

Held October 15, 19 79

The Council of the City of Centerville, County of Montgomery, State of Ohio, met in Regular Session on Monday, October 15, 1979 at 8:00 P.M. in the Council Chambers of the Centerville Municipal Building. The Meeting was opened with an Invocation given by Reverend Nicholas Rachford, Chaplain for City Council and the Pledge of Allegiance to the Flag with Mayor Victor Green Presiding. Councilmembers and City Staff present were as follows:

Deputy Mayor Russell Sweetman

Councilmembers Nora Lake

James Singer

J. V. Stone

Jeffrey Siler

Leonard Stubbs

Clerk of Council Marilyn McLaughlin

City Manager Darryl Kenning

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

Assistant City Manager Joseph Minner

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

Council Meeting: October 1, 1979.

Council Work Session Meetings: October 1, 1979.

October 8, 1979.

Mr. Stubbs advised of a typographical error in the fifth last paragraph of the October 1 Council Meeting Minutes: Bristol was changed to Bristol. Mr. Stubbs moved that the Minutes of the foregoing Meetings be approved, as distributed and amended. Mr. Sweetman seconded the motion. A roll call vote resulted in six ayes in favor of the motion; Mr. Siler abstained.

Mr. Preston Dawes, Executive Director, South Montgomery Human Services, reviewed his quarterly report, gave samples of requests received from citizens for service and reviewed services available to families.

Mrs. McLaughlin announced the receipt of a letter of resignation from City Beautiful Commission Member Holly Groach, she has moved from the State of Ohio.

Mayor Green announced Beggars Night, October 30, 1979 from 6:00 P.M. to 8:00 P.M.

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

The Municipal Cost Index for the month of October shows a twelve month increase of 11.7%.

Mr. Minner has recently been elected Chairman of the Board of Trustees of the Miami Valley Cable Television Council.

City Staff members have attended the Energy Conservation School, a part of the Energy Grants from the State of Ohio for Municipal facilities.

The asphalt resurfacing program has been completed, road striping will begin soon.

Phase one of the Main and Franklin improvement project will be complete this year.

The Activity Report of the Police Department for the month of September was briefly reviewed.

RECORD OF PROCEEDINGS

Minutes of

Meeting

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Upon question of Mr. Sweetman, Mr. Schab advised that the Contractor is advancing within schedule with concrete street repairs in the Black Oak area. Mr. Sweetman emphasized the need for this work to be completed within the current construction season.

BURGER KING

Mr. Schwab reviewed a Site Plan amendment for Goldmans Shopping Center to provide for the construction of a Burger King Restaurant within the existing parking lot. The subject property is located east of State Route 48 and north of Spring Valley Road. The existing two curb cuts would be utilized for the new facility. The Planning Commission, during their Meeting on September 25, 1979, recommended that this Site Plan amendment be approved contingent upon stamped receipt of an acceptable revised Site Plan to be submitted by Goldmans, subject to a fire hydrant being placed on the site, subject to the dumpster area being reversed to the east side of the enclosure and contingent upon the fact that this approval includes no signage approval. Mr. Schwab advised that a revised Site Plan amendment has been received which includes the above recommendations. He recommended that this amendment be approved suggesting that additional parking be considered if additional building on the site is proposed in the future. Upon question of Mr. Sweetman, Mr. Schwab advised that the dumpster cases will be constructed of brick. Mr. Sweetman suggested that continued repair be considered when the construction of dumpster cases is approved. Mr. Stubbs offered concern with the utilization of parking spaces to the east of the building. Mr. Walter Zahn, representing Burger King Corporation, explained how the two primary entrances are on the west side of the building due to the location of the counter and drive-in window, thus other parking areas should be used by most patrons. Mr. Stone moved that the Site Plan amendment for Goldmans Shopping Center to provide for the construction of Burger King be approved as received and recommended by the Planning Commission and City Staff, without approval of signage. Mr. Sweetman seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

Mr. Stubbs briefed Council on the first Budget Meeting held Thursday, October 11, 1979. During this Meeting, Mr. Kenning advised that anticipated revenue available in 1980 is estimated at \$3,127,000.00; upon requests of Department Heads, needs for 1980 represent \$4,593,000.00. The Finance Committee indicated to the City Manager that the Service Department should be considered top priority for any increase available. Finance Committee Meetings on the 1980 Budget will begin November 10, 1979.

Mr. Singer reported that the Legislative Committee met on October 1, 1979 and agreed to forward to the full Council a Code of Ethics in Ordinance form, which was discussed during a Council Work Session Meeting on Monday, October 8, 1979. This legislation will be before Council during this Council Meeting.

Mr. Sweetman announced the Miami Valley Cable TV Council Meeting to be held Wednesday, October 17, 1979 at 3:30 P.M. in the West Carrollton Municipal Building.

ORDINANCE NUMBER 47-79 BOARD OF ARCHITECTURAL REVIEW

The Public Hearing was held concerning Ordinance Number 47-79. Mr. Stubbs sponsored Ordinance Number 47-79, An Ordinance Appointing Michael T. Pekarek To The Board Of Architectural Review For The City Of Centerville, Ohio, To Fill The Unexpired Term Of Garfield J. Judkins, and moved that it be passed. Mr. Singer seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

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ORDINANCE NUMBER 48-79 CITY BEAUTIFUL COMMISSION

The Public Hearing was held concerning Ordinance Number 48-79. Mr. Sweetman sponsored Ordinance Number 48-79, An Ordinance Appointing Phyllis Keller To The City Beautiful Commission For The City Of Centerville, Ohio, And Establishing A Term Of Office, 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 49-79 CITY BEAUTIFUL COMMISSION

The Public Hearing was held concerning Ordinance Number 49-79. Mrs. Lake sponsored Ordinance Number 49-79, An Ordinance Appointing Virginia Krymow To The City Beautiful Commission Of The City Of Centerville, Ohio, And Establishing A Term Of Office, and moved that it be passed. Mr. Stone seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

ORDINANCE NUMBER 50-79 BOARD OF ARCHITECTURAL REVIEW

Mr. Singer moved that Ordinance Number 50-79, An Ordinance Appointing Stanley E. Swartz To The Board Of Architectural Review For The City Of Centerville, Ohio, And Establishing A Term Of Office, be set for Public Hearing on November 5, 1979. Mrs. Lake seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

ORDINANCE NUMBER 51-79 CODE OF ETHICS

Mr. Singer moved that Ordinance Number 51-79, An Ordinance Enacting Sections Of Chapter 121 Of The Centerville Municipal Code To Approve, Adopt And Enact A Code Of Ethics For Elected And Appointed Public Officials Of The City Of Centerville, be set for Public Hearing on November 5, 1979. Mr. Sweetman seconded the motion. A roll call vote resulted in seven ayes in favor of the motion. Mayor Green complimented the Council Legislative Committee and City Staff for drafting this excellent Ordinance. Upon question of Mr. Stubbs, Mr. Farquhar suggested that gifts to the City be individually reviewed when received.

ORDINANCE NUMBER 52-79 MAIN AND FRANKLIN

Mr. Siler moved that Ordinance Number 52-79, An Ordinance Accepting The Dedication Of Public Right-Of-Way As Hereinafter Described, be set for Public Hearing on November 5, 1979. Mrs. Lake seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

RESOLUTION NUMBER 48-79 COMMUNITY GOVERNMENTAL TASK FORCE

Mr. Stubbs sponsored Resolution Number 48-79, A Resolution Establishing A Community Governmental Task Force In Conjunction With The Washington Township Board Of Trustees And To Share In The Expenses Incurred, and moved that it be passed. Mr. Siler seconded the motion. Mr. Stubbs pointed out the fact that this Resolution is a result of efforts put forth in a recent session with the Washington Township Trustees. Mr. Singer encouraged people in the Centerville community who would like to get involved in this task force, to make their interests known. He sees this as the most important thing occurring in our area today. A roll call vote resulted in seven ayes in favor of the motion.

RESOLUTION NUMBER 49-79 EQUAL EMPLOYMENT AND FAIR HOUSING

Mayor Green read Resolution Number 49-79, A Resolution Reaffirming The City Of Centerville's Commitment To Equal Employment And Fair Housing Opportunities. Mrs. Lake sponsored Resolution Number 49-79 and moved that it be passed. Mr. Singer seconded the motion. A roll call vote resulted in

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seven ayes in favor of the motion.

Mr. Stubbs pointed out the fact that action is anticipated concerning the Joint Zoning Study and a Three Mile Jurisdiction Agreement, during the next Meeting of the Citizens for Cooperative and Responsive Government Committee scheduled for Wednesday, December 5, 1979.

There being no further business, the Meeting was adjourned.

Approved: _____
Mayor



ATTEST:

Clerk of the Council

