

REGULAR MEETING

The Council of the Village of Centerville, County of Montgomery, State of Ohio met in Regular Session, Monday May 1, 1967 at 7:30 P.M. at the Municipal Building with Mayor Paul Hoy presiding. Councilmen present were as follows: K. C. McClellan, Harold Berry, John Davis, Richard Miller, Donald Lyons, John McIntire, Solicitor Fred Young, Engineer Frank Williams, and Clerk-Treasurer Ronald Budzik.

The minutes of the meeting of April 17, 1967 had been distributed prior to this meeting. Mr. Davis moved that the minutes of the meeting of April 17, 1967 as distributed, be approved. Mr. Miller seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

Mr. Bailey appeared before Council on behalf of Concept Development requesting the Mayor's signature on the plans for Concept Plat 3, Section 12 which had been previously approved by Council, but not recorded. Mayor Hoy signed the plans.

Mayor Hoy read the following Mayor's Report:

Zoning Permits	\$ 471.00
Variance Applications	40.00
Zoning Ordinance Books	30.00
Court	563.00
Kettering Court	25.00
Assembly Room Rental	4.00
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Total	\$1133.00

Mr. McClellan moved that the Mayor's Report as read, be approved. Mr. McIntire seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

Mayor Hoy read a letter from the Ohio Department of Highways which stated that fixed-timed signalization equipment at State Route 48 and Bradstreet is not justified at this time.

Mayor Hoy read a communication from the State Department of Liquor Control which requested consideration of an application for a C-2 Liquor Permit from Elder Beerman Stores Corporation at 9449 Dayton Lebanon Pike. Mr. Davis moved that a "no objection" on the application for C-2 Liquor Permit for Elder Beerman Stores Corporation be stated. Mr. McClellan seconded the motion. A roll call vote resulted in the following: Mr. McClellan, Mr. Davis, Mr. Lyons voted yes; Mr. Berry and Mr. Miller abstained. Mr. McIntire voted no.

Mr. Davis reported for the Finance Committee. Mr. Davis moved that vouchers 323 through 401 as approved by the Finance Committee be paid. Mr. McIntire seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

Mr. McIntire presented the Street Committee report. The Street Committee has recommended unanimously that the Village go to bid for a Loader. Mr. McIntire moved that the Village of Centerville go to bid for a used rubber tired front end loader for use in the Street Department.

Mr. McClellan questioned as to how often this piece of equipment would be used. Mr. Powell advised that the equipment could be used throughout the entire year on various jobs.

Mr. Miller seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

Mr. McIntire moved to go to bid on paving with asphalt and concrete rejuvenation, sealing, sand, gravel, and excavation of streets with specifications submitted by Engineer Frank Williams. Mr. Miller seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

Mr. McIntire moved to hire Mr. Frederick Dylar as a full time employee effective May 1, 1967 at \$2.25 per hour under condition described in Ordinance 6-66, to replace Mr. Enos Tackett who resigned April 14, 1967.

Mr. Miller seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

Mr. Frank Williams recommended adoption of Village South, Section 5 in a letter to Council.

Mr. McIntire moved to accept Village South, Section 5 subject to receipt of a cash bond of \$400.00 for incompleted work and subject to the receipt of a Maintenance Bond. Mr. Davis seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

Mr. McIntire moved that Village South, Section 7 be accepted by Council conditioned upon the receipt of a cash bond for \$1,500.00 and subject to the receipt of a Maintenance Bond, and the finishing of details covered by the Engineer's letter to Council of May 1, 1967. Mr. Miller seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

Discussion was held by Council on a request by Mr. Sharp to close a dedicated street at this acceptance to keep truck traffic out of the area until construction is completed.

Mr. McIntire moved that Village South, Section 7 be closed as a public right of way for a period of thirty days at a point where Section 4 joins Section 7 and where the North Side of Park Ridge Drive at Marshall Road joins Section 5, said closing to be effective at such date when cash bond is received. Mr. Miller seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

The Solicitor advised Council that the Bowsher Case was ordered to be dismissed from the Supreme Court, therefore the case is a dead issue and the Village has lost the case. The Solicitor advised that although the rezoning has been effected by this court case, Council should pass an Ordinance to rezone the land to clear up the record. Mr. Berry advised he was against passage of any Ordinance. The other members of Council were in favor of passage of such an Ordinance. Council advised the Solicitor to prepare an Ordinance for the next meeting.

The request of the Rod and Reel Club to Council that a buffer strip be placed between their residential property and the Industrial Park was discussed. The Solicitor recommended that the Village either waive such a requirement or enforce it.

Mr. Robert Miller of the Industrial Park stated that something will be provided, but not a one hundred foot buffer strip. Council suggested that they be currently advised of all negotiations with the Rod and Reel Club until a satisfactory solution is obtained.

A letter was received from Chief Smith recommending that traffic should move from East to West to a point 265 feet West of South Main Street in the alley off South Main Street. Council agreed that the Solicitor prepare an Ordinance to designate the alley as one-way per Chief Smith's suggestions.

Mr. McClellan stated that he would like to hear some expression from Council concerning the increase in salaries for the Mayor and Clerk-Treasurer to be effective January 1, 1968. He felt that the salaries should be between \$1800.00 and \$2000.00, and that this item be placed on the agenda of a future meeting after Council has had time to consider it. Mr. Lyons and Mr. Davis expressed their agreement in this matter.

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 May 15, 1967 at 7:30 P.M. at the Municipal Building with Mayor Paul Hoy presiding. Councilmen present were as follows: John Davis, Richard Miller, Donald Lyons, John McIntire, Solicitor Fred Young, Engineer Frank Williams, and Clerk-Treasurer Ronald