

Held February 2, 19 76

CENTERVILLE CITY COUNCIL
REGULAR MEETING
FEBRUARY 2, 1976

The Council of the City of Centerville, County of Montgomery, State of Ohio met in Regular Session on Monday, February 2, 1976 at 8:00 P.M. in the Council Chambers of the Centerville Municipal Building. The Meeting was opened with the Pledge of Allegiance to the Flag with Mayor Victor Green presiding. Council Members and City Staff present were as follows:

Deputy Mayor J. V. Stone
Councilwoman Nora Lake
Councilmen Leonard Stubbs
Ralph Spencer
Russell Sweetman
Charles McQueeney
Clerk of Council Marilyn McLaughlin
City Manager Darryl Kenning
City Planner Garth Reynolds
Service Director Richard Bishop
City Engineer Karl Schab
Director of Parks and Recreation John Dunathan
Director of Finance William Bettcher
Chief of Police William Randolph
Municipal Attorney Robert Farquhar
Administrative Assistant John Levermann

The Minutes of the Council Meeting of January 19, 1976 had been distributed prior to this Meeting. Mr. Stone moved that the Minutes of the Meeting of January 19, 1976 as distributed, be approved. Mr. McQueeney seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

The Minutes of Council Work Sessions held on January 19, 1976, January 22, 1976 and January 26, 1976 had been distributed prior to this Meeting. Mr. Stone moved that the Minutes of the January 19, 1976 Work Session as distributed, be approved. Mr. Stubbs seconded the motion. A roll call vote resulted in seven ayes in favor of the motion. Mr. McQueeney moved that the Minutes of the January 22, 1976 Work Session be approved, as distributed. Mr. Sweetman seconded the motion. A roll call vote resulted in six ayes in favor of the motion; Mr. Stone abstained. Mr. Stubbs moved that the Minutes of the January 26, 1976 Work Session as distributed, be approved. Mrs. Lake seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

Mayor Green reported the following:

He attended the Charter Banquet for the new Centerville Optimist Club, the first Optimist Club of Centerville.

A Meeting of the Investment Committee was held, \$100,000.00 cash was invested in short term notes.

Mayor Green advised that a joint Meeting was held between City Council and the Planning Commission on January 22, 1976.

A solution was found to a sign problem on West Franklin Street in the Architectural Preservation District.

Council Commissioner Charles Simms will contact Centerville to set a Meeting with Council to discuss the Dart Proposal as soon as he is available.

Mayor Green complimented the Arts Commission on the very fine Concert by Doc Severinsen held Sunday, February 1, 1976.

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Mr. Kenning reported the following during his City Manager's report: He reported on the first Meeting held by the Housing and Community Development Advisory Committee. Many future Meetings have been set.

667 tons of salt have been used during 1976 to date.

The Police Department is now monitoring channel 9 over CB radios, the emergency channel. All units will be equipped soon.

Tertative sites have been chosen for the Disaster Warning System, all equipment has been ordered.

Mayor Green brought attention to a "thank you" letter received by the Police Department.

PLYMOUTH NOTCH SECTION THREE

Mr. James Hickey, Member and representing the Planning Commission reported on their Meeting held January 27, 1976. He reviewed Planning Commission's unanimous approval of the Record Plan for Plymouth Notch, Section Three. This Plan was approved without sidewalk in the cul-de-sac, sidewalk, if required, would not join another sidewalk at it's beginning or end. An open drainage ditch makes it impossible to construct a sidewalk completely around the cul-de-sac. Mr. Sweetman expressed his concern with there being no sidewalk in this Section and other Sections of the Plat. Mr. Schab recommended that this Section Three be approved subject to the receipt of a Performance Bond in the amount of \$24,600.00 and an Inspection Fee of \$82.00. Mr. Stubbs moved that the Record Plan for Plymouth Notch, Section Three be approved in accordance with the recommendation of the City Engineer. Mrs. Lake seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

Discussion followed concerning a traffic study to be made by the Transportation Coordinating Committee relative to curb cuts and directional characteristics on both sides of State Route 48 from Loop Road to Whipp Road. This discussion arose from the tabling for 60 days by the Planning Commission of Site Plan approval for an Arthur Treacher's Restaurant to be located just south of Siebenthalers. The Study will not cost the City and could be complete in 30 days. Mr. Sweetman cautioned the Planning Commission the fact that businesses, if not welcomed by the City, will seek located in Washington Township, perhaps directly across the street, Centerville will then have the traffic problems with no revenue to Compensate. Mr. McQueeney echoed Mr. Sweetman's concern. Mayor Green emphasized a traffic problem during busy hours at the Steak and Ale Restaurant, this will be considered in the TCC traffic study.

Mrs. Lake reported on the monthly Meeting held of the MVRPC Review Committee. It was noted that various projects during the next few years will be going through the step down financing process. It will be necessary for Municipalities to decide what projects they wish to fund. It was requested that Delegates bring to their respective Councils a summary of projects and the amount of funding which would be necessary from Local Governments, priorities could then be set.

Mrs. Lake advised that she will be attending a Meeting of the Health Planning Council to review their Budget in anticipation of their going through the A95 Review; she welcomed comments from fellow Council Members to take to this Meeting. Mr. McQueeney is concerned with skyrocketing costs, a new formula must be developed for step down funding.

ORDINANCE NUMBER 5-76 EAST FRANKLIN STREET

The Public Hearing was held concerning Ordinance Number 5-76. Mr. Stubbs sponsored Ordinance Number 5-76, An Ordinance Providing For The

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Issuance Of \$7,500 Of Special Assessment Bonds Of The City Of Centerville, Ohio, In Anticipation Of The Collection Of Special Assessments Heretofore Levied, For The Purpose Of Paying The Property Owners' Portion Of The Cost Of Improving Certain Parts Of East Franklin Street In The City, and moved that it be passed. Mr. Stone seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

RESOLUTION NUMBER 7-76 CLYO ROAD

Mr. McQueeney sponsored Resolution Number 7-76, A Resolution Authorizing And Directing The City Manager To Enter Into An Agreement For Consulting Services With Ralph L. Woolpert Company For An Amount Not To Exceed \$60,000.00 Plus \$35,000.00 For Services Rendered During Construction For Engineering Services In Connection With The Extension Of Clyo Road From Alexandersville-Bellbrook Road North And East To Wilmington Pike In The City Of Centerville, and moved that it be passed. Mrs. Lake seconded the motion. As questioned by Mr. Stone, Mr. Kenning advised that services provided by the Consultant during construction of the roadway will be on a per diem basis not to exceed \$35,000.00. The Woolpert Company was recommended by the City Engineer and City Manager after considering a total of three firms; recommendation being based on the fact that it is a local firm and can provide best continuity. A roll call vote resulted in five ayes in favor of the motion; Mr. Spencer and Mr. Sweetman voted no.

ORDINANCE NUMBER 6-76 DRUG ABUSE

Mr. Stone sponsored Ordinance Number 6-76, An Emergency Ordinance Amending Chapter 513, Drug Abuse Control, Of The Centerville Municipal Code to Comply With Legislative Changes To Title 37 Of The Ohio Revised Code, and moved that it be passed. Mr. Stubbs seconded the motion. Mr. Kenning advised that proposed Ordinance Number 6-76 brings the Municipal Code into compliance with State Code as it deals with drug abuse. Mr. Farquhar briefly reviewed the provisions of the Ordinance. A roll call vote resulted in seven ayes in favor of the motion.

ORDINANCE NUMBER 7-76 DRUG ABUSE

Mr. Stone moved that Ordinance Number 7-76, An Ordinance Amending Chapter 513, Drug Abuse Control, Of The Centerville Municipal Code To Comply With Legislative Changes To Title 37 Of The Ohio Revised Code, be set for Public Hearing on February 16, 1976. Mr. Stubbs seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

PLYMOUTH NOTCH SECTION ONE

Mr. Reynolds located Plymouth Notch, Section One on a map; being located on the north side of Centerville Station Road east of the Black Oak Development. Mr. Kenning and Mr. Schab recommended the release of the \$32,000.00 Performance Bond on this Section subject to the receipt of a \$1,600.00 Maintenance Bond. Mr. Sweetman moved that the Performance Bond posted on Phymouth Notch, Section One be released subject to the receipt of a Maintenance Bond in the amount of \$1,600.00. Mr. Spencer seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

PLYMOUTH NOTCH SECTION TWO

Section Two of Plymouth Notch was located on a map by the City Planner. Mr. Kenning read the recommendation of the City Engineer to release the Performance Bond on this Section. Mr. Sweetman moved that Council release the \$31,000.00 Performance Bond posted on Section Two of Plymouth Notch subject to the receipt of a Maintenance Bond in the amount of \$1,550.00. Mr. McQueeney seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

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Mayor Green announced a Meeting to be held Monday, February 9, 1976 at 8:00 P.M. in the Council Chambers for the purpose of soliciting Citizen input with regard to City finances and possible solutions, interested Citizens are asked to attend.

CLYO ROAD

Mayor Green referred to the Public Health and Safety Council Committee the preliminary engineering drawings for existing Clyo Road, to determine whether this meets the needs of the City and thus recommend to Council adoption or revision of the Plan.

Mayor Green referred to the Legal Council Committee possible exceptions to the requirements of the Waste Collection Ordinance. He suggested the establishment of a Citizens Committee to review requests for exemptions.

Mr. Stubbs pointed out the fact that Centerville has not made a decision concerning the Montgomery County Solid Waste Disposal Plan, he encouraged a decision soon. Mr. McQueeney announced a Special Meeting scheduled by the County Commissioners for Wednesday, February 4, 1976 to discuss the comedy of errors. He urged City representation at this Meeting to bring information back to Council.

Mayor Green outlined for Council the proposal of Jeanette Hyde for the "Social Services Facility of Centerville." She has received United Fund funding; she needs to know in what areas Citizens need help. Mayor Green referred this matter to the Public Health and Safety Council Committee to ascertain Miss Hyde's purposes and for her to obtain their responses.

Mr. Stone moved that there be no smoking at alternate Council Meetings and Work Sessions beginning with the next Council Meeting and the next Work Session, the next Work Session and the next Council Meeting there will be smoking, the following ones no smoking, by either Members of Council or people in the audience. Mr. Stubbs seconded the motion. A roll call vote resulted in four ayes in favor of the motion; Mr. Spencer, Mr. Sweetman and Mr. McQueeney voted no. Mayor Green proposed a review of this matter in one month.

There being no further business, the Meeting was adjourned.

Approved: 

Mayor of the City of Centerville, Ohio

ATTEST:


Clerk of the Council