

DAYTON LEGAL BLANK CO. FORM NO. 1014B

Held September 20

19 99

The Council of the City of Centerville, County of Montgomery, State of Ohio, met on Monday, September 20, 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 Dan Meyer, Assistant Pastor at the Church of the Incarnation and the Pledge of Allegiance to the Flag, with Mayor Sally Beals presiding. Councilmembers and City Staff present were as follows:

- Deputy-Mayor James Singer
- Councilmembers J. V. Stone
- James Reppert
- C. Mark Kingseed
- Douglas Cline
- Susan Lienesch
- Clerk of Council Marilyn McLaughlin
- City Manager Gregory Horn
- Assistant City Manager Judith Gilleland
- Public Works Director Steve Weaver
- City Engineer Norbert Hoffman
- City Planner Steve Feverston
- Director of Finance William Bettcher
- Municipal Attorney Robert Farquhar
- Assistant to the City Manager Kelly Fackel

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

- Council Meeting - August 16, 1999.
- Council Work Sessions - August 16, 1999.
- August 23, 1999.
- September 13, 1999.
- Centerville Council Retreat - February 19, 1999.

Mr. Reppert moved that the minutes of the foregoing meetings be approved, as distributed. Mr. Singer seconded the motion. The motion passed by unanimous vote.

Eugene B. Conrad, Jr., Director, Dayton International Airport, was present at this meeting to present an update on the airport expansion. He outlined future development plans to enhance capacity at the airport, phases 1, 2, and 3; roadway alternatives in and around the airport that are currently being discussed; and aviation forecasts relative to passenger traffic. Mr. Conrad reviewed the economic benefit potential to the entire region. There are on-going negotiations to increase flights from Dayton by current and additional carriers.

Joanna Clay, Chairman of the Sister City Committee, presented to the City of Centerville the Special Achievement Award for Technology and Communications received from Sister Cities International during the Sister Cities International Awards Ceremony held in Little Rock, Arkansas. She also announced the receipt of a first place award in the documentary non-professional category to be presented to John Moraites for video taping during the Sister City trip in 1998 in Bad Zwischenahn. Mayor Beals outlined the many activities which take place during

Held September 20, 1999 continued 1999

Sister City exchanges.

Mayor Beals presented to Samantha Robinson, student at Magsig Middle School; to Kate Zecchini, student at Hadley E. Watts Middle School; and to Heather Allmon, student at Tower Heights Middle School, Achievement of Excellence medals for having been chosen 1999 Youth Appreciation Winners.

Mayor Beals administered the Oath of Office to Sister City Committee member Suzanne M. Walk and to City Beautiful Commission member Paul Gresham.

Mayor Beals announced the following events which took place during the past month and will take place during the next several weeks:

A new audio/visual system has been installed in the Council Chambers, input is welcome from home viewers.

School is now in session. Mayor Beals asked motorists to keep this in mind while traversing City streets.

Fall decorations are being put in place by residents for all to enjoy.

Beggars Night in Centerville has been set for Saturday, October 30, 1999 between the hours of 6:00 and 8:00 P.M.

A delegation from Centerville will travel to Sister City Waterloo, Ontario Canada for the Oktoberfest, leaving Centerville on October 8 and returning on October 11, 1999.

Congratulations was expressed to the Centerville High School Spirit Chain who has raised over \$30,000.00 and will be constructing a habitat for humanity house in the spring of next year.

A Proclamation was issued designating September 17 - 23, 1999 as Constitution Week in the City of Centerville.

Appreciation was expressed to the Centerville Arts Commission for the summer concert series.

Flu shots will be administered by the Combined Health District of Montgomery County on Tuesday, November 9, 1999 between 2:00 and 3:45 P.M. in the Council Chambers.

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

A meeting has been scheduled with representatives from Moody's Investor Service to outline reasons why the City's bond rating level should be improved.

Several improvement projects in the City of Centerville are in the completion stage.

The Ohio Department of Transportation has turned down the City's request for the construction of a bus stop gazebo at the corner of State Route 48 and Loop Road, as well as the City's request for an additional median area on State Route 48 just south of the Covertside/Loop Road area.

A meeting was recently held between Staff from the City of Centerville and Washington Township and business owners in the area south of Siebenthalers to discuss ways that signalization access improvements can be made in that particular area.

The Centerville City School District and Washington Township will each contribute 1/3 of the cost for a feasibility study relative to a Performing Arts Center/Civic Auditorium for the community.

Held September 20, 1999 continued 19

Miss Gilleland gave the community calendar for the coming month outlining events scheduled to take place in the Centerville-Washington Township community, and provided a Y2K update.

Washington Township Trustee President Joyce Young and Trustee Lee Snyder, presented to the City of Centerville a Proclamation challenging the City of Centerville Council to see who can increase their employee contributions by the greatest percentage to United Way of the Greater Dayton Area.

**ORDINANCE NUMBER 10-99 ZONING ORDINANCE AMENDMENT
CITY INITIATED REZONING - FINKE REALTY PROPERTY**

Mr. Feverston reviewed the Planning Commission meetings held August 31 and September 14, 1999. Mr. Singer moved that Ordinance Number 10-99, An Ordinance Amending Ordinance Number 11-86 Dated July 21, 1986, The Zoning Ordinance By Rezoning 1.743 Acres, More Or Less, From Centerville R-3, Multi-Family Residential Zone Classification To O-S, Office Service Zone Classification, be set for Public Hearing on November 15, 1999. Mr. Kingseed seconded the motion. The motion passed unanimously.

BETHANY COMMONS AT YANKEE TRACE, PHASE I RECORD PLAN

Mr. Horn advised that the Engineer's Cost Estimate for Bethany's share of road widening improvements across their Yankee Street frontage is \$130,000.00. The City Staff expects that this amount will satisfy 100 percent the Montgomery County Engineer's requirements for this road widening. The City of Centerville does not expect to expend any revenue for this improvement project. Mr. Feverston reviewed the Record Plan for Bethany Commons at Yankee Trace, Phase I, the location being along the east side of Yankee Street north of Yankee Trace Drive. The zoning of this 18.854 acre parcel is R-1c, Single-Family Residential. This particular project was approved as part of the Lifestyle Community Overlay previously approved by City Council. This phase consists of one lot to create the easements for utilities for the development and right-of-way for Yankee Street. Approved by the Planning Commission was a development plan submitted by Oak Leaf Homes for this one lot consisting of 64 units, a combination of single, double and triplex units, at a density of 3.86 units per acre. The Planning Commission, by unanimous vote, recommended approval of this Record Plan to City Council subject to the following conditions:

1. The developer shall dedicate the entire length of right-of-way for Yankee Street that fronts the Bethany Commons development subject to approval by the City Engineering Department.
2. The easement labeled as a private access and utility easement shall be labeled in a manner which permits the City access to the retention/detention basins for emergency purposes subject to approval by the City Attorney.
3. In lieu of completion of the required improvements prior to the recording of the plat, a Performance Bond or Irrevocable Letter of Credit in the amount of \$130,000 shall be posted by the developer with the City of Centerville and a Subdivider's Agreement entered into with the City by the developer.

Held September 20, 1999 continued 19

Mr. Feverston outlined the following conditions recommended by the City Engineer:

1. Right-of-way dedication along Yankee Street for the frontage of the entire Bethany owned land (approximately 1230 lineal feet). This right-of-way width varies and is sufficient to implement the proposed thoroughfare widening.
2. In lieu of thoroughfare improvements for Yankee Street an amount of \$104,000.00 shall be escrowed to the City of Centerville for future Yankee Street Improvements being developed by Montgomery County. Montgomery County Engineering Department is designing the thoroughfare improvements. This escrow amount represents the cost of widening Yankee Street curb and catch basins. Bethany Commons will be installing storm sewer along Yankee Street for future Yankee Street drainage. This amount has been deducted from the above amount.

Mr. Feverston pointed out that the \$130,000 will be escrowed as follows: \$104,000 to the City of Centerville for the actual thoroughfare improvements and \$23,595 to Montgomery County for storm drainage improvements to Yankee Street. Upon question of Mr. Singer, Mr. Hoffman advised that Bethany Commons is dedicating right-of-way from the centerline to a thoroughfare width necessary for the improvements to Yankee Street; this is in conformance with the desire of Montgomery County relative to ownership and roadway improvements. Mr. Horn explained the fact that Bethany Commons has dedicated right-of-way above and beyond that which would normally be expected to help the County accommodate some slight curve linear roadway changes in the area. Mr. Singer moved that the Record Plan for Bethany Commons at Yankee Street, Phase One, be approved subject to all conditions recommended by the Planning Commission and the City Engineer. Mrs. Lienesch seconded the motion. The motion passed by unanimous vote of City Council.

ORDINANCE NUMBER 11-99 ZONING ORDINANCE AMENDMENT TEXT

Mrs. Lienesch moved that Ordinance Number 11-99, An Ordinance Amending Section 17, APD, Architectural Preservation District, Section 32, Variance And Section 33, Appeals Of Ordinance No. 11-86, Zoning Ordinance Of The City Of Centerville, Ohio, be set for Public Hearing on November 15, 1999. Mr. Stone seconded the motion. The motion passed unanimously.

Mrs. Lienesch announced a meeting of the Aircraft Noise Task Force scheduled for Thursday, September 23, 1999 to begin at 7:00 P.M. in the Council Chambers of the Centerville Municipal Building. Mrs. Lienesch also pointed out that the summer concerts sponsored by the Centerville Arts Commission in the Leonard E. Stubbs Memorial Park received excellent attendance.

Mr. Reppert advised that he was very pleased with activities of the management at the Chevy Chase Apartment Complex to correct existing deficiencies.

RECORD OF PROCEEDINGS

Minutes of

Meeting

DAYTON LEGAL BLANK CO. FORM NO. 1014B

Held September 20, 1999 continued 19

Mr. Singer, speaking as Chairman of the Stormwater Drainage Task Force, announced a meeting of the Task Force scheduled for Thursday, September 30, 1999 to begin at 7:00 P.M. in the Law Library to review projects completed during 1999 and to prepare for the year 2000 budget.

Mr. Kingseed advised that he, as Chairman and under the direction of the Architectural Preservation District Task Force, has been meeting with property and business owners in the Architectural Preservation District who will be affected by the proposed parking improvements in the northwest quadrant at Main and Franklin Streets. Plans are to speak with all owners involved to determine if a plan can be developed to their satisfaction. An update will be presented to City Council in 30 to 60 days.

Mr. Reppert, speaking as Chairman of the Streets and Highways Council Committee, advised that the Committee will be meeting on Monday, October 11, 1999 at 6:00 P.M. in the Law Library to discuss sidewalk priorities.

RESOLUTION NUMBER 40-99 CERTIFY TAX RATES FOR 2000

Mr. Horn reviewed a proposed Resolution to accept the rates determined by the Montgomery County Budget Commission and authorizing tax levies for residents in the City of Centerville for the year 2000. The tax rate for the coming year of 2.35 inside the ten mil limitation is lower than tax rates in previous years. Mr. Stone sponsored Resolution Number 40-99, 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. Mr. Reppert seconded the motion. The motion passed by unanimous vote of City Council.

ORDINANCE NUMBER 12-99 1999 REAPPROPRIATIONS

Mr. Bettcher advised that the State Auditor's procedure has been changed to cause them to check the City's expenditures during the year so that line items will remain within budget. 7 of 90 line items in the City's current Appropriation Ordinance will be slightly over spent by year end. These line items have been increased in a proposed Ordinance. These increases were unexpected when the budget for 1999 was prepared. Upon question of Mr. Singer, Mr. Bettcher advised that this Ordinance has been prepared as an emergency measure due to the fact that these changes should be made by September 30, 1999. Mr. Singer sponsored Ordinance Number 12-99, An Emergency Ordinance To Amend Ordinance 37-98 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, 1999, and moved that it be passed. Mr. Cline seconded the motion. The motion passed by unanimous vote.

Held September 20, 1999 continued 19

ORDINANCE NUMBER 13-99 1999 REAPPROPRIATIONS

Mr. Singer moved that Ordinance Number 13-99, An Ordinance To Amend Ordinance 37-98 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, 1999, be set for Public Hearing on October 18, 1999. Mrs. Lienesch seconded the motion. The motion passed unanimously.

**ORDINANCE NUMBER 14-99 LEVY SPECIAL ASSESSMENTS SAF IV
YANKEE TRACE**

Mr. Horn reviewed a proposed Ordinance to levy special assessments for improvements at Yankee Trace and an Ordinance to provide for the issuance and sale of bonds for the purpose of paying the property owners' portion of these special assessments in anticipation of collecting said assessments over a period of thirty years. A 100 percent ownership petition has been submitted for this special assessment financing. Mr. Stone sponsored Ordinance Number 14-99, An Ordinance Levying Special Assessments For The Improvement Of Haley Drive, Heritage Lake Drive, Street A, Club View Drive And Old Park Way, Between Certain Termini, By Clearing, Grading, Draining, Curbing And Paving, And Constructing Sanitary Sewers, Storm Sewers, Water Mains And Sidewalks, Together With All Necessary Appurtenances Thereto, And Also Yankee Trace Drive, Villa Vista Place, Bentgrass Lane, Haley Drive, Heritage Lake Drive, Club View Drive And Vintage Green Court, As Provided Herein To The Extent Of Available Funds, And Declaring An Emergency, and moved that it be passed. Mr. Kingseed seconded the motion. The motion passed unanimously.

**ORDINANCE NUMBER 15-99 ISSUANCE AND SALE OF BONDS SAF IV
YANKEE TRACE**

Mr. Kingseed sponsored Ordinance Number 15-99, An Ordinance Providing For The Issuance And Sale Of Bonds In The Maximum Principal Amount Of \$1,565,000 For The Purpose Of Paying The Property Owners' Portion, In Anticipation Of The Collection Of Special Assessments Heretofore Levied, Of The Cost Of Improving Haley Drive, Heritage Lake Drive, Street A, Club View Drive And Old Park Way, Between Certain Termini, By Clearing, Grading, Draining, Curbing And Paving, And Constructing Sanitary Sewers, Storm Sewers, Water Mains And Sidewalks, Together With All Necessary Appurtenances Thereto, And Also Yankee Trace Drive, Villa Vista Place, Bentgrass Lane, Haley Drive, Heritage Lake Drive, Club View Drive And Vintage Green Court, As Provided Herein To The Extent Of Available Funds, And Declaring An Emergency, and moved that it be passed. Mrs. Lienesch seconded the motion. The motion passed by unanimous vote of City Council.

Held September 20, 1999 continued

19

**RESOLUTION NUMBER 41-99 GRANT EASEMENT TO MONTGOMERY COUNTY
YANKEE TRACE**

Mr. Horn reviewed a proposed Resolution to grant unto the Board of County Commissioners of Montgomery County an easement to provide for the installation of a water line on City owned property along Social Row Road to provide service to Yankee Trace. This was one of the original development requirements of Montgomery County. Mr. Reppert sponsored Resolution Number 41-99, A Resolution Authorizing The City Manager To Grant An Easement, On Behalf Of The City Of Centerville, To The Board Of County Commissioners Of Montgomery, Ohio, For The Installation Of A Water Main Across The Frontage Of Property Owned By The City Of Centerville, and moved that it be passed. Mr. Kingseed seconded the motion. The motion passed by unanimous vote.

RESOLUTION NUMBER 42-99 POLICE IN SCHOOLS

Mr. Horn reviewed a proposed agreement between the City of Centerville and the Centerville City School District for the presence of police officers in the various schools within the corporate limits of Centerville. The agreement provides for two school resource officers, members of the City Staff to be present on a full time basis: one at the Centerville High School and one circulating among the other schools. The school district will defray some of the costs for these police officers as defined in this three year agreement. Mr. Singer sponsored Resolution Number 42-99, A Resolution Ratifying The Action Taken By The City Manager To Execute An Agreement Between The City Of Centerville And The Centerville City School District, and moved that it be passed. Mr. Stone seconded the motion. The motion passed unanimously.

RESOLUTION NUMBER 43-99 EMERGENCY OPERATIONS PLAN

Mr. Horn reviewed proposed Ordinance Number 43-99 which adopts a Joint Emergency Operations Plan between the City of Centerville and Washington Township. This plan has been developed by City and Township Staff. In the event of a disaster in either entity, the entire Centerville/Washington Township community will be affected. Mrs. Lienesch sponsored Ordinance Number 43-99, A Resolution To Adopt A Joint Emergency Operations Plan Between The City Of Centerville And Washington Township, and moved that it be passed. Mr. Kingseed seconded the motion. The motion passed by unanimous vote of City Council.

**RESOLUTION NUMBER 44-99 ASAHIEL WRIGHT HOUSE LEASE TO
CENTERVILLE-WASHINGTON TOWNSHIP HISTORICAL SOCIETY**

Mr. Horn reviewed an agreement between the City of Centerville and the Centerville-Washington Township Historical Society for the lease of the Asahel Wright House, located at 26 North Main Street, to be utilized as a community visitor's center. The proposed agreement sets the framework for a three year agreement to be reviewed at the end of two years. The agreement also provides for the use of the House by the Centerville Arts Commission, the Landmark Foundation and the Four Corners Association without charge. The City of Centerville will continue to own the property, with the Historical Society being responsible for any maintenance

Held September 20, 1999 continued 1999

and repairs less than \$500.00. Repairs in excess of \$500.00 will be the responsibility of the City of Centerville. Mr. Reppert sponsored Resolution Number 44-99, A Resolution Authorizing The City Manger To Enter Into A Lease Agreement Between The City Of Centerville And The Centerville-Washington Township Historical Society, and moved that it be passed. Mr. Kingseed seconded the motion. The motion passed by a vote of six in favor; Mrs. Lienesch voted no.

RESOLUTION NUMBER 45-99 DECLARE SURPLUS PROPERTY

Mr. Horn reviewed a proposed Resolution which declares certain equipment owned by the City of Centerville no longer utilized by the City as surplus property for the purpose of disposing of such equipment at public auction. Mr. Weaver advised that a Joint Public Auction will be held between the City of Centerville, the Centerville-Washington Park District, and Washington Township on Saturday, September 25, 1999 at 1:00 P.M. at the Washington Township Yard located at Dimco Way and Clyo Road. Mr. Horn advised that the police vehicles listed as surplus will be sold at an automobile auction. Mr. Kingseed sponsored Resolution Number 45-99, A Resolution Declaring Specific Equipment No Longer Utilized By The City Of Centerville As Surplus Property And Authorizing The City Manager To Dispose Of Said Surplus Property In Accordance With The Guidelines As Stated Herein, and moved that it be passed. Mrs. Lienesch seconded the motion. The motion passed unanimously.

RESOLUTION NUMBER 46-99 PURCHASE OF GOLF EQUIPMENT

Mr. Horn advised that when the current Golf Professional at The Golf Club at Yankee Trace assumed employment with the City of Centerville he brought with him some equipment which he owned at his previous place of employment. It has been determined that this equipment can be beneficial in the operation at Yankee Trace. The value of this equipment has been determined by an independent consultant. Mr. Horn recommended that this equipment be added to the annual inventory for The Golf Club at Yankee Trace at a purchase price of \$6,041.10. Mr. Cline sponsored Resolution Number 46-99, A Resolution Authorizing The Purchase Of Golf Inventory From Yankee Trace Golf Professional Patrick Bayley As A part Of The Fulfillment Of A Previous Condition Of His Employment, and moved that it be passed. Mr. Singer seconded the motion. The motion passed by unanimous vote.

RESOLUTION NUMBER 47-99 PURCHASE OF SALT

Mr. Weaver explained the fact that the City of Centerville participates in the joint purchase for highway rock salt through Southwest Ohio Purchaser's for Government. Bids were received from Central Salt LLC, IMC Salt Inc., Cargill Inc., and Morton International Inc., for said purchase. The low bid for the City of Centerville was received from Morton International, Inc. Morton Salt Division in the amount of \$27.00 per ton, plus \$1.50 per ton piling charge for a total cost of \$28.50 per ton. Mr. Weaver recommended acceptance of the bid received from Morton Salt Division for 1,800 tons of salt at a cost of \$28.50 per ton for a bid price of \$51,300.00. Mr. Stone sponsored Resolution Number 47-99, A Resolution Accepting The Bid From Morton International, Inc., Morton Salt Division, And Authorizing The City Manger To

DAYTON LEGAL BLANK CO. FORM NO. 10146

Held September 20, 1999 continued

19

Enter Into An Agreement With Morton International, Inc., For The Purchase Of Highway Rock Salt For Snow And Ice Control For 1999-2000 For The City Of Centerville, Ohio, and moved that it be passed. Mr. Kingseed seconded the motion. The motion passed by unanimous vote of City Council.

RESOLUTION NUMBER 48-99 CREDIT CARD SERVICES

Mr. Bettcher outlined a cheaper rate available from Heartland Card Services for the process of Credit Cards on behalf of the City of Centerville, The Golf Club At Yankee Trace and for Food Service at Yankee Trace. Three different contracts are proposed due to the fact that consideration is being given to three different types of businesses. Upon question of Mr. Reppert, Mr. Bettcher explained how the purchase of reader equipment under the proposed contract will be cheaper than the cost currently being paid for the rental of the same equipment from the current vendor. Mr. Cline sponsored Resolution Number 48-99, A Resolution Accepting The Proposals Submitted By Heartland Card Services To Process Credit Cards For The City Of Centerville, The Golf Club At Yankee Trace, And Yankee Trace, And To Authorize The City Manager To Enter Into Contracts In Connection Therewith, and moved that it be passed. Mr. Kingseed seconded the motion. The motion passed unanimously.

RESOLUTION NUMBER 49-99 WATER MAIN EXTENSION YANKEE TRACE

Mr. Horn reviewed the following bids received for the extension of a sixteen inch water main along the south side of Social Row Road to supply service to Yankee Trace:

Associated Excavating, Inc.	\$ 82,341.50
Earth & Pipe Contracting	96,820.00
Pyper Construction	117,093.40
Dyno Construction Company	118,010.50
Dinnen Excavating, Inc.	121,825.95
Glover Construction Company	130,120.62

Mr. Horn recommended that the bid received from Associated Excavating, Inc. in the amount of \$82,341.50 be accepted. Mr. Kingseed sponsored Resolution Number 49-99, A Resolution Accepting The Bid Submitted By Associated Excavating, Inc. For The Sixteen (16) Inch Water Main Extension, Yankee Trace-Social Row Road Improvement Project For The City Of Centerville And To Authorize The City Manager To Enter Into A Contract In Connection Therewith, and moved that it be passed. Mr. Cline seconded the motion. The motion passed by unanimous vote.

RESOLUTION NUMBER 50-99 CENTERVILLE PLACE ROAD IMPROVEMENT PROJECT

Mr. Horn reviewed the following two bids received for the Centerville Place Road Improvement Project:

L. J. DeWeese Company	\$ 98,301.00
TdM Construction Company, Inc.	119,860.50

Mr. Horn explained that the City has been working with Beerman Realty to dedicate the easement located adjacent to the Centerville Municipal Building property and improve it as a

RECORD OF PROCEEDINGS

Minutes of

Meeting

DAYTON LEGAL BLANK CO. FORM NO. 1014B

Held September 20, 1999 continued 19

public street. He recommended acceptance of the bid received from the L. J. DeWeese Company in the amount of \$98,301.00. Mr. Stone sponsored Resolution Number 50-99, A Resolution Accepting The Bid Submitted By The L. J. DeWeese Company For The Centerville Place Road Improvement Project For The City Of Centerville And To Authorize The City Manager To Enter Into A Contract In Connection Therewith, and moved that it be passed. Mr. Kingseed seconded the motion. The motion passed by unanimous vote of City Council.

RESOLUTION NUMBER 51-99 YANKEE STREET IMPROVEMENT PROJECT

Mr. Horn advised that just one bid was received for the Yankee Street Road Improvement Project. Proposed is the widening of Yankee Street to three lanes in front and at the entrance into the Greystone Villa area to provide for a left turn lane. It is important that this project take place prior to this winter season to provide added safety for motorists. Although only one bid was received and that bid was significantly higher than the Engineer's Estimate of \$66,458.75, Mr. Horn recommended that the bid submitted by TdM Construction Company, Inc. in the amount of \$80,465.00 be accepted. The cost of this improvement will be covered through Special Assessment Financing. Upon question of Mr. Reppert, Mr. Horn explained that this project was delayed until late in the season due to other projects taking priority. Mr. Singer moved to waive the limitation on bid acceptance for bids exceeding the Engineer's Estimate by more than 10 percent for the reason that the lateness of the season is such that the construction schedule will be unreasonably delayed if this construction bid is not accepted. Mr. Stone seconded the motion. The motion passed with five ayes in favor of the motion, Mr. Reppert voted no and Mr. Kingseed abstained. Mr. Cline sponsored Resolution Number 51-99, A Resolution Accepting The Bid Submitted By TdM Construction Company Inc. For The Yankee Street Road Improvement Project For The City Of Centerville And To Authorize The City Manager To Enter Into A Contract In Connection Therewith, and moved that it be passed. Mr. Singer seconded the motion. The motion passed with five ayes in favor of the motion, Mr. Reppert voted no, Mr. Kingseed abstained.

There being no further business, the meeting was adjourned.

Approved: Sally D. Beals
Mayor

ATTEST: Marilyn J. Saughlin
Clerk of Council