

RECORD OF PROCEEDINGS

Minutes of

REGULAR COUNCIL

Meeting

~~DAYTON LEGAL BLANK CO. 10111~~

Held May 17, 19 82

The Council of the City of Centerville, County of Montgomery, State of Ohio, met in Regular Session on Monday, May 17, 1982 at 8:00 P.M. in the Council Chambers of the Centerville Municipal Building. The Meeting was opened with an Invocation given by Reverend Preston Dawes, Pastor of the Heritage United Presbyterian Church and City Chaplain, and the Pledge of Allegiance to the Flag with Mayor J. V. Stone presiding. Councilmembers and City Staff present were as follows:

- Councilmembers Charles Taylor
- Shirley Heintz
- Jeffrey Siler
- James Singer
- Russell Sweetman

- Clerk of Council Marilyn McLaughlin
- City Manager Darryl Kenning
- Assistant City Manager Joseph Minner
- 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

Mayor Stone announced the appointment of Deputy-Mayor Nora Lake as Executive Director of the Miami Valley Regional Planning Commission, an honor for Mrs. Lake and the City of Centerville. He advised that Mrs. Lake is out of the City at this time, thus her absence from this Meeting. Mr. Siler moved that Deputy-Mayor Nora Lake 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 - May 3, 1982.
- Council Work Session Meetings - May 3, 1982.
- May 10, 1982.

Council Retreat - April 24, 1982.

Upon advise of Mr. Sweetman, a typographic error was corrected in the Minutes of the May 10, 1982 Work Session Meeting = order changed to orderly on the second page. Mr. Sweetman moved that the Minutes of the foregoing Meetings be approved, as corrected. Mr. Taylor seconded the motion. A roll call vote resulted in six ayes in favor of the motion; however, Mrs. Heintz and Mr. Siler abstained from the May 10 Work Session Meeting Minutes.

Mayor Stone recognized Boy Scout Troop 316 present at this Meeting. Troop Leader Jason Coates explained this attendance as part of their requirements for the Communications Merit Badge.

Councilman Russell Sweetman left the Meeting at this time due to a potential conflict of interest with the next agenda item.

Mrs. McLaughlin announced the receipt of a Notice from the Ohio Department of Liquor Control of an Application for a new D5 Permit for Dennis J. Hoertt, 10 West Franklin Street. Council indicated no objections to this Permit being issued.

Councilman Russell Sweetman returned to the Meeting at this time.

Mayor Stone announced the 100th birthdate of May 28, 1982 of a Centerville resident Louanna McCormick Rogers. Mayor Stone reviewed Mrs. Rogers' background and read a Certificate of Recognition presented to Mrs. Rogers.

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Mayor Stone read and presented a Certificate of Appreciation to all participants in the Clean-up Week and the Clio Road Flower Bed Project. The Meeting was recessed at this time for a reception with the participants present.

Mayor Stone reconvened the Meeting with an introduction of Mr. Mark Gibson, cameraman for this Meeting's telecast by the Miami Valley Cable TV Council.

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

The Pre-construction Meeting has been held concerning the Joint, City and State, Main Street Improvement Project in the City of Centerville. Construction should begin June 1, 1982 and be completed July 1, 1982.

The City Street Repair and Resurfacing Project for 1982 continues to move forward.

Mr. Kenning reviewed the activity report for the month of April, 1982 of the Police Department; response time on priority calls averages 3.12 minutes, on non-priority calls 5.47 minutes.

Upon question of Mr. Sweetman, Mr. Kenning advised that the Street Repair and Resurfacing Program is currently on track; test samples are being taken. Mr. Sweetman wondered why saw cuts are being made so near to joints in concrete streets. Mr. Schwab explained the fact that this is due to removing as little old concrete as possible and still obtain a good job; this must be done in order to stay within cost figures. Mr. Kenning emphasized the excellent job being performed by the Contractor, Mr. Sweetman complimented the City Staff.

ORDINANCE NUMBER 11-82 PREVAILING WAGE LAW

The Public Hearing was held concerning Ordinance Number 11-82. Mr. Kenning reviewed this proposed Ordinance to repeal Ordinance Number 45-79, an Ordinance which exempted the City of Centerville from the requirements of the Prevailing Wage Law set by the State of Ohio. Ordinance Number 45-79 was passed by City Council a few years previous, this type Ordinance has been found to be invalid by the Ohio Supreme Court. Mr. Sweetman reluctantly sponsored Ordinance Number 11-82, due to the fact that Municipalities are currently doing everything possible to utilize tax dollars to the tax payers' greatest advantage; An Ordinance Repealing Ordinance Number 45-79, Which Amended Section V Of The Centerville Administrative Code By Providing For Wages And Hours On Public Works, and moved that it be passed. Mr. Singer seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

ORDINANCE NUMBER 12-81 CITY BEAUTIFUL COMMISSION

The Public Hearing was held concerning Ordinance Number 12-81. Mr. Taylor sponsored Ordinance Number 12-81, An Ordinance To Appoint Anne Elliott Rausch To The City Beautiful Commission For The City Of Centerville, Ohio, And Establish A Term Of Office, 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 16-82 UNITIZED ASPHALT REPAIR MACHINE

Mr. Kenning reviewed the one Bid received for the purchase of a unitized asphalt repair machine, from Midwest Epoke Company in the amount of \$32,120.00. Mr. Kenning recommended that several options be deleted from the equipment advertised for bid, the amount of the cost not to exceed \$27,120.00. Mr. Sweetman sponsored Resolution Number 16-82, A Resolution Accepting The Bid Of Midwest Epoke To Supply One Unitized Asphalt Repair Machine To The City Of Centerville And To Authorize The City Manager To Enter Into A Contract In Connection Therewith, and moved that the Resolution be

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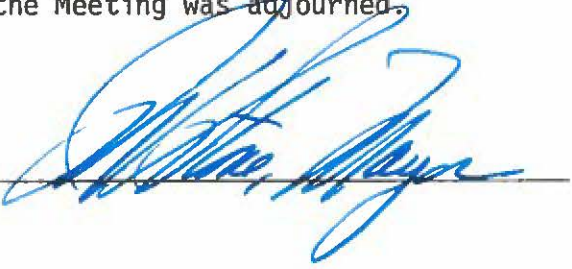
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passed, conditioned upon several options being deleted from the equipment and the cost of the equipment not exceed \$27,120.00. Mrs. Heintz seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

Mr. Sweetman reminded the listening audience that July 4, 1982 is approaching, the flying of the American Flag is encouraged on that day.

There being no further business, the Meeting was adjourned.

Approved: 

ATTEST:


Clerk of the Council