

BROOKVILLE CITY COUNCIL  
REGULAR MEETING  
September 16, 2008

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on September 16, 2008 in the City Council Chambers. The pledge of allegiance was recited. Members Cantrell, Duncan, Letner, and Ullery; Manager Wright, Assistant Manager Sewert, Law Director Stephan, Police Chief Preston and Director of Finance/Clerk Keaton were present. Fire Chief Nickel and Member Reel were absent. Member Garber arrived later.

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

Motion by Duncan, second by Cantrell to accept the September 2, 2008 Regular Meeting Minutes as presented. All yeas, motion carried.

Manager Wright reported the Administrative Staff, members of the Brookville Fire Department and CERT (Community Emergency Response Team) met today and discussed activating CERT, due to wide spread power outage due to the effects of Hurricane Ike. CERT would coordinate their work through the Brookville Fire Department.

Ed Ullery, Brookville Fire Department Captain, stated he has been in contact with the Montgomery County Emergency Operations Center (EOC) who is providing food and shelters for those in need, but it is staged in Dayton. Captain Ullery reported the region is currently out of oxygen due to the company that provides them with oxygen is also out of power. CERT is currently out and canvassing the City to see who may need assistance and/or supplies. They should have that completed before the end of the night. The Brookville Fire Department and CERT will continue to monitor the situation.

Bob Batz, Public Information Officer, for the Brookville Fire Department requested permission to hold their annual Fire Prevention Parade on Saturday, October 4, which starts at 2:00 p.m. and other activities. Mr. Batz stated the parade will contain approximately 100 units including the Shriners. Garage sales will begin early in the morning. The Fire Department will be holding their annual chicken dinner at Station #1 on Mulberry Street beginning at noon. Two bands will be performing beginning at 10:00 a.m. Activities will run from 6:00 a.m. to 5:00 p.m.

Motion by Duncan, second by Letner to allow the Brookville Fire Department to hold their Annual Fire Prevention Parade on Saturday, October 4 beginning at 2:00 p.m. and other activities as presented. All yeas, motion carried.

Manager Wright asked Assistant Manager Sewert for an update on the various projects.

Assistant Manager Sewert reported the Golden Gate Recreational Trail Project has been completed. A final walkthrough of the Project will take place with Park Board before their October 14 meeting. On the Hill/Harshman Street Project, the water, sanitary and storm sewer has been completed and Vectren should have the gas main relocated by the end of the week. Curb installation is scheduled for the end of next week or the beginning of the following week. The Mulberry Street Demolition Project has begun, with the building being razed. Curb and gutter work will begin this week as well as the installation of the storm sewer. The projected completion dated for this project is October 1.

Member Garber arrived.

Manager Wright gave a brief overview of the wind damage the City experienced on Sunday. Manager Wright reported Governor Strickland issued a state declaration of emergency, allowing the State greater flexibility in quickly allocating resources from state entities. Manager Wright reported we are tracking all of our expenses relating to this storm in case the President provides federal aid. Manager Wright reported the City has not experienced any problem with its water system. We currently do not have any conservation measures. Our water is provided by the City of Dayton. We have not experienced any problems at the Waste Water Treatment Plant. On the street situation, trees and limbs are down everywhere. Manager Wright stated we had a small crew out on Sunday to remove large limbs from the roadways and since Monday morning, the

Service Department has had three to six men working 12-hour days picking up and chipping limbs. Through today, they have picked up 20 loads of chips. Manager Wright reported we should be in good shape by the end of this week, but this will be an ongoing project for the next couple of weeks. It probably will be days before power is restored.

Member Garber commented in the Dayton Power & Light area they had more than 120 feeders that were locked out. This is approximately four times more than the blizzard of 1978.

Mayor Seagraves recessed the Regular Meeting of Council at 8:04 p.m. for the Public Hearing, which is a combined meeting with Council and Planning Commission, on proposed Ordinance No. 2008-06, which rezones part of Lot 2173 of the revised and consecutive numbers of lots of the City of Brookville, Ohio from its present zoning classification of I-2, General Industrial District to the new classification of HS, Highway Service District.

**The Public Hearing was recorded and is on file with the Clerk at the Municipal Offices.**

Clerk Keaton advised a Legal Notice was published in the September 3 and 10 editions of the Brookville Star and it was posted on the City's website advising of this Public Hearing. The City Office did not receive any phone calls, nor did anyone stop in the office to review the proposed Ordinance.

Law Director Stephan stated this property is located on the north side of W. Campus Boulevard and is immediately south of the Payless project. Law Director Stephan stated last year this area was proposed for rezoning from I-2 to Highway Service. At that time, three acres of this area was rezoned and this six-acre tract was postponed at that time because of a potential I-2 project. Since that time, this I-2 project has not moved forward. More recently, Nanco looked very carefully at this site, but they decided to choose a site on Payless Way. At this time the property owner, which is RJ Property Holdings, LLC, managed by Joe Walker, has requested that this rezoning be placed back on the agenda and completed. This will create an approximate 10-acre parcel on the west side of Payless Way, which could be used for highway service purposes and other mixed use purposes, for example, office, restaurant or motel, and also potentially retail if this is approved by Planning Commission.

There was no one else present to speak at the Public Hearing.

Motion by Duncan, second by Garber to close the Public Hearing. All yeas, motion carried.

Manager Wright continued his report on the storm damage. Manager Wright reported he is not ready to open shelters at this point, but we will continue to monitor the situation and if we need to, we will open a shelter.

Police Chief Preston reported problems, such as looting and breaking and entering, has begun in some areas of Dayton. Police Chief Preston stated beginning on Wednesday, they will have four patrol cars out until 4:00 a.m. concentrating on the areas without power. All people walking after dark in these darkened areas, if they do not live in these areas, will be asked to leave.

Manager Wright stated this is a concern of ours and we will be keeping an eye on the situation.

Member Ullery inquired if the City received any kind of structural damage.

Manager Wright stated as far as we know the City did not have any kind of structural damage. Golden Gate and Ward parks received a lot of tree damage, especially at Ward Park.

Mayor Seagraves commended the Brookville Police Department on a nice Fishing Derby. The weather cooperated and the kids seemed to have a fine time.

Police Chief Preston presented the Brookville Police Department Call Analysis for August 2008 and the Incident Log from September 2 through September 14. Police Chief Preston reported the Brookville Police Department responded to 136 Priority 1 calls, 394 Priority 2 calls, and 152 Priority 3 calls during August. The Brookville Police Department handled a total of 5,254 calls year-to-date, which is an increase of 575 calls compared to this same time last year. Total reportable incidents are up 121, or 33.4% from this same time last year.

Police Chief Preston reported the Brookville Police Department has added a part-time Officer, Michael Molchan, to the Department.

Police Chief Preston reported at the last Council Meeting, the Brookville Police Department addressed the issues with the youth in the downtown area. As of today, the Brookville Police Department has cited 16 individuals for violations pertaining to skateboarding, bicycling, and littering. This action appears to have gotten their attention.

Police Chief Preston reported the 2008 Cops & Kids Fishing Derby was a successful event. The day started out a little rough with the rain we had overnight, but it turned out to be a great day. We had a total of 58 kids that fished that day and they caught 145 fish. Police Chief Preston stated we could not hold this fishing derby without the donations that we receive from our sponsors, which include VFW Post 3288, Code Credit Union, Brookville National Bank, Amvets, Green Tokai, Kellers Farm & Feed, Brookville Party Supply and the City of Brookville. Mayor Seagraves commented this is a wonderful event for the kids.

Law Director Stephan requested an Executive Session on a Contract Negotiation Matter.

Finance Director/Clerk Keaton had no report.

Mayor Seagraves thanked Police Chief Preston and his staff for a great Fishing Derby. Mayor Seagraves thanked Manager Wright and his staff for the tremendous job they are doing in picking up the fallen trees and limbs. We are truly blessed to live in such a community.

Mayor Seagraves thanked Councilman Garber for keeping the City apprised of the electrical situation after the storm. Mayor Seagraves reminded everyone that Dayton Power and Light is doing everything they can to restore power as quickly as possible.

Motion by Duncan, second by Garber to read proposed Resolution No. 08-28. All yeas, motion carried.

Mayor Seagraves stated this Resolution request was brought before the Mayors & Managers Meeting. Mayor Seagraves commented the proposed Resolution states the City of Brookville, along with the entire region, is promoting the retention of a GM manufacturing presence to secure the continuation of employing residents of our workforce and commit to working with the City of Moraine, Montgomery County, State of Ohio and our Federal government in their efforts to work collaboratively for the purpose of securing a future product at the Moraine Assembly Plant.

Member Garber stated General Motors is not going to take into consideration what a seven-member Board has to say. This proposed Resolution is pretty useless. If the City was willing to put monetary funds to this cause, that would be different.

Mayor Seagraves stated with various entities in this region adopting this Resolution, we are showing some unity County wide.

The vote was taken. Garber nay, Letner yea, Ullery yea, Duncan yea, Cantrell yea and Seagraves yea. The motion carried with five yeas and one nay.

In Old Business, Assistant Manager Sewert reported at the last Council Meeting, Council authorized a block party on Maple Street on Saturday, September 27. The block party has been changed to Sunday, September 28 at the same time.

Motion by Garber, second by Ullery to allow the Maple Street Block Party, between Oak and McKinley Streets, on Sunday, September 28 from 5:00 to 8:00 p.m. All yeas, motion carried.

Motion by Duncan, second by Cantrell to go into Executive Session on a Contract Negotiation Matter as requested by Law Director Stephan. All yeas, motion carried.

Mayor Seagraves called Council back into Regular Session.

Motion by Cantrell, second by Ullery to adjourn. All yeas, motion carried.

---

Sonja M. Keaton, Clerk

---

David Seagraves, Mayor