

BROOKVILLE CITY COUNCIL
REGULAR MEETING
September 21, 2010

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on September 21, 2010 in the City Council Chambers. The Pledge of Allegiance was recited. Members Apgar, Cantrell, Duncan, Garber, Letner and Ullery; Manager Wright, Fire Chief Nickel, Police Chief Preston, Law Director Stephan and Assistant City Manager/Director of Finance/Clerk Keaton were present.

Motion by Duncan, second by Cantrell to accept the Agenda with two additions. All yeas, motion carried.

Motion by Garber, second by Apgar to accept the September 7, 2010 Regular Meeting Minutes as presented. All yeas, motion carried.

Debbie Nelson, co-coordinator for Lifeline Screening, presented a community health screening program sponsored by the Dayton Heart & Vascular Hospital at Good Samaritan Hospital. The program is a mobile preventative screening program that detects stroke and vascular disease, irregular heartbeat, osteoporosis and more. All ultrasound tests are read by board certified physicians, and side by side studies with the Cleveland Clinic and the University of South Florida show Life Line Screening's test results are as accurate as those of top hospitals. Ms. Nelson advised Life Line plans to be in Brookville next April, and are looking for a low-cost handicap accessible fellowship hall or meeting place to perform the screenings. Ms. Nelson requested Council's support in finding a place to hold the screenings and in getting the information out to the public about the screenings.

Member Garber commented we have a quarterly newsletter that could help get information about the program to our citizens.

Mayor Seagraves thanked Ms. Nelson for her presentation and pledged Council's support in promoting the program. Mayor Seagraves stated this would be a good preventative program for our employees and advised maybe the City could share the cost of the screenings with employees.

Joe Nemanich, Chairman and Secretary of Access Project, Inc., gave an overview of the company's E-waste recycling operation. Access Project, Inc. works with communities and youth groups to promote E-waste days and educates corporations on how to properly recycle their E-waste and other items, keeping them out of landfills. Access Project also operates as an educational non-profit workshop/training facility to educate and train the challenged and/or disabled to refurbish, de-manufacture and recycle computer equipment, which enables them to join the general work force. Mr. Nemanich stated he would like to see the City of Brookville hold an E-waste day in Brookville, or work with a local youth group to do the same. Discussion followed. The consensus was to wait until after the first of the year to plan such a day within the city.

Darrel Reel, of 784 Randy Sue Court, inquired whether the City could adjust the sewage rates for citizens who have been watering their lawns due to the extremely dry weather conditions this summer?

Member Letner commented that is what irrigation meters are used for.

Assistant City Manager/Finance Director Keaton advised she has compared our current water bill from the City of Dayton to previous years for the summer quarter and found that the current water bill is approximately \$3,000 less than in 2008. Assistant City Manager/Finance Director Keaton stated 2009 cannot be used for comparison because we were in the process of switching all of the meters over to automated water meters. We saw an increase in water bills last summer due to catching up on estimated reads over a period of time.

Roger Robinson, of 278 Foothill Drive, stated his neighbor is trying to start a business from his home installing sub-woofer speakers in cars. Mr. Robinson advised he has spoken with several neighbors and no one wants this noisy business in the neighborhood.

Police Chief Preston stated the resident on Foothill has already been issued a violation notice regarding his home business. The Brookville Police Department has responded to that address numerous times due to loud music complaints. Police Chief Preston stated he plans to bring the issue to the staff meeting this week to strategize on a way to resolve the situation.

Mr. Robinson presented a list of neighbors who are opposed to the resident on Foothill operating a car stereo speaker installation business from his home.

Mayor Seagraves stated this issue needs to be dealt with through our Zoning and Police Departments. Home Occupancy Permits are presented to Planning Commission for approval.

Member Apgar inquired what the penalty is for zoning violations?

Law Director Stephan advised there are two types of penalties, a misdemeanor penalty or a civil injunction in which the court will order the resident to cease and desist operating the business from his home. Law Director Stephan advised he and City staff will discuss the options at tomorrow's staff meeting.

Manager Wright presented a request from Brookville High School to hold their annual Football Homecoming Parade on September 29, 2010 beginning at 6:30 p.m. with line-up on Carr Drive, rather than Cusick Avenue as in the past.

Motion by Cantrell, second by Apgar to allow the annual Brookville High School Football Parade on September 29, 2010. The parade will begin at 6:30 p.m. on Carr Drive to Cusick Avenue to left on Market Street, left on Wolf Creek Street to right on Western Avenue to the High School on Blue Pride Drive. All yeas, motion carried.

Manager Wright advised he spoke with the owners of 20 Arlington Road about the installation of sidewalks in front of their residence as discussed at the last Council meeting. Manager Wright stated the homeowners fully support the project and he is meeting with a contractor this week. A tree will need to be removed and some guide wires on a pole will need to be relocated. The project should be completed in the next 30 days.

Manager Wright reported the 1st Annual Wolf Creek Run Car Show sponsored by the Brookville Park Board was a huge success.

Mayor Seagraves said he has received feedback from participants expressing their appreciation of the event and also a call from someone from another community who was pleased with the local vendors at the event and that the proceeds were being funneled back into Brookville Parks. Mayor Seagraves commended Manager Wright, Park Board and City staff for the tremendous job in running the car show.

Fire Chief Nickel presented the Incident Summary by district for September 8 through September 21, 2010, which indicated the Brookville Fire Department responded to 45 calls for service during this time period. Fire Chief Nickel reported 38 of these calls were within the City of Brookville, 3 in Clay Township, 3 in Perry Township, and 1 call outside of the Brookville Fire District. Fire Chief Nickel reported the Fire Department has been doing levy work such as giving presentations to different clubs and organizations. They have received a lot of feedback from residents expressing the fact that they don't really want an additional tax, however, they understand why the levy is on the ballot. Fire Chief Nickel stated he also enjoyed the car show this weekend, particularly the engines of the muscle cars.

Police Chief Preston presented the Brookville Call Analysis Report for the month of August, 2010. Police Chief Preston reported the Brookville Police Department responded to 662 calls for service in this time period. The Brookville Police Department has handled a total of 5,076 calls year to date, which is an increase of 388 or 8.2% over this same time last year. Total reportable incidents are down 4, or less than 1% from this same time last year. Police Chief Preston reported the Brookville Police Department had 12 arrests from September 7 through September 18, 2010. The Incident Log from September 7 through September 19, 2010 shows there were 24 new cases for investigation with 21 closed and 3 pending further investigation.

Member Garber inquired how the 5K Walk went this past weekend and how plans are coming along for the half marathon event on October 30, 2010?

Police Chief Preston advised there is a meeting scheduled for September 27, 2010 between himself, Clay Township Chief Perkins and Sherry Nore to follow up on the details of the half marathon event. There will be several more meetings before the event takes place. Police Chief Preston reported the 5K walk this past weekend went well.

Law Director Stephan expressed his appreciation to Council and staff for the support and the flowers after his mother-in-law passed away last week.

Assistant City Manager/Finance Director Keaton requested Council adopt proposed Resolution No. 10-18 which amends the Certificate of Estimated Resources and Appropriations for 2010.

Motion by Apgar, second by Ullery to read Resolution No. 10-18. All yeas, motion carried.

Motion by Duncan, second by Garber to accept the first reading, dispense with the second and third reading, and adopt Resolution No. 10-18 entitled "A RESOLUTION AMENDING THE 2010 APPROPRIATIONS, AS SET FORTH BELOW, PURSUANT TO SECTION 5705.40 OF THE OHIO REVISED CODE AND SECTION 12.35 OF THE OHIO ADMINISTRATIVE CODE AND APPROVING THE AMENDMENT TO THE CERTIFICATE OF ESTIMATED RESOURCES, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Assistant City Manager/Finance Director Keaton advised the 24th Annual Miami Valley Planning & Zoning Workshop will be held on Friday, December 3, 2010 at Sinclair Community College and requested Council allow the City to pay the \$50 registration fee for those Council, Planning Commission, BZA Members and Staff who are interested in attending.

Motion by Cantrell, second by Apgar to allow the City to pay the \$50 registration fee for the Miami Valley Planning & Zoning Workshop for those Council, Planning Commission, BZA Members and Staff who are interested in attending. All yeas, motion carried.

Assistant City Manager/Finance Director Keaton reported the Fall edition of the City Newsletter was recently mailed out. If a resident or business does not receive their newsletter by the end of this week, they should call the City office and one will be delivered.

Mayor Seagraves again thanked Manager Wright, Park Board and staff again for an outstanding Car Show. Mayor Seagraves stated it is always nice to have a community event and the effort put forth by all involved was superb. Mayor Seagraves advised he looks forward to making the Car Show an annual event.

Motion by Duncan, second by Letner to adjourn. All yeas, motion carried.

Sonja M. Keaton, Clerk

David E. Seagraves, Mayor