

RECORD OF PROCEEDINGS

Minutes of

REGULAR COUNCIL

Meeting

BAYTON LEGAL BLANK CO. 10344

Held September 20, 19 82

The Council of the City of Centerville, County of Montgomery, State of Ohio, met in Regular Session on Monday, September 20, 1982 at 8:00 P.M. in the Council Chambers of the Centerville Municipal Building. The Meeting was opened with an Invocation given by Councilman James Singer and the Pledge of Allegiance to the Flag with Mayor J. V. Stone presiding. Councilmembers and City Staff present were as follows:

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

Mayor Stone advised that Deputy-Mayor Charles Taylor has been unavoidably detained, thus his absence from this Meeting. Mr. Singer moved that Councilman Taylor be excused from this Meeting. Mr. Sweetman 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 Meetings - August 16, 1982.
 September 7, 1982.
 Council Work Session Meetings - August 16, 1982.
 August 23, 1982.
 August 30, 1982.
 September 7, 1982.

Mrs. Heintz moved that the Minutes of the foregoing Meetings be approved, as distributed. Mr. Samples seconded the motion. A roll call vote resulted in six ayes in favor of the motion; however, the following abstentions were made:

Mr. Singer from Meetings on September 7, 1982.
 Mr. Sweetman from Meetings on August 16, 23 and September 7, 1982.
 Mr. Samples from Meetings on August 16, 23 and 30, 1982.

Mayor Stone introduced Patricia Fleissner, President and representing the Centerville Women's Civic Club, in attendance to thank the City of Centerville for proclaiming the week of September 19, 1982 as Centerville Women's Civic Club Week in the City of Centerville. Mrs. Fleissner also presented a Honorary Membership to Mrs. Heintz and Mrs. McLaughlin for the Club's 1982-83 Silver Anniversary Year. Mayor Stone thanked the Club for their service to our Community over the past 25 years.

Mr. Farquhar administered the Oath of Office to the following Members of City Boards and Commissions:

City Planning Commission Member - Mr. David Hall.
 City Beautiful Commission Member - Mr. Philip Marino.
 Sister City Committee Members - Ruby Hurley.
 Arthur Foland.
 Linda Hall.
 Sally Beals.
 Ferne Reilich.

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Mrs. McLaughlin announced the receipt of a notice from the Ohio Department of Liquor Control of an application for the transfer of a D5 and D6 permit to sell beer and intoxicating liquor by the glass or container until 2:30 P.M. and on Sunday between the hours of 1:00 P.M. and midnight, at Don & Phils Stable, 877 East Franklin Street; the applicant being Thomas K. Qualey. No objections by Council were indicated.

Mrs. McLaughlin advised that a Notice of Intent to Appeal and an Appeal have been filed by Clark-Greimann Development Corporation against a decision rendered by the City Planning Commission during their Meeting on August 31, 1982. Said decision being the denial of a Rezoning Request for the property located along the south side of Centerville Station Road, approximately 150 feet east of the intersection of Southbury Drive with Centerville Station Road. A Public Hearing has been set for October 18, 1982 before Council.

Mayor Stone explained the Council Retreat held on Sunday, September 19, 1982 for the purpose of discussing City problems.

Mayor Stone announced that 30 citizens will represent the City of Centerville in Waterloo, Ontario Canada at the Oktoberfest held during the Canadian Thanksgiving, the weekend of October 8, 1982.

Mayor Stone advised that a letter has been received from Frau Ilse Luers, the wife of the Director of the Ammerlander Volkstanzgruppe Dance Group, the dance group that recently visited the City of Centerville from Bad Zwischenahn in West Germany. Enclosed with the letter were news reports published in Germany and translated by the City Engineer Karl Schab.

Mr. Sweetman announced the Cable TV Council Meeting scheduled for Wednesday, September 22, 1982 to begin at 3:30 P.M. in the Germantown City Hall. An invitation to attend was extended to those interested.

During his City Manager's Report, Mr. Kenning advised that the 1982 Street Repair and Improvement Project has essentially been completed. He outlined some additional work to be completed as well as some improvement to portions of Bigger Road to carry it through two winters until the State can begin the overall improvement to said roadway. Work should begin on Bigger Road September 23, 1982..

Mr. Sweetman left the Meeting at this time due to a potential conflict of interest in the next agenda item.

THE BARN

Mr. Douglas Langley, Architect and representing the Barn, reviewed for Council a revised Site Plan Amendment for the southwest corner of Main and Franklin Streets. In accordance with this Plan the alley would be moved north of the large utility pole and away from the house, angling it onto the site, thus deleting only one parking space and enabling the drive to swing clear of the residence to the south. Upon question of Mr. Langley, it was clarified that the new alley will be included in the development of the subject property; the City assumes the responsibility of removing the old curb cut, seeding the area of the current alley and putting sidewalk in place across the current alley area. Mr. Farquhar advised that dedication of the new alley will be necessary. Mr. Siler moved that Council approve the revised Site Plan Amendment for "The Barn" submitted this date, September 20, 1982, with the understanding that the City is responsible for destroying the present alley, the seeding of same, removing the curb cut and putting sidewalk in place as previously discussed, and including the recommendations of the

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City Planning Commission and the Board of Architectural Review. Mrs. Heintz seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Councilman Russell Sweetman returned to the Meeting at this time.

ORDINANCE NUMBER 24-82 NORTH MAIN STREET

The Public Hearing was held concerning Ordinance Number 24-82. Mr. Kenning reviewed this proposed Ordinance relative to the North Main Street Improvement Project; said Ordinance provides the State financial participation in the traffic signalization at Fireside Drive and North Main Street. Mr. Singer sponsored Ordinance Number 24-82, An Ordinance Enacted By The City Of Centerville, Montgomery County, Ohio, In The Matter Of The Hereinafter Described Improvement, Under The Supervision Of The Director of Transportation, and moved that it be passed. Mr. Siler seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

ORDINANCE NUMBER 25-82 WASTE COLLECTION

The Public Hearing was held concerning Ordinance Number 25-82. Mr. Kenning reviewed this proposed Ordinance to raise the special pick-up and chipper service fee to \$7.50 and to provide Council with the option to raise refuse collection fees to reflect fees charged by Montgomery County for the disposal of refuse. Mr. Sweetman sponsored Ordinance Number 25-82, An Ordinance Amending Chapter 957 Of The Municipal Code Relating To Changes in Rates, and moved that it be passed. Mrs. Heintz seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

ORDINANCE NUMBER 26-82 FIRE CODE

The Public Hearing was held concerning Ordinance Number 26-82. Mr. Kenning reviewed this proposed Ordinance which adopts the Unified Fire Code of 1979 and modifies certain sections to satisfy the needs of this Community. Mrs. Heintz sponsored Ordinance Number 26-82, An Ordinance Amending Chapter 1511 Of The Centerville Municipal Code By Adopting The Unified Fire Code, 1979 Edition With Certain Modifications, 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 27-82 FIRE CODE

The Public Hearing was held concerning Ordinance Number 27-82. Mr. Kenning explained this Ordinance which is designed to provide for operations under local Ordinance rather than State code, thus making it more responsible to the needs of the Centerville-Washington Township Community. Mr. Siler sponsored Ordinance Number 27-82, An Ordinance Enacting Chapter 1513 Of The Centerville Municipal Code, Establishing A Bureau Of Fire Safety And Setting Forth Its Duties And Powers, and moved that it be passed. Mrs. Heintz seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

ORDINANCE NUMBER 28-82 FIRE CODE

The Public Hearing was held concerning Ordinance Number 28-82. Mr. Kenning reviewed this proposed Ordinance which places operations under local Ordinance, appeals will be made at the local level. Mr. Singer sponsored Ordinance Number 28-82, An Ordinance Adopting Chapter 1515 Of The Centerville Municipal Code To Provide For Fire Inspections And Correction Of Violations, and moved that it be passed. Mr. Siler 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:

[Handwritten signature]
Mayor

ATTEST:

[Handwritten signature]
Clerk of Council