

# RECORD OF PROCEEDINGS

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Minutes of

REGULAR COUNCIL

Meeting

DAYTON LEGAL BLANK CO. FORM NO. 10148

Held December 20,

19 93

EXHIBIT

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The Council of the City of Centerville, County of Montgomery, State of Ohio, met in Regular Session on Monday, December 20, 1993 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 Shirley Heintz presiding. Councilmembers and City Staff present were as follows:

Deputy-Mayor Brooks Compton  
Councilmembers Sally Beals  
James Singer  
Mark Beasley  
J. V. Stone  
C. Mark Kingseed  
Clerk of Council Marilyn McLaughlin  
City Manager Gregory Horn  
Assistant City Manager Michael Haverland  
Director of Finance William Bettcher  
Municipal Attorney Robert Farquhar

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

Council Meeting - November 15, 1993.  
Council Work Session Meetings - November 15, 1993.  
- November 20, 1993.  
- November 22, 1993.  
- December 6, 1993.  
- December 13, 1993.

Mr. Compton moved that the minutes of the foregoing meetings be approved as distributed. Mr. Beasley seconded the motion. The motion passed by unanimous vote; however Mayor Heintz abstained from the Minutes of Meetings held on November 15, 1993 and Mr. Kingseed from the November 22, 1993 Meeting Minutes.

Mayor Heintz administered the Oath of Office to Councilmembers Elect Mark Beasley, C. Mark Kingseed and James Singer. Councilmembers thanked the electorate for their support and confidence evidenced in the past election.

The Oath of Office was administered by Mayor Heintz to the following Commission members:

Jack Kostak - City Planning Commission.  
Bradley Evers - Centerville Property Review Commission.  
Candance Lowell - City Beautiful Commission.

Author Sarah Rickman and Sister City Committee Member Cindy Monter were present at this meeting to announce the book recently published by the Sister City Committee titled "Bad Z to Budapest, Trip Abroad a Blast". This is a compilation of articles from the Centerville Times relative to Centerville's recent visits to Sister Cities Bad Zwischenahn, Germany and Waterloo, Ontario Canada. Copies of this book are available to people who participated in these trips and are available to other interested citizens at a price of \$5.00. These books can be obtained at the



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Centerville Municipal Building and at the Walton House. Mrs. Monter outlined exchange trips scheduled for 1994 and 1995.

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

The establishment of a Bicentennial Commission.

Dorothy R. Yeck Day in the City of Centerville - December 30, 1993.

Mayor Heintz advised that several members of Council attended the National League of Cities Conference held in Orlando, Florida, December 2-5, 1993.

Mayor Heintz thanked all participants in the Christmas tree lighting ceremony at Benham's Grove on November 28 and the Christmas walk in Centerville on December 5, 1993.

Mr. Compton, Mrs. Beals and Mr. Stone outlined sessions they attended and advantages received from attending NLC conferences.

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

Bids were recently opened by Montgomery County for the realignment of Social Row Road into the intersection of Austin Road and Yankee Street. The apparent low bid received from Pyper Construction Company of \$1,949,827.59 was less than the engineer's estimate of \$2,600,000.00.

The City of Centerville's 1994 calendars are available at the reception desk in the Municipal Building.

The City's Waste Collection Study has been completed and will be reviewed in the near future.

The City has requested proposals from Universities to conduct a community wide senior citizen survey to determine overlaps and needs in current programs.

The extension of Clyo Road from Bigger Road to Wilmington Pike has been opened to traffic. The final layer of asphalt and landscaping will be put in place during the spring of 1994. Mr. Horn asked motorists to use caution while traveling this roadway particularly at its intersection with Bigger Road.

Preliminary engineering proposals have been received for the widening and realignment of Alexandersville-Bellbrook Road. This is a seven to nine year project involving financial assistance from the Federal Government.

The installation of light fixtures in the Architectural Preservation District has been put on hold by the Dayton Power and Light Company pending the arrival of the light fixtures.

The Hampton/Ridgeway storm sewer project continues to move forward, weather permitting.

Negotiations continue with a master developer for the Yankee Trace Golf Course residential development.

THOROUGHFARE PLAN AND PARK AND PUBLIC OPEN SPACE PLAN FOR THE  
CITY OF CENTERVILLE



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Mr. Horn reviewed the Planning Commission Meeting held November 30, 1993. A Public Hearing was held on a revised Thoroughfare Plan and a revised Park and Public Open Space Plan for the City of Centerville. By a unanimously vote of 6-0, the Planning Commission recommended approval of these plans to City Council. Mr. Beasley moved that the Thoroughfare Plan for the City of Centerville be set for Public Hearing on January 17, 1994. Mr. Kingseed seconded the motion. The motion passed by unanimous vote. Mrs. Beals moved that the Park and Public Open Space Plan for the City of Centerville be set for Public Hearing on January 17, 1994. Mr. Beasley seconded the motion. The motion passed unanimously.

## ORDINANCE NUMBER 23-93 BENHAM'S GROVE

The Public Hearing was held concerning Ordinance Number 23-93. Mr. Horn outlined some adjustments in the overall rate schedule for the use of facilities at Benham's Grove. This increase will generate an additional \$12,000 to \$15,000 per year which will help fund operations and improvements necessary to Benham's Grove. This Ordinance provides a discount of 20 percent to Centerville residents and the use of facilities free of charge by community organizations. Upon request of Mr. Beasley, Mr. Horn reviewed the Fees and Charges for the various facilities at Benham's Grove effective January 1, 1994. Mrs. Beals pointed out the fact that rental fees merely pay for amenities enjoyed while a facility is being used by an organization. Mrs. Beals sponsored Ordinance Number 23-93, An Ordinance To Establish Fees And Charges For The Rental of Facilities At Benham's Grove, and moved that it be passed. Mr. Compton seconded the motion. The motion passed unanimously.

## ORDINANCE NUMBER 25-93 1993 APPROPRIATIONS

Mr. Horn briefly reviewed a proposed Ordinance to readjust monies in various funds for the year 1993. Mr. Stone sponsored Ordinance Number 25-93, An Emergency Ordinance To Repeal Ordinance 17-92 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, 1993, and moved that it be passed. Mr. Kingseed seconded the motion. The motion passed by unanimous vote.

## ORDINANCE NUMBER 26-93 1993 APPROPRIATIONS

Mr. Beasley moved that Ordinance Number 26-93, An Ordinance To Repeal Ordinance 17-92 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, 1993, be set for Public Hearing on January 17, 1994. Mr. Singer seconded the motion. The motion passed unanimously.

## CAPITAL IMPROVEMENT PROGRAM 1994-1998



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Mr. Horn briefly reviewed the City's Capital Improvement Program for 1994-1998. This is a five year plan updated each year. This 1994-1998 Capital Program includes land acquisition, roadway improvements, major building improvements, capital programs and major expenditures for the Yankee Trace Golf Course, the Leonard E. Stubbs Memorial Park and Benham's Grove. Mr. Singer moved that the 1994-1998 Capital Improvement Program for the City of Centerville be approved. Mr. Beasley seconded the motion. The motion passed unanimously.

## RESOLUTION NUMBER 77-93 INCOME TAX ALLOCATION

Mr. Horn briefly reviewed a Resolution to allocate percentages of income tax receipts to various funds: General Fund 62.1%, Capital Improvements Fund 17.2%, Street Construction and Maintenance Fund 10.3%, Recreational Projects Fund 5.2% and Unvoted Debt Retirement Fund 5.2%. Upon question by Mr. Beasley, Mr. Bettcher estimates income tax receipts for 1994 to be 6.1 million dollars. Mr. Singer sponsored Resolution Number 77-93, A Resolution Authorizing And Directing The Allocation Of Income Tax Receipts Received On And After January 1, 1994 Between The General Fund, Capital Improvements Fund, Street Construction And Maintenance Fund, Recreational Projects Fund And Unvoted Debt Retirement Fund Of The City Of Centerville, Ohio, and moved that it be passed. Mrs. Beals seconded the motion. The motion passed by unanimous vote.

## ORDINANCE NUMBER 27-93 1994 APPROPRIATIONS

Mr. Horn reviewed an Ordinance to appropriate moneys in the various funds for the fiscal year 1994, a total appropriation of \$22,131,850 with \$7,648,005 in the General Fund. Mr. Stone sponsored Ordinance Number 27-93, An Emergency 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, 1994, and moved that it be passed. Mr. Singer seconded the motion. The motion passed by unanimous vote of City Council.

## ORDINANCE NUMBER 28-93 1994 APPROPRIATIONS

Mr. Kingseed moved that Ordinance Number 28-93, 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, 1994, be set for Public Hearing on January 17, 1994. Mr. Singer seconded the motion. The motion passed unanimously.

## ORDINANCE NUMBER 29-93 PERSONNEL

Mr. Horn reviewed a proposed Ordinance to upgrade the compensation plan for employees of the City of Centerville for the year 1994. The Ordinance includes a 3.6% increase across the board with continuation of the merit and longevity programs. The



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Ordinance provides for the employment of additional personnel which will become necessary with the completion of the Yankee Trace Golf Course and if the City determines to exercise Three Mile Jurisdiction. Mr. Beasley sponsored Ordinance Number 29-93, An Emergency Ordinance To Repeal Ordinance Number 19-92 In Its Entirety, To Establish Class Titles, Pay Grades, Rates Of Pay, And Regulations For Employees Of The City Of Centerville, Ohio, and moved that it be passed. Mrs. Beals seconded the motion. The motion passed by unanimous vote.

## ORDINANCE NUMBER 30-93 PERSONNEL

Mr. Kingseed moved that Ordinance Number 30-93, An Ordinance To Repeal Ordinance Number 19-92 In Its Entirety, To Establish Class Titles, Pay Grades, Rates Of Pay, And Regulations For Employees Of The City Of Centerville, Ohio, be set for Public Hearing on January 17, 1993. Mr. Stone seconded the motion. The motion passed unanimously.

## THOMAS PAINE SETTLEMENT NUMBER THREE CLYO ROAD EXTENSION OF SUBDIVIDERS AGREEMENT

Mr. Horn reviewed for Council the request submitted by John G. Black Enterprises, Inc. that the Subdivider's Agreement on Thomas Paine Settlement Number Three - Clyo Road be extended for an additional term of six months. There are some minor improvements to Clyo Road which will be completed during the spring of 1994. Mr. Compton moved that the Subdivider's Agreement for Thomas Paine Settlement Number Three - Clyo Road be extended for a term of six months from December 10, 1993 until June 10, 1994. Mr. Singer seconded the motion. The motion passed by unanimous vote of City Council.

## BOARD OF ARCHITECTURAL REVIEW APPOINT THOMAS HANNA

Mr. Beasley moved that Thomas M. Hanna be appointed as a member of the Board of Architectural Review to the vacancy created by the resignation of Roger Krass. Mr. Compton seconded the motion. The motion passed unanimously.

## CITY BEAUTIFUL COMMISSION REAPPOINT DOTTIE BROWN

Mr. Compton moved that Dottie Brown be appointed to an additional term of three years as a member of the City Beautiful Commission. Mrs. Beals seconded the motion. The motion passed by unanimous vote.

## PERSONNEL APPEALS BOARD REAPPOINT RICHARD RICE

Mr. Stone moved that Richard F. Rice be reappointed as a member of the Personnel Appeals Board for an additional three year term. Mr. Singer seconded the motion. The motion passed unanimously.

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BOARD OF ARCHITECTURAL REVIEW APPOINT MARTHA SHELEY CHAIRMAN

Mrs. Beals moved that Martha A Sheley be appointed as Chairman of the Board of Architectural Review for a term of one year. Mr. Stone seconded the motion. The motion passed by unanimous vote.

Mr. Singer brought attention to the fact that budget issues passed previously during this meeting are matters which were discussed in detail during recent Council Work Session meetings.

Mayor Heintz wished the listening audience a Merry Christmas and Happy New Year.

There being no further business, the meeting was adjourned.

Approved: Shirley F. Heintz  
Mayor

ATTEST:

Maureen M. Saugh  
Clerk of Council