

RECORD OF PROCEEDINGS

Minutes of COUNCIL

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held September 1820 06

The Council of the City of Centerville, County of Montgomery, State of Ohio, met on Monday, September 18, 2006, at 8:00 P.M. in the Council Chambers of the Centerville Municipal Building. The Meeting was opened with an Invocation given by Pastor John Bradosky of Epiphany Lutheran Church, and the Pledge of Allegiance to the Flag, with Deputy Mayor Douglas C. Cline presiding. Councilmembers and City Staff present were as follows:

Councilmembers Brooks Compton
 Robert Corbin
 Paul Gresham
 Susan Lienesch
 James Singer

Clerk of Council Debra James
 City Manager Gregory Horn
 Finance Director Mark Schlagheck
 City Planner Steve Feverston
 Public Works Director Robert James
 City Engineer Douglas Spitler
 Assistant to the City Manager Jennifer Wilder
 Management Analyst Kristen Gopman
 Municipal Attorney Scott Liberman

Dr. Gresham moved that Mayor Kingseed be excused from this meeting. Mrs. Lienesch seconded the motion. The motion passed unanimously.

In light of the illness of Mayor Kingseed and his extended medical leave, Mr. Corbin moved that Councilmember Jim Singer be appointed Temporary Chairman in the absence of both the Mayor and the Deputy Mayor. Dr. Gresham seconded the motion. The motion passed unanimously.

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

Council Meeting	- August 21, 2006.
Work Session Meetings	- August 21, 2006.
	- September 11, 2006.

Mr. Corbin moved that the minutes of the foregoing meetings, as distributed, be approved. Mr. Compton seconded the motion. The motion passed unanimously; however Dr. Gresham abstained from the minutes of the Work Session held on September 11, 2006, as he was out of town.

Mrs. James announced the resignations of Frank Sullivan as a member of the Sister City Committee and Julius Brewster, Jr., as a member of the Centerville Arts Commission. She announced that she had received a communication from the Clerk of the Greene County Commissioners requiring her to present a certified copy to Council of the entire record of the annexation proceedings of the Dille Laboratories Corporation annexation requesting annexation of 173.181 acres, more or less, from Sugarcreek, Township, Greene County, to the City of Centerville.

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Deputy Mayor Cline administered the Oath of Office to City Beautiful Commission member, Leah Ann Dabbelt. He also administered the Oath of Office to Sister City Committee member, Larry McVey.

Deputy Mayor Cline honored the Friends of Benham's Grove for their efforts in creating the "Celebration Garden" and presented a Certificate of Appreciation to Dede Bethke, President of Friends of Benham's Grove. The Board Members present were asked to come forward to be recognized and to have a picture taken.

Mrs. Linda Meily, Chairman of the City Beautiful Commission, presented the Centerville Business Pride Award for September to Carriage Trace Condominiums, 6089 Singletree Lane. This program is sponsored by the City Beautiful Commission.

Mrs. Meily also presented engraved decorative stones to the Summer Landscape Award winners for 2006. The winners were invited for a reception in the Law Library.

Summer Landscape Award Winners - 2006:

- Barbara J. Sullivan, 6944 Crossbrook Drive.
- Dave and Pat Malas, 5385 Royalwood Drive.
- The Cole Family, 8045 Station House Road.
- Joe and Irene Bitzko, 1495 Ambridge Road.
- Bobby and Marlene Vance, 160 Weller Avenue.
- Fred and Else Schiller, 206 Laurel Oak Drive.
- Eric and Judy Dunham, 9458 Bonnie Ann Place.
- Bob and Doris Mays, 364 Yankee Trace Drive.
- Lowell and Marilyn Mills, 6572 Atterbury Court.
- Dave and Diane Chance, 1436 Delynn Drive.
- Gerald and Carol Sherman, 7410 Forest Brook Blvd.
- Ed and Marian Sensenbaugh, 163 Freyn Drive.
- Rohn and Claudia Craig, 9805 Pawnee Pass.
- Pamela and Paul Anglin, 517 Yankee Trace Drive.
- Sonny and Gloria Herbert, 892 Hyde Park Drive.
- Silvia and Leonardo Canessa, 2314 Severn Lane.
- Charlene Schilling, 640 Whipp Road.
- Harold and Tanya McGinnis, 7818 Braewood Trail.
- Caren and Richard Van Vleck, 7790 Stanley Mill Drive.
- Ed and Anita Blair, 135 Bristol Drive.
- John and Charlene Zengel, 226 Pleasant Hill Drive.
- Judy Wenzler, 255 East Franklin Street.
- Jan and Ted Frederick, 430 Island Lake Court.
- Judy and Tim Lange, 1225 Club View Drive.

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Mr. Steve Husemann, the Executive Director of the Miami Valley Communications Council, was present at the meeting to introduce himself in his new role. He invited everyone to the Open House on Wednesday, September 20, 2006 at the MVCC located at 1195 E. Alex-Bell Road. He also spoke briefly about some current projects of the Communications Council.

City Council recessed at this time for a short reception in the Law Library to honor the Landscape Award Winners.

When the Council Meeting reconvened, it was noted that the presentation by the Ohio Department of Natural Resources would be postponed until a future Council Meeting.

Deputy Mayor Cline announced the following events during his Deputy Mayor's report: A Memorial Service was held on Monday, September 11, 2006, at Normandy Elementary School where he participated in activities honoring those who died on September 11, 2001, and those who worked to save others. He stated that 9/11 is the kind of event for the younger generation that Pearl Harbor and the assassination of John F. Kennedy were for previous generations.

A "topping out ceremony" for the construction of Miami Valley South Health Center on Clio Road and Wilmington Pike was held on September 7, 2006, which he, Dr. Gresham and Mr. Corbin attended. The event marked the halfway point in the health center's construction. The CEO of Miami Valley Hospital announced that they will be expanding the number of services to be offered there.

Congratulations were extended to the golfers who participated in the Ninth Annual John P. Kalamian Memorial Golf Tournament. The tournament raises money for scholarships for students pursuing related careers in college or postgraduate work. Over \$65,000 has been raised in tournaments, and the money has helped 22 students.

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

An update was given on Mayor Kingseed, and best wishes and support were expressed to Mayor Kingseed and his family.

He introduced and welcomed Kristen Gopman, the new Management Analyst. Her duties include being the City's liaison to Benham's Grove and the Arts Commission, the coordinator for disaster preparedness, and the person responsible for updating the website.

He noted that articles have been in the news about a lawsuit filed by Sugarcreek Township against the City of Centerville. The annexation was initiated by the Dille Trust; and the Greene County Commissioners have approved the annexation. It was presented to Council earlier this evening for future action. Centerville Staff and Council representatives had been meeting with Sugarcreek officials to work out an equitable tax plan, but, because the issue is under litigation, he did not wish to comment further.

Mrs. Wilder outlined code violations and resolutions for the month of August, 2006, and she reviewed the community calendar for the coming month.

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Mr. Compton stated that the quarterly meeting of the Create the Vision Implementation Task Force will be on Wednesday, October 11, 2006, at 7:00 p.m. at the Fire Department on McEwen Road. Input from the public is always welcome.

Mr. Singer announced that there will be a Storm Water Drainage Task Force Meeting on Thursday, October 12, 2006 at 7:00 p.m. in the Law Library at City Hall, 100 West Spring Valley Road. He invited residents to come to the meeting or send input through the Clerk's Office which can be reached at 433-7151.

Dr. Gresham reported that he attended a meeting of the Human Development Policy Committee of the National League of Cities in Vancouver, Washington. The Committee has concerns about long-term health care for city workers and the No Child Left Behind Program.

Mr. Singer announced that he had attended the 30th Anniversary Celebration at the Grace Brethren Church on Social Row Road on Sunday, September 17, 2006.

Deputy Mayor Cline explained that the Consent Agenda contains procedural administrative matters. Approval of these issues would be as a group with one motion being made. Deputy Mayor Cline asked Mr. Horn to explain the Items on the Consent Agenda. Mrs. Lienesch moved that the following Consent Agenda items be approved minus Item "B".

- A. Resolution Number 40-06: 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.
- B. Resolution Number 46-06: A Resolution Authorizing A Reduction In The Fee To Be Paid To The City Upon The Sale Of Lot #380, Yankee Trace, Section 21-A. (WILL BE VOTED ON SEPARATELY AFTER THE CONSENT AGENDA).
- C. Resolution Number 41-06: A Resolution Accepting The Bid From The Morton Salt Company And Authorizing The City Manager To Enter Into An Agreement With The Morton Salt Company For The Purchase Of Highway Rock Salt For Snow And Ice Control For The City Of Centerville For The Year 2007.
- D. Resolution Number 42-06: A Resolution Accepting The Bid From Homestead Decor, Inc. And Authorizing The City Manager To Enter Into An Agreement With Homestead Decor, Inc. For Services Connected With Holiday Lighting For The City Of Centerville.
- E. Resolution Number 43-06: A Resolution Authorizing The City Manager To Prepare And Submit An Application To Participate In The Ohio Public Works Commission State Capital Improvement And/Or Local Transportation Improvement Program(s) And To Execute Contracts As Required (Forest Brook Boulevard Culvert).

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- F. Resolution Number 44-06: A Resolution Authorizing The City Manager To Prepare And Submit An Application To Participate In The Ohio Public Works Commission State Capital Improvement And/Or Local Transportation Improvement Program(s) And To Execute Contracts As Required (Eastern end of Centerville Station Road).
- G. Resolution Number 45-06: A Resolution Authorizing And Directing The City Manager To Enter Into A Contract With Danis Building Construction Co. For Construction Management Services.

Mr. Singer seconded the motion. The motion passed unanimously.

RESOLUTION NO. 46-06 YANKEE TRACE, LOT #380, SECTION 21-A

Council then addressed Item "B", the resolution concerning the per lot fee due to the City upon the sale of Lot #380, 1591 Old Haley Drive, in Section 21-A in Yankee Trace. Dr. Gresham recused himself from the discussion and vote. Mr. Horn gave a brief history of the issue. Deputy Mayor Cline pointed out that Council had previously refused a request for a variance of setbacks for this small lot, so only a much smaller than normal home would be able to be built. As an alternative, the Homeowners' Association negotiated the purchase of the lot from Great Traditions and Ryan Homes at a significantly reduced rate in order to dedicate it to green space. To facilitate the deal, the City was being asked to forego half of the per lot fee of \$10,330.84 or \$5,165.43. Mrs. Lienesch expressed concern about setting a precedent whereby the City would be expected to help homeowners' associations to designate green space with unsaleable lots. She felt Council should protect taxpayer dollars. Mr. Singer sponsored Resolution Number 46-06, A Resolution Authorizing A Reduction In The Fee To Be Paid To The City Upon The Sale Of Lot #380, Yankee Trace, Section 21-A, and moved that it be passed. Mr. Compton seconded the motion. The motion passed with four ayes in favor of the motion; Mrs. Lienesch voted no.

Mr. Corbin objected to Mr. Joseph Koussa coming before the Council as he believes the comments that he makes are not pertinent to the business of the Centerville Council.

Mr. Corbin left the meeting after his own comments.

Mr. Koussa, 1537 Beaver creek Lane, Kettering, Ohio, apologized for anything that he had done to offend Mr. Corbin. He asked God to bless the troops fighting for freedom around the world and to bring them home safely.

There being no further business, the meeting was adjourned. The next Council Meeting is scheduled for October 16, 2006.

Approved: 

Deputy Mayor

ATTEST: 

Clerk of Council