

The Council of the City of Centerville, County of Montgomery, State of Ohio, met on Monday, November 20, 2023, at 7:36 P.M. in the J.V. Stone Council Chambers. The meeting was opened with an Invocation followed by The Pledge of Allegiance to the Flag with Mayor Compton presiding. Councilmembers and City Staff were present as follows:

Councilmembers Mark Engert
 Belinda Kenley
 Duke Lunsford
 John Palcher
 Bill Serr

Clerk of Council Teri Davis
 City Manager Wayne Davis
 Assistant City Manager Mariah Vogelgesang
 Finance Director Tyler Roark
 Assistant Finance Director Miranda Piatt
 Superintendent of Taxation Emily Bair
 Police Chief Matt Brown
 Development Director Erik Collins
 Economic Development Administrator Joey O'Brien
 City Planner Ian Vanness
 Public Works Director Pat Turnbull
 City Engineer Jim Brinegar
 Assistant City Engineer David Swanson
 Communications Director Kate Bostdorff
 Human Resources Director Jen McCormick
 IT Director Ryan Collins
 Municipal Attorney Scott Liberman

Excuse Absent Councilmembers

Mr. Lunsford made a motion to excuse Mrs. Rau, Mr. Palcher seconded the motion, and it passed with 6 ayes.

Minutes

The minutes of the following meetings had been distributed prior to this meeting:

Council Meeting: November 6, 2023.

Work Session Meetings: November 6, 2023.
 November 16, 2023.

Budget Review Work Session: November 16, 2023.

Mrs. Kenley made a motion for approval of the minutes, Mr. Lunsford seconded the motion, and it passed with 6 ayes.

Communications

Mrs. Davis reported that Arts Commission member Jane Rodgers does not wish to be reappointed when her term expires on December 7, 2023. Mayor Compton thanked Mrs. Rodgers for her service and expressed that she will be missed.

Oaths of Office

- A. Mayor Compton administered the Oath of Office to new Streets Highways and Drainage Commission member Deogratias Eustace. Mr. Eustace spoke about his background and interest in serving.

- B. Mayor Compton administered the Oath of Office to new City Beautiful Commission member Wajieha Deek. Mrs. Deek spoke about her background, her love of landscaping, and her desire to serve the community.

Citizen Comments and Petitions - none**Officials' Reports**

Mayor Compton spoke about the Veterans Day Ceremony held on Saturday, November 11. He expressed appreciation to Kate Bostdorff for arranging the event.

Mayor Compton spoke about the success of the Holiday Walk and Tree Lighting event this past weekend. He praised the Police Department and the event planners.

Mrs. Kenley discussed the donation-packing event held on Sunday by the Blue Star Mothers for items to be sent to recently deployed service members.

Mr. Palcher thanked Mr. Eustace for volunteering to serve and welcomed him to the Streets Highways and Drainage Commission.

Mr. Lunsford mentioned the handing out of green glow sticks at the Holiday Tree Lighting and noted there is a great drone shot of the event posted on social media.

In the City Manager's Report, Mr. Davis spoke about:

- Congratulated Nick Bergman on his promotion to Washington Township Fire Chief.
- Budget review meeting held last week.
- Wished everyone a happy Thanksgiving.

Old Business

- A. PUBLIC HEARING: Ordinance 16-23, An Ordinance To Amend Chapter 885, Earned Income Tax, Of The Centerville Municipal Code.

Mrs. Bair explained that some of the code changes were due to Ohio Revised Code changes, some were for the purpose of clean-up, and some were the result of remote work.

Mayor Compton opened the Public Hearing.

Seeing no one come forward, Mayor Compton closed the Public Hearing.

Mr. Palcher made a motion to approve Ordinance 16-23. Mr. Serr seconded the motion and it passed with 6 ayes.

- B. PUBLIC HEARING: Ordinance 17-23, An Ordinance Approving The Editing And Inclusion Of Certain Ordinances And Resolutions As Parts Of The Various Component Codes Of The Codified Ordinances; Providing For The Adoption And Publication Of New Matter In The Updated And Revised Codified Ordinances; And Repealing Ordinances And Resolutions In Conflict Therewith.

Mr. Liberman explained this legislation is the City's annual update to its official Code book, incorporating the City's Ordinances and any State law changes.

Mayor Compton opened the Public Hearing.

Seeing no one come forward, Mayor Compton closed the Public Hearing.

Mr. Engert made a motion to approve Ordinance 17-23. Mr. Serr seconded the motion and it passed with 6 ayes.

- C. PUBLIC HEARING: Ordinance 18-23, An Ordinance To Establish The Creation Of The City Of Centerville Golf Course Capital Improvements Fund.

Mr. Roark explained that this change will split out capital improvement funding for the golf course from the general fund. \$972,000 will be transferred into the new fund.

Mayor Compton opened the Public Hearing.

Seeing no one come forward, Mayor Compton closed the Public Hearing.

Mrs. Kenley made a motion to approve Ordinance 18-23. Mr. Lunsford seconded the motion and it passed with 6 ayes.

New Business – none.

Consent Agenda

Mayor Compton turned the attention of the group to the Consent Agenda. Any City Councilmember may remove an item from the Consent Agenda by request. No second is required for removal of an item. Items removed for separate discussion will be considered after the motion to approve the remaining Consent Agenda items.

Mayor Compton explained that there was a need to add two items to the Consent Agenda. He read the two items as follows:

A Resolution By The Centerville City Council Imposing A Moratorium For A Period Of Up To Nine (9) Months (270 Days) On The Granting Of Any Permits For Allowing Retail Dispensaries, Cultivators, Or Processors Of Medical Marijuana Within The City Of Centerville.

A Resolution By The Centerville City Council Imposing A Moratorium For A Period Of Up To Nine Months (270 Days) On Adult Use Cannabis Operators Within The City Of Centerville.

Mayor Compton advised they would be added to the Consent Agenda as items F and G.

Mr. Lunsford made a motion to add the two items to the Consent Agenda. Mr. Serr seconded the motion and it passed with 6 ayes.

Mrs. Kenley requested Item D be removed from the Consent Agenda for separate discussion and action.

City Council read the Consent Agenda into the record as follows:

- A. Ordinance 19-23, An Ordinance To Repeal Ordinance Number 05-23 In Its Entirety And To Establish Class Titles, Pay Ranges, Grades, Rates Of Pay, And Regulations For Employees Of The City Of Centerville, Ohio (Set for Public Hearing on December 4, 2023).
- B. Resolution 98-23, A Resolution Accepting The Bid Submitted By AKA Construction, Inc. Of Brookville, Ohio For The 2023 PD Communications Center Upgrade For Renovations To The Communications Center And Information Technology Room And Authorizing The City Manager To Enter Into A Contract In Connection Therewith.
- C. Resolution 99-23, A Resolution Accepting The Bid Submitted By Best Equipment Company Of North Royalton, Ohio For The Purchase Of One Labrie Automizer Right Hand Drive Refuse Truck Mounted On A New Autocar Chassis, Authorizing The City Manager To Enter Into A Contract In Connection Therewith.
- ~~D. A Resolution Accepting The Bid Submitted By Outdoor Enterprise, LLC Of Troy, Ohio For The Stubbs Park Improvements Phase 1 Project And Authorizing The City Manager To Enter Into A Contract In Connection Therewith, be passed.~~
- E. Resolution 100-23, Resolution Authorizing The City Manager To Enter Into The Seventh Amendment To The Agreement For Electric Generation Supply With A Competitive Retail Electric Service Provider.
- F. Resolution 101-23, A Resolution By The Centerville City Council Imposing A Moratorium For A Period Of Up To Nine (9) Months (270 Days) On The Granting Of Any Permits For Allowing Retail Dispensaries, Cultivators, Or Processors Of Medical Marijuana Within The City Of Centerville.
- G. Resolution 102-23, A Resolution By The Centerville City Council Imposing A Moratorium For A Period Of Up To Nine Months (270 Days) On Adult Use Cannabis Operators Within The City Of Centerville.

Mayor Compton asked Mr. Liberman to discuss the added resolutions. Mr. Liberman explained that the passage of Issue 2 in this past election legalized recreational marijuana and goes into effect December 7 but also allows municipalities to regulate the commercial sale and distribution within the City limits. The moratorium gives City staff the opportunity to study the issue to determine if any code changes will be needed. It does not put a moratorium on personal use. The medical marijuana moratorium is a separate resolution for the purpose of consistency.

Mr. Serr sponsored the Consent Agenda with the exception of Item D and moved for its approval. Mr. Palcher seconded the motion, and it passed with 6 ayes.

Action on Consent Agenda Item D

Mayor Compton requested Mr. Davis explain this item. Mr. Davis noted this is a major project which has received \$1.4 million in grant funding. He invited Mr. O'Brien to discuss the project specifics.

Mr. O'Brien provided the project summary and preliminary process which included seeking public feedback, expert consultation, a master plan, and finally construction drawings. The project addresses ADA compliance, safety, and aesthetics. After the bid process, the submitted bids were evaluated, and Outdoor Enterprises was determined to be the best and lowest bid.

Mayor Compton inquired about the project timeline. Mr. O'Brien advised it will get underway early next year with an expected completion of early 2025.

Mayor Compton requested clarification on the bidding process. Mr. O'Brien explained staff analysis, the consultant MKSK's recommendation, the conducting of reference checks, and the City's experience with the contractors.

Mayor Compton noted that a positive recommendation of one contractor should in no way be construed as a negative judgment of an unselected contractor. Mr. O'Brien concurred.

Mayor Compton read Item D into record as follows:

Resolution 103-23, A Resolution Accepting The Bid Submitted By Outdoor Enterprise, LLC Of Troy, Ohio For The Stubbs Park Improvements Phase 1 Project And Authorizing The City Manager To Enter Into A Contract In Connection Therewith.

Mr. Serr sponsored Consent Agenda Item D and moved for its approval. Mr. Palcher seconded the motion, and it passed 4-2 in a roll call vote with Mrs. Kenley and Mayor Compton voting no.

Adjournment

With no further business before the Council, Mayor Compton adjourned the regular meeting to reconvene in Work Session at 8:31 p.m. The next regular meeting of City Council is scheduled to take place on Monday, December 4, 2023, at 7:30 P.M.

Approved: 
Mayor

ATTEST: 
Clerk of Council