

RECORD OF PROCEEDINGS

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Minutes of

REGULAR COUNCIL

Meeting

Held May 19, 1980

The Council of the City of Centerville, County of Montgomery, State of Ohio, met in Regular Session on Monday, May 19, 1980 at 8:00 P.M. in the Council Chambers of the Centerville Municipal Building. The Meeting was opened with an Invocation given by Mayor J. V. Stone and the Pledge of Allegiance to the Flag with Mayor J. V. Stone presiding. Councilmembers and City Staff present were as follows:

- Deputy-Mayor Nora Lake
- Councilmembers Russell Sweetman
Jeffrey Siler
Shirley Heintz
Leonard Stubbs
- Clerk of Council Marilyn McLaughlin
- City Planner Alan Schwab
- City Engineer Karl Schab
- Director of Finance William Bettcher
- Chief of Police William Randolph
- Municipal Attorney Robert Farquhar
- Assistant City Manager Joseph Minner

The Minutes of the Council Meetings held April 21, 1980 and April 28, 1980 had been distributed prior to this Meeting. Mr. Sweetman moved that the Minutes of the before-mentioned Meetings be approved, as distributed. Mrs. Heintz seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

The Minutes of the Council Work Session Meeting held May 5, 1980 had been distributed prior to this Meeting. Mrs. Lake moved that the Minutes of the May 5, 1980 Council Work Session Meeting be approved, as distributed. Mr. Sweetman seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

The Oath of Office was administered to Board of Architectural Review Member Tom Barnes by Mr. Farquhar.

Councilman James Singer entered the Meeting at this time.

RESOLUTION NUMBER 30-80 CLEAN-UP-WEEK

Mrs. Lake sponsored and read Resolution Number 30-80, A Resolution Of Appreciation For The Services Of Various Groups And Organizations, and moved that it be passed. Mr. Stubbs seconded the motion. A roll call vote resulted in seven ayes in favor of the motion. Phyllis Keller, member of the City Beautiful Commission, explained Clean-Up-Week held annually one week in May. Mayor Stone presented to participants a duplicate Resolution of Appreciation. The Meeting was recessed for ten minutes so that City Council might join in a reception sponsored by the City Beautiful Commission.

Mrs. McLaughlin announced the receipt of a letter of resignation from City Beautiful Commission Member Virginia Krymow.

Mr. Minner reported the following in behalf of the City Manager:

The Main and Franklin Street intersection improvement continues to be delayed by the laborers strike.

Mr. Minner reviewed various aspects of the one-half police levy put before the electorate of the City of Centerville on June 3, 1980. This levy will continue for five years and will reinstate a portion of the receipts from two previous police levies. Approximately ten percent of the Police Department expenditures in 1981 will be defrayed by this levy, if passed. This levy will provide the addition of three police officers, a dispatcher,

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general and special purpose vehicles and specialized police equipment. Upon question of Mr. Stubbs, Mr. Minner explained the fact that the average household in Centerville would pay approximately \$10.75 per year or \$.20 per week in additional taxes if this levy passes June 3. Mayor Stone encouraged all electors of the City to support this levy and their police department.

Mr. Sweetman announced the Miami Valley Cable TV Council Meeting scheduled for Wednesday, May 28, 1980 to begin at 3:30 P.M. at the Kettering Government Center.

ROSS' HOUSE OF ANTIQUES APPEAL TO COUNCIL

The Public Hearing was held concerning the Appeal filed by John T. Ross, DBA Ross' House of Antiques located at 39 South Main Street in the City of Centerville. The Board of Architectural Review during their Meeting on April 1, 1980 denied the Application to erect a street clock in front of this place of business.

Mr. Minner reviewed the Application, located the property on a map, explained pictures of the present structure and surroundings and reviewed an architectural sketch of the clock.

Mr. John Ross, Applicant, explained his Application. He proposes that no signage be on the clock itself but that signage be placed on the pole of the clock to clear the clutter now existing. He made reference to a Petition submitted containing signatures of area occupants, disagreeing with the decision of the Board of Architectural Review. The clock which measures 35 inches wide, 7 feet high overall and four sided would be located 10 feet off the ground. However, Mr. Ross would agree to lower the clock if City Council so desires. Mr. Ross advised that the clock will keep accurate time and does not have a tone.

Mr. Michael Pekarek, member of the Board of Architectural Review, reviewed for Council various issues considered by the Board of Architectural Review. The Board considered this clock with signs attached to be a sign advertising a business. They protested to the violation of scale, it's intrusion upon an attractive street scape and to the attention it will draw upon itself. They were concerned with ramifications for all members of the City of Centerville area interested in architecture preservation. Mr. Pekarek read a letter received from Mr. Loren Gannon, Jr., Regional Preservation Office of the Ohio Historic Preservation Office, outlining certain disturbing factors relating to the street clock.

Mr. Ross views this clock as an asset to his business and believes it would enhance the downtown area of the City of Centerville. He offered his willingness to work with City Officials concerning the height of the clock and signage. Upon question of Mrs. Heintz, Mr. Ross described the pole for the clock being five sided, 10 to 12 inches in diameter and being of steel construction.

Following much discussion, it was determined that the Application which was rejected by the Board of Architectural Review included the clock with signs attached to the pole. Mrs. Lake moved to sustain the decision rendered by the Board of Architectural Review to deny a permit to erect a street clock in front of 39 South Main Street. Mr. Stubbs seconded the motion. A roll call vote resulted in five ayes in favor of the motion; Mr. Sweetman and Mr. Siler voted no. Mayor Stone complimented Mr. Ross for his efforts and encouraged him to pursue an alternative for the clock.

ORDINANCE NUMBER 20-80 COMMUNITY FISCAL ANALYSIS COMMITTEE

The Public Hearing was held concerning Ordinance Number 20-80. Mr. Singer sponsored Ordinance Number 20-80, An Ordinance Appointing Various Citizens To Serve As Members Of The Community Fiscal Analysis Committee For The City Of Centerville, Setting Terms of Office And Designating The Chairman

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For Said Committee, and moved that it be passed. Mrs. Lake seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

ORDINANCE NUMBER 21-80 MEMBERSHIP FEES

The Public Hearing was held concerning Ordinance Number 21-80. Mr. Siler sponsored Ordinance Number 21-80, An Ordinance To Authorize Payment By The City Of Centerville Of Fees For Membership Of Public Officials And Employees Of The City And Various Professional Organizations, and moved that it be passed. Mrs. Heintz seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

ORDINANCE NUMBER 22-80 PERSONNEL

The Public Hearing was held concerning Ordinance Number 22-80. Mrs. Heintz sponsored Ordinance Number 22-80, An Ordinance Amending Ordinance Number 18-79, By Repealing The Personnel Policies Adopted And Adopting A New Personnel Policy, and moved that it be passed. Mrs. Lake seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

Mayor Stone left the Meeting at this time due to a potential conflict of interest relative to the following Ordinances; Mrs. Lake presided.

ORDINANCE NUMBER 24-80 CLYO ROAD

The Public Hearing was held concerning Ordinance Number 24-80. Mrs. Heintz sponsored Ordinance Number 24-80, An Ordinance To Appropriate Certain Real Estate Of John P. Chaney And Linda J. Chaney For The Clio Road Improvement Project In The City Of Centerville, Ohio, and moved that it be passed. Mr. Stubbs seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

ORDINANCE NUMBER 26-80 CLYO ROAD

The Public Hearing previously scheduled for Ordinance Number 26-80, An Ordinance To Appropriate Certain Real Estate Of Willard C. Nearing And Marjorie L. Nearing For The Clio Road Improvement Project In The City Of Centerville, Ohio, was cancelled.

ORDINANCE NUMBER 28-80 CLYO ROAD

The Public Hearing previously scheduled for Ordinance Number 28-80, An Ordinance To Appropriate Certain Real Estate Of Willard C. Nearing And Marjorie L. Nearing For The Clio Road Improvement Project In The City Of Centerville, Ohio, was cancelled.

ORDINANCE NUMBER 30-80 CLYO ROAD

The Public Hearing was held concerning Ordinance Number 30-80. Mr. Singer sponsored Ordinance Number 30-80, An Ordinance To Appropriate Certain Real Estate Of Southwestern Reserve Company For The Clio Road Improvement Project In The City Of Centerville, Ohio, 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 32-80 CLYO ROAD

The Public Hearing was held concerning Ordinance Number 32-80. Mr. Singer sponsored Ordinance Number 32-80, An Ordinance To Appropriate Certain Real Estate Of Ned J. Haverstick, Joseph B. Haverstick And Alberta Z. Haverstick For The Clio Road Improvement Project In The City Of Centerville, Ohio, and moved that it be passed. Mr. Stubbs seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

Mayor Stone returned to the Meeting at this time, and presided.

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ORDINANCE NUMBER 33-80 CITY BEAUTIFUL COMMISSION

The Public Hearing was held concerning Ordinance Number 33-80. Mr. Siler sponsored Ordinance Number 33-80, An Ordinance Appointing Nancy Lee Schardt As A Member Of The City Beautiful Commission For The City Of Centerville, Ohio, And Establishing A Term Of Office, and moved that it be passed. Mr. Singer seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

RESOLUTION NUMBER 31-80 I-675

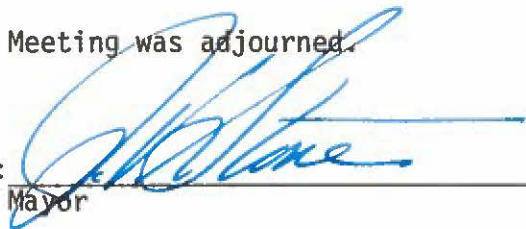
Mayor Stone read a proposed Resolution recommending adoption of the TCC Network "A" Plan to provide a four lane highway with a median separating the two lanes on each side to be built in the I-675 corridor. Mr. Sweetman sponsored Resolution Number 31-80, A Resolution Recommending The Adoption Of The TCC Network "A" Plan Upon Failure To Complete I-675 As Originally Designed And Approved And The Purchase Of Dart Right-Of-Way, and moved that it be passed. Mr. Singer seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

ORDINANCE NUMBER 35-80 CITY BEAUTIFUL COMMISSION

Mrs. Lake moved that Ordinance Number 35-80, An Ordinance Appointing Lois Dowlar As A Member Of The City Beautiful Commission For The City Of Centerville, Ohio, And Establishing A Term Of Office, be set for Public Hearing on June 2, 1980. Mr. Singer seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

There being no further business, the Meeting was adjourned.

Approved: _____


Mayor

ATTEST:


Clerk of the Council