

BROOKVILLE CITY COUNCIL
REGULAR MEETING
July 1, 2008

The Regular Meeting of the Brookville City Council was called to order by Vice Mayor Ullery at 7:30 p.m. on July 1, 2008 in the City Council Chambers. The pledge of allegiance was recited. Members Cantrell, Duncan, Garber, Letner and Reel; Manager Wright, Assistant Manager Sewert, Law Director Stephan, Fire Chief Nickel, Police Chief Preston and Director of Finance/Clerk Keaton were present. Mayor Seagraves was absent.

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

Motion by Reel, second by Garber to accept the June 17, 2008 Regular Meeting Minutes as presented. All yeas, motion carried.

Police Chief Preston presented Detective Don Duncan with a recognition plaque for his efforts in heading up the recent covert drug investigation that led to the arrest of 12 individuals selling drugs in the City.

Manager Wright reported six bids were recently opened for the Acquisition and Revitalization Project on Mulberry Street, which had an Engineers Estimate of \$47,001.50. Manager Wright recommended that Council accept the lowest, responsive and responsible bid from Coate Construction LLC.

Motion by Garber, second by Duncan to accept the bid from Coate Construction LLC of \$35,562.15 for the Acquisition and Revitalization Project as the lowest, responsive, responsible bid as recommended by Manager Wright. All yeas, motion carried.

Manager Wright reported work will begin next week on the Hill/Harshman Street Project and the Golden Gate Park Recreational Trail Project.

Manager Wright reported he attended the lease signing yesterday for the new Communication Center at the Miamisburg Mound. Renovations of the facility will start next week and should take approximately 90 days to complete. Testing is scheduled for November and the new Communication Center should be in operation by December.

Manager Wright reported the City took delivery of the used street sweeper today. Our old sweeper will now be placed on GovDeals.com.

Manager Wright reported a citizen recently expressed an interest in the possibility of setting up a Farmers Market in Brookville, preferably on Arlington Road. Manager Wright suggested the parking lot in front of the Service Garage and along the bikeway for a possible location. This parking lot would provide ample space and allow for off-road parking. Discussion followed.

Motion by Reel, second by Garber to allow a Farmers Market to setup in the parking lot in front of the Service Garage and along the bikeway on Arlington Road. All yeas, motion carried.

Manager Wright stated he will speak with this individual to find out additional details such as what days and times are best, and he will report back to Council.

Manager Wright reported the City implemented a tree limb/brush pickup program some years ago. Manager Wright stated this is a good program, but it is really getting big, in fact the last several weeks, due to storms, we have had a lot of limbs to pickup. This week we picked up limbs over a two-day period.

Manager Wright requested an Executive Session on a Real Estate Matter.

Fire Chief Nickel reported the Brookville Fire Department has responded to 832 calls year to date, which shows an increase over last year.

Member Garber inquired on how the hydrant checks were going.

Fire Chief Nickel responded they are still working on the hydrant maintenance. It is going slow due to call volume.

Police Chief Preston presented the Brookville Police Department Incident Log from June 18 through June 30, 2008. Police Chief Preston reported there were 25 new cases for investigation with 17 of those closed and eight pending further investigation.

Law Director Stephan reported City Manager Wright asked him to report on zoning code regulations relating to utility boxes. Many communities in the Dayton area are currently adopting ordinances to address the utility boxes and landscaping and screening of those boxes. The ordinances are being adopted primarily in response to VRADS (Video Ready Access Devices). VRADS are 4½' boxes that provide service to 200 to 400 houses. These boxes are being used by ATT to compete with cable franchises such as Time Warner. The ordinance would require approval by the city for placement of these boxes in the right-of-way and for landscape screening and setbacks requirements on private property in easements.

The consensus of Council is to have Law Director Stephan draft a proposed ordinance to bring back to Council at a future Council Meeting.

Law Director Stephan reported proposed Ordinance No. 2008-05 is the final action by Council to accept the annexation of 1.142 acres along E. Upper Lewisburg-Salem Road.

Motion by Duncan, second by Garber to read proposed Ordinance No. 2008-05. All yeas, motion carried.

Motion by Duncan, second by Cantrell to accept the first reading, dispense with the second and third reading and adopt Ordinance No. 2008-05 entitled "AN ORDINANCE ACCEPTING THE PETITION FOR ANNEXATION OF CERTAIN TERRITORY CONTAINING 1.142 ACRES, MORE OR LESS, IN CLAY TOWNSHIP TO THE CITY OF BROOKVILLE, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Finance Director/Clerk Keaton presented the June 30, 2008 Fund Balance for Council review and approval.

Motion by Reel, second by Duncan to approve the June 30, 2008 Fund Balance as presented. All yeas, motion carried.

Finance Director/Clerk Keaton reported she received five bid proposals for the City's Commercial Insurance renewal, which consists of the Property, Automobile, and Liability Insurance. The annual proposals ranged from \$46,107 to \$52,588. Risk insurance continues to experience a soft market. Finance Director/Clerk Keaton recommended that Council accept The Ohio Plan proposal submitted by the Hylant Group.

Motion by Reel, second by Duncan to accept The Ohio Plan Risk Insurance proposal submitted by the Hylant Group with a premium of \$51,074 beginning July 1, 2008 through June 30, 2009. All yeas, motion carried.

Motion by Duncan, second by Garber to go into Executive Session on a Real Estate Matter as requested by Manager Wright. All yeas, motion carried.

Vice Mayor Ullery called Council back into Regular Session.

Motion by Garber, second by Cantrell to authorize Manager Wright to enter into a Contract to sell approximately 6.2 acres in the NorthBrook Industrial Park to Construction Managers of Ohio-Empire Developers. All yeas, motion carried.

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

Sonja M. Keaton, Clerk

Ron Ullery, Vice Mayor