

# RECORD OF PROCEEDINGS

Minutes of *City Council*

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held *September 19*20 *11*

The Council of the City of Centerville, County of Montgomery, State of Ohio, met on Monday, September 19, 2011, at 8:00 P.M. in the Council Chambers of the Centerville Municipal Building. The Meeting was opened with an Invocation given by Reverend Teri Begley of Harvest Point Church of God and was followed by the Pledge of Allegiance with Mayor Mark Kingseed presiding.

Councilmembers and City Staff were present as follows:

Deputy Mayor	Doug Cline
Councilmembers	John Beals
	Brooks Compton
	Paul Gresham
	Belinda Kenley
	James Singer

Clerk of Council Debra James

City Manager Gregory Horn

Finance Director Steven Hinshaw

City Planner Steven Feverston

Public Works Director Robert James

City Engineer Douglas Spitler

Operations Manager Mary Lou Pence

Assistant to the City Manager Jennifer Wilder

Assistant to the City Manager Kristen Gopman

Economic Development Administrator Nathan Cahall

Community Resources Coordinator Maureen Russell-Hodgson

Municipal Attorney Scott Liberman

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

Council Meetings                      August 15, 2011.

Work Session Meetings              August 15, 2011.

September 12, 2011.

Mr. Singer moved that the minutes of the foregoing meetings be approved as distributed. Mr. Cline seconded the motion. The motion passed with seven ayes. For the record, Mr. Compton noted that he was not present for the meetings of August 15, 2011, and Mr. Beals abstained from the vote on the work session of September 12, 2011.

Major Kingseed greeted Mr. Richard Carr, President of the Library Board, who spoke of the library levy on the November ballot. The 3 mill levy is a combination of a 2.7 mill replacement levy and a new .3 mill operating levy. The last levy requesting additional millage was about 10 years ago. Issue 9 will be their levy at the November election.

Mayor Kingseed administered the Oath of Office to Ms. Joanie Haverstick as a member of the Arts Commission and thanked her for her willingness to serve, before swearing in Mr. Phil McLaughlin as a member of the Stormwater Drainage Task Force.

Mayor Kingseed welcomed members of the Friends of Benham's Grove, a group that has been instrumental in enhancing this City-owned landmark over the years. Ms. Gopman gave a

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Powerpoint presentation showing the newest project, a brick plaza, during construction. Mayor Kingseed read a certificate of recognition and thanked the Friends of Benham's Grove for their help with the funding for the plaza that can be used as a floor for a large tent. A formal dedication is scheduled for Tuesday, October 18 at 4:45 p.m.

Mayor Kingseed thanked all the homeowners within the City of Centerville who maintain their homes with distinction, before Patty Kraft explained the work of the City Beautiful Commission and welcomed the winners of the Summer Residential Landscape Awards. Pictures of the homes were shown as the winners who were present came forward.

### June

Mike and Sandy Palmer	1973 Home Path Court
Wayne and Beck Moore	6121 Park Ridge Drive
Richard and Mary O'Connor	1425 Seminary View Drive
Paula Willey	255 Bethel Road
David and Beth Fischer	874 Deer Run Road
Sean and Rita Dohr	9770 Rose Arbor Drive
Beverly Steinbicker	1050 Charter Place

### July

Russell and Linda Brown	6767 Nestle Creek Lane
Don and Connie Monnin	5384 Royalwood Drive
John and Gayle Havert	8217 Station House Road
Bobby and Marlene Vance	160 Weller Avenue
Bob and Nancy Yowell	157 Bradstreet Road
Walter And Sue Schenk	220 Island Lake Court
Andy and Kristine Harmon	1258 Waters Edge Drive

### August

Gretchen Browning	6470 Hollowview Trail
Pat Kinzig	760 East Whipp Road
Mike and Cathy Gill	2205 E. Centerville Station Road
Arthur and Alma Miller	144 Tuxworth Road
Kathleen Lawrence	7360 Caribou Trail
Doug and Beckie Hulings	320 Village Square Drive
Tom Miltner	1299 Courtyard Place

Council recessed for a reception in the law library in honor of the winners of the awards. Each winning household was presented an engraved decorative stone.

Following the recess, Mayor Kingseed welcomed Mr. Martin Kim of the Miami Valley Regional Planning Commission who made a presentation on the comprehensive land use study that has been ongoing over the past several years. In his update, Mr. Kim noted that Phase III is the final phase of the Going Places initiative. The Miami Valley Region has many assets for use

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in creating a vibrant region. The Going Places process created a Concentrated Development Vision whereby development would be concentrated around regional assets and in areas that have the public infrastructure to support it. Preservation of agricultural land and other open spaces are priorities. Mr. Kim said that our region needs to come together with a shared vision in order to compete in a global marketplace. Going Places seeks approval from the MVRPC Board of Directors for the 2040 Regional Growth Framework, a 30-year visioning process. Staff from MVRPC will be visiting other area jurisdictions and asking for endorsement of the Concentrated Development Vision.

In the Mayor's Report, Mayor Kingseed noted the following:

He participated in the ribbon cutting for the new Wellness Center at St. Leonards. Offering recreational and exercise activities for anyone age 55 or older who wishes to become a member, the Wellness Center is very impressive and open to the public. He encouraged residents to tour the new facility and congratulated St. Leonards for its continued growth.

In the City Manager's Report, Mr. Horn shared the following:

He reminded residents that the moratorium has ended that permitted yard signs that were popping up around the community after the hailstorm in May. At this time, company signs are allowed while the construction is going on but need to be removed once the work has been completed.

He shared concerns about youth gathering at the intersection of Main and Franklin Streets. It has come to the City's attention through officials at the elementary and middle schools that there is on-going concern about safety in that area especially on Friday afternoons in the Fall and Spring. Large numbers of middle school age students are mainly unsupervised for an hour or more so that issues occur with horseplay, pushing and darting in and out of traffic. Although the City will continue to monitor this situation in co-operation with the police department and school officials, he encouraged parents to be aware of their children's whereabouts, to instruct them to stay away from the intersection and to drive by to see the problems for themselves.

Mrs. Gopman outlined code violations and their resolutions for the month of August, 2011, and presented the community calendar for the coming weeks. She covered items such as the Farmers Market, Beggars Night, brush disposal, leaf collection and recycling.

Mrs. Kenley expressed that the Centerville Citizen Police Academy has been interesting and fun for her husband and herself. They are starting week three of an eleven week commitment. It has been a terrific experience and she highly encourages others to participate. Also she thanked the Library and the League of Women Voters for the Voters Fair that they sponsored the past weekend.

Mr. Cline mentioned that he had attended a 9/11 Memorial at Normandy Elementary School on September 9. He thanked the staff and Mrs. Phyllis Reed, the music director. A number of first responders were present and attendees were able to personally thank them. Mr. Cline noted that the majority of the students were not even alive when 9/11 occurred.

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Dr. Gresham shared that he participated in the Kalamian Memorial Golf Outing that was held on Monday, September 12 at The Golf Club at Yankee Trace. He congratulated the Centerville Police Department and the staff at Yankee Trace for putting on an outstanding event in honor of our policeman, John Kalamian, who was killed while on duty.

Mr. Beals attended meetings for the National League of Cities last week; he is a member of the Energy, Environment and Natural Resources Steering Committee. He has asked the EENR Committee in Washington, D.C. to provide solar energy information to our Planning Department, so we can see what other communities are doing nationwide.

Mayor Kingseed explained that the Consent Agenda contains procedural and administrative matters. Approval of these issues will be as a group with one motion being made. Items may be removed from the Consent Agenda by request of any Councilmember without the requirement of a second. Councilmembers took turns reading the items on the Consent Agenda, before Mr. Beals sponsored the following items and moved for their approval:

- A. Resolution Number 34-11, A Resolution Accepting The Amounts And Rates As Determined By The Budget Commission And Authorizing The Necessary Tax Levies And Certifying Them To The County Auditor (Tax Year 2011/2012.
- B. Resolution Number 35-11, A Resolution Authorizing And Directing The City Manager To Enter Into An Economic Development (PIR) Grant Agreement With AeroSeal, LLC.
- C. Resolution Number 36-11, A Resolution Accepting The Bid Submitted By Beau Townsend Of Vandalia, Ohio For The Purchase Of Two 2-Wheel Drive Pickup Trucks And Authorizing The City Manager To Enter Into A Contract In Connection Therewith.
- D. Resolution Number 37-11, A Resolution Accepting The Bid Submitted By Germain Ford Of Columbus, Ohio For The Purchase Of Two 4-Wheel Drive Pickup Trucks And Authorizing The City Manager To Enter Into A Contract In Connection Therewith.
- E. Resolution Number 38-11, A Resolution Accepting The Bid Submitted By L.J. DeWeese Company, Inc. For The Concept East Ditch Maintenance Project In The City Of Centerville And Authorizing The City Manager To Enter Into A Contract In Connection Therewith.
- F. Resolution Number 39-11, A 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.
- G. Resolution 40-11, A Resolution Declaring Specific Property No Longer Utilized By The City Of Centerville As Surplus Property And Authorizing The City

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Manager To Dispose Of Said Surplus Property In Accordance With The  
Guidelines Stated Herein.

Mr. Compton seconded the motion. The motion passed with seven ayes.

PUBLIC HEARING: ORDINANCE NUMBER 13-11, AMENDING THE UDO  
NOTIFICATION OF PUBLIC HEARINGS FOR APPEALS WITH FIRST CLASS  
MAIL AND INCREASING THE PERCENTAGE REQUIRED FOR MAINTENANCE  
BONDS

Mr. Feverston explained the proposed text amendment that the Planning Commission recommended to City Council in order to make two corrections to the Unified Development Ordinance. The first item updates the notification requirements for Public Hearings of Appeals to Council, changing the UDO wording from "certified mail" to "first class mail" for announcements to neighbors within 500 feet. The intent was always for use of first class mail; "certified mail" was an error. The second matter is under *Article 9.17 Guarantee of Construction and Installation of Improvements* section for a change in the maintenance bond amount. The current 4% maintenance bond amount would be changed to 10% to cover costs more realistically if the developer defaults on correcting problems that show up after a project is finished.

Dr. Gresham sponsored Ordinance Number 13-11, An Ordinance Amending Ordinance 14-08, Chapter 1216 Of The Centerville Municipal Code, The Unified Development Ordinance For the City of Centerville, Ohio, and moved for its approval. Mr. Beals seconded the motion. The motion passed with seven ayes.

There being no further business, the meeting was adjourned.

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

Mayor

ATTEST: \_\_\_\_\_

Clerk of Council