

The Solicitor then advised Council that in his opinion, he foresaw no legal problem on purchasing land since the option was not tied to any specific acreage. The previous motion of Mr. Berry's to accept Mr. Beerman's offer of \$30,000.00 for 2.882 acres of land, and the second to the motion by Mr. McClellan was brought back to the floor. A roll call vote resulted in five ayes in favor of the motion. Mr. McIntire voted no.

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, November 21, 1966 at 7:30 P.M. at the Municipal Building with Mayor Paul Hoy presiding. Councilmen present were as follows: K. C. McClellan, Donald Lyons, Harold Berry, John McIntire, John Davis, Richard Miller, Engineer Frank Williams, and Solicitor Fred Young.

The minutes of the previous meeting had been distributed prior to this meeting.

Mr. McClellan moved that the minutes of the meeting of November 7, 1966 as distributed, be approved. Mr. Lyons seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

Mr. J. Vernon Insley appeared before Council informing Councilmen of the mud on the road condition in Village South between Whittington Drive and Marshall Road. Some improvements have been made, but much still remains to be done.

Mr. Joseph Peck appeared before Council concerning the same mud on the road condition. Mr. McClellan stated that Council and the Centerville Police Department were very dilatory in not filing suit in this instance. Council recommended to step up enforcement of the Ordinance concerning this mud on the road condition.

Mayor Hoy advised Council of a letter received from Bill Yeck, All County Neighborhood Park School Program. Letter was turned over to the Planning Board for review.

Mr. McIntire reported for the Street Committee. The Street Committee has rejected the two Bids received for the Street Department Garage, and

recommends the Clerk-Treasurer return the Bonds received from W. E. McMaken and Company and R. G. McMillen Construction Company, Inc..

Mr. McIntire advised a letter has been received from Engineer Frank Williams concerning Pleasant Hill Plat, Section 10. Mr. McIntire moved to accept Pleasant Hill Plat, Section 10 subject to the receipt of a 5% Maintenance Bond. Mr. Berry seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

Mr. McIntire advised Council a complete plan for snow plowing the Village streets has been completed.

Mr. Davis sponsored Ordinance #12-1966, An Ordinance To Provide Certain New Rules And Regulations Governing Plats And Subdivisions Of Land Within The Village Of Centerville, Including Revised Standards For The Construction Of Streets And Other Improvements, By Amending Ordinance No. 10-1958, Passed The 28th Day Of April, 1958, Which Provided General Rules And Regulations Governing Plats And Subdivisions Of Land Within Centerville.

Mr. Davis moved that Ordinance #12-1966 be given the first reading. Mr. McClellan seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

Mayor Hoy gave Ordinance #12-1966 its first reading.

Discussion concerning Ordinance #12-1966 followed. It was agreed to amend the Ordinance by adding to Section XIII-PENALTIES, Section 2 the words "and Council" after "the Village Planning Board."

Mr. McClellan moved to accept the first reading of Ordinance #12-1966 as amended. Mr. Davis seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

Mr. McClellan moved that the statutory rules and regulations for reading ordinances on three separate and distinct days be suspended and that Ordinance #12-1966 as amended be given its second and third readings by title only. Mr. Lyons seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

Mayor Hoy gave Ordinance #12-1966 as amended its second reading by title only.

Mr. McClellan moved that the second reading of Ordinance #12-1966 as amended by title only be accepted. Mr. Davis seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

Mayor Hoy gave Ordinance #12-1966 as amended its third reading by title only.

Mr. McClellan moved that the third reading of Ordinance #12-1966 as

amended by title only be accepted and the Ordinance be passed. Mr. Lyons seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

An Ordinance to Prohibit Parking Between Certain Hours on a Portion of Franklin Street was presented by Mayor Hoy. Discussion followed; the Ordinance was tabled until Mr. Berry advises for what distance on West Franklin Street parking should be prohibited.

Mr. McIntire advised Council the Green River Ordinance is under study, and hopefully a solution will be reached by the first Council meeting in December.

Mr. McClellan reported the written Police Contract is waiting on the Trustees' written approval.

Mayor Hoy advised Council the contracts on the Master Plan have not yet arrived.

Mr. McClellan raised the question as to whether drivers are required to stop for school buses which are loading and unloading children if you are proceeding in the opposite direction on four lane highways. Mr. Lyons advised you must stop unless it is a highway divided by a physical barrier, and buttons do not constitute such a barrier. Mr. McClellan suggested signs directing drivers to stop for school buses be posted on Route 48. Mr. McIntire advised there are such signs posted.

Mr. Davis moved to accept Resolution #6-1966 "A Resolution Accepting The Amounts And Rates As Determined By The Budget Commission And Authorizing The Necessary Tax Levies And Certifying Them To The County Auditor."

WHEREAS, This Council in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1st, 1967; and

WHEREAS, The Budget Commission of Montgomery County, Ohio, has certified its action thereon to this Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within the ten mill tax limitation; therefore be it

RESOLVED, By the Council of the Village of Centerville, Montgomery County, Ohio, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said Village the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

SCHEDULE A

SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET COMMISSION, AND COUNTY AUDITOR'S ESTIMATED TAX RATES

Fund	Amount to Be Derived from Levies Outside 10 mill Limitation	Amount Approved by Budget Commission Inside 10 mill Limitation	County Auditor's Estimate of Tax Rate to be Levied	
			Inside 10 mill Limit	Outside 10 mill Limit
Bond Retirement Fund		1,890.00	.09	
General Fund		43,540.00	2.26	
Police	19,270.00			.96*
Total	19,270.00	45,430.00	2.35	.96

SCHEDULE B

LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES

Fund	Maximum Rate Authorized to Be Levied	County Auditor's Estimate of Yield of Levy
General Fund: Police levy authorized by voters on November 2, 1965, for not to exceed 5 years, 2nd year	.96*	19,270.00

*Reduced under Section 5713.11 R.C.

and be it further

RESOLVED, That the Clerk of this Council be, and he is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

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

Mr. Berry questioned the emergency character of Ordinances. Solicitor Fred Young informed Council the Ordinances passed in 1966 as Emergency Ordinances have been of emergency character.

Solicitor Fred Young suggested to Council that the Ordinances of the Village of Centerville should be codified, perhaps in a loose leaf binder. Mr. Berry moved that we proceed with a study and compilation of the Village of Centerville Ordinances. Mr. Miller seconded the motion. A roll call vote resulted in six ayes in favor of the motion.

Mayor Hoy set a Regular Council Meeting for December 5, 1966 at 7:30 P.M. at the Municipal Building.

The meeting was then adjourned.

Approved:

 Mayor

Attest:

 Clerk-Treasurer