

Held March 7, 19 77

The Council of the City of Centerville, County of Montgomery, State of Ohio met in Regular Session on Monday, March 7, 1977 at 8:00 P.M. in the Council Chambers of the Centerville Municipal Building. The Meeting was opened with an Invocation given by Reverend Fred Wilson from the Christ Life Fellowship Church with Mayor Victor Green presiding. A flag ceremony was performed by Girl Scout Troop 1166 with Troop 770 also in attendance. Councilmembers and City Staff present were as follows:

Deputy Mayor J. V. Stone
 Councilmembers Russell Sweetman
 Ralph Spencer
 Charles McQueeney
 Leonard Stubbs
 Nora Lake
 Clerk of Council Marilyn McLaughlin
 Assistant City Manager John Levermann
 City Planner Garth Reynolds
 City Engineer Karl Schab
 Director of Finance William Bettcher
 Chief of Police William Randolph
 Acting Municipal Attorney James Bernhold

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

Council Meeting
 February 21, 1977.
 Council Work Session Meetings:
 February 21, 1977.
 February 28, 1977.

Mr. Sweetman moved that the Minutes of the foregoing Meetings be approved, as distributed. Mr. Stone seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

Mrs. McLaughlin announced the receipt of a Notice of Intent to Appeal a decision rendered by the Planning Commission on February 22, 1977 to deny approval of the Record Plan for Peibrook Farm, Section Six; notice received from Paul Lapp.

Mayor Green announced the receipt of a letter from Mr. John Cornell, 852 Revere Court, concerning parking being permitted at the intersection of Main and Franklin Streets, he recommended that these 28 spaces be eliminated.

Mayor Green issued the following two Proclamations:
 Girl Scout Week - March 6 through March 12, 1977.
 Save Your Vision Week - March 6 through March 12, 1977.

Upon question of Mr. Stubbs, Mr. Levermann advised that more repairs have been required this year to equipment due to winter weather conditions, however, he does not anticipate a need for changes or additions to present equipment.

Mr. Stubbs questioned the status of possibly making the alley across from Maple Street at it's intersection with East Franklin Street one way. Police Chief William Randolph advised that this matter will be further reviewed upon Mr. Kenning's return from vacation.

Mr. Sweetman questioned the possibility of prohibiting the parking of vehicles along thoroughfares when weather conditions require snow removal. He suggested that this item be placed on the agenda for a Council Work

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Session Meeting for discussion.

Mayor Green suggested that perhaps in the next issue of the Town Crier the property owner's responsibility be defined regarding sidewalk repair. He suggested that neighborhoods be surveyed to ascertain improvements to be made.

ZONING ORDINANCE AMENDMENT NED HAVERSTICK REZONING

Mr. Reynolds reviewed the Planning Commission Meeting held February 22, 1977. The Commission recommended by a 5-2 vote that the Rezoning Request filed by Ned Haverstick for property located at the northeast corner of Centerville Station Road and Clyo Road be approved; a change from O-S and R-4 to B-1 zone classification.

ZONING ORDINANCE AMENDMENT ARCHITECTURAL PRESERVATION

Mr. Reynolds advised that the Planning Commission voted unanimously to forward to City Council the Ordinance which amends previous Ordinances as they relate to the Architectural Preservation District. Said Ordinance comes to Council with Planning Commission's favorable recommendation.

Mr. Spencer moved that the two foregoing items considered by the Planning Commission be deferred to a Council Work Session Meeting. Mr. Sweetman seconded the motion. A roll call vote resulted in seven ayes in favor of the motion. Mayor Green advised that the Haverstick Rezoning Request will be placed on the agenda for the March 14, 1977 Meeting and the AP Ordinance on the March 28, 1977 Meeting agenda, at which time the Board of Architectural Review will be asked to be present. Upon question of Mrs. Lake, Mr. Reynolds advised that changes made to the Ordinance correspond with recommendations made during the Work Session held between Council, the Planning Commission and the Board of Architectural Review. Some other changes have been made by the Municipal Attorney for clarification purposes.

Mr. Sweetman reviewed the Meeting he attended Thursday, March 3, 1977 to discuss a name change for Mini COG or Cable Council. A motion for the name to remain the same was passed.

ORDINANCE NUMBER 3-77 ZONING ORDINANCE AMENDMENT TEXT

The Public Hearing was held concerning Ordinance Number 3-77. Mr. Levermann reviewed the proposed Ordinance which adjusts filing fees to recover costs encountered by the City when processing certain Applications. Mr. Spencer sponsored Ordinance Number 3-77, An Ordinance Amending Ordinance 15-61, The Zoning Ordinance, Section 25 Relating To Filing Fees, and moved that it be passed. Mr. McQueeney seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

ORDINANCE NUMBER 8-77 CITY BEAUTIFUL

The Public Hearing was held concerning Ordinance Number 8-77. Mr. McQueeney sponsored Ordinance Number 8-77, An Ordinance To Appoint Richard Sachs To The City Beautiful Commission Of The City Of Centerville, Ohio And Establishing A Term Of Office, and moved that it be passed. Mr. Spencer seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

ORDINANCE NUMBER 9-77 YOUTH BOARD

The Public Hearing was held concerning Ordinance Number 9-77. Mr. Sweetman sponsored Ordinance Number 9-77, An Ordinance To Appoint Tommy J. Paradise To The Youth Board Of The City Of Centerville, Ohio, And Establishing A Term Of Office, and moved that it be passed. Mr. Stubbs seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

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Mr. Stubbs suggested that a Meeting be set concerning the Tax Proposal being submitted to the electorate on June 7, 1977. Mr. Levermann advised that information has been included in the next issue of the Town Crier, other information is being prepared. Committee Chairman Leonard Stubbs set a Meeting for Saturday, March 26, 1977 to begin at 9:00 AM in the South Suburban Annex for the entire Council to discuss this matter.

Mayor Green advised that he has contacted the Chamber of Commerce to encourage applicants for membership on the Board of Architectural Review.

RESOLUTION NUMBER 7-77 BOND ISSUE

Mr. Stone sponsored Resolution Number 7-77, Resolution Determining To Proceed With Bond Issue, and moved that it be passed. Mrs. Lake seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

RESOLUTION NUMBER 8-77 ADVANCE OF TAXES

Mr. Sweetman sponsored Resolution Number 8-77, A Resolution Requesting An Advance Of Forty Five Thousand (\$45,000.00) Dollars Out Of The Current Collection Of Taxes Assessed And Collected On Behalf Of The City Of Centerville, and moved that it be passed. Mr. Spencer seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

RESOLUTION NUMBER 9-77 PUBLIC DEFENDER

Mrs. Lake sponsored Resolution Number 9-77, Resolution Authorizing And Directing The City Manager To Enter Into A Contract With The Office Of The Montgomery County Public Defender For The Representation Of Indigent Defendants Charged With Violations Of City Ordinances Of The City Of Centerville, and moved that it be passed. Mr. Sweetman seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

RESOLUTION NUMBER 10-77 BIGGER ROAD

Mr. McQueeney sponsored Resolution Number 10-77, A Resolution Declaring The Intention Of The City Of Centerville To Widen Bigger Road Beyond The Limits Of Interstate Route 675, 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 10-77 WHIPP ROAD

Mr. Stubbs moved that Ordinance Number 10-77, 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, be set for Public Hearing on March 21, 1977. Mrs. Lake seconded the motion. A roll call vote resulted in seven ayes in favor of the motion. Upon question of Mr. Stubbs, Mr. Schab advised that this Ordinance is the same as previous passed for the same purpose except that it provides clarification in the Contractual Agent for Montgomery County.

ORDINANCE NUMBER 11-77 BOARD OF ARCHITECTURAL REVIEW

Mr. Spencer moved that Ordinance Number 11-77, An Ordinance To Appoint Fayne E. Kuker To The Board Of Architectural Review Of The City Of Centerville, Ohio And Establishing A Term Of Office, be set for Public Hearing on March 21, 1977. Mr. Stone seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

ORDINANCE NUMBER 12-77 YOUTH BOARD

Mr. Stone moved that Ordinance Number 12-77, An Ordinance To Appoint Robert A. Sands To The Youth Board Of The City Of Centerville, Ohio, And

