

Held August 4, 1975

19

CENTERVILLE CITY COUNCIL
REGULAR MEETING
AUGUST 4, 1975

The Council of the City of Centerville, County of Montgomery, State of Ohio met in Regular Session on Monday, August 4, 1975 at 8:00 P.M. in the Council Chambers of the Centerville Municipal Building. The Meeting was opened with an Invocation given by Reverend Ronald Siebert from the Christ King Lutheran Church and the Pledge of Allegiance to the Flag with Mayor Paul Hoy presiding. Council Members and City Staff present were as follows:

Councilmen Russell Sweetman
Ralph Spencer
Leonard Stubbs
Charles McQueeney
Clerk of Council Marilyn McLaughlin
City Manager Darryl Kenning
Director of Parks and Recreation Timothy Shroyer
Service Director Richard Bishop
City Planner Garth Reynolds
Municipal Attorney Robert Farquhar
Chief of Police William Randolph
Director of Finance William Bettcher
Administrative Assistant John Levermann

Mr. McQueeney moved to excuse Deputy Mayor J. V. Stone from this Meeting. Mr. Sweetman seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mr. McQueeney moved that Councilwoman Nora Lake be excused from this Meeting. Mr. Stubbs seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

The Minutes of the Meeting of July 21, 1975 had been distributed prior to this Meeting. Mr. Stubbs moved that the Minutes of the Meeting of July 21, 1975 as distributed, be approved. Mr. McQueeney seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mr. Dave McDaniel, 6410 Durban Road, Principal of the Centerville High School, spoke to Council concerning liquor control during school hours. He took opposition to a statement made recently by a Councilman concerning this matter. He reviewed the fact that of 2500 students at the High School, 2 percent have been dealt with concerning the use of/or the possession of an intoxicating beverage; their responsibility rests only with the students during their school day, suspensions have been granted. Mr. McDaniel invited Community members to visit the High School before, during or after school hours. Mr. Spencer clarified the fact that the statement referred to was not made in the Council Chambers, it was made by one Councilman to the press.

Deputy Mayor J. V. Stone and Councilwoman Nora Lake entered the Meeting at this time.

Mr. Sweetman publicly apologized for the misunderstanding, the comments as written in the newspaper were not the feelings or image of Council.

Mr. McQueeney re-emphasized his disappointment with receiving no response from the school system in the past concerning liquor permit applications. He looks forward to better communications in the future.

Held August 4, 1975 continued

19

Reverend Harvey Smith, President of the School Board, explained the fact that responses in the past to liquor permit applications have been defeated, their objection to a permit for Smiley's All American Bar netted them nothing. However, in the future, they will respond.

Mrs. Lake thanked Reverend Smith for coming to the Meeting, she also looks forward to better inter-governmental relations on all issues.

Mr. Stubbs explained the fact that printed in the newspapers was not his total comment concerning intoxicants in the High School; perhaps it was interpreted different than it was meant.

Mayor Hoy reminded the public that action of Council is only that action which transpires during a Council Meeting by the entire body, the entire Council is not responsible for one Member's actions. He encouraged Meetings in the future between the School Board and City Council to improve communications.

Mrs. Carol Reiniger, 810 West Alexandersville-Bellbrook Road, Board of Education Member, reinforced Reverend Smith's reasons for not responding to liquor permit applications in the past.

As questioned by Mr. McQueeney, Mr. Farquhar advised that it is hard for the City to build a case against an application without other objections. Mr. McQueeney stressed the importance of filing objections, he encouraged Churches and Schools to join with the City concerning additional permits.

Mr. Ray Wolfe, Montgomery County Commissioner, appeared to answer questions concerning the County's Solid Waste Management Plan. Mr. McQueeney wonders whether the disposal fee of \$12.00 per year per residence will be adequate. Mr. Wolfe believes that if they receive all trash in the County, commercial included, enough money will be generated. Mr. Ernie Philpot, Montgomery County Sanitary Department Administrator, explained the fact that this fee will pay for incineration until the resource recovery system is completed, additional monies will be generated under resource recovery. Estimates are based upon letters of intent, signed agreements are not available until the system is ready, however, figures are conservative. Mr. McQueeney stressed his displeasure with the County taxing the City of Centerville residents, he hopes that the City will pay this disposal fee to the County if Council decides to go with the Management Plan.

Mr. Sweetman wonders what the costs will be in ten years.

Mr. Stubbs questioned the criteria for determining who will operate the system. Mr. Philpot explained four options:

1. Take a current fee bid on a system (base line system) to ascertain costs and conduct a market analysis to determine the projected return from customers; when studies are complete the County will know at what cost they can operate the system.

2. Anyone can bid a system different than the one designed by the County.

3. The County would own the system, private industry would design, build and operate the facility.

4. Private industry own the facility, the County would pay an annual fee.

As questioned by Mrs. Lake, Mr. Philpot advised that these options will be evaluated by the Committee composed of Mayors, Managers and Township Trustees and will include input from independent expertise.

Mr. Roland McSherry, 1443 Ambridge Road, encouraged the City to sign the Agreement with Montgomery County for Solid Waste Disposal.

RESOLUTION NUMBER 43-75 APPRECIATION

Mr. McQueeney sponsored Resolution Number 43-75, A Resolution Of Appreciation For The Services Of Gary Maxton As A Member Of The Centerville

Held August 4, 1975 continued

19

Planning Commission, 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 44-75 APPRECIATION

Mr. Spencer sponsored Resolution Number 44-75, A Resolution Of Appreciation For The Services Of S. Wilson Gillingham As A Member Of The Centerville Planning Commission, and moved that it be passed. Mr. Stubbs seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

The Oath of Office was administered to Planning Commission Members James P. Hickey and Roland McSherry and to Parks and Recreation Board Members William C. Pees and Barbara Ann Heglund by Municipal Attorney Robert Farquhar.

Mr. Kenning reported the following during his City Manager's Report: Centerville has been included in the C.E.T.A. (Comprehensive Employment and Training Act) Program; two additional positions for the City will be fully funded for the coming year.

The Hearing on the 1976 Budget has been held before the Montgomery County Budget Commission, Centerville was received very cordially.

A five year achievement award has been received for pedestrian safety in the City of Centerville from the American Automobile Association.

Mr. Kenning invited Council and the public to observe an arts and craft display in the Community Room on August 5, 6, 7; achievements made at the Parks during the summer recreation program.

The "drop off" mail box at the United States Post Office has been moved into their parking lot.

Mr. Kenning reviewed activities in the Service Department, services are continually increasing.

As requested by Mr. McQueeney, Mr. Kenning will pursue additional "drop off" mail boxes in residential areas.

OLYMPIC INDUSTRIAL PARK

Mr. Reynolds reviewed the Planning Commission Meeting held July 29, 1975. He reviewed the Planning Commission's 5-1 vote approving the Preliminary Plan for Olympic Industrial Park, five lots only on the east side of Bigger Road north of Thomas Paine Parkway and south of the proposed I-675. The Plan provides a temporary access to serve the Olympic Club; when the I-675 access is constructed this temporary access will not be usable. As questioned by Mr. McQueeney, Mr. Robert Archdeacon, Ralph L. Woolpert Company, explained the fact that a deceleration lane on Bigger Road will be provided if it is deemed necessary at the access road; the future widening of Bigger Road has been considered in the Plan. Mr. Stone moved that the Preliminary Plan for Olympic Industrial Park be approved in accordance with the recommendation of the Planning Commission. Mr. Stubbs seconded the motion. A roll call vote resulted in seven ayes in favor of the motion. Mayor Hoy requested that the City Manager and his Staff review the traffic pattern which may be generated in this area in future years.

ORDINANCE NUMBER 65-75 PLANNING COMMISSION

The Public Hearing was held concerning Ordinance Number 65-75. Mr. Spencer sponsored Ordinance Number 65-75, An Ordinance Appointing Roland McSherry, James Hickey And George Schottmiller To The Centerville Planning Commission, 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 67-75 PARKS AND RECREATION BOARD

The Public Hearing was held concerning Ordinance Number 67-75. Mr. Stubbs sponsored Ordinance Number 67-75, An Ordinance To Appoint William Pees And Barbara Ann Heglund To The Centerville Parks And Recreation Board And Fixing A Term Of Office, and moved that it be passed. Mr.

Held

August 4, 1975 continued

19

Sweetman seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

COUNCIL RULES

Mayor Hoy advised that the Council Committee has completed their review of Council Rules; their recommendations have been reviewed by Council. Mr. McQueeney moved that the Rules of Council as recommended, be approved. Mr. Sweetman seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

The liquor permit application for Cartiris, Inc., 800 East Franklin Street, was again reviewed by Council. Mr. Stubbs brought attention to the number of permits which are permitted within the City of Centerville. Mr. Sweetman pointed out the fact that with no objections, this type business could open as soon as the permit is granted in the present structure if it meets standards.

Mrs. McLaughlin advised that a Notice of Intent to Appeal has been received from Joseph F. Rippe, Trustee for the R and R Investment Company concerning a decision rendered by the Planning Commission during their Meeting of July 29, 1975 in reference to his Rezoning Request.

ORDINANCE NUMBER 68-75 PARK REGULATIONS

Mr. Kenning reviewed a proposed Ordinance to provide regulations in Parks within the City of Centerville and to provide a penalty for violators. Mr. Sweetman sponsored Ordinance Number 68-75, An Emergency Ordinance Amending The Centerville Municipal Code By The Addition Of Chapter 555 Relating To Park Regulations, 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 69-75 PARK REGULATIONS

Mr. Stubbs moved that Ordinance Number 69-75, An Ordinance Amending The Centerville Municipal Code By The Addition Of Chapter 555 Relating To Park Regulations, be set for Public Hearing on August 18, 1975. Mr. Stone seconded the motion. A roll call vote resulted in seven ayes in favor of the motion. Mayor Hoy suggested that a copy of this proposed Ordinance be sent to the Centerville-Washington Park District for their review and input.

RESOLUTION NUMBER 45-75 PUBLIC DEPOSITORY

Mr. Kenning explained the fact that a Resolution designating the First National Bank of Miamisburg, Centerville Branch, as public depository for the City of Centerville, must be passed, the previous Agreement expires during the month of August. Mr. Stone sponsored Resolution Number 45-75, Resolution Designating Public Depository And Awarding Monies Pursuant To The Uniform Depository Act Of Ohio, By The City Of Centerville, Ohio, 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 46-75 PUBLIC DEPOSITORY

Mr. Kenning advised that a Resolution must also be passed to designate the Winters National Bank and Trust Company as public depository. Mr. McQueeney sponsored Resolution Number 46-75, A Resolution Designating A Public Depository And Awarding Public Monies, and moved that it be passed. Mr. Stone seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

As the poll of Council was taken, the following comments were received:

RECORD OF PROCEEDINGS

337

Minutes of

Meeting

Johnson-Watson • Dayton Blank Book—D-2585

Held August 4, 1975 continued 19

Mr. Stone briefed Council on favorable comments he has received recently from the public concerning the performance of Mr. Kenning. Mr. Sweetman related the same.

Mrs. Lake mentioned a possible Meeting of the Miami Valley Review Committee to study County-wide transportation; further information will be forthcoming.

Mr. Stubbs requested an update concerning a safety program in the schools. Police Chief Randolph advised that three films are en-route for this purpose.

Mr. Stubbs encouraged the City to indicate to Congressional Representatives the City's objection to the abandonment of the railroad tracks; this will be pursued by Mr. Kenning.

There being no further business, the Meeting was adjourned.



Mayor

ATTEST:



Clerk of the Council