

Held April 18,

19.83

The Council of the City of Centerville, County of Montgomery, State of Ohio, met in Regular Session on Monday, April 18, 1983 at 8:00 P.M. in the Council Chambers of the Centerville Municipal Building. The Meeting was opened with an Invocation given by Councilman Russell Sweetman and the Pledge of Allegiance to the Flag with Mayor J. V. Stone presiding. Councilmembers and City Staff present were as follows:

Deputy-Mayor Charles Taylor
 Councilmembers Shirley Heintz
 Russell Sweetman
 Jeffrey Siler
 James Singer
 Clerk of Council Marilyn McLaughlin
 City Manager Darryl Kenning
 City Planner Alan Schwab
 Service Director Richard Bishop
 City Engineer Karl Schab
 Director of Finance William Bettcher
 Chief of Police William Randolph
 Municipal Attorney Robert Farquhar
 Administrative Assistant Jon Bormet

Mayor Stone advised that Councilman Bernard Samples was attending a Meeting of the Centerville City School Board as the City's Representative, thus his absence from this Meeting. Mr. Sweetman moved that Mr. Samples be excused from this Meeting. Mr. Singer seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

The Minutes of the following Meetings had been distributed prior to this Meeting:

Council Meeting - April 4, 1983.
 Council Work Session Meetings - April 4, 1983.
 - April 11, 1983.

Mrs. Heintz moved that the Minutes of the foregoing Meetings be approved, as distributed. Mr. Taylor seconded the motion. A roll call vote resulted in five ayes in favor of the motion; Mr. Siler abstained; Mayor Stone abstained from the Minutes of the Meeting held April 11, 1983.

Mr. Sweetman read a Proclamation issued by Mayor Stone designating April, 1983 as Fair Housing Month in the City of Centerville.

Mayor Stone read and issued a Proclamation designating May 1-7, 1983 as Respect For Law Week in the City of Centerville.

Staley Ioanes, Director of Seniors, Inc., reviewed for Council activities and programs at the Senior Citizens Center. She outlined a needs assessment now being conducted in the Centerville-Washington Township Community.

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

Students in Government Day for Centerville High School Students will be held on Friday, May 6, 1983. Students will meet with City Officials to oversee their respective positions, a mock Council Meeting will also be held.

Saturday, April 23, 1983 and Saturday, April 30, 1983, the City Income Tax Department will be open to answer questions taxpayers may have. The office will be open between 9:00 A.M. to 12:00 noon.

RECORD OF PROCEEDINGS

Minutes of

Meeting

Held April 18, 1983 continued 19

THROCKMORTON BROTHERS INC.

Mr. Kenning reviewed the Planning Commission Meeting held March 29, 1983. Mr. Schwab explained the request for temporary permission for outside sales and displays, submitted by Throckmorton Brothers, Inc. to be located in the Centerville Place Shopping Center, the southwest corner at the signalized main entrance into the shopping area. A tent to house the cash register and other bulky items will be located in an area bordered on all sides by access drive lanes. Period of time requested is from April 21, 1983 until June 21, 1983. The Planning Commission unanimously recommended approval of this request as presented.

Mr. Jerry Throckmorton, Throckmorton Brothers, Inc., reviewed for Council the appearance of the tent to be used. In further considering his request, Mr. Throckmorton sees no traffic hazard for people walking from the plant area to the tent area, the access lane is used very little. He does not consider the fact that this is a temporary business, a valid reason to oppose his application. Upon question of Mrs. Heintz, Mr. Throckmorton defined the tent as being very sturdy and permanent in nature.

Mr. Taylor moved that the request for temporary permission for outside sales and displays, submitted by Throckmorton Brothers, Inc. to be located in the Centerville Place Shopping Center be approved as requested. Mr. Siler seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

SEELEY PLAT SECTION TWO

Mr. Kenning reviewed Planning Commission's recommendation that the Performance Bond posted on Seeley Plat, Section Two, be released subject to the signing of a form "Release of the City of Centerville of All Claims and Demands". The contents and form of such a document to be coordinated with Mr. Farquhar, Municipal Attorney. The developer has fulfilled all conditions of the Subdividers Agreement for this Section and all improvements shown on the construction plans are in place. Mr. Sweetman moved that the Performance Bond posted on Seeley Plat, Section Two, in the amount of \$11,000.00 be released, in accordance with the condition stipulated by the Planning Commission. Mr. Taylor seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

ORDINANCE NUMBER 6-83 BOARD OF ARCHITECTURAL REVIEW

The Public Hearing was held concerning Ordinance Number 6-83. Mr. Singer sponsored Ordinance Number 6-83, An Ordinance To Appoint Michael T. Pekarek To The Board Of Architectural Review For The City Of Centerville, Ohio, And Establish A Term Of Office, and moved that it be passed. Mrs. Heintz seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

RESOLUTION NUMBER 11-83 ADVANCE OF TAXES

Mr. Kenning reviewed a proposed Resolution requesting the Montgomery County Auditor to advance funds that have been collected on behalf of the City of Centerville. This \$80,000.00 represents approximately 1/3 of the anticipated distribution for 1983. Mr. Taylor sponsored Resolution Number 11-83, A Resolution Requesting An Advance Of Eighty Thousand (\$80,000.00) Dollars 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. Siler seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

RESOLUTION NUMBER 12-83 STREET CONSTRUCTION

Mr. Kenning reviewed a proposed Resolution and Ordinance necessary in order to pay the debt from the 1982 Street Construction and Repair Program.

RECORD OF PROCEEDINGS

Minutes of

Meeting

Held April 18, 1983 continued 19

Mrs. Heintz sponsored Resolution Number 12-83, A Resolution Requesting Fiscal Officer To Certify Maximum Maturity Of Bonds And Notes, and moved that it be passed. Mr. Taylor seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

ORDINANCE NUMBER 7-83 STREET CONSTRUCTION

Mr. Siler sponsored Ordinance Number 7-83, An Ordinance Providing For The Issuance Of \$560,000 Of Notes Of The City Of Centerville, Ohio, In Anticipation Of The Issuance Of Bonds, For The Purpose Of Paying The Cost Of Constructing And Improving Sidewalks, Curbs And Gutters, And Constructing, Resurfacing, Grading Or Drainage Of Various Roads, Highways, Streets And Alleys In The City Of Centerville, Ohio, And Paying Other Lawful Costs Incident To The Issuance Of Said Bonds, Or Notes Issued In Anticipation Thereof, And Declaring An Emergency, and moved that it be passed. Mr. Taylor seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

RESOLUTION NUMBER 13-83 MOWING

Mr. Kenning reviewed Bids received for the mowing of certain parcels within the City of Centerville. City property was divided into 22 parcels to be mowed by people in the community instead of utilizing City crews to perform said work. This is a new proposal designed to save taxpayers money and to provide an opportunity to community people. Mr. Kenning recommended that Bids be awarded as follows:

<u>Name</u>	<u>Parcel Number</u>
M. Marr	11
P. Lorenz	10
K. Ayers	20, 22
D. Hughes	1, 2, 3, 4, 5, 6, 7, 8, 9, 12, 13, 14, 15, 16, 17, 18, 19, 21.

Mr. Singer sponsored Resolution Number 13-83, A Resolution Accepting The Bids Of Kevin Ayers, Don Hughes, Matt Marr And Philip Lorenz For The Maintenance Of Certain City Properties Between April 15, 1983 And October 15, 1983, For The City Of Centerville And To Authorize The City Manager To Enter Into Contracts In Connection Therewith, and moved that it be passed. Mr. Taylor seconded the motion. A roll call vote resulted in six ayes in favor of the motion. Mr. Singer complimented the youth of our Community for their interest in this project, all requirements including insurance were met.

RESOLUTION NUMBER 14-83 STREET CONSTRUCTION

Mr. Kenning reviewed the following Bids received for the 1983 Road Improvement Project in the City of Centerville:

Benedict Slurry Seal (Slurry Seal Only)	\$ 19,500.00
T.D.M. Construction Company	170,494.00
Republic Asphalt Paving	190,024.00
L. P. Cavett Company	192,400.00
Don C. Cisle	192,940.00
Triasco Asphalt	196,550.00
Trojan Asphalt Company	246,662.50

This project is a continuation of the Bond Levy Street Construction and Repair Program began in 1982. Mr. Kenning recommended that the Bid submitted by T.D.M. Construction Company be accepted and that Council authorize the expenditure up to \$180,000.00 to allow for additional repairs as determined necessary during the course of construction and to make other unforeseen spot repairs. Upon question of Mr. Taylor, Mr. Kenning outlined the timetable to be: project beginning May 1, 1983 and ending July 15, 1983.

OPTIONAL FORM NO. 107-104

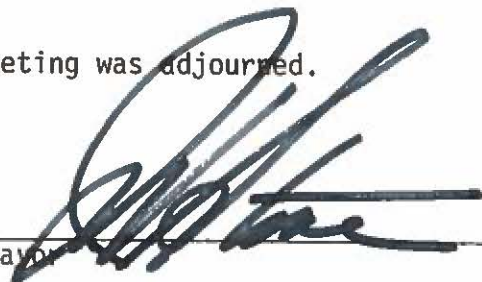
Held April 18, 1983 continued 19

Mr. Taylor sponsored Resolution Number 14-83, A Resolution Accepting The Bid Of T.D.M. Construction Company, Inc. To Supply Road Improvements 1983 To 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. A roll call vote resulted in six ayes in favor of the motion.

There being no further business the Meeting was adjourned.

Approved:

Mayor



ATTEST:

Clerk of Council

