

BEAVERCREEK CITY COUNCIL
Work Session, April 20, 2009 5:00 p.m.

COUNCIL PRESENT: Mr. Hadley, Mrs. Howard, Mr. Jarvis, Mr. Leonard, Mr. Petrak, Vice Mayor Giambrone, Mayor Vann
ABSENT:

Mayor Vann called the meeting to order followed by roll call.

Mr. Petrak MOVED to add D) Greene Cats under Informational Items, seconded by Mrs. Howard it was approved by unanimous voice vote.

Mrs. Howard MOVED to approve the amended agenda; it was seconded by Mr. Hadley. The Motion PASSED by unanimous voice vote.

DISCUSSION ITEMS

Charter Review

Vice Mayor Giambrone thanked the Charter Review Commission, the Clerk and the City Attorney for all the time they had spent working on the Charter. She thought the process was successful, that there was good dialogue and diverse opinions and that the process was thorough. The final report was comprehensive and laid a good foundation for Council consideration. Since the Charter is the guiding legal document for the City all recommendations need to be thoroughly reviewed and analyzed to consider the impact, both intended and unintended before moving it to for voter consideration.

Vice Mayor Giambrone stated the criteria utilized to evaluate the recommendations included review by legal counsel and deemed appropriate and would not conflict with other charter requirements or state and federal law. The changes must be able to stand the test of time and rise to a level of significance for voter consideration. It must add to successful City operations and evaluated for potential long term operational or community impacts.

There were minor editorial changes that were recommended for administrative correction which will be incorporated into the Charter. Of the ten changes recommended by the Commission three were selected by Council for voter consideration and they include Article IV section 4.04 Officers of the Council, Article X Finance, Taxation and Debt section 10.04 Transfer of Appropriations and 10.10 Annual Appropriations Ordinance.

Vice Mayor Giambrone stated that Council clearly understood the intent and concerns behind several of the recommendations and that they agree that Council must be open and transparent in the decisions and actions taken. They believe that the current Charter and State Law provide the appropriate checks and balances.

The changes recommended for voter consideration will come before Council in the form of ordinances in May and will be on the ballot in November.

Mr. McHugh stated that one other issue that could be cleared up from 4.10 on Council expenses which could be incorporated into 10.10 (B) stating that if the expense is included in the Annual Appropriation Ordinance or an amendment that no resolution otherwise required by Article IV Section 4.10 shall be required to be approved by Council to expend or pay necessary and reasonable expenses of a Council Member incurred in the performance of their official duties..

April 20, 2009

Zoning Code

Mr. McGrath stated that Council would be receiving a new copy of the Zoning Code with the Definitions Section and the Specific District Regulations with the changes that have been incorporated. He stated the biggest change that has been incorporated is the Agricultural classification which now states "The minimum lot area shall not be less than five acres, with minimum lot width of 250 feet."

Lofino – CACI Assessments

Mr. Thonnerieux stated that Levin Porter did an assessment on the remaining property at the Lofino Center and the only real issue at this time is that there is not sufficient parking. They will do an exterior evaluation of roof, HVAC, windows and doors this week

Mr. Beach stated that there had been a Phase I and II study in 2003-04 of the CACI site and there seemed to be no contamination from the Nu Glo Site. He stated that the entire structure would have to be renovated at a cost of about six million because there are no elevators or sprinkler system and is not handicap accessible plus it would cost about \$100,000 for asbestos cleanup for the floor tiles.

INFORMATIONAL ITEMS

Password Security – City Computer Systems

Mr. Kucera stated that they would be upgrading the City's computer system security level and that everyone would have to change their passwords every sixty days.

Letter on Russ Property

Mr. Thonnerieux expressed his interest in letting Greene County Commissioners know about the City interest in the Russ Property that has been donated to the Greene County Parks District. He thought the City and Township should be included in any talks that were scheduled in connection with this property.

I675 Pedestrian Bridge Project Update

Mr. Moorman stated that in March 2008 the City of Beavercreek received a grant for 2.4 million which had a \$300,000 City match and there were regional commitments from the City of Fairborn, Wright State, Clark State and Greene County to help the City of Beavercreek with the match should we get the grant. Fairborn now seems to be having second thoughts on the matter; they are concerned about routine maintenance and cost overruns.

Mrs. Howard suggested that the City should acknowledgement their continued commitment for the I675 Pedestrian Bridge by sending a Letter of Intent to MVRPC and the regional partners.

Greene Cats

Mr. Petrak told Council Members that he has the detailed report from the extensive survey of Greene County resident's opinions with respect to public transit that was conducted in the mid 1990s. He has copies of seventeen specific pages that synopsise the findings and conclusion. The current Greene CATS proposal for fixed route/fixed schedule busing is directly opposed to the explicit desires and opinion of Greene County residents. He stated that he would be attending their meetings to keep an eye on the situation.

Mr. Hadley MOVED to adjourn at 7:12 p.m., seconded by Mrs. Howard, the motion PASSED by unanimous voice vote.

April 20, 2009

ATTEST:

Julie Vann, Mayor

Clerk
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