team for their accomplishments in winning the 2017 State of Ohio Championship for the first time in Tower Heights history and in ranking 17th in national competition.

Mayor Compton, Mr. Horn, and Police Chief Bruce Robertson congratulated and thanked Detective Dan Osterfeld on his retirement after 36 years of commendable service. They recognized Lt. Matt Brown with a *Distinguished Service Award*, the second highest honor within the Police Department, for his work as commander over the records communication division and as the program manager for the integration of the West Carrollton Police Department dispatching.

Chief Bruce Robertson read citations for Sgt. James Shanesy and Officer Scott Thomas, before the Mayor presented each of them with a Medal of Honor for their actions on February 2, 2017, reacting to the threat of a shooter on Virginia Avenue. Sgt. Shanesy and Officer Thomas credited the excellent training provided by the Centerville Police Department for the positive outcome of this potentially deadly situation. Mr. Horn expressed sincere gratitude for all our officers who risk their lives day-to-day for the betterment of this community.

The Board of Architectural Review annually honors a business or a home with the Mayor's Preservation Award. Mr. Ed Ross, Chair of the BAR, announced this year's winners were Jerry and Hylde Strange, 650 East Alex-Bell Road. Mr. Ross pointed out the extraordinary efforts of Mr. and Mrs. Strange in beautifully restoring this historical landmark, before Mayor Compton presented a framed certificate and an artist's rendering of their home.

Mr. Serr read the Scleroderma Awareness Month Proclamation, and Mayor Compton invited Mrs. Demeshia Trice, a representative of the Scleroderma Foundation, to the podium. Mrs. Trice shared information about the Scleroderma Foundation, a support group that has been in existence since 2007. The Foundation is hosting a family fun run/walk on Saturday, August 5, 2017 at Fairborn Community Park. Further information may be obtained at www.scleroderma.org/steppingoutgreaterdayton.

Mayor Compton administered the Oath of Office for the Arts Commission to Michelle Van Huss and Allen Ely.

Under the Mayors report, Mayor Compton reminded everyone of the Americana Festival on July 4, 2017.

Mayor Compton noted that Mr. Horn will be retiring in early July and that Council wished to honor him for his contributions to the community during his twenty-five years as the City Manager of Centerville. Mayor Compton stated the City is significantly better because of Mr. Horn's planning and foresight. Some of his major contributions included the Golf Club at Yankee Trace, Police Headquarters, a new Public Works Center, a rejuvenated downtown, and the renovation of Benham's Grove. Mr. Horn guided improvements such as the beautification of entryways to the City and the construction of the Veterans Memorial at

Stubbs Park, the Kroger Marketplace, Cornerstone of Centerville and Miami Valley Hospital South. Former colleagues—Mayor Mark Kingseed, Mayor Sally Beals, Deputy-Mayor Doug Cline and Councilmember Dr. Paul Gresham—each spoke highlighting Mr. Horn’s career of public service and his personification of “Progress and Stability.”

Mr. Horn thanked the Mayor, Council and Staff and gave credit to former City Manager Darryl Kenning for building a firm foundation for the City. Mr. Horn noted he had worked with over 20 members of Council and 4 Mayors. He complimented the commitment of all the Councilmembers and the staff.

At approximately 9:00 P.M. Mayor Compton requested a short break to celebrate Mr. Horn’s retirement with refreshments.

When the meeting reconvened at 9:20 P.M. with Councilmember reports, Mr. Beals shared the Miami Valley Regional Planning Commission received the bronze TELLY Award for a branding campaign that included three television commercials. He also reported he and Councilmember Rau along with their spouses will visit Bad Zwischenahn, Germany, in July as part of the Sister City’s 2017 exchange.

In the City Manager’s report, Mr. Horn made several announcements. The renewal of the employee health insurance plan will have only a 1.27% premium increase, with all coverage levels staying the same. He noted paving throughout the City was ongoing, and it was a record year for the number of miles to be resurfaced. He pointed out East Franklin Street was to be completely resurfaced before the July 4th Americana Festival Parade.

Mr. Cahall outlined the community calendar for the months of July and August.

There being no standing committee reports, Mayor Compton explained the Consent Agenda contained routine procedural and administrative matters the Council had discussed in Work Sessions.

- A. Ordinance Number 17-17, An Ordinance Authorizing The Submission To A Vote Of The Qualified Electors Of The City Of Centerville Amendments To The Charter Of The City Of Centerville, Ohio, And To Place The Same On The Ballot At the General Election For November 7, 2017 (Set For Public Hearing July 10, 2017).
- B. Resolution 28-17, A Resolution Enacted By The City Of Centerville, Ohio, Hereinafter Referred To As The Legislative Authority/Local Public Agency Or “LPA” In The Matter Of The MOT-Clyo Road Resurfacing Phase 1 Project, PID No. 105951.
- C. Resolution 29-17, A Resolution Authorizing The City Manager To Enter Into An Agreement Between The City Of Centerville And City of Kettering Relating To The Hewitt Avenue Bikeway Connector Project, PID No. 105751.
- D. Resolution 30-17, A Resolution Appointing An Interim City Manager.

- E. Resolution 31-17, A Resolution Authorizing The Amendment Of The Chief Of Police's Contract Commencing October 27, 2014.
- F. Resolution 32-17, A Resolution Authorizing The City Manager, On Behalf Of The City Of Centerville, To Execute An Agreement Between The City Of Centerville And The Centerville City School District For The Presence Of Police Officers In School Buildings.
- G. Resolution 33-17, Resolution Authorizing The City Manager To Enter Into An Agreement By And Among The Miami Valley Communications Council And The Cities Of Centerville, Germantown, Kettering, Miamisburg, Moraine, Oakwood, Springboro and West Carrollton For The Operation Of A Tactical Crime Suppression Unit.
- H. Resolution 34-17, A Resolution Authorizing And Directing The City Manager To Enter Into An Agreement With Vectren Energy Delivery Of Ohio Inc. Regarding Properties Located at 9955 and 9973 Yankee Street And Granting An Easement For Water And Sewer Lines Across City Property In Exchange For Improvements And Maintenance Of The Driveways And Related Purposes.
- I. Resolution 35-17, A Resolution Authorizing and Directing The City Manager To Enter Into The First Amendment To The Economic Development (PIR) Grant Agreement With Total Quality Logistics, LLC,.
- J. Resolution 36-17, A Resolution Declaring Specific Property No Longer Utilized By The City of Centerville As Surplus Property And Authorizing The City Manager To Dispose Of Said Surplus Property In Accordance With The Guidelines Stated Herein.
- K. Resolution 37-17, A Resolution Authorizing and Directing The City Manager To Execute A Memorandum Of Understanding With The Yankee Trace Community Association, Inc. To Clarify The Responsibilities Of The Parties For Maintenance And Replacement Of Mutually Beneficial Structures, Features And Appurtenances.
- L. Performance Bond Release - 6270 Far Hills Avenue.
- M. Reappointment as Follows:
Frank Holloway – Board of Architectural Review – 3 year term.

Mr. Liberman explained Item A. would set an Ordinance for Public Hearing at a special meeting on July 10, 2017. The purpose of the Ordinance is to act on the recommendations of the appointed Charter Commission. Suggested revisions include the following:

- Adding references to Greene County as the site of the City
- Addressing vacancies in the office of both the Mayor and Deputy Mayor
- Changing notice for special meetings
- Clarifying the use of Resolutions

- Modifying requirements for publishing ordinances
- Eliminating the expiration of emergency ordinances
- Replacing “competitive exams” for hiring with “competitive processes”
- Establishing a new section enabling Council to make non-substantive changes to the Charter in the future

In order to place the Charter revisions on the November ballot, the Charter Ordinance must be approved by at least five members of Council and be submitted to the Board of Elections prior to August 9, 2017.

Upon request, Mr. Horn talked about Item C., D. and K. For Item C., he discussed the cooperation between Centerville and Kettering on the Ironhorse Trail. The two cities have obtained federal grant funds for 2021, which will be used to extend the Ironhorse Trail eastward along Whipp Road and the south side of Hewitt, then across Bigger Road southward to transverse the interstate highway. For Item D., per the Charter Council must name an interim City Manager to fill the gap between his retirement and the employment of a new City Manager. Mr. Horn recommended Mrs. Jennifer Wilder, Human Resources Manager, to take on those duties. Item K. would authorize an agreement with the Yankee Trace Community Association defining the responsibilities for improvements and maintenance of appurtenances, features and structures within the Yankee Trace Community. Mr. Horn and staff worked with Mr. Jack Kindler, the president of the Yankee Trace Community Association Inc., to formalize what had been an informal understanding between the parties and to reduce the potential for future disagreements.

Mrs. Rau requested an explanation of the Tactical Crime Suppression Unit, since legislation supporting it was on the agenda. In response, Mr. Horn reported the Tactical Crime Suppression Unit or “TCSU” was established in 1981 and has representation from law enforcement in all of the member cities of the Miami Valley Communications Council. The TCSU allows police departments to share intelligence, equipment, manpower and resources in cost effective ways.

Mr. Serr sponsored the Consent Agenda and moved for its approval. Mrs. Rau seconded the motion. The motion passed unanimously, 7-0.

Old Business

PUBLIC HEARING: ORDINANCE NUMBER 10-17
AMEND REGULATIONS FOR TEMPORARY SEASONAL GARDEN CENTERS

Mr. Rodney provided the Staff presentation regarding Ordinance No. 10-17 which amends Article 9.05 of the Unified Development Ordinance to allow for the operation of one seasonal garden center per location per calendar year for 180 consecutive days of operation without a 60-day waiting period between 90-day periods of operation, as is currently the requirement. Planning Commission voted for approval with a 7-0 vote at its meeting on March 28, 2017.

Mayor Compton opened the Public Hearing.

Thomas Bednarczyk 1005 Steven Circle, New Carlisle, owner of the Gardenland currently doing business on West Spring Valley Road, addressed Council. He stated he appreciated Council's consideration of this Ordinance and reported he had signatures of support from hundreds of his customers.

Seeing no other individuals come forward, Mayor Compton closed the Public Hearing.

Mrs. Kenley sponsored Ordinance Number 10-17 and moved that it be passed. Mr. Serr seconded the motion, and the Ordinance was passed with a 7-0 vote.

PUBLIC HEARING: ORDINANCE NUMBER 12-17
BOARD AND COMMISSION APPOINTMENTS TO BE ELECTORS

Mr. Liberman explained that Ordinance 12-17 will be codifying a City policy requiring all members of City boards and commissions to be electors of the City of Centerville. A review of ordinances establishing the individual boards and commission showed a lack of consistency. Mr. Liberman stated this ordinance would make the stipulation uniform. An exception to this could occur only if there was something in the Charter or State law that allows otherwise, such as the regulations for the Tax Appeals Board as outlined in House Bill 5.

Mayor Compton opened the Public Hearing, and seeing no one come forward, closed the Public Hearing.

Mr. Palcher inquired as to whether all members of Arts Commission are currently required to be electors, to which Mr. Liberman answered in the affirmative.

Mr. Palcher sponsored Ordinance Number 12-17 and moved that it be passed. Mrs. Rau seconded the motion. The Council unanimously passed the Ordinance with a 7-0 vote.

PUBLIC HEARING: ORDINANCE NUMBER 14-17
VACATE EASEMENTS FOR ALLURE PROJECT – LOOP ROAD

Mr. Rodney gave the presentation on Ordinance No. 14-17 reminding Council that the members passed an Emergency Ordinance at its May meeting to vacate the easements to which the City has rights on the old Showcase Cinema property at 6751 Loop Road in order to facilitate the closing on the property for the construction of The Allure. This regular Ordinance would make that action permanent. The outdated easements would be replaced with the new easements when the record plat is officially recorded, after closing.

Mayor Compton opened the Public Hearing, seeing no one come forward he closed the Public Hearing and called for a motion for approval.

Mr. Beals sponsored Ordinance No. 14-17 and moved that it be passed. Mrs. Kenley seconded the motion, and the Ordinance was passed with a 7-0 vote.

There being no citizens' comments or New Business, each Councilmember shared sentiments, extended well wishes and expressed gratitude to Mr. Horn. The Mayor then handed the gavel to Mr. Horn and requested that he adjourn the meeting. The meeting was adjourned at 10:15 P.M.

The next meeting of the Centerville City Council was scheduled as a Special Meeting on Monday, July 10, 2017, at 7:30 P.M.

Approved: 
Mayor

ATTEST: 
Clerk of Council