

BEAVERCREEK CITY COUNCIL
Work Session, September 06, 2006, 5:00 p.m.

PRESENT: Mr. Baker, Mrs. Brailey, Mr. Broughton, Mrs. Howard, Mr. Martin, Vice Mayor Leonard, Mayor Hadley
ABSENT:

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

Mrs. Brailey MOVED to approve the agenda, seconded by Mrs. Howard. The motion PASSED by unanimous voice vote.

Mr. Hadley stated that Mr. Krivian had given him copies for everyone to look at; he also stated at the last meeting this PUD was tabled and JMD stated it was all or nothing on the emergency access and setbacks. The council did not feel that any concessions should be made for the emergency access. The loss of roadway access came about when the additional access was lost to Kemp Road because Raj Soin built his house there.

There was discussion as to whether there needed to be any emergency access; if it was required by PUD agreement or the subdivision regulations. Mr. Baker stated that if it is required by subdivision regulation they needed to look for some other mechanism to change it but if it is by PUD condition requirement, they can amend it. He also stated that he didn't think they were following proper procedure because they were reacting to an application by JMD and that it is the only thing on the table. If the City conditions the PUD agreement JMD has to sign it and agree to it also, the City can only react to what has been applied for. Mr. Baker said that the Council could not arbitrarily through the process of the PUD remove the existing requirement for the emergency access.

Council wanted to ask staff if this was a requirement of the subdivision regulations; and if it is, ask staff to resubmit it and then recommend they not have the emergency access.

Mr. Martin MOVED to enter into executive session at 6:30 p.m. pursuant to Section 121.22 of the ORD, for the purpose of consideration of: The compensation of a public employee or official. Motion was seconded by Mrs. Brailey. The motion PASSED by roll call vote of 7-0.

Mrs. Brailey MOVED the adjournment of the executive session at 8:44 p.m. seconded by Mr. Martin. The motion passed by roll call vote 7-0.

Mrs. Brailey MOVED to reconvene the regular meeting at 8:45 p.m., seconded by Mrs. Howard. Motion PASSED by unanimous voice vote.

Mrs. Brailey MOVED the adjournment of the regular meeting at 8:45 p.m., seconded by Mr. Martin. Motion PASSED by unanimous voice vote.

Mayor Hadley

ATTEST:

Clerk
Cmin090606