

# RECORD OF PROCEEDINGS

Minutes of *COUNCIL MEETING*

Meeting

DAYTON LEGAL BLANK CO. FORM NO. 10148

Held January 25, 1999

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The Council of the City of Centerville, County of Montgomery, State of Ohio, met on Monday, January 25, 1999, at 8:00 P.M. in the Council Chambers of the Centerville Municipal Building. The Meeting was opened with an Invocation given by Reverend Thomas Kuhn, City Chaplain and Pastor of the Church of the Incarnation, and the Pledge of Allegiance to the Flag, with Mayor Beals presiding. Councilmembers and City Staff present were as follows:

Deputy-Mayor	James Singer
Councilmembers	J. V. Stone
	Susan Lienesch
	James Reppert
	C. Mark Kingseed

Clerk of Council Marilyn McLaughlin

✕ Assistant Clerk of Council Peggy Whisman

City Manager Gregory Horn

Public Works Director Steve Weaver

City Planner Steve Feverston

Finance Director William Bettcher

✕ Municipal Attorney Robert Farquhar

✕ Assistant to the City Manager Kelly Fackel

Assistant Finance Director Mark Schlagheck

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

Council Meetings - December 21, 1998.

Council Work Sessions - December 21, 1998.

- January 11, 1999.

- January 19, 1999.

Mr. Reppert moved that the minutes of the foregoing meetings be approved, as distributed. Mrs. Lienesch seconded the motion. The motion passed unanimously.

Mr. Kingseed expressed appreciation on behalf of the entire City Council to the ten highly qualified candidates that came forth and submitted an application to fill the vacant seat on the Centerville City Council. It was a very difficult decision process. Mr. Kingseed moved that Douglas C. Cline be nominated to fill the seat on City Council vacated by Councilmember George O. Smith. Mr. Stone seconded the motion. The motion passed unanimously. Mayor Beals administered the Oath of Office to Councilmember Douglas C. Cline.

Mayor Beals administered the Oath of Office to Centerville Arts Commission Members Erica Chenoweth and JoAnn Ripley.

Mayor Beals introduced Centerville High School Band Director Wayne Markworth and Drum Majors Danielle Barnoski, Dan Tatalovich, and Andrew Carmichael of the Centerville High School Marching Jazz Band in attendance for this meeting. A Certificate of Congratulations was presented to the band recognizing their placement 5<sup>th</sup> in the Nation at Bands of America Grand National Championships on November 12-14, 1998 in Indianapolis, Indiana. Also presented by Mayor Beals was a Citation received from George Voinovich, Governor for the State of Ohio, recognizing this outstanding achievement within the music arena. On the 8<sup>th</sup> day of December, 1998, Mayor Beals presented key chains and medals "For Achievement of

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Achievement of Excellence" to 216 band members at the Centerville High School. A video of this event and a very short version of the band's performance in Indianapolis was shared with City Council and the viewing audience at this time. Mr. Markworth expressed appreciation to members of the band for their dedication and hard work.

Mayor Beals expressed appreciation to City Staff for the fine work in the removal of snow over the past two weeks and the removal of waste at a very difficult time.

Mayor Beals, during her State of the City Address, introduced members of Council, City Manager Gregory Horn and Clerk of Council Marilyn McLaughlin. She outlined the history of the City of Centerville over the past thirty years from the transformation of Centerville from a Village to City status. She highlighted the many events held and facilities constructed during this period of time. Mayor Beals pointed out the many improvements made in the Centerville community in 1998 and anticipated projects for 1999. She listed the many businesses that sought their location in Centerville in 1998. Also during her State of the City address, Mayor Beals detailed the many activities City Boards and Commissions have provided residents in the community and expressed appreciation to all members for their many volunteer hours.

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

A public information meeting has been scheduled by the Montgomery County Sanitary Engineering Department relative to the construction of a portion of the proposed Southeast Holes Creek Relief Sewer. This meeting will be held in the meeting room at the Washington Township Administration Building on Wednesday, January 27, 1999 beginning at 7:00 P.M.

Appreciation was extended to employees of the City's Public Works Department for the excellent removal of snow during the recent storm.

Anita Besco has been appointed Administrator of Benham's Grove to the position vacated by Judy Kunas.

Appreciation was expressed to all in the community that participated in the tribute held for fallen Centerville Police Officer John Kalaman and Fire Fighter Robert O'Toole on January 12, 1999.

The Issue Two District Four Integrating Committee will meet on February 3, 1999 to review applications for funding. Centerville has submitted an application for partial funding for the Alexandersville-Bellbrook Road widening project. Requested is \$692,000.00 which is approximately 17% of the estimated cost for phase one from Loop Road to Bigger Road.

## ORDINANCE NUMBER 1-99 ZONING ORDINANCE AMENDMENT THE FRANCISCAN AT ST. LEONARD REZONING

Mr. Feverston reviewed the Planning Commission meeting held January 12, 1999. The Planning Commission, by unanimous vote, recommended approval to City Council, the rezoning of 70.328 acres, more or less, said property being The Franciscan at St. Leonard. Mr. Horn advised this is a City Initiated rezoning to give acreage recently annexed to the City of Centerville, a City zone classification. Proposed is a change from Washington Township Agricultural zone classification to Centerville R-PD, Residential Planned Development, zone classification. Mr. Reppert moved that Ordinance Number 1-99, An Ordinance Amending Ordinance Number 11-86 Dated July 21, 1986, The Zoning Ordinance By Rezoning 70.328 Acres, More Or Less, From

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Washington Township Agricultural Classification To Centerville R-PD, Residential Planned Development Classification, be set for Public Hearing on March 15, 1999. Mr. Kingseed seconded the motion. The motion passed by unanimous vote.

## ORDINANCE NUMBER 35-98 1998 APPROPRIATIONS

The Public Hearing was held concerning Ordinance Number 35-98. Mr. Horn explained that each year during the month of December appropriations are adjusted and presented to City Council for approval. The revised appropriations include a net reduction of \$1,027,000.00. Mr. Horn outlined areas where the reductions have taken place. Mr. Reppert sponsored Ordinance Number 35-98, An Ordinance To Repeal Ordinance 27-98 In Its Entirety And To Make Appropriations For The Current Expenses And Other Expenditures Of The City Of Centerville, State Of Ohio, During The Fiscal Year Ending December 31, 1998, and moved that it be passed. Mr. Singer seconded the motion. The motion passed unanimously.

## ORDINANCE NUMBER 37-98, 1999 APPROPRIATIONS

The Public Hearing was held concerning Ordinance Number 37-98. Mr. Horn reviewed the Budget for the City of Centerville for the year 1999. It includes a beginning balance of \$13,429,461.00 and an ending balance of \$6,211,734.00. The difference between the beginning balance and the ending balance is a result of several large projects anticipated for 1999 in the City of Centerville. Mr. Horn outlined major revenue sources for 1999, projected income tax revenue and property tax revenue. He compared property tax rates from 1980 to the present time showing a decrease over the years. He identified total budgeted expenditures for 1999 at \$30,454,905.00 and explained the breakdown among funds. He reviewed receipts and expenditures anticipated at Yankee Trace, both golf and food service. Mr. Horn explained the Capital Improvement Program for 1999 with a total expenditure of \$9,418,050.00.

Upon questions of Adrian Rose, 104 Cushwa Drive, Mr. Horn advised that the original Budget for the year 1998 was \$25,803,000.00. Mr. Schlagheck pointed out that the actual revenue for 1998 was \$28,337,762.00 and the actual expenses were \$23,381,643.00. Mr. Horn explained the necessity for the amount of employees at Yankee Trace and in the Centerville Police Department. Mr. Rose recognized the Budget as a good document, both estimated receipts and expenditures.

In answer to a question by Mr. Reppert, Mr. Horn advised that \$13,000,000.00 in the Budget is for uncompleted projects such as Yankee Trace Special Assessments, Golf Course Debt Retirement, and encumbrances.

Mrs. Lienesch, on behalf of all residents, expressed concern with the level of funds contained in the Budget for the Centerville-Washington Township Historical Commission being \$120,000.00. She stated her non-support for this particular page in the Budget document. Mr. Horn reviewed the various Commission Expenditures and explained how and why they have changed over the years. He explained the fact that the \$120,000.00 in the Budget includes the share of Washington Township in the amount of \$60,000.00. The Township's \$60,000.00 is deposited in the City's General Fund and then passed through and paid out of the budget for the Historical Commission. The City of Centerville share is \$60,000.00 which is less than that appropriated for the Commission in 1998. Mr. Horn advised that revenue for the Historical Commission is used for maintenance of the Walton House and for City personnel. Upon question

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of Mrs. Lienesch, Mr. Horn outlined other expenditures for historical activities which are paid out of the General Fund, those being \$65,000.00 for the Asahel Wright House and \$25,000.00 for enhancements in the Architectural Preservation District. Mrs. Lienesch stated her displeasure with this amount of revenue being allocated for a particular area of interest. Mr. Horn explained the difference between the allocation of monies for Seniors Inc. and the Historical Commission, paid for by both the City of Centerville and Washington Township as follows: the City and Township pay directly to Seniors, Inc. due to the fact that Seniors is a separate entity; the Historical Commission is a City function operated by City employees and is paid through City funds. Mr. Horn advised that monies for the Centerville-Washington Township Historical Commission have been increased to provide more capabilities now that Commission functions extend into the Township. Mrs. Lienesch asked City Council to reconsider the City's support for the Historical Commission to place their appropriations in line with other Commissions. Mrs. Lienesch moved that the City emergency operate in 1999 until Council has further discussion relative to the Historical Commission. The motion died for want of a second.

Mr. Kingseed complimented Washington Township for their financial support to the Historical Commission; this support will benefit citizens in the City and Washington Township.

Mr. Singer pointed out that this increase in support is necessary because of expanded activities.

Mr. Reppert sponsored Ordinance Number 37-98, An Ordinance To Make Appropriations For The Current Expenses And Other Expenditures Of The City Of Centerville, State Of Ohio, During The Fiscal Year Ending December 31, 1999, and moved that it be passed. Mr. Kingseed seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

Mr. Singer complimented the City Staff for the preparation of the Budget document for the City of Centerville.

Ohio Representative Robert Corbin was present at this meeting to inform City Council and the listening audience that he introduced legislation in the Ohio General Assembly to recognize fallen Centerville Police Officer John Kalaman and Fire Fighter Robert O'Toole. A special sign will be unveiled by Mayor Beals, Washington Township Trustee President Joyce Young, the parents of John Kalaman, and the wife of Robert O'Toole, on Friday, January 29, 1999 at 2:00 P.M. in the Council Chambers of the Centerville Municipal Building. The Executive Director of the Ohio Department of Transportation Bill Harrison will present the sign to be unveiled.

## ORDINANCE NUMBER 39-98 PERSONNEL

The Public Hearing was held concerning Ordinance Number 39-98. Mr. Schlagheck reviewed this proposed Ordinance which provides a 3.4% increase in wages for certain employees associated with golf operations, maintenance, and food service at Yankee Trace. It also includes minor housekeeping changes and minor compensation adjustments for certain positions. Benefits have been adjusted for employees who work 25 hours or more per week. Mr. Reppert sponsored Ordinance Number 39-98, An Ordinance To Repeal Ordinance Number 31-97 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, and move that it be passed. Mr. Singer seconded the motion. The motion passed by unanimous vote of City Council.

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## ORDINANCE NUMBER 41-98 PERSONNEL

The Public Hearing was held concerning Ordinance Number 41-98. Mr. Schlagheck reviewed this proposed Ordinance which provides the following for other employees of the City of Centerville:

The addition of two Police Officers partially funded through the Cops Fast program.

Yankee Trace Club Manager (1/2 year).

Public Works Operation Manager (3/4 year).

3.4% increase in wages.

Minor housekeeping changes to employee benefits.

An increase in supplemental retirement from \$300.00 to \$320.00 per year of service for employees who are retiring that have met certain criteria and have served the City of Centerville. Mr. Stone sponsored Ordinance Number 41-98, An Ordinance To Repeal Ordinance Number 29-98 In Its Entirety And To Establish Class Titles, Pay Ranges, Grades, Rates Of Pay, And Regulations For Employees Of The City Of Centerville, Ohio, and moved that it be passed. Mr. Singer seconded the motion. The motion passed by unanimous vote.

Ms. Fackel presented activities that will take place in the Centerville/Washington Township during the next month.

## ORDINANCE NUMBER 2-99 GOLF FEES

Mr. Horn reviewed a proposed Ordinance to adopt an Executive Business Membership Program at The Golf Club at Yankee Trace. This program was instituted in 1998, but omitted from the 1999 golf fee Ordinance. Mrs. Lienesch sponsored Ordinance Number 2-99, An Emergency Ordinance Amending Ordinance Number 32-98 Which Adopted All Fees Associated With The Golf Club At Yankee Trace To Provide For The Inclusion Of An Executive Business Membership Program, and moved that it be passed. Mr. Kingseed seconded the motion. The motion passed unanimously.

## ORDINANCE NUMBER 3-99 GOLF FEES

Mr. Kingseed moved that Ordinance Number 3-99, An Ordinance Amending Ordinance Number 32-98 Which Adopted All Fees Associated With The Golf Club At Yankee Trace To Provide For The Inclusion Of An Executive Business Membership Program, be set for Public Hearing on February 15, 1999. Mrs. Lienesch seconded the motion. The motion passed by unanimous vote of City Council.

## ORDINANCE NUMBER 4-99 FLOOD DAMAGE PREVENTION

Mr. Horn reviewed a proposed Ordinance to provide flood damage prevention and to minimize public and private losses due to flood conditions for residents located in specific areas of the City of Centerville. Members of City Staff have been working with the Corp of Engineers, and with the Ohio Department of Natural Resources to make certain the City of Centerville is in compliance with the Federal Emergency Management Agency (FEMA) standards. This Ordinance provides that anyone in the Centerville community that is eligible can obtain flood damage insurance. Mr. Singer moved that Ordinance Number 4-99, An Ordinance Amending Ordinance Number 9-87, And Providing A Flood Damage Prevention Ordinance For The City Of

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Centerville, Ohio, be set for Public Hearing on February 15, 1999. Mrs. Lienesch seconded the motion. The motion passed by unanimous vote.

### RESOLUTION NUMBER 1-99 TAX ADVANCE

Mr. Horn reviewed a proposed Resolution to request an advance of real estate taxes assessed and collected for and on behalf of the City of Centerville, by the Montgomery County Auditor. Requested is an advance of \$500,000.00. Mr. Kingseed sponsored Resolution Number 1-99, A Resolution Requesting An Advance Of Five Hundred Thousand Dollars (\$500,000.00) Out Of The Current Collection Of Real Estate Taxes Assessed And Collected On Behalf Of The City Of Centerville, and moved that it be passed. Mr. Singer seconded the motion. The motion passed unanimously.

### RESOLUTION NUMBER 2-99 INFORMATION SYSTEM COMPUTER SOFTWARE

Mr. Schlagheck reviewed bids received from the following vendors for the purchase of new computer software for installation in various offices in the Centerville Municipal Building:

Creative Computer Solutions, Inc.

Incode

Main Street Software, Inc.

MCS/Spectrum, Inc.

Creative Microsystems, Inc.

Munimetrix Systems Corporation

Mr. Schlagheck advised that the City's current software is not year 2000 compliant. In preparation of a recommendation for City Council, vendors were invited to give on-site demonstrations, home sites were visited as well as Companies currently using the equipment. Mr. Schlagheck along with other members of the City Staff, recommended acceptance of the bid submitted by Creative Computer Solutions, Inc. Mr. Singer pointed out that this is a three phase process; the first phase will be implemented at this time. Mr. Reppert sponsored Resolution Number 2-99, A Resolution Accepting The Bid Submitted By Creative Computer Solutions To Supply The City With Application Software, OS & Third Party Software And Training/Support Proposals And Extending To The City Manager The Authority To Accept Additional Phases Of Work In The Future Based Upon The City Manager's Negotiations With Creative Computer Solutions And His Determination Of The Needs Of The City For Amounts Not To Exceed Those Set Forth In This Resolution And Authorizing The City Manager To Enter Into An Agreement Therewith, and moved that it be passed. Mr. Singer seconded the motion. The motion passed unanimously.

There being no further business the meeting was adjourned.

Approved: Sally D. Biall

Mayor

ATTEST: Maureen J. Sangall

Clerk of Council