

RECORD OF PROCEEDINGS

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held May 17 2010

The Council of the City of Centerville, County of Montgomery, State of Ohio, met on Monday, May 17, 2010, at 8:00 P.M. in the Council Chambers of the Centerville Municipal Building. Mr. Compton, who was presiding in the absence of Mayor Kingseed, welcomed Mr. Cline back to the Council after medical leave. Mr. Cline thanked everyone for patience and the support of cards, telephone calls, prayers and meals. The Meeting proceeded with an invocation given by Pastor John Bradosky and with the Pledge of Allegiance to the Flag.

Councilmembers and City Staff present were as follows:

- Deputy-Mayor Doug Cline
- Councilmembers John Beals
- Brooks Compton
- Paul Gresham
- Belinda Kenley
- Assistant Clerk of Council Julia Weaver
- City Manager Gregory Horn
- Finance Director Steven Hinshaw
- Public Works Director Rob James
- City Engineer Douglas Spitler
- Assistant to the City Manager Jennifer Wilder
- Assistant to the City Manager Kristen Gopman
- City Planner Steve Feverston
- Economic Development Administrator Nathan Cahall
- Municipal Attorney Scott Liberman

Dr. Gresham moved to excuse Mayor Kingseed and Mr. Singer from the Council Meeting. Mr. Beals seconded the motion. The motion passed with five ayes.

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

- Council Meeting April 19, 2010.
- Work Session Meetings April 19, 2010.
- May 03, 2010.
- May 10, 2010.

Mrs. Kenley moved that the minutes of the foregoing meetings, as distributed, be approved. Dr. Gresham seconded the motion. The motion passed with five ayes. Doug Cline abstained from the vote on the minutes of April 19 and May 10; Dr. Gresham abstained from the minutes of May 10; Mr. Compton abstained from the minutes of the meeting on May 3, 2010.

Councilmember Compton invited Mary Higgins forward to be honored for her long-term service to the City. Mrs. Higgins has been volunteering for more than twenty-four years in a variety of capacities—especially with activities at Benham’s Grove and City Beautiful Commission projects. Mr. Compton read the certificate of recognition and presented it to her. Mr. Feverston used a PowerPoint presentation to show some photos of Mary Higgins’ work with the City of Centerville. Council thanked her for her efforts.

Mr. Compton welcomed Jim, Nancy and Emily Weir representing Step Forward, a fundraiser for research, education and awareness of tuberous sclerosis, a disease causing

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tumors in multiple body systems. Mr. Beals read a proclamation declaring May 22, 2010, to be Tuberos Sclerosis Complex Awareness Day in the City of Centerville. Mr. Weir invited everyone to participate in a Walkathon fundraiser on that date at Centerville High School. Mr. Weir noted that research for tuberous sclerosis is linked to research for a whole variety of diseases since tuberous sclerosis affects so many systems of the body. Mr. Compton presented the proclamation to the Weir family.

Mr. Compton administered the oath of office to Phillip McLaughlin as a member of the Sister City Committee and thanked him for volunteering.

Betty Lou Carney, Arts Commission Member and coordinator of the Farmers Market poster contest, explained the background related to the contest before Mrs. Wilder stated that the market runs downtown each Thursday from May 27 until October 28 at the Cross Point Vineyard Church parking lot on Maple Ave. She introduced Ms. Ashley Coleman, the art teacher from Tower Heights Middle School who used the contest as a project for her students and connected the art contest with what the students were learning about healthy eating choices. Mr. Compton read a certificate of recognition for Ms. Coleman before she introduced the winners from each grade level who were present as follows:

- Overall winner: Melanie King, and 1st place, seventh grade
- 1st place, eighth grade, Drew Marcum
- 2nd place, seventh grade, Noah Hickey
- 1st place, sixth grade, Sarah Abrams
- 3rd place, sixth grade, Maggie Miller

Each student received Farmers Market gift cards and a certificate of recognition.

In the Mayor's Report, Mr. Compton asked Mrs. Kenley to read a proclamation declaring May 16-22 to be National Public Works Week in the City of Centerville. Mr. James noted that National Public Works Week is an annual celebration of the pervasiveness of the work of the department. The efforts of these employees are "above, below and all around" the citizens. He stated that Centerville is fortunate to have competent and dedicated Public Works' employees.

Mr. Compton announced that the free Summer Concert series is finalized and, starting June 13, will run each Sunday at 7 p.m. at Stubbs Park with some additional concerts also scheduled.

The City recently celebrated Arbor Day by planting a tree for Arbor Day. Centerville has been a Tree City for twenty-four consecutive years.

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

The dedication of the new Public Works Center on June 13 from 1-4 p.m. is indirectly related to Public Works Week. A short dedication ceremony will be at 3:00 p.m. Planned activities include displays of large equipment, demonstrations and refreshments. Everyone is encouraged to attend.

Tom Imwalle, a thirty year employee of the Public Works Department, recently retired; Grace Averitt, who has been a receptionist at the Municipal Building for over twenty years, will be retiring at the end of May.

The Kroger project on S. Main Street is progressing, and an announcement should be forthcoming soon.

Street reconstruction is ongoing in Black Oak South.

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Mrs. Gopman outlined code violations and their resolutions for the month of April 2010, as well as the community calendar for May and June. She noted changes in RV regulations that go into effect July 15, 2010. All owners must register their RV's with the City. Registration may be done online on the City's website. There will be no grandfathering when the new regulations begin.

During the Standing Committee Reports, Mrs. Kenley thanked the Arts Commission for its work to set up the summer concert series and noted that Mark Taylor had been reappointed as Chairman.

Mr. Cline shared that the Bicycle Rodeo at the Police Department had been a successful and educational event. He thanked the staff and volunteers who participated.

Dr. Gresham commended the young people involved in Youth in Government Day. He encouraged everyone who had not seen the broadcast of the meeting to watch a replay because the students were so impressive.

Mrs. Kenley referred to the DARE graduation at John Hole School and commended School Resource Officer Rob Markham. Mr. Cline noted that Ronnie Bowling, the former DARE officer, had recently suffered a heart attack and wished him a speedy recovery.

Mr. Beals brought up the Furry Scurry event at Miami Valley South Hospital that was sponsored by the Humane Society of Greater Dayton on May 8, 2010.

Mr. Compton explained that the Consent Agenda contains procedural and administrative matters that have been discussed during Council Work Sessions. Approval of these issues will be as a group with one motion being made. Councilmembers read aloud the titles of the Consent Agenda items before Mr. Beals sponsored the following legislation and moved that it be passed:

- A. Ordinance 7-10, An Ordinance Amending Ordinance 14-08, The Unified Development Ordinance For The City Of Centerville, Ohio, Amending Table 9.1, Permitted Land Uses In The Base Zoning Districts, To Allow A Funeral Home As A Conditional Use In The Office Planned Development And Industrial Planned Development Zoning Districts And Modify The Noticing Requirements For Vacation of Street, Alley Or Easements, be set for Public Hearing On June 21, 2010.
- B. Ordinance 9-10, An Ordinance Amending Ordinance Number 14-08, Chapter 1216, The Unified Development Ordinance, To Rezone 7.599 Acres Of Land, More Or Less, Located at 6661 Clio Road And 6690 Centerville Business Parkway, From I-PD, Industrial Planned Development, to O-PD, Office-Planned Development Zone Classification, be set for Public Hearing on June 21, 2010.
- C. Ordinance 10-10, An Ordinance Adopting An Amendment To The City Of Centerville's Public Records Policy To Limit The Number Of Records Transmitted By U.S. Mail, be set for Public Hearing on June 21, 2010.

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- D. Ordinance 11-10, An Ordinance Amending Ordinance No. 18-09, Establishing The Personnel Manuals For The City Of Centerville, To Add Section 4.21 Leave Donation Policy To The City Of Centerville Personnel Manual, be set for Public Hearing on June 21, 2010.
- E. Resolution 19-10, A Resolution Authorizing The City Manager To Enter Into An Independent Contractor Agreement With Michael J. Malone As Market Manager For The On-Site Management Of Centerville's Farmers Market.
- F. Resolution 20-10, A Resolution Recognizing The Efforts Of The Miami Valley Regional Planning Commission, Its Staff And Members, For Completing The Condition Assessment Phase Of Going Places – An Integrated Land Use Vision For The Miami Valley Region.
- G. The Kroger Company Major Use Special Approval/Variiances Location: Northwest Corner Of South Main Street (S.R. 48) And Sheehan Road, Modifications of MUSA/Variiances to Grant An Extension to December 31, 2010.
- H. The Highlands at Yankee Trace, Section 2 Performance Bond Reduction from \$81,214.00 to \$68,964.00.
- I. Reappointment of Paul Clark as Chairman to the Planning Commission for a term of one year.

Dr. Gresham seconded the motion. The motion passed with five ayes.

PUBLIC HEARING FOR ORDINANCE NUMBER 08-10: AUTHORIZING JOINT NEGOTIATION WITH OTHER CITIES FOR ELECTRIC STREET LIGHTING SERVICES

Mr. Horn explained that the City of Centerville is able to join other cities in the area through MVCC to negotiate favorable rates for the energy requirements and maintenance of street lights. It is hoped that the joint effort will result in better rates. No one came forward to comment during the Public Hearing. Mr. Cline sponsored Ordinance Number 08-10, An Ordinance Expressing The City's Intent To Negotiate Jointly With Other Cities In The Region On One Price Schedule Under Which Electric Light Services Shall Be Furnished To The Residents Of The City For The Purpose Of Street Lighting, and moved that it be passed. Dr. Gresham seconded the motion. The ordinance passed with five ayes.

There being no further business, the meeting was adjourned.

Approved: *Raymond Cline*
Deputy Mayor

ATTEST: *Julia M. Weaver*
Clerk of Council