

bound by this Agreement if there are not at least five (5) full member agencies at the time of the formation of the Miami Valley Council of Governments.

*The Constitution and By-laws will be prepared before this resolution is adopted by any agencies.

Mr. Davis moved to adopt Resolution Number 3-68. Mr. Wells seconded the motion. Discussion followed concerning the Council of Governments. Mr. McIntire was concerned with the Budget of COG-first three years of \$50,000.00 per year. He questioned from where this money would come; from what member agencies. He suggested reappraisal of current fiscal responsibilities- leaving tax dollars at home.


Mr. Zengel and Mr. Davis favored the concept of COG.

The roll call vote resulted in three ayes in favor of the motion. Mr. McIntire and Mr. Miller voted no.

The meeting was then adjourned.

Approved:

Mayor

Attest:

Clerk-Treasurer

REGULAR MEETING

The Council of the Village of Centerville, County of Montgomery, State of Ohio met in Regular Session Monday, February 5, 1968 at 7:30 P.M. at the Municipal Building with Mayor Paul Hoy presiding.

Councilmen present were as follows: John Davis, John Zengel, John McIntire, Don Lyons, Harold Wells, Solicitor Fred Young, Engineer Frank Williams, and Clerk-Treasurer Ronald Budzik.

The minutes of the meeting of January 22, 1968 had been distributed prior to this meeting. Mr. Young advised Council that the minutes of the previous meeting, the reference to Ordinance Number 3-68 was in error, he had not prepared the Ordinance so that the reference to him in the minutes should be eliminated. Mr. Wells moved that the minutes of the meeting of January 22, 1968 as amended, be approved. Mr. Davis seconded the motion. A roll call vote resulted in four ayes in favor of the motion. Mr. Lyons abstained.

Mr. Williams presented the following Planning Board report:

The first item under discussion was the land on the east side of Bigger Road and south of Alexandersville-Bellbrook Road, the Donald A. Wolf property. Mr. Wolf would like to sell 2½ acres of the property in the old annexed area of the Township. He had requested that the Village Solicitor render an opinion as to the legality of the sale of his property under the Village Zoning Ordinance, There seems to be no legal matter involved but the Solicitor will check on this matter.

Towne Properties had been to the Planning Board with sketches and maps for the south end of the Apartment Complex in Village South. In the remaining section to be developed they are requesting density of buildings in the southern section which would mean that the buildings would be closer to the lot lines. The citizens in the area have objected to fences and carports within five feet of their lot lines, so Towne Properties is still reviewing the situation.

Mr. Williams presented the rezoning request for the Hill-Smith Property at Franklin Street and Clyo Road, the property contains 32.321 acres now zoned R-3, R-2, and R-1. The individuals are seeking rezoning of this land from R-1 to B-2, R-2 to B-2, R-3 to B-2, R-1 to I-1, R-2 to I-1, R-3 to I-1, and R-1 to R-3. This land is located within 200 feet of Black Oak Estates as presently established. This matter was referred to Council by the Planning Board in order to set the date for a Public Hearing. The Planning Board unanimously recommended that Council go for advertising for Public Hearing. Many citizens were in the audience and voiced strong disapproval to the development. Many questions were raised but Council advised them to wait until the Public Hearing is held. Mr. Davis moved to set a Public Hearing on April 2, 1968 at 7:30 P.M. to hear Paul E. Lacouture Property at Clyo Road and Centerville Station Road. Mr. Wells seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mr. Williams presented to Council a rearrangement of lots in the south east corner of Village South Property. He advised the Preliminary Plan would change the direction of Millbank Road, that is, instead of having a stub off Millbank Road the road would be

changed at it's north end to reflect a more promising traffic pattern. The number of lots as planned would remain the same. The Planning Board voted unanimously to approve the change in the street layout. Mr. McIntire questioned whether Mr. Sharp would keep Eastward Street in the plan. Mr. Archdeacon answered in the negative. After further discussion Mr. Lyons moved to approve the Revised Preliminary Plan of street layout in Village South dated January, 1968. Mr. Zengel seconded the motion. A roll call vote resulted in four ayes in favor of the motion. Mr. McIntire voted no.

Mr. Williams reported on the situation in the plat called Red Coach Farm in which the Park Board has acquired a section of land for a park which cuts off two streets. The Village was not contacted on this situation, and certainly should have some say in the manner of street layout within the Village. The general opinion of Council is: something should be done about the situation, that Mr. Yeck should appraise Council of the solution to this matter. Mr. McIntire moved that Council direct the Mayor to send a letter to the Park Board expressing concern over the Red Coach Park, the dead end of Forest Bend Drive on both sides, and to consult the Village Engineer on any plans which the Park Board may have to rectify the situation. Mr. Davis seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mayor Hoy read the following Mayor's Report:

Zoning Permits	\$ 456.00
Court	772.00
Accident Reports	101.00
Assembly Room Rental	4.50
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Total	\$1,333.50

Mr. Davis moved to accept the Mayor's Report as read. Mr. McIntire seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mr. Budzik read a communication from the Montgomery County Board of Elections in that a certified list of registered voters had been received of those persons registered to vote in the 1967 general election.

Mr. Budzik also read a communication received from the State

of Ohio, Department of Highways which reported that the money received for the State Route 725 had been journalized.

Harold Wells reported that the Charter Commission has approved the Charter, and has selected April 16, 1968 as the date of the election on the Charter. He further requested that Council take action to hold a Special Election of the Charter on this date.

Mr. Davis reported for the Finance Committee. Mr. Davis moved to approve vouchers 71 thru 160 as previously approved by the Finance Committee. Mr. McIntire seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mr. McIntire gave the following Street Committee report: He advised that Section Six of Red Coach Farms had been inspected by Engineer Frank Williams. He also read a letter received from the Washington Township Board of Trustees and a letter from Carl Bauer of the Montgomery County Engineer's Office advising that Section Six was completed under the County Specifications and should be inspected by the Village. Mr. Williams recommended that this Section be accepted. Mr. McIntire moved that Council accept Section Six of the Red Coach Plat involving lots 148 thru 159 being the street Red Coach and that the Clerk-Treasurer communicate with the County Engineer's Office for release of said bond. Mr. Wells seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mr. McIntire reported the following Street Cuts: 68-1 issued to the Dayton Power and Light Company, \$20.00 Permit, Surety Bond Deposit; 68-2 issued to the Dayton Power and Light Company, \$20.00 Permit, Surety Bond Deposit; 68-3 issued to Jack B. Mitchell, Inc., \$20.00 Permit, \$100.00 Deposit.

Mr. Zengel reported for the Safety Committee. He advised Council that he had met with Mr. Georgakas, Mr. Moyer, and Mr. Meckstroth of the Township who will be Township members on the Joint Safety Committee of the Village and the Township. He advised that meetings will be held on the fourth Wednesday of each month.

Mr. Zengel advised Council of the Safety Committee's decision to purchase three cars: one four-door station wagon and two four-

door sedans. Mr. Zengel moved that the Village of Centerville advertise and go to bid for two four-door sedans, and one four-door station wagon and that Council reserve the right to reject all bids that are not satisfactory. Mr. Wells seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mr. Zengel advised Council that tests have been given to patrolmen for vacancies on the staff.

The Stop Sign Ordinance was discussed by Council. Solicitor Fred Young advised that the Mayor alone has the power to place or remove stop signs. This authority is granted him in the Village Ordinance. He advised, however, that said Ordinance did not grant the Mayor the power to erect Yield Signs, so he had prepared a revised Ordinance which would correct this situation.

Mr. Zengel sponsored Ordinance #4-68: An Ordinance Amending Codified Ordinance Section 24.34 Relating To Designation Of Stop Streets, And Declaring An Emergency.

Mr. Zengel moved that Ordinance #4-68 be given the first reading. Mr. Davis seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mayor Hoy gave Ordinance #4-68 its first reading.

Mr. Zengel moved to accept the first reading of Ordinance #4-68. Mr. Wells seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mr. Zengel moved that the statutory rules and regulations for reading ordinances on three separate and distinct days be suspended and that Ordinance #4-68 be given its second and third readings by title only. Mr. Davis seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mayor Hoy gave Ordinance #4-68 its second reading by title only.

Mr. Zengel moved that the second reading of Ordinance #4-68 by title only be accepted. Mr. Davis seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mayor Hoy gave Ordinance #4-68 its third reading by title only.

Mr. Zengel moved that the third reading of Ordinance #4-68 by title only be accepted and the Ordinance be passed. Mr. Davis second-

ed the motion. A roll call vote resulted in five ayes in favor of the motion.

Mr. Davis sponsored Ordinance #5-68: An Ordinance To Amend Ordinance No. 3-68 In Order To Correct Advancement And Vacation Provisions For Employment Of The Village Of Centerville, Ohio, And Declaring An Emergency,

Mr. Davis moved that Ordinance #5-68 be given the first reading. Mr. Zengel seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mayor Hoy gave Ordinance #5-68 its first reading.

Mr. Davis moved to accept the first reading of Ordinance #5-68. Mr. Wells seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mr. Davis moved that the statutory rules and regulations for reading ordinances on three separate and distinct days be suspended and that Ordinance #5-68 be given its second and third readings by title only. Mr. Wells seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mayor Hoy gave Ordinance #5-68 its second reading by title only.

Mr. Davis moved that the second reading of Ordinance #5-68 by title only be accepted. Mr. Wells seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mayor Hoy gave Ordinance #5-68 its third reading by title only.

Mr. Davis moved that the third reading of Ordinance #5-68 by title only be accepted and the Ordinance be passed. Mr. Zengel seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

Mayor Hoy advised Council of a vacancy on the Board of Zoning Appeals left by Mr. Paul Harper. Mayor Hoy advised Council that Mr. Harper has done an outstanding job and recommended his reappointment to the Board. After discussion Mr. Davis moved that Council concur with Mayor Hoy's appointment of Mr. Paul Harper to the Board of Zoning Appeals. Mr. Wells seconded the motion. A roll call vote resulted in five ayes in favor of the motion.

The meeting was then adjourned.

Approved:


Mayor

Attest:


Clerk-Treasurer

SPECIAL MEETING

The Council of the Village of Centerville, County of Montgomery, State of Ohio met in Special Session Monday, February 19, 1968 at 7:30 P.M. at the Municipal Building with Mayor Paul Hoy presiding. Councilmen present were as follows: Harold Wells, Richard Miller, John Davis, John Zengel, John McIntire, Don Lyons, Solicitor Fred Young, Engineer Frank Williams, and Clerk-Treasurer Ronald Budzik.

The minutes of the meeting of February 5, 1968 had been distributed prior to this meeting. Mr. Davis moved that the minutes of the meeting of February 5, 1968 as previously distributed, be approved. Mr. Zengel seconded the motion. A roll call vote resulted in five ayes in favor of the motion, Mr. Miller abstained.

Mr. Davis sponsored Ordinance #6-68: Annual Appropriation Ordinance.

Mr. Davis moved that Ordinance #6-68 be given the first reading. Mr. Zengel seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

Mayor Hoy gave Ordinance #6-68 its first reading.

Mr. Davis moved to accept the first reading of Ordinance #6-68. Mr. Zengel seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

Mr. Davis moved that the statutory rules and regulations for reading ordinances on three separate and distinct days be suspended and that Ordinance #6-68 be given its second and third readings by title only. Mr. Zengel seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

Mayor Hoy gave Ordinance #6-68 its second reading by title only.

Mr. Davis moved that the second reading of Ordinance #6-68