

BROOKVILLE CITY COUNCIL
REGULAR MEETING
October 6, 2009

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on October 6, 2009 in the City Council Chambers. The pledge of allegiance was recited. Members Cantrell, Duncan, Garber, Letner and Reel; Manager Wright, Fire Chief Nickel, Sergeant Jerome, Law Director Stephan and Director of Finance/Clerk Keaton were present. Member Ullery and Police Chief Preston were absent.

Mayor Seagraves asked for a moment of silence in remembrance of Sally Batz.

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

Motion by Reel, second by Cantrell to accept the September 15, 2009 Regular Meeting Minutes as presented. All yeas, motion carried.

Elaine Lindstrom, representing the Brookville Branch of the Dayton Metro Library, requested Council endorsement of the upcoming levy on the November 3, 2009 ballot. This levy provides about 40% of their funding. Ms. Lindstrom reported the libraries are busier than ever. Last year, their users checked out more than 7.6 million items. There was an increase in the amount of books checked out by teens and children, showing that books are still vital and libraries are where young people get reading material. This year they are on pace to break that record. Ms. Lindstrom reported the Dayton Metro Library has already cut \$1,000,000 from the book and materials budget, left 11 positions vacant, eliminated planned increases for all employees, eliminated most staff training and eliminated all but the most urgent capital expenditures. The Dayton Metro Library will spend approximately \$1.8 million less in 2009 than in 2008. A few weeks ago, Gov. Strickland proposed cutting state funding to libraries by about half as part of an overall proposal to meet the state's \$3.2 billion budget gap. After thousands of calls and emails from library supporters around Ohio, the cuts proposed by Gov. Strickland were reduced by two thirds. This resulted in a cut of \$850,000 for 2009 and \$1.75 million for 2010. This is in addition to the \$3.5 million in cuts already experienced in 2009 as a result of decreased tax revenues. Ms. Lindstrom distributed a draft of a Resolution for Council to consider.

Discussion followed.

The consensus is to prepare the Resolution of support for the next Council Meeting.

Manager Wright reported work continues on the West Westbrook Road Reconstruction Project. The contractor installed all of the underground work. Vectren and DP&L should finish up some time next week, weather permitting. Manager Wright reported the concrete sub-contractor will be in to begin installing curbs and sidewalks along the south side of the roadway beginning on October 14, again, weather permitting.

Mayor Seagraves stated road closed signs have been erected on this project, and he has heard that people are still driving through the road closed signs. The Brookville Police Department has been issuing citations to people for driving through this area. The road is closed for safety reasons for both the contractors and the drivers. The signs mean that you don't drive through this area of roadway.

Manager Wright reported the resurfacing of the Brookville Community Theater parking lot is complete. Manager Wright reported this was a part of our annual resurfacing project.

Manager Wright reported he will be attending two meetings with Montgomery County next week. One meeting is scheduled with the Montgomery County Animal Shelter who is looking at increasing rates next year. He will have more information on that at a later meeting. The other meeting scheduled is to discuss Regional Dispatching.

Fire Chief Nickel reported the Brookville Fire Department recently lost a valuable member of their team. Fire Chief Nickel reported the Brookville Fire Department received coverage assistance from surrounding Fire Departments during the viewing and funeral of Sally Batz.

Fire Chief Nickel reported the Brookville Fire Prevention Parade held on Saturday kicked off Fire Prevention Week. Fire Chief Nickel thanked everyone for their participation during the Annual Fire Prevention Parade and activities, which was a great success. Fire Chief Nickel reported the Shriners have indicated they will be participating in our Fire Prevention Parade as long as they keep having their parade.

Fire Chief Nickel reported the Brookville Fire Department will be at the Westbrook Elementary and Brookville Intermediate Schools this week for Fire Prevention activities.

Fire Chief Nickel reported the Brookville Fire Department was not listed as a first round recipient of the Federal Fire Station Grant. Hopefully, we will be listed in the second round.

Fire Chief Nickel reported the Brookville Fire Department had training in their new burn building and it went well.

Fire Chief Nickel presented a year-to-date Alarm report for Council review.

Mayor Seagraves commended Fire Chief Nickel for a tremendous parade.

Sergeant Jerome reported Police Chief Preston will present his reports at the next Council Meeting. Police Chief Preston had a family emergency to attend to.

Sergeant Jerome reported the Brookville Police Department assisted the Brookville Fire Department with their parade.

Sergeant Jerome reported the Eddie Eagle Gun Safety Program will be presented to Brookville Schools on October 23.

Law Director Stephan had no report.

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

Motion by Garber, second by Letner to approve the September 30, 2009 Fund Balance as presented. All yeas, motion carried.

Finance Director/Clerk Keaton presented the Quarterly Detail Report of the year-to-date Revenues and Expenditures for Council review.

Finance Director/Clerk Keaton requested Council adopt proposed Resolution No. 09-22, which accepts the amounts and rates as determined by the Montgomery County Budget Commission. The adoption of this Resolution is a formal approval of the rates and yields for the inside millage for the City of Brookville. This authorization is required by the Montgomery County Auditor in order to collect the City's real property tax.

Motion by Duncan, second by Garber to read proposed Resolution No. 09-22. All yeas, motion carried.

Motion by Duncan, second by Cantrell to accept the first reading, dispense with the second and third reading and adopt Resolution No. 09-22 entitled "A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Finance Director/Clerk Keaton requested Council adopt proposed Resolution No. 09-23, which amends the Certificate of Estimated Resources and the 2009 Appropriations.

Motion by Reel, second by Duncan to read proposed Resolution No. 09-23. 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. 09-23 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 authorization to transfer \$10,000 into the Park Fund, \$50,000 into the Street M&R Fund and \$75,000 into the Note Retirement-NorthBrook Fund as appropriated in 2009.

Motion by Duncan, second by Letner to authorize the transfer of \$10,000 into the Park Fund, \$50,000 into the Street M&R Fund and \$75,000 into the Note Retirement-NorthBrook Fund as appropriated and requested by Finance Director Keaton. All yeas, motion carried.

Finance Director/Clerk Keaton reported the 23rd Annual Miami Valley Planning & Zoning Workshop will be held on Friday, December 4 and requested authorization for the City to pay the registration fee for those interested in attending.

Motion by Duncan, second by Cantrell to authorize the City to pay the \$30 registration fee for those members of Council, Planning Commission, BZA and Administrative Staff who are interested in attending the 23rd Annual Miami Valley Planning & Zoning Workshop on December 4 at Sinclair Community College. All yeas, motion carried.

Finance Director/Clerk Keaton reported Council should have a copy of a flyer that she received from the Office of the Ohio Consumers' Counsel, or OCC, on Verizon wanting to transfer its landline services to Frontier. The flyer states that on June 10, the OCC requested the merger be closely examined by the PUCO and that local public hearings be scheduled.

Finance Director/Clerk Keaton reported at the January 20, 2009 Council Meeting, discussion was held on our 2008 Note and the \$500,000 we received from the State of Ohio 629 Grant in 2008. It was decided to pay approximately \$199,280 toward the 2008 Note and use the remainder to pay down the NorthBrook 20-year variable rate debt. Finance Director/Clerk Keaton stated the variable rate debt continues to have an interest rate that is below 1% and asked Council if we want to move forward and pay that debt down in 2009, or continue to sit on the approximate \$301,000 and use it in 2010 toward paying the 2009 Note down, or pay the NorthBrook 20-year variable rate debt down when interest rates begin to climb again. Finance Director/Clerk Keaton asked Council to consider the options and we will discuss at a future Council Meeting.

Mayor Seagraves, on behalf of the Brookville Community Theater, thanked Council for the repaving of their parking lot. It looks great.

Mayor Seagraves thanked Fire Chief Nickel for an outstanding Fire Prevention Parade, which was well attended.

Mayor Seagraves proclaimed the month of October 2009 as National Breast Cancer Awareness Month and October 16 as National Mammography Day in the City of Brookville.

In Old Business, Member Cantrell inquired when the Wolf Creek Resurfacing Project will begin.

Manager Wright stated this is a Federal Project, and it looks like it may be too late this year to get the project done. The project has a June 2010 completion date, so most likely it will be a 2010 project.

Member Cantrell remarked the Fall Newsletter looks great.

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

Sonja M. Keaton, Clerk

David E. Seagraves, Mayor