

Held

August 30,

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The Council of the City of Centerville, County of Montgomery, State of Ohio met in Special Session on Monday, August 30, 1971 at 8:00 P.M. at the Centerville Municipal Building. The Meeting was opened with the Pledge of Allegiance to the Flag with Councilman John McIntire presiding. Other Councilmen present were as follows: John Zengel, Russell Sweetman, Victor Green, J.V. Stone, Acting City Manager James Smith, Municipal Attorney Robert Farquhar, Director of Finance Ronald Budzik, and Clerk of Council Marilyn McLaughlin.

The Minutes of the Council Meeting of August 16, 1971 had been distributed prior to this Meeting. Mr. Zengel moved that the Minutes of the Meeting of August 16, 1971 as distributed, be approved. Mr. Sweetman seconded the motion. A roll call vote resulted in three ayes in favor of the motion. Mr. McIntire and Mr. Stone abstained.

Mr. Bernard Schramm, 310 South Village Drive, appeared to make Council aware that the residents in Village South are experiencing very little cooperation from the J.S. Davis Company relative to damages resulting from water run off from the Davis Property. He also wondered what cooperation the City has received; Mr. Smith advised that the City has not yet attempted to acquire financial rectification. Mr. McIntire requested that the City proceed to acquire reciprocation for man hours spent on the cleaning of streets in Village South resulting from run off of this Davis Property. Mr. Green suggested that the request include the cleaning of storm sewers. City Manager James Smith will provide a cost figure to restore this area to at least it's original state.

Mr. Schramm also wondered if a bridge could be put in place to cross the ditch at the end of South Village Drive to enable children to walk to the park area and Village South School. Mr. Smith and the Park Director will work together to attempt to rectify this problem prior to school opening.

Jack Gabori, 1521 Delynn Drive, and Sandy Kellenbenz, 7715 Park Creek Drive, appeared before Council representing a proposed Centerville Recycling Center. The project has been backed by the area Jaycees one hundred per cent. Mrs. Pat Catchpool advised that this project will be received by the Centerville Youth Board at their Meeting scheduled in September.

Municipal Attorney Robert Farquhar administered the Oath of Office to Centerville Planning Commission member Harold Wells.

The Public Hearing concerning An Ordinance Amending Ordinance Number 15 Dated December 11, 1961, The Zoning Ordinance, By Re-zoning 20.773 Acres, More Or Less, From Washington Township R-3 Classification To Centerville R-1 Classification, was held.

The Notice of Public Hearing was read by the Clerk of Council.

Mr. Charles Abramovitz, from the Ralph L. Woolpert Company and representing the Applicant Black Oak Development Company, reviewed the Rezoning Request and located the property on a map. The property is located on the east side of Clio Road, north of Black Oak Estates I and the Hill Smith Inc. property and west of Black Oak Estates II. R-1 would permit 20,000 square foot lots and the Development would meet all Centerville requirements.

Mrs. Alan Krohn, 7740 Park Creek Drive, wondered if more consideration would be given to drainage in this Development.

No one appeared in opposition to this Request. The Request was unanimously recommended for approval by the Planning Commission.

Mr. Green sponsored Ordinance Number 63-71: An Ordinance Amending Ordinance Number 15 Dated December 11, 1961, The Zoning Ordinance, By Re-zoning 20.773 Acres, More Or Less, From Washington Township R-3 Classification To Centerville R-1 Classification, and moved that it be approved. Mr. Zengel seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

The Public Hearing concerning Ordinance Number 60-71, was held. Mr. Sweetman sponsored Ordinance Number 60-71: An Ordinance To Amend Ordinance 4-71 By Changing The Pay Periods For All Employees From The First And Fifteenth Of Each Month To Friday Of Each Week, and moved that it be passed. Mr. Stone seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

## RECORD OF PROCEEDINGS

Minutes of

Meeting

COLUMBUS BLANK BOOK CO., COL., O.

Form No. 1097

Held

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The Public Hearing concerning Ordinance Number 62-71, was held. Mr. Zengel sponsored Ordinance Number 62-71: An Ordinance Appointing John A. Davis As The Council Member Of The Centerville Planning Commission For A Term Of Two Years But Not To Exceed His Term As Councilman, and moved that it be passed. Mr. Sweetman seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mr. Farquhar reported that Codification of City Ordinances is approximately 60% completed, however, reworking is necessary due to recently adopted Ordinances. He recommended that Centerville Ordinances be compared with the City of Oakwood Code, and changes be made conforming one to the other, thus the same Municipal Attorney Opinions could be used. The Code of Ordinances for the City of Oakwood has just been revised and conforms to the Ohio Revised Code; by making Centerville's Code conform to Oakwood's Code less expense would be required. He estimated the cost to be in the neighborhood of \$300.00. The City Manager will review printing costs and binding in loose leaf form. Mr. Green moved that Council accept the Municipal Attorney's recommendation relative to the updating of the Centerville Code of Ordinances. Mr. Sweetman seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mr. Green sponsored Ordinance Number 59-71: An Emergency Ordinance To Amend Ordinance 4-71 By Changing The Pay Periods For All Employees From The First and Fifteenth Of Each Month To Friday Of Each Week, and moved that it be passed. Mr. Sweetman seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mr. Zengel sponsored Ordinance Number 61-71: An Emergency Ordinance Appointing John A. Davis As The Council Member Of The Centerville Planning Commission For A Term Of Two Years But Not To Exceed His Term As Councilman, and moved that it be passed. Mr. Sweetman seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mr. Sweetman sponsored Ordinance Number 64-71: An Emergency Ordinance Setting Compensation For The Acting City Manager As Of The Date Of His Appointment, July 1, 1971, and moved that it be adopted. Mr. Stone seconded the motion. A roll call vote resulted in four ayes in favor of the motion. Mr. Zengel voted no.

Mr. Stone moved that Ordinance Number 65-71: An Ordinance Setting Compensation For The Acting City Manager As Of The Date Of His Appointment, July 1, 1971, be set for Public Hearing on September 20, 1971. Mr. Green seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mr. Green sponsored Ordinance Number 66-71: An Emergency Ordinance Authorizing And Directing The Acting City Manager To Enter Into A Contract For Engineering Services With Miami Engineering Company, and moved that it be passed. Mr. Zengel seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Municipal Attorney Robert Farquhar reviewed the proposed Contract for Engineering Services with the Miami Engineering Company. Mr. Zengel moved that Ordinance Number 67-71: An Ordinance Authorizing And Directing The Acting City Manager To Enter Into A Contract For Engineering Services With Miami Engineering Company, be set for Public Hearing on September 20, 1971. Mr. Green seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mr. Farquhar advised that the Home Builders Association has indicated that they intend to file suit against the City due to the passage of an Ordinance affecting drainage and other sub-division regulations in Centerville. Former City Engineer Gene Cronk is currently reviewing the subject Ordinance and will have recommendations on it in the very near future.

Mr. Stone sponsored Ordinance Number 68-71: An Emergency Ordinance Amending Ordinance Number 18-71 Of April 5, 1971, By Providing For The Addition Of Part Time Employees In The Department Of Public Service - Division Of Refuse Collection And By Establishing Rates Of Pay, and moved that it be passed. Mr. Zengel seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

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Mr. Farquhar reviewed the proposed Contract with the City of West Carrollton for collection of the Centerville Income Tax. Mr. Sweetman sponsored Ordinance Number 69-71: An Emergency Ordinance Authorizing And Directing The Acting City Manager To Enter Into A Contract With The City Of West Carrollton, Ohio, For The Collection Of The Centerville City Income Tax, and moved that it be passed. Mr. Green seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mr. Sweetman moved that Ordinance Number 70-71: An Ordinance Authorizing And Directing The Acting City Manager To Enter Into A Contract With The City Of West Carrollton, Ohio, For The Collection Of The Centerville City Income Tax be set for public hearing on September 20, 1971. Mr. Stone seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

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

Mr. Zengel wondered what should be done with Centerville's check which was sent to the State Highway Department for resurfacing of State Route 48 now that the project has been cancelled. Mr. Green suggested leaving the check in obeyance to encourage rescheduling of the project yet this year. Mr. Green moved that Council authorize the City Manager to advise the State Highway Department to delay refund of the deposit for ninety days or until it is determined that the project will not be undertaken any more this year. Mr. Sweetman seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mr. Green recommended that the City Refuse Collection Department consider using a dolly to carry refuse from cans to the truck, this could be a time saving factor.

Mr. Sweetman requested the Municipal Attorney's opinion concerning the sale of the City Parking Lot on Westerfield Drive. Mr. Farquhar advised that the City can sell this property if it is determined that it is not needed for Municipal purposes; however, advertisement of such sale for five weeks, five times, is required. Additional research by Mr. Farquhar is necessary concerning the Record Plan for the property.

Mr. Sweetman suggested scheduling another Work Session for Council to consider the Applications received for the position of City Manager. Said Work Session was set for Thursday, September 2, 1971 at 7:30 P.M.

The Meeting was then adjourned.

Approved:


  
Mayor

Attest:


  
Clerk of Council