

Held October 23,

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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, October 23, 1972 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: John Davis, Leonard Stubbs, John McIntire, J. V. Stone, Russell Sweetman, Charles McQueeney, Acting City Manager and City Engineer Karl Schab, Municipal Attorney Robert Farquhar and Clerk of Council Marilyn McLaughlin.

The Appeal submitted by Zengel Construction Company on recommendations of the Board of Architectural Review concerning a proposed Medical Health Building on North Main Street was discussed by Council. Council concurred to consider each of the following five recommendations separately:

1. The retaining wall is to be faced and capped with brick.
2. All walkways, front entry and sidewalk along Main Street are to be brick.
3. The building should be moved forward toward the west property line far enough to accommodate parking in the rear and the required number of spaces.
4. Both side elevations should be treated with shutters at the windows.
5. Provide a brick sidewalk from the sidewalk along Main Street to the front entry of the building.

Mr. McIntire moved that the decision of the Board of Architectural Review Item Number One be reversed and Council accepts the offer of the Applicant to construct brick pilasters topped with stone. Mr. Davis seconded the motion. A roll call vote resulted in six ayes in favor of the motion. Mr. Stone voted no. Mr. McIntire moved that the decision of the Board of Architectural Review be affirmed on Item Number Two with the exclusion of the front entry. Mr. Davis seconded the motion. A roll call vote resulted in seven ayes in favor of the motion. Mr. McIntire moved that Council reverse the decision of the Board of Architectural Review Item Number Three in that the building should remain in the location as presented. Mr. Sweetman seconded the motion. A roll call vote resulted in seven ayes in favor of the motion. Mr. McIntire moved that Council affirm the decision of the Board of Architectural Review Item Number Four being that both side elevations should be treated with shutters at the windows. Mr. McQueeney seconded the motion. A roll call vote resulted in five ayes in favor of the motion. Mr. Stubbs and Mr. Sweetman voted no. Mr. McIntire moved that the decision of the Board of Architectural Review be reversed on Item Number Five as referenced by the letter from the Board of Architectural Review that being "Provide a brick sidewalk from the sidewalk along Main Street to the front entry of the building." Mr. Sweetman seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

Mr. Schab reviewed the condition of streets in various Sections of Black Oak Estates II, III, and V. He recommended that Council accept a letter received from Black Oak Development Company signed by John G. Black, dated October 18, 1972 listing all of their commitments to the City of Centerville with respect to performance of certain additional work in the drainage problem as well as performance of certain additional work on the streets in Black Oak Estates. In accordance with the letter, in turn for corrections being made, the City of Centerville agrees to release in full the Performance Bonds for Black Oak Estates II, Sections 1, 2, 3, 4, 5; Black Oak Estates III, Sections 2 and 3 and no Maintenance Bonds would be required. There would be release of the Performance Bonds on Black Oak Estates III, Section 4 and Black Oak Estates V, Section 1 provided a Maintenance Bond for both Sections is received for one year and a separate

RECORD OF PROCEEDINGS

Minutes of

Meeting

COLUMBUS BLANK BOOK CO., COL., O.

Form No. 1087

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Performance Bond to cover certain additional street and sidewalk work in these Sections is posted to the satisfaction of the City Engineer. Mr. Schab is in full agreement with the referenced letter. Mr. Stubbs moved that Council accept the proposal as contained in the letter from Black Oak Development Company dated October 18, 1972 and as recommended for acceptance by Mr. Karl Schab. Mr. Davis seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

Mr. McIntire moved that Council convene into Executive Session to consider filling the vacancy on the Centerville Planning Commission. Mr. Davis seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

Upon returning from Executive Session, Mr. Sweetman sponsored Ordinance Number 68-72, An Emergency Ordinance Appointing A Member To The Planning Commission To Fill A Vacancy Presently Existing By Virtue Of The Resignation Of Robert Ackerman For The Remainder Of Said Robert Ackerman's Term, and moved that Mr. John E. Myers be appointed to fill this vacancy and the Ordinance be passed. Mr. McIntire seconded the motion. A roll call vote resulted in six ayes in favor of the motion. Mr. Stubbs voted no.

Mr. McIntire moved that Ordinance Number 69-72, An Ordinance Appointing A Member To The Planning Commission To Fill A Vacancy Presently Existing By Virtue Of The Resignation Of Robert Ackerman For The Remainder Of Said Robert Ackerman's Term, Mr. John E. Myers being said Appointee, be set for Public Hearing on November 6, 1972. Mr. Davis seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

Mr. Karl Schab wondered if Council would be receptive to renting the City's Leaf Collector to neighboring communities. Mr. McIntire felt that Centerville should encourage this type of co-operation exercising all controls necessary. Equipment should be rented only after Centerville has been taken care of. Mr. McIntire moved that Council extend the equipment and service to the City of Bellbrook as they requested, that it be Centerville's policy to be a help to it's neighboring communities and that proper controls be exercised by the administration. Mr. Davis seconded the motion. A roll call vote resulted in seven ayes in favor of the motion.

Mr. McIntire briefly reviewed for Council the Cable TV Meeting which he attended on October 19, 1972.

Mr. Schab reviewed for Council a cause for a cost increase in the Rahn Road Improvement. Due to the composition of the soil, a six inch layer of B19 estimated to cost approximately \$5,000 should be applied to provide a better roadway. Mayor Hoy suggested that Mr. Schab firm the cost estimate for representation to Council.

There being no further business, the Meeting was adjourned.

Approved:

Paul C. Hoy
Mayor

Attest:

Marion J. W. Slaughter
Clerk of Council