

RECORD OF PROCEEDINGS

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Minutes of

COUNCIL

Meeting

DAYTON LEGAL BLANK CO., FORM NO. 10148

Held March 21,

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The Council of the City of Centerville, County of Montgomery, State of Ohio, met on Monday, March 21, 1994 at 8:00 P.M. in the Council Chambers of the Centerville Municipal Building. The Meeting was opened with an Invocation given by Councilmember James Singer and the Pledge of Allegiance to the Flag with Mayor Shirley Heintz presiding. Councilmembers and City Staff present were as follows:

Deputy Mayor J. V. Stone

Councilmembers C. Mark Kingseed

Mark Beasley

Sally Beals

James Singer

Clerk of Council Marilyn McLaughlin

City Manager Gregory Horn

Assistant City Manager Michael Haverland

City Engineer Norbert Hoffman

City Planner Alan Schwab

Municipal Attorney Robert Farquhar

Assistant to the City Manager Judith Gilleland

Mayor Heintz advised that Councilmember Brooks Compton would not be present for this meeting. Mr. Kingseed moved that Mr. Compton be excused from this meeting. Mr. Stone seconded the motion. The motion passed by unanimous vote.

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

Council Meeting - February 21, 1994.

- February 28, 1994.

- March 7, 1994.

Council Work Session Meetings - February 21, 1994.

- February 28, 1994.

Mrs. Beals moved that the minutes of the foregoing meetings be approved as distributed. Mr. Singer seconded the motion. The motion passed unanimously.

Mrs. McLaughlin announced the receipt of a letter of resignation from City Beautiful Commission member Joseph Leneve. Mr. Singer moved that Mr. Leneve's resignation from the City Beautiful Commission be accepted, with regret. Mr. Kingseed seconded the motion. The motion passed by unanimous vote.

Mayor Heintz reviewed the meeting previously held at Benham's Grove on Monday, March 7, 1994 with many property owners, merchants, professionals and residents of the Architectural Preservation District, to review the Assessment Report for Downtown Centerville prepared by Main Street USA, a division of the National Trust for Historic Preservation.

Councilmembers Sally Beals and Mark Kingseed, and Deputy-Mayor J. V. Stone outlined the many issues discussed at the National League of Cities Conference they recently attended in Washington, D.C. Many ideas are generated from attendance at these Conferences for implementation at the local level.

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

The City of Centerville is preparing its financial support for the 1994 Americana Festival and gearing up to assist in other ways during this annual event.

A check in the amount of \$100,000 has been received by the Centerville Police Department from the estate of Harriett Katte. Same distribution has been made to the Washington Township Paramedics.

A meeting has been scheduled in the Miami Valley Regional Planning Commission, third floor conference room, for March 23, 1994 at 7:00 PM, to convey community support to the federal administration the advantages and facilities which the Wright-Patterson Air Force Base has to offer the active and the reserve Air Force.

Activity has begun at the Yankee Trace Golf Course. Weather permitting, within the next three weeks, completion work will begin on holes ten and eighteen, the three practice holes and the driving range.

ORDINANCE NUMBER 6-94 ANNEXATION

The Public Hearing was opened by Mayor Heintz concerning Ordinance Number 6-94, an Ordinance to annex approximately 119.0547 acres of land from Washington Township to the City of Centerville upon Petition of June A. Sullivan, Jean K. Jacoby, and Bank One Ohio Trust Company, NA, Trustee under the revocable living trust agreement of Russell S. Miller. Mr. Stone moved that the Public Hearing concerning Ordinance Number 6-94, An Ordinance Accepting The Application Of June A. Sullivan, Jean K. Jacoby, And Bank One Ohio Trust Company, NA, Trustee Under That Revocable Living Trust Agreement Of Russell S. Miller Dated October 10, 1980 For Annexation Of Territory, be tabled until the Council Meeting scheduled for April 4, 1994. Mrs. Beals seconded the motion. The motion passed unanimously.

ORDINANCE NUMBER 7-94 ANNEXATION

The Public Hearing was opened by Mayor Heintz concerning Ordinance Number 7-94, an Ordinance to annex approximately 27.264 acres of land from Washington Township to the City of Centerville upon Petition of Randale Honaker, Dianna L. Honaker, Fran R. Marsh, Sharon C. Marsh, James F. Gann, Jr. and Alan J. Rodeck. Mr. Kingseed moved that the Public Hearing concerning Ordinance Number 7-94, An Ordinance Accepting The Application Of Randale Honaker, Dianna L. Honaker, Fran R. Marsh, Sharon C. Marsh, James F. Gann, Jr. And Alan J. Rodeck For Annexation Of Territory, be tabled until the Council Meeting scheduled for April 4, 1994. Mr. Stone seconded the motion. The motion passed by unanimous vote of City Council.

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RESOLUTION NUMBER 24-94 SOUTH MAIN STREET PHASE II

Mr. Horn reviewed the following bids received for the South Main Street (SR48) Phase II Roadway Improvement Project in the City of Centerville:

Fort Defiance Construction & Supply, Inc.	\$2,095,845.11
Boswell/Cavett	2,210,959.25
McDaniel's Construction Corporation, Inc.	2,280,488.07

Mr. Hoffman recommended that the bid submitted by Fort Defiance Construction & Supply, Inc. be accepted. Except for street lighting and landscaping this project will be 46% funded by the Ohio Public Works Commission with the stipulation that the prime construction contractor be a state certified Minority Business Enterprise. Completion of this project is anticipated prior to the 1994 holiday shopping season. Designed is a five lane roadway from Edenhurst Drive to Sheehan Road with the center lane including turn lanes and landscaped medians. The bid price is below the engineer's estimate of 2.3 million dollars. Work will begin approximately May 1, 1994. Upon question of Mayor Heintz, Mr. Hoffman advised that drainage problems along the east side of South Main Street in Washington Township have been addressed and will be improved. Mr. Beasley sponsored Resolution Number 24-94, A Resolution Accepting The Bid Of Fort Defiance Construction & Supply, Inc. For South Main Street (SR48) Phase II Roadway Improvements In 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. Stone seconded the motion. The motion passed unanimously.

RESOLUTION NUMBER 25-94 YANKEE TRACE CLUBHOUSE

Mr. Horn explained the difference from the request for bids for the Yankee Trace Clubhouse dated March 15, 1994 and the specifications prepared and bid previously. Due to the fact that the low bid received previously was approximately 4.7 million dollars, the specifications were split in order to encourage smaller construction companies to submit proposals. The bid package was split in three parts: the clubhouse, the sitework, and the maintenance building. Substantial changes were also made to the construction of the clubhouse. Mr. Horn reviewed the following six bids received for the construction of the clubhouse:

Butt Construction Company, Inc.	\$3,406,000.00
Warm Brothers	3,434,000.00
Maescher & Company	3,500,057.00
L. B. Robinson Inc.	3,466,917.00
Fryman-Kuck General Contractors, Inc.	3,416,465.00
Joe Becks & Associates, Inc.	3,288,700.00

Mr. Horn advised that the low bid of Joe Becks & Associates, Inc. is below the engineer's cost estimate of 3.4 million dollars. Mr. Bryan Choi, Architects Associated, Inc., recommended the acceptance of the bid submitted by Joe Becks. Mr. Horn outlined the many amenities which will be included in the Yankee Trace Clubhouse. Mayor Heintz pointed out the fact that this will be a

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facility for everyone in the community to enjoy, not just golfers. Upon question of Mr. Beasley, Mr. Horn advised that after combining the cost of the clubhouse, the maintenance building and the sitework, the overall cost is approximately 1 million dollars less than the combined bid received previously. In answer to a question of Mr. Singer, Mr. Horn advised that work on the clubhouse should begin in approximately 30 days and be completed April 15-May 1, 1995. Mr. Stone pointed out the fact that many hours have been spent by City Council to lower costs and yet provide a facility large enough to serve all members of this community. Mrs. Beals sponsored Resolution Number 25-94, A Resolution Accepting The Bid Joe Becks & Associates, Inc. For The Construction Of The Yankee Trace Clubhouse In 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 unanimously.

RESOLUTION NUMBER 26-94 YANKEE TRACE SITework

Mr. Horn reviewed the following bids received for sitework at the Yankee Trace Golf Course/Clubhouse:

Warm Brothers	\$ 480,000.00
Maescher & Company	461,057.00
L. B. Robinson Inc.	494,500.00
Joe Becks & Associates, Inc.	560,000.00
Pyper Construction Company	485,630.00
R. B. Jergens Contractors, Inc.	540,293.00

Mr. Horn explained how the bid submitted by Pyper Construction Company for the sitework is the lowest and best bid due to some of the bidders bidding an alternate combining the clubhouse with the sitework; if an alternate would be awarded for the sitework, the base bid would also have to be accepted thus producing higher overall bids. Upon question of Mr. Beasley, Mr. Horn advised that all bidders understood the bidding process. Mr. Beasley sponsored Resolution Number 26-94, A Resolution Accepting The Bid Of Pyper Construction Company For Sitework At Yankee Trace In 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.

RESOLUTION NUMBER 27-94 GROUND MAINTENANCE
BENHAM'S GROVE AND MUNICIPAL BUILDING

Mr. Horn reviewed the following bids received for ground maintenance at Benham's Grove and at the Municipal Building:

Grass Roots Lawn Care	Benham's Grove	
	1994	\$ 13,460.00
	1995	13,137.00
	1996	14,057.00
	Municipal Building	
	1994	5,203.00
	1995	5,502.00
	1996	5,865.00

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	Benham's Grove	
Rindler Landscape	1994	16,428.50
	1995	15,232.50
	1996	16,377.50

Mr. Horn outlined the work and components included in this bid package for overall ground maintenance at both locations for years 1994, 1995 and 1996. He recommended that the bid submitted by Grass Roots Lawn Care be awarded for 1994 and prices for 1995 and 1996 be accepted to be awarded at the appropriate times. Mr. Beasley and Mayor Heintz stressed consideration of the use of golf course maintenance being combined with maintenance at Benham's Grove and the Municipal Building at some point in the future. Mr. Stone sponsored Resolution Number 27-94, A Resolution Accepting The Bid Of Grass Roots Lawn Care For Municipal Building And Benham's Grove Grounds Maintenance In The City Of Centerville And To Authorize The City Manager To Enter Into A Contract In Connection Therewith, and moved that it be passed. Mrs. Beals seconded the motion. The motion passed unanimously.

RESOLUTION NUMBER 28-94 I-675 REFORESTATION

Mr. Schwab outlined a reforestation program for Interstate 675 at the State Route 48 interchange. This is a 50% City and 50% Ohio Department of Natural Resources matching grant for a total of \$77,000.00 (\$38,500 City Money and \$38,500 ODNR Money). The proposal includes trees of many different species, sizes and quantities. Mr. Schwab reviewed the following bids received:

Pageant Landscaping	\$ 59,987.70
Waitzman Landscaping	74,962.00
McDaniel's Construction Corporation, Inc.	62,761.50
Jeffrey Allen Corporation	63,776.00
Grass Roots Lawn Care	83,531.00
Siebenthaler Corporation	74,907.00

Mr. Schwab recommended that the low and best bid submitted by Pageant Landscaping be accepted in the amount of 59,987.70 and the City Manager be authorized to expend up to \$17,012.30 in excess of the bid price in accordance with unit prices quoted in the bid. The Ohio Department of Natural Resources encourages the expenditure of the full amount of the grant money awarded by the State which is a combined total of \$77,000.00. Mr. Schwab explained the fact that this grant along with a previous grant from the Ohio Department of Transportation for reforestation along I-675 should provide beautification along that portion of I-675 located in the City of Centerville. Upon question of Mayor Heintz, Mr. Schwab advised that the two projects will be coordinated. Upon question of Mr. Singer, Mr. Schwab advised that plantings near particular residential areas will be designed in such a way to perhaps help to reduce highway noise, however, he emphasized the fact that this reduction will be minimal; the purpose of this grant is not intended to reduce noise. Mr. Kingseed stressed the importance of highway noise reduction for residential areas near the I-675 corridor. Mr. Kingseed

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sponsored Resolution Number 28-94, A Resolution Accepting The Bid Of Pageant Landscaping For Interstate 675 Re-Forestation: SR48 Interchange In The City Of Centerville And To Authorize The City Manager To Enter Into A Contract In Connection Therewith, and moved that it be passed. Mrs. Beals seconded the motion. The motion passed unanimously.

ORDINANCE NUMBER 8-94 MUNICIPAL CODE

Mrs. McLaughlin explained the recodification of the Centerville Municipal Code which has been completed and received by the City of Centerville. Mr. Beasley moved that Ordinance Number 8-94, An Ordinance To Approve, Adopt And Enact The Centerville Municipal Code (1994); To Repeal Ordinances And Resolutions In Conflict Therewith; And To Publish The Enactment Of New Matter, be set for Public Hearing on April 4, 1994. Mr. Singer seconded the motion. The motion passed unanimously.

There being no further business the meeting was adjourned.

Approved:

Shirley F. DeWitt
Mayer

ATTEST:

Carol Ann Seefeld
Clerk of Council