

BROOKVILLE CITY COUNCIL
REGULAR MEETING
October 20, 2009

The Regular Meeting of the Brookville City Council was called to order by Vice Mayor Ullery at 7:30 p.m. on October 20, 2009 in the City Council Chambers. The pledge of allegiance was recited. Members Cantrell, Duncan, Garber, Letner and Reel; Manager Wright, Fire Chief Nickel, Police Chief Preston, Law Director Stephan and Director of Finance/Clerk Keaton were present. Mayor Seagraves was absent.

Motion by Duncan, second by Garber to accept the Agenda with the addition of Gary Horstman under Citizens and Others. All yeas, motion carried.

Motion by Reel, second by Garber to accept the October 6, 2009 Regular Meeting Minutes as presented. All yeas, motion carried.

Marie Davis, of 145 Ashmark Court, requested permission to hold a Block Party on October 31 beginning at 8:00 p.m. Ms. Davis requested Ashmark Court be blocked off at Kimmel Trail. Ms. Davis stated the Block Party should be over between 11:30 p.m. and midnight. Ms. Davis asked if they could have fire pits on Ashmark Court itself?

Manager Wright stated asphalt is very flammable and they could not have fire pits on the roadway.

Motion by Duncan, second by Garber to allow a Block Party to be held on Ashmark Court on Saturday, October 31, 2009 beginning at 8:00 p.m. as requested but without fire pits. All yeas, motion carried.

Gary Horstman, of the Brookville Historical Society, reported the Brookville Historical Society will be holding a Grand Opening of the Brookville Historical Society Exhibition Building on Veterans Day, November 11, 2009. The Grand Opening will be held from 2:00 to 8:00 p.m. with a ceremony taking place at 1:30 p.m. Mr. Horstman extended an invitation to Council and City Staff to attend the Grand Opening, and thanked Council and Staff for all of their assistance over the years to make this Exhibition Building a reality.

Manager Wright reported all of the utility companies that have been working on the West Westbrook Project should be done with their work tomorrow. The contractor will finish their excavating work by the end of this week. Concrete work will begin next week, weather permitting. Manager Wright reported work should move more quickly over the next two weeks.

Member Garber inquired if we are still experiencing traffic issues in this construction area.

Police Chief Preston stated we are still experiencing a few issues, but it is not as bad as it was early on.

Manager Wright requested approval to enter into a contract with the Montgomery County Public Defender for 2010. The fees charged have been increased by 3% to cover standard inflationary increases in cost.

Motion by Garber, second by Letner to authorize Manager Wright to enter into a contract with the Montgomery County Public Defender for 2010, at a cost of \$137.82 per case for which the Public Defender provides representation, as recommended by Manager Wright. All yeas, motion carried.

Manager Wright reported leaf collection began this week. Next week we will begin daily pickups. This week, city crews are completing crack sealing and striping of roadways.

Manager Wright requested an Executive Session on a Personnel Matter and a Contract Negotiation Matter.

Fire Chief Nickel presented an EMS District Summary Report that indicates the Brookville Fire Department has responded to 1,097 EMS alarms from January 1 through October 20, with a total

patient count during this period of 1,063. Fire Chief Nickel also presented an EMS Alarm Time Analysis Report that shows the alarms pretty consist over a 24-hour period of time. The average age of their EMS patients is 61.

Fire Chief Nickel reported the Brookville Fire Department responded to the Trotwood apartment fire yesterday with an engine.

Fire Chief Nickel reported the Brookville Fire Department held EMS training this week on cardiac telemetry, which will soon be available in our medics.

Police Chief Preston presented the Brookville Police Department Call Analysis for September 2009. Police Chief Preston reported the Brookville Police Department responded to 80 Priority 1 calls, 370 Priority 2 calls, and 207 Priority 3 calls. The Brookville Police Department handled a total of 5,948 calls year-to-date, which is a decrease of 603 calls or 10.1% compared to this same time last year. Total reportable incidents are down 18, or 3.4% from this same time last year.

Police Chief Preston presented a new report called the Incident Arrest Blotter. The Incident Arrest Blotter for the month of September showed 32 arrests with 15 of those arrests for individuals who do not reside in Brookville.

Police Chief Preston presented the Incident Log from October 1 through October 19, 2009. Police Chief Preston reported there were 43 new cases for investigation with 27 closed and 16 pending further investigation.

Police Chief Preston reported the Brookville Police Department will be in Brookville Schools this Friday conducting the Eddie Eagle Gun Safety Program.

Member Letner thanked the Brookville Police Department for the Police escort out of Brookville for those that participated in the Breast Cancer Awareness Walk on the bikeway.

Law Director Stephan had no report.

Finance Director/Clerk Keaton reported she received notification from our Community Development Block Grant representative that all seven applications that were submitted for the Downtown Business Improvement Project were approved. We are now waiting on formal written approval, which we should receive later this week or next. These businesses cannot begin their work until we receive this written approval.

Finance Director/Clerk Keaton reported Council should have a copy of a letter that was sent by Commissioner Foley on a public hearing that is scheduled for Friday, October 30 from 10:30 to 2:30 p.m. The Ohio Commission on Local Government Reform and Collaboration, a statewide, fifteen-member Legislatively enacted working group is developing recommendations on ways to increase the efficiency and effectiveness of local government operations to achieve cost savings to taxpayers and to facilitate economic development. The Dayton hearing will offer the public an opportunity to testify on how more collaboration can occur, and how the commission can help facilitate that, through its recommendations.

Finance Director/Clerk Keaton reported the City received several issues of the "Ohio Issues Report" for 2009. This report gives Ohio voters an opportunity to review the full text and ballot language of the state issues that will appear on the November 3, 2009 Ohio ballot. This publication also provides an opportunity for Ohio voters to consider the explanations about the issues and to compare the arguments for and against the issues.

Finance Director/Clerk Keaton reported Council should have a summary of the Christmas Lights Account that was dropped off last week.

Finance Director/Clerk Keaton requested an Executive Session on a Personnel Matter to discuss the reappointment of various Board Members.

Wayne Ward, of 951 Calmer Ernst, stated he called into the City Office on Monday for limb pickup and was pleased to see we picked up the limbs today.

Manager Wright commented we encourage residents to call into the office if they have limbs for pickup. Limb pickup is held every Tuesday, weather permitting.

Vice Mayor Ullery reminded everyone that Trick-or-Treat is scheduled for Saturday, October 31 from 6:00 to 7:30 p.m.

Vice Mayor Ullery wished all Council candidates well for the November 3 election.

Motion by Duncan, second by Garber to read proposed Resolution No. 09-24. 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. 09-24 entitled "A RESOLUTION IN SUPPORT OF THE NOVEMBER 3, 2009 DAYTON METRO LIBRARY LEVY BY BROOKVILLE CITY COUNCIL, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

In Old Business, Manager Wright reported we heard today that a Mexican restaurant is moving forward with occupying the former Lee's Chicken building.

Manager Wright reported there has been some activity at the dead end of Triggs Road recently. The owner of the property, Sun Development, is allowing a contractor to move dirt in on the lot. There is currently no other activity on that lot.

Member Letner inquired if we have heard any information on the former BP lot.

Manager Wright stated we are not aware of any information on this property.

Member Duncan inquired if the City could look into adopting legislation that would require property owners to maintain their retention ponds. Some of the retention ponds, especially the one at the intersection of W. Upper Lewisburg-Salem Road and Arlington Road are looking bad.

Law Director Stephan stated he hasn't seen any legislation that addresses the conditions and the maintenance of retention ponds. We do have legislation on how these ponds are to be established. Law Director Stephan stated he will look into this.

Member Garber commented that he noticed the tower at the rear of the City Building is getting rusty. Member Garber inquired if we need to get cost estimates to repaint; he doesn't want to see this tower deteriorate.

Manager Wright stated we can get cost estimates for this.

Manager Wright reported he had a meeting with several other cities and the Montgomery County Animal Resource Center on a proposed new contract for the boarding and disposal of cats. Discussion was held on cutting back on the number of days for boarding cats, which in turn will reduce costs. Manager Wright stated he should have a new contract to present to Council soon.

There was no New Business.

Motion by Duncan, second by Garber to go into Executive Session on a Personnel and Contract Negotiation Matter as requested by Manager Wright and a Personnel Matter to discuss the reappointment of various Board Members as requested by Finance Director/Clerk Keaton. All yeas, motion carried.

Vice Mayor Ullery called Council back into Regular Session.

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

Sonja M. Keaton, Clerk

Ron Ullery, Vice Mayor