

bond was done, Mr. Zengel wished a revision of the bond. It was moved by Mr. Tippy, seconded by Mr. Poff and carried that a change in the performance bond of Pleasant Hill Plat, Section 2, from \$40,000. to \$29,000. to guarantee the completion of construction of said plat, a roll call resulted in 5 ayes in favor of the motion.

The conditions of the grounds about the Hospitality House were mentioned. It was moved by Mr. Lyons, seconded by Mr. Anthony and carried, that the Village solicitor be authorized to write a letter to the Locker Plant to clean up the grounds around their place of business.

The meeting adjourned:

Attest:

S. E. Howe
Clerk

Approved:

James L. Kelsey
Mayor

REGULAR MEETING OF COUNCIL

The Council of the Village of Centerville, County of Montgomery and the State of Ohio met in regular session with Mayor Kelsey presiding, 7:30 P.M. November 10, 1952.

Present: Kenneth Poff, Donn Tippy, Don Schell, James Presbaugh, John Anthony and F.C. Lyons. J.M. McClure, Waldo Pitts Mr. Nonneman & Associate
Att. Jeffrey were visitors.

The minutes of the October 13, meeting were read and approved.

It was moved by Mr. Presbaugh, seconded by Mr. Schell and carried that the following bills be approved for payment.

General Fund

V.161 The Winters Nat. Bank-Deposit box rental	\$ 7.50
V.162 James R. Smith-November Salary	212.73
V.166 Washington Twp. Trustees-Fire Protection 1952	600.00
V.167 - Room Rental for 1952	150.00
V.168 The Dayton Power & Light-Oct. Street Lights	93.67
V.170 Centerville Hardware-Light bulbs, ax	9.15
V.171 The Ohio Bell Tel Co.-Nov. service	6.75

St. Maint. (M) Fund

V.163 Paul Ewing- Labor on streets	6.25
V.164 H.N. Rowland-	6.25
V.165 John Schlein-	7.50
V.172 Roger H. Cowden Co.- XXXXXXXXXXXXXXXXXX contract Laura Ave, Maple Ave.	428.00

St. Maint. (G) Fund

V.169 The Dayton Power & Light-Oct. Service 6.00
V.173 The Roger H. Cowden Co.-East Dr., Lucas Dr., Alley 757.00

General Bond Retirement Fund

V.174 The Winters Nat. Bank & Trust Co.-Bond-Int Account 255.00

Mortgage Revenue Bond Retirement Fund

V.175 The Winters Nat. Bank & Trust Co.-Bond-Int Account 525.00
3070.80

It was moved by Mr. Poff, seconded by Mr. Tippy and carried that the fire protection agreement between the Village and Township, amounting to \$600.00 per year, be continued. A roll call resulted in 5 ayes in favor of the motion.

The Mayor's report of Fines, Forfeitures & Costs amounting to \$160.00, State Court cases amounting to \$90.00 and Building Permits amounting to \$5.00, showing that the same had been paid in the Village treasury was submitted. It was moved by Mr. Anthony, seconded by Mr. Schell and carried that the report be accepted and placed on file. A roll call was ordered which resulted in 5 ayes in favor of the motion.

It was reported that the Township would remove snow from the Village streets for \$4.50 an hour, after the Township roads had been cleared.

There was an announcement of The Ohio Municipal League meeting to be held Wed. Nov.12 in Dayton.

It was moved by Mr. Tippy, seconded by Mr. Poff and carried that the Clerk be authorized to pay Mr. Cowden \$1000. on contracts. A roll call resulted in 5 ayes in favor of the motion.

Thereupon, Mr. Tippy introduced Ord. No. 8-1952, being "An Ordinance to regulate and control parking of vehicles within the Village of Centerville, Ohio. Section I. No person shall stand or park a motor vehicle at any time upon the south portion of the road space lying between the Township Hall and the Commercial Building presently owned by Hugh Busse situate immediately to the south of said Township Hall, and being that portion of road space immediately adjacent to said Commercial Building situate immediately to the south of said road space; it being the intention of this ordinance to restrict lawful parking of motor vehicles to the north portion of said space immediately contiguous to said Washington Township Hall so as not to interfere with or impede the free access of public and private vehicles traveling upon said road space; excepting, however, when such parking otherwise prohibited as aforesaid shall be done in compliance with the directions of a police officer, duly authorized. Section II. The Town Marshall shall be authorized to erect appropriate signs to indicate the prohibitions and restrictions upon the parking of motor vehicles herein contained. Section III. Any person, firm or corporation found guilty of the violation of this Ordinance shall be deemed guilty of a misdemeanor, and shall, upon conviction thereof, be fined not less than \$2.00 and the costs of prosecution, nor more than \$25.00 and the costs of prosecution, and each violation hereof shall constitute a separate offense. Section IV. All Ordinances and parts of Ordinances inconsistent herewith shall be repealed and this Ordinance shall take effect and be in force from and after the earliest period allowed by law."

Mr. Anthony made the following motion, " I Move the statutory rule requiring Ordinances and Resolutions to be read on three distinct and separate days be dispensed with so that Ord. 8-1952 may be given its second and third readings," seconded by Mr. Presbaugh and carried. A roll call resulted in 5 ayes in favor of the motion.

Said Ord. No. 8-1952 was given its second and third readings. The question being, shall said Ord. No. 8-1952 be passed? It was moved by Mr. Presbaugh, seconded by Mr. Poff and carried that said Ord. No. 8-1952 be passed. A roll call was ordered which resulted in 5 ayes in favor of the motion.

It was moved by Mr. Schell, seconded by Mr. Anthony and carried that \$100.00 be given to the planning board to have the Thoroughfare Map of Centerville brought up to date. A roll call resulted in 5 ayes in favor of the motion.

Mr. Pitts asked the Council permission to put in private line or to tap on existing private line. After discussion, Council members wanted to acquaint themselves more with the situation and decided to have special meeting on Nov. 24. to decide the matter.

Mr. Nonneman of the Dayton Power & Light, expressed again his desire for Centerville to pass Ord. to raise the gas rate but the Council agreed that Mr. Lynn draw up a Resolution to be sent the Dayton Power & Light Co. the contents expressing that Centerville will agree to the gas rate which the D.P.&L will make for the City of Dayton and to become effective the same time that the rate goes into effect in Dayton.

Mr. McClure was present to offer the Village a reduction in price of Gasoline to be used by the Village. The decision was to be at the next regular meeting.

The Street Committee reported that Mr. Cowden did not put in the base of the street in question and will not assume the responsibility of the street holding up. Mr. Woolpert report stated the borings were satisfactory. However, Mr. Lyons stated the same condition exists as before and we are not bound by contract and should not accept the street. A letter was to be written to Mr. Cowden to see if he would roll out the ridges without expense to the Village.

The meeting adjourned.

Approved:

Attest:

J. E. Howe
Clerk

James L. Kelsey
Mayor

Call Meeting

The Council of the Village of Centerville, County of Montgomery and the State of Ohio met in a call session with Mayor Kelsey presiding, 7:30 P.M. Nov. 24, 1952.

Present: John Anthony, Don Schell, F.C. Lyons, James Presbaugh. Solicitor James Lynn. Bd. of Public Affairs, Robt. Killen and C.W. Hosier. Planning Board, Jack Puterbaugh.

The first matter of business considered referred back to the report of the Street Committee given at the last regular Council Meeting. Mr. Roger Cowden reviewed the situation relative to softness of street surface on Lyons Drive and agreed that when the weather becomes more suitable the condition will be remedied and repaired by his firm, this work to be considered a part of his initial paving contract covering the surface in question.

Mr. Ralph Woolpert was questioned relative to the inspection report made by Ralph L. Woolpert Co. Engineers, concerning inspection of the aforementioned street surfaces, and reported that the Village of Centerville Street Specifications, as they now exist, are very good and adequate and that inspection made by his firm was as reported but that such inspection could not be absolutely complete in covering every section of street surface installed.

In a further discussion of the building of the extension of Lyons Drive and the building of Sheldon Drive, it was moved by Mr. Lyons on behalf of the Street Committee and seconded by Mr. Schell that, since both these Streets immediately after their supposed completion clearly revealed obvious weaknesses in the pit run base, either as to composition or application, or both, thereby failing to meet the specifications, this Council shall not at this time accept the Streets as being finished according to Village specifications. During the remarks following the seconding of the motion, Mr. Lyons brought out the point that in his opinion this Council was not obligated to abide by the decision of the engineering firm as to whether or not the Streets had met the specifications;