

BROOKVILLE CITY COUNCIL
REGULAR MEETING
May 5, 2009

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on May 5, 2009 in the City Council Chambers. The pledge of allegiance was recited. Members Cantrell, Duncan, Garber, Letner, Reel and Ullery; Manager Wright, Assistant Manager Sewert, Law Director Stephan, Fire Chief Nickel and Director of Finance/Clerk Keaton were present. Police Chief Preston was absent.

Motion by Duncan, second by Cantrell to accept the Agenda as presented. All yeas, motion carried.

Motion by Reel, second by Duncan to accept the April 21, 2009 Regular Meeting Minutes as presented. All yeas, motion carried.

Dorothy Watkins, Treasurer of the Brookville Historical Society, requested a Grant for the Brookville Historical Society for operating expenses for 2009. Discussion followed.

Motion by Duncan, second by Garber to authorize a \$3,750 Grant to the Brookville Historical Society for operating expenses in 2009. All yeas, motion carried.

Manager Wright reported the City recently received notification from the Montgomery County Solid Waste District that the 2009 Incentive Grant in the amount of \$8,455.75 for the City of Brookville was approved.

Manager Wright reported Council should have a copy of the survey results, for the CDBG Downtown Revitalization Project, that were turned in.

Manager Wright reported several major improvements have now been completed at Golden Gate Park. Two new dugouts on Diamond #1 have been constructed. The field work on Diamond #1 is complete. The diamond is now strictly a softball field; the outfield was brought in. Softball leagues will begin play next week.

Manager Wright reminded everyone that with the spring season upon us we are beginning to issue property maintenance violations for tall grass and/or weeds. Manager Wright reported the City issues one notice per year and if a property is not mowed in a timely manner, the City will mow and invoice the property owner. Manager Wright reported all mowing will be done in-house this year in order to save money. We will not contract any of our mowing out this year.

Fire Chief Nickel reported the Brookville Fire Department went door-to-door on Monday encouraging citizens to vote for the Perry Township Fire Levy.

Fire Chief Nickel presented the Brookville Fire Department Response Time Analysis Report from April 22 through May 5, 2009. The report indicates the Brookville Fire Department received 67 alarms during this time period. The average response time was seven minutes and six seconds. Year-to-date figures show the Brookville Fire Department received 565 alarms with estimated dollar losses totaling \$77,000.

Law Director Stephan had no report.

Finance Director/Clerk Keaton presented the April 30, 2009 Fund Balance for Council review and approval.

Motion by Duncan, second by Reel to accept the April 30, 2009 Fund Balance as presented. All yeas, motion carried.

Finance Director/Clerk Keaton requested Council adopt proposed Resolution No. 09-12, which increases our Certificate of Estimated Resources and amends our 2009 Appropriations for FEMA money that we will be receiving from the Windstorm of 2008.

Motion by Reel, second by Duncan to read proposed Resolution No. 09-12. All yeas, motion carried.

Motion by Reel, second by Duncan to accept the first reading, dispense with the second and third reading and adopt Resolution No. 09-12 entitled "A RESOLUTION AMENDING THE 2009 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.

Finance Director/Clerk Keaton requested Council adopt proposed Resolution No. 09-13, which establishes a Federal Stimulus Fund in order to receive and properly account for federal stimulus funds that we will be receiving for the milling and resurfacing of Wolf Creek Street.

Motion by Duncan, second by Cantrell to read proposed Resolution No. 09-13. All yeas, motion carried.

Motion by Duncan, second by Ullery to accept the first reading, dispense with the second and third reading and adopt Resolution No. 09-13 entitled "A RESOLUTION AMENDING THE 2009 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.

Finance Director/Clerk Keaton requested Council adopt proposed Resolution No. 09-14, which allows the Ohio Public Works Commission and the City of Brookville to comply with IRS regulations that may apply to the W. Westbrook Road Ohio Public Works Grant.

Motion by Garber, second by Cantrell to read proposed Resolution No. 09-14. All yeas, motion carried.

Motion by Duncan, second by Ullery to accept the first reading, dispense with the second and third reading and adopt Resolution No. 09-14 entitled "A RESOLUTION DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE CITY OF BROOKVILLE ON BEHALF OF THE STATE OF OHIO (THE BORROWER) TO REIMBURSE ITS CAPITAL IMPROVEMENT FUND FOR THE WEST WESTBROOK ROAD IMPROVEMENT PROJECT CD21M WITH THE PROCEEDS OF TAX EXEMPT DEBT OF THE STATE OF OHIO, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Mayor Seagraves had no report but reminded everyone that the next Council Meeting will be held on May 19, 2009 at 7:00 p.m. in the Brookville High School Auditorium.

There was no Old Business.

In New Business, Member Garber inquired if there is any special way to dispose of light bulbs that contain a small amount of mercury in them. Discussion followed.

Assistant Manager Sewert stated he will contact the Montgomery County Solid Waste District to see if there is a proper way of disposing these bulbs.

Member Duncan requested an Executive Session on Contract Negotiations.

Motion by Duncan, second by Garber to go into Executive Session on a Contract Negotiation Matter as requested by Member Duncan. Duncan yea, Garber yea, Cantrell yea, Reel nay, Letner yea, Ullery yea and Seagraves yea. Motion carried with six yeas and one nay.

Mayor Seagraves called Council back into Regular Session.

In New Business, Mayor Seagraves announced if Council is interested in amending the salaries of Mayor and Council, the Charter requires that a Resolution be adopted no later than July 1 of each odd numbered year. Mayor and Council salary was last adjusted in 2001. If Council takes

action this year to amend Mayor and Council salaries, it will go into effect January 2010. Discussion followed with the consensus that further discussion will take place at a future Council Meeting.

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

Sonja M. Keaton, Clerk

David E. Seagraves, Mayor