

The Council of the City of Centerville, County of Montgomery, State of Ohio, met on Monday, December 16, at 8:00 P.M. in the Council Chambers of the Centerville Municipal Building. The Meeting was opened with an Invocation given by Pastor Jon Gibson of Living Hope Church and the Pledge of Allegiance with Mayor Kingseed presiding. Council Members and City Staff were present as follows:

Deputy Mayor	Brooks Compton
Council Members	John Beals
	Douglas Cline
	Paul Gresham
	Belinda Kenley

Clerk of Council Debra James  
City Manager Gregory Horn  
Police Chief Bruce Robertson  
Finance Director Steven Hinshaw  
Planner Andrew Rodney  
Public Works Director Robert James  
City Engineer Douglas Spittler  
Assistant to the City Manager Jennifer Wilder  
Assistant to the City Manager Kristen Gopman  
Community Resources Coordinator Maureen Russell Hodgson  
Municipal Attorney Scott Liberman

Dr. Gresham made a motion to excuse Mr. Singer. Mr. Beals seconded the motion. The motion passed 6-0.

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

Council Meeting - November 18, 2013.

Work Session Meetings – November 18, 2013.

December 02, 2013.

December 09, 2013.

Mr. Compton made a motion for approval of the minutes, as distributed. Mr. Beals seconded the motion. The motion to approve the minutes passed with six ayes

Mrs. James announced she had received a communication from JoAnne Rau resigning from the Planning Commission and from Robert Vines resigning from the Sister City Committee. She also announced that she had received a communication from the Clerk of the Montgomery County Commissioners requiring her to present a certified copy to Council of the entire record annexation proceedings for 13.8 acres between Paragon Road and Yankee Trace Drive as requested by Yankee Trace Woods, LLC, from Washington Township into the City of Centerville. She reported that a resolution accepting the annexation was on the Consent Agenda for this meeting.

Mayor Kingseed administered the oath of office to Brooks Compton, John Palcher and JoAnne Rau. The new terms for these members of Council begin January 1, 2014.

Police Chief Bruce Robertson presented Lifesaving Awards to Officer Jared Rhoten and Ms. Jacqueline Horne. Ms. Horne was driving behind an 82 year old gentleman when his truck veered off the road and struck a tree. After she and a student from Centerville High School, were able to get him out of his truck, Ms. Horne immediately performed CPR on this man and within seconds Officer Rhoten arrived and was able to provide shock through AED. Chief Robertson explained they eventually restored life to this gentleman.

Mayor Kingseed called forward youth director Erin Haligowski and youth from Epiphany Lutheran Church to commend them for service to the community during the Rake and Run project. Members fanned out over the community to rake leaves for shut-ins and others who had difficulty completing the work. Mayor Kingseed presented a certificate of recognition to the group.

Mayor Kingseed announced the winners of the Holiday Lighting Awards by the City Beautiful Commission. The holiday business award went to 252 West Salon and Medspa at 252 W. Franklin Street. The following are the Residential Holiday Lighting Award winners:

Chris and Crystal Meyer, 6900 Penridge Drive.  
Stephen and Cathleen Worley, 5520 Red Coach Road.  
Joan and Paul Brammer, 8299 Station House Road.  
Charles and Kimberly Baerman, 55 Gulfwood Court.  
Alicia and Scott Maney, 999 Fawn Lea Court.  
Eric Heigel, 9207 Shawhan Drive.  
Jacob Gibson and Whitney Sharp, 1713 Heritage Lake Drive.

In the Mayor's Report, Mayor Kingseed and the Council honored Doug Cline and Jim Singer, the two outgoing Councilmembers. Mr. Cline had been on Council 15 years and Jim Singer for 36 years. Mayor Kingseed thanked both Mr. Singer and Mr. Cline and read proclamations honoring them. Mr. Singer was not able to be in attendance.

Mr. Horn reported the following during his City Manager's Report:

A Farewell Dinner will be held at Yankee Trace on January 16, 2014 for Mr. Singer and Mr. Cline. With Mr. Singer's tenure of 36 plus years made him the longest-sitting elected official currently in Montgomery County. He wished both Mr. Singer and Mr. Cline the best and thanked them for all of their efforts and sacrifices on behalf of the City of Centerville.

Mr. Horn noted that Steve Feverston, City Planner, is retiring after 34 plus years. An Open House will be held on January 23, 2014 at Yankee Trace. Mr. Feverston's career has intertwined with the tenures of Councilmembers Singer and Cline. Mr. Horn noted that together with the two Council Members Singer and Cline, and Mr. Feverston, 85 years of institutionalized knowledge are departing from the City.

The Ohio Department of Development Services recently announced winners for the Local Innovation Grant Awards. Three loans were given out statewide and ten grants. Oakwood, Kettering and Centerville in cooperation with their school systems and libraries were selected for one of the ten grants. The \$100,000 grant will assist the communities in examining ways to improve efficiency further through better telecommunication efforts and interconnectivity of fiber optics in our communities.

The City received a 100 percent rating from the Miami Valley Risk Management Association (MVRMA) following its 2012/2013 Safety Performance Evaluation Checklist assessment. This is the fifth consecutive year Centerville has achieved the highest rating.

Centerville Police Department was also recognized for 100% compliance with established Best Practices in Law Enforcement from MVRMA.

The Miami Valley Communications Council Municipal Training Academy recently announced its 2013 Exceptional Commitment to Employee Training and Safety Award. Centerville was also acknowledged for having the highest participation rate across the 17 training programs offered by the Municipal Training Academy.

Captain Mark Casey of the Centerville Police Department received an Exceptional Instructor Award in the MTA Supervisor Training Program.

Mr. Horn attended the Miami Valley Risk Management Association's 25<sup>th</sup> Anniversary luncheon. This group was one of the first organizations of its type in Ohio for insurance pooling of casualty, property, liability and auto risks. Centerville joined this organization approximately ten years ago. To date, Centerville has received back over \$247,000 in rebated insurance premiums based upon our excellent safety record.

A reception was held earlier this evening for Mr. John Doll, an outgoing School Board representative who is leaving his position after 21 years.

The Cornerstone of Centerville project is continuing to move forward. Equipment has been mobilized to clear vegetation and remove trees in that area. He stressed is that there will be a visual difference along Wilmington Pike because the vast majority of those trees are going to be cleared for this development and the widening of Wilmington Pike.

Ms. Gopman outlined code violations and resolutions for the month of November 2013, as well as the community calendar for the coming month.

Mayor Kingseed explained that the Consent Agenda contains routine procedural and administrative matters which the Council had discussed in Work Sessions. Council Members read the Consent Agenda items into the record, before Dr. Gresham sponsored the following items and moved for their approval.

- A. Approval of 2014-2018 Capital Improvement Program.
- B. Ordinance Number 21-13, An Ordinance To Make Appropriations For The Current Expenses And Other Expenditures Of The City Of Centerville, State Of Ohio, During The Fiscal Year Ended December 31, 2014, be set for Public Hearing on January 27, 2014.
- C. Ordinance Number 23-13, An Ordinance to Repeal Ordinance Number 22-12 In Its Entirety And To Establish Class Titles, Pay Ranges, Grades, Rates Of Pay, And Regulations For Employees Of The City Of Centerville, Ohio, be set for Public Hearing on January 27, 2014.
- D. Ordinance Number 25-13, An Ordinance To Repeal Ordinance Number 24-12 In Its Entirety And To Establish Class Titles, Pay Ranges, Grades, Rates Of Pay, And Regulations For Employees Associated With The Food Service, Maintenance

And/Or Golf Operations Of The Golf Club At Yankee Trace, City Of Centerville, Ohio. (Set for Public Hearing January 27, 2014)

- E. Ordinance Number 27-13, An Ordinance To Repeal Ordinance Number 26-12 In Its Entirety And To Establish The Personnel Manuals Of The City Of Centerville, be set for Public Hearing on January 27, 2014.
- F. Ordinance Number 28-13, An Ordinance Approving The Editing And Inclusion Of Certain Ordinances And Resolutions As Parts Of The Various Component Codes Of The Codified Ordinances; Providing For The Adoption And Publication Of New Matter In The Updated And Revised Codified Ordinances; And Repealing Ordinances And Resolutions In Conflict Therewith be set for Public Hearing on January 27, 2014.
- G. Ordinance Number 29-13, An Ordinance To Approve The Application To Create A Community Entertainment District For Cornerstone Of Centerville North, be set for Public Hearing on January 27, 2014.
- H. Resolution Number 54-13, A Resolution Authorizing The Amendment Of The City Manager's Contract Commencing January 1, 2014.
- I. Resolution Number 55-13, A Resolution Requesting Advances Out Of The Current Collection Of Real Estate, Personal Property And Estate Taxes Assessed And Collected On Behalf Of The City Of Centerville.
- J. Resolution Number 56-13, A Resolution Accepting The Annexation Of 13.8± Acres Of Property From Washington Township To The City Of Centerville.
- K. Resolution Number 57-13, A Resolution Supporting A Community Challenge To Encourage Regional Sustainability And The Dayton Regional Green Initiative.
- L. Resolution Number 58-13, A Resolution Supporting The Learn To Earn Dayton Initiative For Montgomery County.
- M. Resolution 59-13, A Resolution Authorizing The City Manager To Enter Into A Contract With The Kleingers Group For The Wilmington Pike Phase 1 Project.
- N. Resolution 60<sup>DPG</sup>13, A Resolution Accepting The Bid Submitted By Lake Erie Golf Cars, LLC For The Purchase Of Golf Carts For The Golf Club At Yankee Trace In The City Of Centerville And To Authorize The City Manager To Enter Into A Contract In Connection Therewith.
- O. Appointments to be Made as Follows:  
Cindy Monter Clay as Chair to the Sister City Committee – 1 year.  
Mary Pizza as Vice-Chair to the Sister City Committee- 1 year.



Chris Von Handorf as a Member to the Board of Architectural Review for a three year term.

Mr. Cline seconded the motion for the Consent Agenda. Mayor Kingseed recused himself from the vote on Item "J" because of a conflict of interest. The motion passed unanimously, except for Mayor Kingseed abstention from the vote on Item "J".

#### ORDINANCE NUMBER 15-13: ORDINANCE FOR FEES, RULES, REGULATIONS AND COMPENSATION AT THE GOLF CLUB AT YANKEE TRACE

Mrs. Wilder gave the staff report on the changes at the Golf Club at Yankee Trace. She recommended only a few minor updates for the 2014 Golf Fees, Rules and Regulations; no rule changes were suggested. She asked that the 18-hole junior weekday rates be increased by \$1.00, that a Mid-Day option be added to the Annual Membership Program and that the discounted Vintage rate go back to the original pricing now that golfers were more familiar with the newer part of the course.

Mr. Compton sponsored Ordinance Number 15-13, An Ordinance To Amend Ordinance Number 17-12, Adopting All Fees, Rules and Regulations Associated With The Golf Club At Yankee Trace And Providing Compensation For Golf Professionals, and moved for its approval. Mrs. Kenley seconded the motion. The motion passed 6-0.

#### ORDINANCE NUMBER 16-13: UDO UPDATES FOR STANDARDS FOR SUBDIVISIONS AND LANDSCAPING

Mr. Rodney gave the background for the requested text changes that amend Articles 5.09, 5.11, 9.13, 9.23, 9.25 and 9.33 to improve clarity for staff and the public by reducing duplicity, reordering the material and adding revised language to reduce conflicts. Included are updates to Table 5-A on Development Approvals and the UDO sections defining the process for approvals of major subdivisions, preliminary plats, record plats, minor subdivisions and landscape plans. Some sections are reserved for future use, in order to minimize revisions. He advised that the Planning Commission had recommended the changes to City Council at the Planning Commission Meeting on October 29, 2013.

Mr. Compton sponsored Ordinance Number 16-13, An Ordinance Amending Ordinance 14-08, Chapter 1216 Of The Centerville Municipal Code, The Unified Development Ordinance For The City of Centerville, Ohio, To Amend The Standards For Subdivisions And Landscaping, and moved for its approval. Mr. Cline seconded the motion. The motion passed with six ayes.

#### ORDINANCE NUMBER 17-13: UDO UPDATES FOR TEXT AND MAP AMENDMENTS, LAND USES, SIGN FACE MATERIALS AND DEFINITION OF PAVED SURFACE

Mr. Rodney explained that this ordinance would make more substantive changes than the previous one. Several text changes were included. New language would be added to Article 5.07(f) to allow the City Planner or his designee, with the advisement of our Municipal Attorney, to make minor text changes to the UDO which would not change the meaning of the ordinance.

Included would be extra punctuation marks, misspellings, and indentation errors. These housekeeping measures would not necessitate a formal public hearing before the Planning Commission and the City Council.

The other changes dealt with Articles 9.15, 9.39 and 9.53. This is a consolidation of language that had been in different parts of the Ordinance, referring to permitted projections into setback areas. Examples are things like eaves, cornices, minor architectural elements.

Articles 9.29, and Article 11 have changes that will clarify the definition of Paved Surface and remove superfluous definition language from the UDO text. A recent court case from Vandalia pointed out the need for these changes. Gravel was determined to be an approved hard paved surface, but that was not the intention of this particular definition. Gravel, dirt, and grass, would not be permitted as paved surfaces. We removed definitions of "Paved Surface" everywhere but in Article 11, the Definition Section.

Article 9.51 defines permitted sign face materials, making it clear to the public and the development community what sign face materials are permitted within the City. Permitted materials are very similar to those one sees in the Architectural Preservation District. The new standards for temporary real estate signs take the language from single-family and duplex and add it to multi-family buildings as well, making it a little more restrictive.

Dr. Gresham sponsored Ordinance Number 17-13, An Ordinance Amending Ordinance 14-08, Chapter 1216 Of The Centerville Municipal Code, The Unified Development Ordinance For The City Of Centerville, Ohio To Amend The UDO Text And Map Amendment Provisions, Supplemental Standards For Residential Land Uses, Sign Face Materials And Definition Of Paved Surfaces, be passed. Mr. Beals seconded the motion. The motion passed with six ayes.

#### ORDINANCE NUMBER 18-13: UDO UPDATES FOR DEVELOPMENT APPROVAL PROCEDURES, PARKING AND LOADING STANDARDS, AND SIGN STANDARDS

Mr. Rodney explained the recommendations for updates to the development approval procedures in the Unified Development Ordinance. Staff suggested changing the amount of time the Planning Commission is able to table an item from sixty days with the consent of the applicant to a specific future date with or without the consent of the applicant. The members of the Planning Department also felt that all sidewalks used as wheel stops (parking blocks) should be a minimum of 6.5 feet wide. A third item would allow the permitted area of wall signs for a building with multiple frontages to be spread over more than one frontage. The fourth item included in the Ordinance was the clarification of the definition of a "building frontage." Mr. Rodney advised that the Planning Commission had recommended approval to City Council at its meeting on September 24, 2013.

Mr. Jack Wysong, 664 Legendary Way, asked whether the change in the sidewalk requirements would apply to existing sidewalks. Mr. Rodney clarified that the ordinance would apply to new construction.

Mr. Beals sponsored Ordinance Number 18-13, An Ordinance Amending Ordinance 14-08, The Unified Development Ordinance For The City Of Centerville, Ohio To Amend The Development Approval Procedures, The Parking And Loading Standards And The Sign Standards In Order To Clarify The Language Of Various Sections Of The Unified Development Ordinance. Mr. Cline seconded the motion. The motion passed with six ayes.

#### ORDINANCE NUMBER 19-13: EMERGENCY ORDINANCE FOR APPROPRIATIONS TO COMPLETE FISCAL YEAR 2013

Mr. Horn noted that, each year in December, supplemental appropriations must be passed as final expenditures in various accounts are calculated for the current calendar year. He noted that Dr. Hinshaw has provided a budget revision memo that charted the various changes and revisions.

Dr. Gresham sponsored Ordinance Number 19-13, An Emergency Ordinance To Amend Ordinance Number 20-12 To Make Appropriations For The Current Expenses And Other Expenditures Of The City Of Centerville, State Of Ohio, During The Fiscal Year Ended December 31, 2013, be passed. Mr. Compton seconded the motion. The motion passed with six ayes.

#### ORDINANCE NUMBER 20-13: EMERGENCY ORDINANCE FOR APPROPRIATIONS FOR FISCAL YEAR 2014

Mr. Horn noted that the formal presentation on annual appropriations will be given at the next regularly scheduled meeting, since Council had voted to set Ordinance Number 21-13 for Public Hearing on January 27, 2014. Included will be the Operating Budget for 2014 and the first year of the Capital Improvement Program.

Dr. Gresham sponsored Ordinance Number 20-13, An Emergency Ordinance To Make Appropriations For The Current Expenses And Other Expenditures Of The City Of Centerville, State Of Ohio, During The Fiscal Year Ended December 31, 2014, be passed. Mrs. Kenley seconded the motion. The motion passed with six ayes.

#### ORDINANCE NUMBER 22-13: EMERGENCY PAY ORDINANCE FOR CITY OF CENTERVILLE EMPLOYEES FOR 2014

Mr. Horn briefly explained the pay ordinances for both City employees and Yankee Trace. The formal presentations of these annual updates will be at the January meeting with the Public Hearing for Ordinance No. 23-13. The measure would allow the City to function in the interim.

Mr. Beals sponsored Ordinance Number 22-13, An Emergency Ordinance To Repeal Ordinance Number 22-12 In Its Entirety And To Establish Class Titles, Pay Ranges, Grades, Rates Of Pay, And Regulations For Employees Of The City Of Centerville, Ohio be passed. Dr. Gresham seconded the motion. The motion passed with six ayes.

ORDINANCE NUMBER 24-13: EMERGENCY PAY ORDINANCE FOR  
YANKEE TRACE EMPLOYEES FOR 2014

The formal presentation on this annual update will be at the January meeting with the Public Hearing for Ordinance No. 25-13. The emergency ordinance would allow the Golf Club at Yankee Trace to function in the interim.

Mr. Beals sponsored Ordinance Number 24-13, An Emergency Ordinance To Repeal Ordinance Number 24-12 In Its Entirety And To Establish Class Titles, Pay Ranges, Grades, Rates Of Pay, And Regulations For Employees Associated With The Food Service, Maintenance And/Or Golf Operations Of The Golf Club At Yankee Trace, City Of Centerville, Ohio, be passed. Mr. Compton seconded the motion. That motion passed with six ayes.

ORDINANCE NUMBER 26-13: EMERGENCY ORDINANCE FOR THE PERSONNEL  
MANUALS FOR CITY EMPLOYEES AND YANKEE TRACE EMPLOYEES

Mr. Horn noted that the personnel manuals are updated each year and the changes are usually minor in nature and many times they are in accordance with changes in State or Federal law. The Public Hearing will be held at the January meeting when Ordinance No. 27-13 is considered. A full report of the changes will be presented by Ms. Ginger Yonak at that time. The emergency ordinance would put the changes into effect for the interim.

Mr. Cline sponsored Ordinance Number 26-13, An Emergency Ordinance To Repeal Ordinance Number 26-12 in Its Entirety And To Establish The Personnel Manuals Of The City Of Centerville, be passed. Mr. Compton seconded the motion. The motion passed with six ayes.

There being no further business, the meeting was adjourned. Mayor Kingseed wished everyone a great holiday season.

Approved: C. Michael Kingseed  
Mayor

ATTEST: Debra A. James  
Clerk of Council