

BROOKVILLE CITY COUNCIL
REGULAR MEETING
September 1, 2009

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on September 1, 2009 in the City Council Chambers. The pledge of allegiance was recited. Members Cantrell, Duncan, Garber, Letner, Reel and Ullery; Manager Wright, Fire Chief Nickel, Police Chief Preston and Director of Finance/Clerk Keaton were present. Law Director Stephan was absent.

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

Motion by Reel, second by Cantrell to accept the August 18, 2009 Regular Meeting Minutes as presented. All yeas, motion carried.

Ann Stammen, Brookville Schools Class of 2012 Advisor, requested authorization to hold a 5K Benefit Race/Walk on October 26, 2009 beginning at 6:00 p.m. to raise funds to benefit Amanda O'Dell, a Brookville High School sophomore recently diagnosed with childhood leukemia. Ms. Stammen stated they are still working on the details for this run. Ms. Stammen commented she looked at when the sun sets on that day, and it doesn't set until 7:12 p.m.

Chief Preston stated he will have to take a look at this since this event will be in the evening and with people coming home from work, he expressed concern for people running on the roadway. We may have to shut down some streets.

Member Cantrell inquired if they could use Golden Gate Park for this event that way they won't be running on the road when people are traveling home from work.

Ms. Stammen mentioned that would be a possibility. She will meet with Chief Preston next week to go over the details.

Motion by Ullery, second by Cantrell to allow a 5K Benefit Race/Walk to be held on October 26, 2009 beginning at 6:00 p.m. pending Chief Preston's approval of the layout for this race/walk. All yeas, motion carried.

Charlie Shoemaker, Five River MetroParks Executive Director, gave a brief overview of Five Rivers MetroPark and their issue on the November 3, 2009 ballot. Mr. Shoemaker reported MetroParks offers 25 parks covering 15,000 acres and 70 miles of scenic paved trails in Montgomery County. Five Rivers MetroParks was formed in April of 1963 and it has grown dramatically over the years. Mr. Shoemaker commented MetroParks has four goals the first is to be recognized as the leader in land protection, caring for what they have and adding what they need. Secondly, is to connect today's 21st century audience with nature and conservation. Third is to be recognized as an indispensable leader in the quality of life, wellness and economic vitality of the community and lastly, to be recognized as a responsible steward of the Montgomery County taxpayers dollars and returning a value for those dollars.

Mr. Shoemaker reported a 1.8 mill, 10-year replacement levy, has been placed on the November 3 ballot. The replacement levy would allow the parks to continue to provide clean safe access to nature and recreational facilities for all residents, close to home and free. The levy accounts for 80% of the park system's operating budget and is the only levy for Five Rivers MetroParks. This issue replaces an existing levy that expires next year. Without this replacement levy passing, Five Rivers would be effectively unable to operate the parks for public access. Mr. Shoemaker asked everyone if they support the upcoming levy to please share the message. Mr. Shoemaker stated they are asking various boards and commissions for their endorsements.

Motion by Cantrell, second by Letner to authorize Clerk Keaton to prepare a Resolution of support for Five Rivers MetroParks 1.8 mill replacement levy for the November 3, 2009 ballot for the next Council Meeting. All yeas, motion carried.

Chad Wakefield, on behalf of the Brookville Fire Association, requested authorization for the Brookville Fire Association to stand on the corner of Triggs and Arlington and possibly Wolf Creek and Arlington on Saturday, September 5 from 10:00 a.m. to 2:00 p.m. for a "Fill the Boot" donation drive that will benefit the Muscular Dystrophy Association (MDA).

Motion by Duncan, second by Ullery to allow the Brookville Fire Association to stand on the corner of Triggs and Arlington and Wolf Creek and Arlington on Saturday, September 5, 2009 from 10:00 a.m. to 2:00 p.m. for a "Fill the Boot" donation drive that will benefit MDA. All yeas, motion carried.

Leon Williamson, of 130 Cherry Drive, commended the Brookville Soccer Association for their cleanup efforts. Westbrook Soccer Park is filled with people on weekends for soccer games. On Sunday mornings, there is no trace of trash to be seen anywhere.

Manager Wright announced work has commenced on W. Westbrook Road with tree removal and Verizon has relocated their poles on the north side of the roadway. Vectren is due in next week to relocate the gas mains. Manager Wright reported he feels confident that work will stay on schedule. The contractor will begin work next week.

Manager Wright reported our 2009 Street Overlay Project will begin late this week. The first job that the contractor will do is apply the second coat of asphalt in Sterling Meadows, Section 7. After that work is completed, the contractor will move onto the other streets next week.

Manager Wright reported Fire Chief Nickel, Ron Brandt, Zoning Officer Snedeker, City Engineer Schroeder and he met today with Brookville Schools site engineers for the new K-3 building. At this point we will be looking at zoning approvals, fire access and all utility locations. The tentative schedule is to start on the new school in late spring or early summer 2010. The new school will be constructed between the existing elementary school and the blue barn located on Western Avenue. Manager Wright stated details will be worked out over the next six months and he will keep Council informed.

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

Member Duncan commended Service Superintendent Ron Brandt for his efforts during a power outage last Saturday. He went above and beyond notifying businesses of the outage and how long it would take to restore power.

Manager Wright mentioned we get a heads up from our alarm system when we lose power. We received an alarm that day which alerted us to the situation.

Mayor Seagraves stated Mr. Brandt did a great job. Mayor Seagraves also commended Council Member Garber for his efforts in working with the DP&L crews to get power restored.

Member Garber thanked the Police Officers for their assistance with traffic control.

Fire Chief Nickel presented the Brookville Fire Department Alarm Report from August 13 to September 1, 2009. The report indicates the Brookville Fire Department responded to 75 alarms during this time period and the response times are still within the National norms. The report shows 54 alarms in the city limits, 11 alarms in Clay Township, 8 alarms in Perry Township and 2 alarms outside Brookville's Fire District.

Fire Chief Nickel reported the new tornado siren has been installed at Golden Gate Park. The tentative schedule to connect and test the new siren is next week. This new tornado siren extends coverage into Clay Township.

Fire Chief Nickel reported several of his employees are in various stages of completing their paramedic training. Two of his employees are waiting to take the Paramedic National Registry test.

Fire Chief Nickel reported four Brookville Fire Department employees will be taking basic life support and CPR classes. These employees will then be able to teach and our Fire Department will become a certified agency that will be able to hold classes. Fire Chief Nickel commented his goal is to get his personnel trained as CPR instructors.

Fire Chief Nickel reported the Brookville Fire Department has not seen an increase in mutual aid calls to surrounding communities due to current economic conditions.

Police Chief Preston had no report.

Finance Director/Clerk Keaton presented the August 31, 2009 Fund Balance for Council review and approval.

Motion by Reel, second by Duncan to approve the August 31, 2009 Fund Balance as presented. All yeas, motion carried.

Finance Director/Clerk Keaton presented Council with an update on the State of Ohio Budget Bill that was signed on July 17, 2009. An item of interest for local governments is the extension, through fiscal year 2011, one extra year, of full reimbursements from the Local Government Tangible Property Tax Replacement Fund related to the loss in revenue caused by elimination of the tangible personal property tax. The budget also extends the Enterprise Zone tax abatement program for an additional year, to October 15, 2010.

Mayor Seagraves had no report.

Under Reports of Boards, Commissions and Committees, Chairperson Watkins of the Brookville Planning Commission, read Planning Commission's recommendation that Council adopt Ordinance No. 2009-09, which adopts regulations on donation bins in the City of Brookville, Ohio without any modifications to the original draft, to adopt Ordinance No. 2009-10, which adopts regulations on portable on-demand storage bins in the City of Brookville, Ohio, with a modification to authorize the Zoning Officer to approve one or more PODS at a time based on the demonstrated need and then it would be reviewed by Planning Commission at its next regularly scheduled meeting, and to modify Section D to require location of PODS behind the sidewalk instead of the front setback line and to adopt Ordinance No. 2009-11, which adopts regulations on solar energy equipment as drafted. All yeas, motion carried.

Mayor Seagraves commended Law Director Stephan and Planning Commission for all their thoughts and work that went into these three Ordinances.

Motion by Reel, second by Duncan to read proposed Ordinance No. 2009-09, Ordinance No. 2009-10 and Ordinance No. 2009-11. All yeas, motion carried.

Motion by Duncan, second by Garber to accept the second reading of Ordinance No. 2009-09, Ordinance No. 2009-10 and Ordinance No. 2009-11. All yeas, motion carried.

There was no Old Business.

There was no New Business.

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.

Mayor Seagraves called Council back into Regular Session

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

Sonja M. Keaton, Clerk

David E. Seagraves, Mayor