

ORDINANCE NO. 15-89
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Bernard M. Samples ON THE
21st DAY OF August, 1989.

AN ORDINANCE CREATING A CENTERVILLE
HISTORICAL COMMISSION; PROVIDING FOR
DUTIES FOR SAID COMMISSION; PROVIDING FOR
MEMBERS OF SAID COMMISSION AND SETTING
TERMS.

THE MUNICIPALITY OF CENTERVILLE HEREBY ORDAINS:

Section 1. Preamble and Purpose.

The City of Centerville, recognizing its unique historical heritage which has evolved since its founding in 1796, hereby declares as a matter of public policy that the preservation of its historic landmarks and the perpetuation of its historical and cultural heritage promotes the best interests of the general health, safety and welfare of the citizens of Centerville.

In accordance with the foregoing preamble, the purpose of this Ordinance is to:

1. Provide for a commission which is especially interested in and qualified to undertake such programs as will promote the historical and cultural heritage of the City of Centerville.
2. Protect existing historic landmarks in the City of Centerville.
3. Promote the use of and protect historical sites within the City of Centerville.

Section 2. Establishment of the Centerville Historical Commission.

A. Creation.

In order to execute the purposes declared in this Ordinance, there is hereby created a Commission to be called the Centerville Historical Commission "CHC".

B. Number of Members.

The CHC shall consist of seven (7) members appointed by the City Council.

C. Composition.

In considering appointments or re-appointments to the CHC, the City Council shall attempt to achieve the following CHC composition:

1. Three (3) members appointed based upon nominations received from the Centerville Historical Society.
2. Three (3) members appointed by the City Council whether or not nominated by the Centerville Historical Society.
3. One (1) member recommended to the City Council which member shall be deemed appointed unless a majority of the City Council votes to reject said appointment at its next regular Council meeting held after having received notice of said recommendation. In the event the Council rejects a recommendation from the CHC, it shall communicate said rejection to said CHC which shall thereupon make such additional recommendations which may be necessary to secure an acceptable appointment.
4. The City Manager shall serve as an ex officio non-voting member.

In the event the CHC members cannot agree on a nominee, the City Council shall make such appointment without a recommendation.

D. Residency.

Any resident of Washington Township, Montgomery County, Ohio, shall be eligible for appointment to the CHC whether or not a resident of the City of Centerville.

E. Term of Office.

Members of the CHC shall serve four (4) year terms; provided, however, that initially a member appointed on the basis of a nomination from the Centerville Historical Society and a member appointed by the City Council without the nomination of the Centerville Historical Society being required shall expire each year during the first four (4) years of the existence of the Commission. Thereafter, members shall serve full four (4) year terms. The member appointed on the basis of the CHC recommendation shall serve a four (4) year term.

F. Compensation.

Members of the CHC shall serve without compensation.

G. Vacancies.

City Council shall appoint a new member to fill the unexpired term of any CHC member whose place has become vacant and the method of appointment shall be the same as the method followed to appoint the member whose term becomes vacant.

H. Removal From Office.

Removal from office shall be in accordance with the provisions of the Charter of the City of Centerville, Ohio.

Section 3. Rules of Procedure for the Centerville Historical Commission (CHC).

A. Officers.

A chairperson shall be appointed by the City Council from the members of the CHC. A vice chairperson and a secretary shall be elected by the CHC from its own members.

B. Terms of Officers.

The chairperson, vice chairperson and secretary shall serve a one (1) year term of office.

C. Meetings.

The members of the CHC shall hold as many meetings as may be necessary to carry out their duties.

D. Quorum.

Four (4) members of the CHC shall constitute a quorum for the transaction of business.

E. Minutes of Meetings.

The Secretary of the CHC shall keep a record, which shall be open to the public, of its resolutions, proceedings, substantive arguments, and actions.

F. Public Meetings.

All meetings of the CHC shall be open to the public. Persons attending a meeting of the CHC shall be given the

Opportunity to speak for or against any application before the CHC. In all respects, the CHC shall comply with the Sunshine Law of the State of Ohio as may be modified from time to time by the City Council.

G. Conflicts of Interest.

No member of the CHC shall vote or participate in the discussion of any question before the CHC in which he or she has a personal or pecuniary interest. All members of the CHC are subject to the City of Centerville Code of Ethics.

H. Additional Rules of Procedure.

The CHC may adopt additional rules of procedure as it deems necessary to conduct its business.

Section 4. Duties and Powers of the Centerville Historical Commission (CHC).

A. Education of the Community.

The CHC shall have the power and duty to undertake programs to inform the citizenry about the historical heritage of the community and to achieve full utilization of the Walton House and other historic sites assigned to it by the City Council.

B. Walton House Management.

The care, preservation and management of the Walton House shall be the duty of the CHC. The CHC may delegate any of said duties to the staff provided for herein. Scheduling of events at the Walton House or any other historic site assigned to it by the City Council shall be a duty of the CHC; provided, however, that the Centerville Historical Society shall have the paramount right to use the Walton House on dates it schedules for meetings of its membership and its Board of Trustees.

C. Additional Powers.

The CHC shall have all additional powers granted by the City Council.

Section 5. Staff Assistance to the Centerville Historical Commission (CHC).

The City Manager may designate staff member(s) as necessary to assist the CHC including, but not limited to such

staff members as may be required to assist in maintaining the Walton House and other historic sites assigned by the City Council to the jurisdiction of CHC.

Section 6. This Ordinance shall become effective from and after the earliest date allowed by law.

PASSED THIS 21st day of August, 1989.

Shirley F. Heintz
Mayor of the City of
Centerville, Ohio

ATTEST:

Constance J. Cooper
Clerk of Council, Acting
City of Centerville, Ohio

Janet A. Ruppel
Pres. Centerville Historical
Society Aug 23, 1989
3:15 P.M.

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance No. 15-89, passed by the Council of the City of Centerville, Ohio on the 21st day of August, 1989.

Constance J. Cooper
Clerk of Council, Acting

Approved as to form, consistency
with existing ordinances, the
charter & constitutional provisions.

Department of Law
Robert N. Farquhar
Municipal Attorney

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