

# RECORD OF PROCEEDINGS

Minutes of **COUNCIL MEETING**

Meeting

DAYTON LEGAL BLANK CO., FORM NO. 10148

Held April 15, 1996

19

The Council of the City of Centerville, County of Montgomery, State of Ohio, met on Monday, April 15, 1996, 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, Pastor of the Church of the Incarnation and City Chaplain, and the Pledge of Allegiance to the Flag with Mayor Sally Beals presiding. Councilmembers and City Staff present were as follows:

Deputy-Mayor C. Mark Kingseed

Councilmembers J. V. Stone

Brooks Compton

James Singer

Susan Lienesch

James Reppert

Clerk of Council Marilyn McLaughlin

Assistant Clerk of Council Peggy Whisman

City Manager Gregory Horn

Assistant City Manager Michael Haverland

Assistant to the City Manager Judith Gilleland

Public Works Director Steve Weaver

Chief of Police William Lickert

Municipal Attorney Robert Farquhar

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

Council Meeting - March 18, 1996.

Council Work Session Meetings - March 18, 1996.

April 1, 1996.

City Council/Washington Township Trustees Joint Meeting -

February 26, 1996.

Mr. Singer moved that the minutes of the foregoing meetings be approved, as distributed.

Mr. Reppert seconded the motion. The motion passed by unanimous vote; however, Mr.

Stone abstained from the minutes of meetings held March 18, 1996 and Mr. Compton

abstained from the April 1, 1996 meeting minutes.

Mayor Beals introduced the following Centerville High School students participating in the City of Centerville Youth in Government Day, April 23, 1996:

Mayor

Douglas Behn

Councilmembers

Jeffrey Houser

David White

Lauren Barrentine

City Manager

Chris Bohnert

Personnel/Human Resources

Jennifer Snyder

City Planner

Doug Logan



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Public Works Director                      Amanda Helberg  
 Director of Golf and Parks                Matt Bremer

Mayor Beals administered the Oath of Office to City Beautiful Commission Member Sandi Laura L. Bernauer.

Mayor Beals presented to Americana Festival President Joseph Beyerle a check in the amount of \$10,000.00 as the City of Centerville's financial support for the 1996 Americana 4th of July Festival.

Theatre Under The Stars Productions Producer Pat Carson was present at this meeting to outline productions scheduled for the current year. President Donnah Dieterle presented the City with a check for \$1,000.00 in appreciation for the use of the Leonard E. Stubbs Memorial Park.

Chief of Police William Lickert presented the 1995 Annual Report for the Centerville Police Department. Chief Lickert introduced Officer Scott Thomas and General Lee the 31st "Jake". Jake is an 18 month old Golden Retriever that is currently being trained as Centerville's Drug Detecting Dog at the Middletown Police Canine Training Academy in Middletown, Ohio.

Chief Lickert also introduced Lieutenant Steve Walker, who is in charge of all line functions and is 2nd in command for the Centerville Police Department, Officer Donna Peacock - Crime Prevention Officer, and Officer Bruce Hopfengardner - Initial Bicycle Officer. Officer Hopfengardner reviewed the activities of Bicycle Patrol in Centerville.

The presentation of the 1995 Annual Report was presented on videotape, which was a cooperative effort between the Centerville Police Department and the Miami Valley Cable Council.

Administrator Deborah Jay and Referee Thomas Shultz presented the Annual Report for the Washington Township and the City of Centerville Satellite Juvenile Court. Upon question of Mayor Beals, Referee Shultz explained the process by which the Satellite Juvenile Court was established. Community service and restitution play a large part in the punishment process of the Satellite Juvenile Court.

Mayor Beals outlined the following activities which have occurred and will occur during the coming weeks:

The Golf Club at Yankee Trace opened early in April and play has been outstanding when weather permits.



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The CIVIC Volunteer Salute Dinner was held on April 11, 1996, at the Gallery at Yankee Trace. There were 164 in attendance. Mary Higgins was named the Volunteer of the Year for the City of Centerville.

On April 9, 1996, Mayor Beals and City Manager Gregory Horn testified before the Ohio Senate Select Committee opposing House Bill 36, The Annexation Bill.

On April 19, 1996, Window on Wildlife will be dedicated at the Hithergreen Senior Center.

April 23, 1996 is Youth in Government Day in Centerville .

April 25, 1996 is Arbor Day in Centerville. Centerville has been a tree city for 10 years, and will celebrate Arbor Day at the Gazebo located at Bethany Lutheran Village.

May 13-16, 1996, is Operation Clean Sweep in Centerville.

Mayor Beals acknowledged the accomplishments of Richard Haas, Montgomery County Man of the Year. Mr. Haas was Mayor of Trotwood, past President of the Ohio Municipal League, and past President of the Solid Waste Advisory Committee.

Mayor Beals expressed Best Wishes to Michael Morton, Washington Township Administrator, on his new position as Sidney's City Manager.

Mayor Beals announced the issuance of the following Proclamations during the past month:

Operation Clean Sweep in Centerville - May 13-16, 1996.

Mary Higgins Day in Centerville - April 11, 1996.

Arbor Day in the City of Centerville - April 25, 1996.

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

The Spring Valley Road Improvement Project has begun. Spring Valley will be opened until approximately June 10, 1996, and then closed between State Route 48 and Paragon Road to all through traffic.

The traffic signal at Social Row Road and Yankee Street will be installed by the middle of May of this year.

City Council will be receiving a draft copy of the usage guidelines for the Gazebo at Benham's Grove.

The Planning Commission is currently drafting legislation for buffering, landscaping and mounding, as well as tree preservation, for developers planning construction within Centerville.

The traffic signal at Iron Gate Park Drive and State Route 48 is scheduled to be completed by early July.

Public Works Director, Steve Weaver was introduced by Mr. Horn. Mr. Weaver reviewed for Council the remodeling of the City's Service Facility on South Suburban Road, Operation Clean Sweep, and Bid Openings scheduled in May of this year.



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## ORDINANCE 3-96 BUILDING CODE

The Public Hearing was held concerning Ordinance Number 3-96. Mr. Weaver reviewed this proposed Ordinance which provides minor amendments to the current electrical code. The electrical code is updated every three years. Mr. Singer sponsored Ordinance Number 3-96, An Ordinance Amending The Centerville Municipal Code, Part 14 Building And Housing Code, Chapter 1424 National Electrical Code, And Adopting The 1996 Electric Code-NFPA 70-1996 By Reference, and moved that it be passed. Mr. Kingseed seconded the motion. The motion passed by unanimous vote.

## ORDINANCE 4-96 PROCEDURE FOR AWARDING CONTRACTS

Mr. Compton moved that Ordinance Number 4-96, An Ordinance Establishing A Procedure For Seeking Proposals And Awarding Contracts For Construction Management Contracts And Professional Design Services, be set for Public Hearing on May 6, 1996. Mr. Singer seconded the motion. The motion passed unanimously.

## RESOLUTION NUMBER 21-96 EASEMENT FOR ROADWAY PURPOSES FROM CHEVY CHASE

Mr. Horn reviewed a proposed Resolution to acquire a necessary right-of-way easement from the Chevy Chase Company to complete the widening of State Right 48 as part of the South Main Street Improvement Project. It is necessary that right-of-way not acquired at the beginning of the project be dedicated at the completion to provide for a 120 foot right-of-way, 60 feet from the center line, as required by City Standards. Mr. Stone sponsored Resolution Number 21-96, A Resolution Accepting An Easement For Roadway Purposes From The Chevy Chase Company, and moved that it be passed. Mrs. Lienesch seconded the motion. The motion passed unanimously.

## RESOLUTION NUMBER 22-96 QUIT CLAIM DEED FROM WASHINGTON-CENTERVILLE LIBRARY

Mr. Horn reviewed a Quit Claim Deed for Roadway Purposes from the Washington-Centerville Public Library, said right-of-way being necessary for the Spring Valley Road Phase I Improvement Project. Mr. Reppert sponsored Resolution Number 22-96, A Resolution Accepting A Quit Claim Deed For Roadway Purposes From The Washington-Centerville Public Library, and moved that it be passed. Mr. Kingseed seconded the motion. The motion passed by unanimous vote.



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Held April 15, 1996 \_\_\_\_\_ 19\_\_\_\_**RESOLUTION NUMBER 23-96 EASEMENT FOR INSTALLATION OF TRAFFIC SIGNAL - IRON GATE PARK DRIVE AND SR 48**

Mr. Horn reviewed a proposed Resolution to accept permanent right-of-way easements necessary from three property owners for the installation of a traffic signal at Iron Gate Park Drive and State Route 48. Mr. Compton sponsored Resolution Number 23-96, A Resolution Accepting Permanent Easements For Roadway Purposes From Donald K. And Phyllis R. Gerhardt, Anthony F. And Karen L. Staub, And The Main Street Partnership, and moved that it be passed. Mr. Kingseed seconded the motion. The motion passed unanimously.

**RESOLUTION NUMBER 24-96 AGREEMENT TO PURCHASE REAL ESTATE**

Mr. Horn reviewed an Agreement between the City of Centerville and Donald S. Williams for the purchase of property located at the northwest corner of Virginia Avenue and Spring Valley Road. The Agreement is contingent upon the successful completion of environmental tests. Upon question of Mr. Singer, Mr. Horn explained the fact that \$2500.00 will be held by the City of Centerville until the property is completely vacated and cleared. Mr. Kingseed sponsored Resolution Number 25-96, A Resolution Ratifying The Action Taken By The City Manager To Execute A Contingent Agreement To Purchase Real Estate Between The City Of Centerville And Donald S. Williams, Executor, and moved that it be passed. Mr. Reppert seconded the motion. The motion passed by unanimous vote.

**RESOLUTION NUMBER 25-96 DEDICATION OF LAND FROM YANKEE TRACE DEVELOPMENT, INC.**

Mr. Horn reviewed a proposed Resolution to accept the dedication of a tract of land from Yankee Trace Development, Inc., for the construction of the first phase of Yankee Trace Drive off Social Row Road. The first phase will be completed up to just south of the golf maintenance facility. Mr. Stone sponsored Resolution Number 25-96, A Resolution Accepting The Dedication Of A 2.619 Acre Tract Of Land From Yankee Trace Development, Inc., For The Extension Of Yankee Trace Drive In The City Of Centerville, Ohio, and moved that it be passed. Mr. Kingseed seconded the motion. The motion passed unanimously.

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## SISTER CITY COMMITTEE REAPPOINTMENTS

Mrs. Beals announced term expirations of Nancy Lee Bowlus and Pierre Crease as members of the Sister City Committee. Mr. Compton moved that Nancy Lee Bowlus and Pierre Crease be reappointed as members of the Sister City Committee. Mr. Stone seconded the motion. The motion passed by unanimous vote of City Council.

CENTERVILLE CITY SCHOOL DISTRICT PERSONNEL APPEALS BOARD  
REAPPOINT WILLIAM HARRIS

Mrs. Beals announced the term expiration of William Harris as a member of the Centerville City School District Personnel Appeals Board. Mr. Reppert moved that William Harris be reappointed as a member of the Centerville City School District Personnel Appeals Board. Mr. Singer seconded the motion. The motion passed unanimously.

## PERSONNEL APPEALS BOARD REAPPOINT PAUL CLARK

Mrs. Beals announced the term expiration of Paul Clark as a member of the Personnel Appeals Board. Mr. Compton moved that Paul Clark be reappointed as a member of the Personnel Appeals Board. Mr. Stone seconded the motion. The motion passed by unanimous vote.

There being no further business, the meeting was adjourned.

APPROVED

*Sally D. Beals*  
Mayor

ATTEST:

*Perry D. Whisner*  
Assistant Clerk of Council