

RECORD OF PROCEEDINGS

Minutes of

SPECIAL

Meeting

Johnson-Watson • Dayton Blank Book—D-2585

Held April 16

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SPECIAL MEETING

The Council of the City of Centerville, County of Montgomery, State of Ohio met in Special Session on Monday, April 16, 1973 at 8:00 P.M. at the Centerville High School, South Building. The Meeting was opened with the Pledge of Allegiance to the Flag with Mayor Paul Hoy presiding. Councilmen present were as follows: Leonard Stubbs, John Davis, J. V. Stone, Charles McQueeney, City Manager James Smith, Municipal Attorney Robert Farquhar, City Engineer Karl Schab, Director of Finance William Bettcher and Clerk of Council Marilyn McLaughlin.

Mr. Davis moved that Councilmen John McIntire and Russell Sweetman be excused from this Meeting. Mr. McQueeney seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

The Minutes of the Meeting of April 2, 1973 had been distributed prior to this Meeting. Mr. Stone moved that the Minutes of the Meeting of April 2, 1973 as distributed, be approved. Mr. Stubbs seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mr. McQueeney sponsored Ordinance Number 22-73, An Emergency Ordinance Appointing James M. Gallagher To The Board Of Architectural Review Of The City Of Centerville For A Three Year Term Commencing April 17, 1973, and moved that it be passed. Mr. Davis seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mr. Stubbs moved that Ordinance Number 23-73, An Ordinance Appointing James M. Gallagher To The Board Of Architectural Review Of The City Of Centerville For A Three Year Term Commencing April 17, 1973, be set for Public Hearing on May 7, 1973. Mr. Stone seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

An Ordinance appointing members to the Centerville Arts Commission was reviewed. As recommended by Mr. Farquhar, the blanks were completed appointing the first three members for a three year term, fourth and fifth members to a two year term and the six and seventh members to a one year term, all commencing with the effective date of the Ordinance. Mr. Stone moved that Ordinance Number 24-73, An Ordinance Appointing Various Citizens To Serve As Members Of The Centerville Arts Commission And Setting Terms Of Office, be set for Public Hearing on May 7, 1973. Mr. McQueeney seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

The blanks were completed in a proposed Ordinance appointing six members to the City Beautiful Commission, the first and second members to a three year term, third and fourth members to a two year term and the fifth and sixth members to a one year term, commencing on the effective date of the Ordinance. Mr. Davis moved that Ordinance Number 21-73, An Ordinance Appointing Various Citizens To Serve As Members Of The Centerville City Beautiful Commission And Setting Terms Of Office, be set for Public Hearing on May 7, 1973. Mr. Stubbs seconded the motion. A roll call vote resulted in five ayes in favor of the motion. Discussion followed concerning the importance of these Commissions being in operation as soon as possible. As suggested by Mr. Stone, Mayor Hoy will appoint Members to these Commissions to organize until the Ordinance becomes effective.

A Resolution requesting speed limit reduction on State Route 48 in the City of Centerville was reviewed by Council. Mr. Davis questioned the



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wording of the Resolution; "on the east side only" was struck from the Resolution. Mr. McQueeney wondered why the speed limit is only being reduced five miles per hour. Mr. Smith explained that the 45 MPH limit is what has been warranted by the State Highway Department. Mr. Davis sponsored Resolution Number 14-73, A Resolution Requesting Reduction Of The Speed Limit On State Route 48 Between Alexandersville-Bellbrook Road And Whipp Road In The City Of Centerville, Ohio, and moved that it be passed. Mr. Stone seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mayor Hoy pointed out the fact that Council is of the opinion that the small parking area should and will be constructed for off street parking for guests to the City four acre Park in the Terrace Villa Plat. Mr. Stone stressed the need for public parking at all neighborhood Parks.

Mr. Schab explained his status report concerning the ditch in Rose Estates. Items to be considered are: 1. The drainage area contributing to the water runoff extends southeast of Sheehan Road to State Route 48 and contains 50 acres, 2. Runoff will be increased by future developments in the area, 3. Adjacent property owners along the creek want to preserve the trees, 4. The fall of the creek is adequate to assure reasonably swift movement of the water in the creek, 5. Some minor bank washouts are visible, 6. A 9 foot wide concrete bottom has been required for the ditch by Council. In consideration of the beforementioned items, Mr. Schab made the following recommendations: 9 foot wide concrete bottom be reduced to 4 feet, the Developer should follow the natural water course and preserve as many trees as possible, the lining to be V shaped and variable in width, and the adjacent property owners be made aware that periodic cleaning of the ditch will be necessary and this is their responsibility. Mr. McQueeney and Mr. Schab stressed the need for some direction for property owners concerning the cleaning and maintenance of open drainage ditches. Mr. Davis questioned whether a property owner should be required to clean a ditch which carries water runoff from street and other areas, a condition which has been created by the City. Mr. Farquhar explained how this could become an illegal expenditure of funds if the City were to provide this service. Mr. Stone suggested that Mr. Schab prepare alternatives as to Council's policy relative to the cleaning of open drainage ditches.

Mr. Dennis Fryvogel, 9745 Stagecoach South, wondered what the advantage would be to concreting the bottom of the ditch. Mr. Schab explained how, in the spring of the year, sediments pool up which transform into steps, a smooth grade is hard to establish, controls weeds and underbrush, makes cleaning easier, and undermining is controlled. Discussion followed concerning the destruction of trees while constructing the concrete bottom. Mr. Schab recommended that property owners mark the trees they want to save, he will then meet with the Developer to effectuate their plan. Mr. Davis moved that Council no longer require a nine foot wide concrete bottom in the ditch in Rose Estates, a lesser width may be required in accordance with the recommendation of the City Engineer. Mr. Stubbs seconded the motion. A roll call vote resulted in five ayes in favor of the motion. Mr. Schab pointed out that in years to come there will be problems with the ditch as exists with all open ditches.

Mr. Smith explained his City Manager's Report. The Southside Chrysler Company on Loop Road will hold a four hour promotional helicopter ride on Saturday, April 21, 1973. Mr. Davis concurred that their routes should be varied. Mayor Hoy suggested that the flood lights at this location be directed downward, they are improperly directed north. Mr. Davis indicated his objection to the direction of the amber lights being used by the Steak



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and Ale Restaurant. Mr. McQueeney suggested acquiring from a qualified Engineering Firm the correct intensity for lights for various areas in the City. Mr. Smith will further research this matter.

Mr. Smith advised that the Animal Warden has been employed: 50% Animal Warden, 50% Street Department.

Mr. Smith advised that the Electrical Inspector is on the job and builders and developers are happy with the change.

The Street Department has made a large amount of berm repair along the City streets, signs and posts are also being replaced.

The Police Auxillary have been spending time in the various plats to observe for vandalism. Mr. Smith reviewed courses of basic training taken and completed by various police personnel.

Mr. Smith advised that the final course of asphalt will be applied to Rahn Road as soon as possible.

Director of Finance William Bettcher reviewed his Financial Quarterly Report for the first three months of 1973.

Clerk of Council Marilyn McLaughlin advised that an Appeal has been received from Zengel Construction Company concerning a Planning Commission Decision rendered on March 27, 1973 relative to their Rezoning Request. A Public Hearing has been set for May 21, 1973.

As requested by the City Manager, Council concurred that the City go to bid for gasoline to be used by City vehicles.

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

Mr. McQueeney insists that someone pursue obtaining information as to how the amount of Revenue Sharing Funds for Centerville was computed, a formal request for such must be sent. Mayor Hoy suggested that the Director of Finance contact United States Representatives and request this answer.

Mr. Davis wondered what action has been taken concerning signs on State Route 48 which might perhaps be in violation of the Zoning Ordinance. He stressed the importance of continuous sign enforcement.

Mr. Stone brought attention to the condition of concrete streets in Rose Estates. He suggested that City Specifications for concrete streets be reviewed and improved where needed. He stressed the need for street repair in Rose Estates before they are accepted by the City.

Mr. Stone expressed his dislike for a State Lottery which will be a question before the electors on May 8, 1973. He feels a Lottery is morally objectionable, it is a breakdown in our society, and it creates a climate for illegal activity. Mr. Stone moved that Council go on record opposing the Lottery and encourage Citizens of Centerville to vote against it. Mr. Stubbs seconded the motion. Mr. Davis feels Council should not take a stand on issues and direct the vote of electors, Mr. McQueeney will not vote on surprise motions. Mr. Stone requested that this item be placed on the agenda for the next Council Meeting, he then withdrew his motion, Mr. Stubbs withdrew his second to the motion.

Mr. Stubbs made reference to a letter he received from Mr. William V. Dyer, Neighborhood Coordinator for the Citywide Model Cities Program in reference to tenant-landlord legislation before the State Legislators. He encouraged individual support and/or comments concerning this bill.

Mr. Stubbs wondered when specifications will be prepared for the surfacing of parking lots in the City. Mr. Schab explained his recommendation: for less than 15 cars, a lot should be coated with an asphaltic base, then compacted with aggregate; a lot for 15 or more cars should be paved with blacktop. Mr. Schab will draft recommendations for Council's consideration at the next Council Work Session.

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Mr. Stubbs suggested that the pros and cons be reviewed concerning the formation of a City's own Township. Mayor Hoy suggested that a copy of a previous study concerning this matter be distributed to newly elected Councilmen.

There being no further business, the Meeting was adjourned.

Approved:

  
Mayor

ATTEST:

  
Clerk of the Council