

BROOKVILLE CITY COUNCIL
REGULAR MEETING
August 17, 2010

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on August 17, 2010 in the City Council Chambers. The Pledge of Allegiance was recited. Members Apgar, Cantrell, Duncan, Garber, Letner and Ullery; Manager Wright, Fire Chief Nickel, Police Chief Preston, Law Director Stephan and Assistant City Manager/Director of Finance/Clerk Keaton were present.

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

Motion by Cantrell, second by Ullery to accept the August 3, 2010 Regular Meeting Minutes as presented. All yeas, motion carried.

Fire Chief Nickel introduced David Steck as a new employee of the Brookville Fire Department.

Mayor Seagraves administered the Oath of Office to David Steck.

Mayor Seagraves introduced Franz Hoge, Chairman of the Human Services levy campaign.

Mr. Hoge gave a brief presentation and requested Council support of the Montgomery County Human Services Levy that will be on the ballot in November. Council supported the levy four years ago and it passed by 58% in Montgomery County. The levy is due to expire this year, and with the current economy, the need for human services is increasing, making it critical that the levy passes. The levy is a replacement levy, which means no additional millage but adds \$1.30 a month to a \$100,000 home. The levy funds many critically needed agencies and benefits vulnerable children, frail and elderly citizens, children and adults with MRDD, people who have lost jobs and pensions, individuals who cannot afford hospital care and homeless adults and families. The levy also provides for the inspection of restaurants and grocery stores, testing of our air and water, and prepares us for natural disasters, epidemics, hazardous spills and even terrorist attacks. The Montgomery County Human Services Levy will be identified as Issue 9 on the ballot. The campaign is beginning earlier this year because early voting begins on September 28, and an estimated 40-50% of all voters in Montgomery County will actually vote before Election Day.

Mayor Seagraves advised Mr. Hoge the Council Clerk will prepare an endorsement statement for Issue 9 and a vote will be taken at the next Council meeting.

Dottie Watkins, of 112 Maple Street commented the profile of Brookville that was in last Sunday's Dayton Daily News was very interesting and the Brookville Historical Society appreciates being included in the profile.

Chad Wakefield, representing the Brookville Fire Association, requested authorization for the Brookville Fire Association to stand on the corners of Triggs and Arlington, Wolf Creek and Arlington, and Wolf Creek and Market Streets to hold the 'Pass the Boot' donation drive to benefit Muscular Dystrophy (MDA) again this year. Last year's MDA 'Pass the Boot' drive raised over \$2,000 in four hours. Mr. Wakefield stated they would like to hold the donation drive on either August 28 or September 4.

Motion by Letner, second by Garber to allow the Brookville Fire Association to stand on the corner of Triggs and Arlington, Wolf Creek and Arlington, and Wolf Creek and Market on one of two dates, either August 25 or September 4, 2010 from 10:00 a.m. to 2:00 p.m. for a 'Pass the Boot' donation drive to benefit the Muscular Dystrophy Association. All yeas, motion carried.

Manager Wright commented that Assistant Manager Keaton put together the information for the article in the Dayton Daily News highlighting the Brookville Historical Society. Manager Wright stated the Historical Society is an important part of the community and the article reflected well on the city as a whole.

Manager Wright reported the annual street resurfacing is out for bid right now. Manager Wright advised Council he will have the results and his bid recommendation at the next Council meeting.

Manager Wright reported the OPWC Grant Applications will be submitted by the August 20, 2010 deadline. The applications are for the Wolf Creek Sanitary Relief Sewer and rehab work at the Wastewater Treatment Plant.

Manager Wright advised he has received the Miami Valley Fire/EMS Alliance Annual Report and has copies if anyone would like to review them. Fire Chief Nickel has been active in the Alliance since its inception and can answer any questions regarding their annual report. Manager Wright advised the Alliance has done some good things and he feels good about being a part of it.

Fire Chief Nickel commented among other things, the Alliance has arranged a one time fee structure of \$500 to reprogram all of our police and fire radios. This will save the city \$100 per radio. Fire Chief Nickel reported we also get a 25% discount on all of our EMS supplies through the Alliance.

Manager Wright reported the new addition for the skate park should go to the paint shop by the end of this week and will hopefully be installed by the end of next week.

Manager Wright expressed his appreciation to the Leaf & Blossom Club for helping with the planters on Market Street. The Leaf and Blossom Club held a contest for the Market Street businesses on the best maintained planter in front of their establishments. The Market Street Caf  was thrilled to be chosen as the winner of the contest. Manager Wright also thanked Member Cantrell and Becky Seagraves for their involvement in the planter project.

Manager Wright thanked Gary Horstman for his donation to the fireworks fund.

Member Seagraves commented that while the Leaf and Blossom Club was instrumental in getting the flower planters for the downtown business district, Manager Wright and Assistant Manager Keaton were the driving force behind the project. Mayor Seagraves stated he is impressed that the businesses have stepped up and taken responsibility for the planter project. It is obvious that we are seeing the payoff from the Downtown Revitalization Project.

Member Seagraves commented that it is vital to continue to upgrade and maintain our city streets with projects such as the annual resurfacing project. Many communities will cut these types of projects first when there are budget cuts that need to be made. Mayor Seagraves stated that the maintenance of our streets is vital because once it gets away from you its difficult to restore. It also keeps our community attractive for residents, visitors and our business community.

Fire Chief Nickel presented the Incident by District Summary for July 21 through August 17, 2010, which indicated the Fire Department responded to 97 calls during this time period. Fire Chief Nickel reported 68 of these calls for service were within the City of Brookville, 11 in Clay Township and 7 in Perry Township.

Fire Chief Nickel requested authorization to hold the annual Fire Prevention Parade & Festival on October 2, 2010. The parade will follow the usual route and will begin at 2:00 p.m. Fire Chief Nickel reported the Fire Department had planned to hold the downtown community garage sales as they have in the past, however it has not generated much interest this year. If the response continues to be low, they will not hold the garage sales. Fire Chief Nickel also reported that the Shriners will not be performing in the parade this year. Unfortunately, internal financial problems have forced them to cancel all of their performances this year. Fire Chief Nickel reported the Brookville Fire Department will hold their traditional chicken barbecue and there will be an open house for citizens to tour Fire Station #1.

Motion by Duncan, second by Garber to allow the Brookville Fire Department to hold their 63rd Annual Fire Prevention Parade and Festival on Saturday, October 2, 2010 with the parade to begin at 2 p.m. and to block streets as in past years. All yeas, motion carried.

Member Letner asked whether the heat has increased EMS runs for the Fire Department?

Fire Chief Nickel responded they have seen a lot of dehydration recently but fortunately there have been no fatalities.

Member Letner asked whether a lot of the EMS calls were for the elderly?

Fire Chief Nickel replied the elderly have been doing quite well during this bout of extreme temperatures. He attributed this to the news media and health department publicizing heat advisories and precautions. Fire Chief Nickel advised our community, especially our pastoral community, have been very good about keeping track of the elderly.

Police Chief Preston presented the Brookville Police Department Call Analysis for the month of July 2010. Police Chief Preston reported the Brookville Police Department responded to 385 Priority 1 calls, 75 Priority 2 calls and 242 Priority 3 calls. The Brookville Police Department has handled a total of 4,414 calls year to date, which is an increase of 425 calls or 10.6% over this same time last year. Total reportable incidents are down 2, or less than 1% from this same time last year. Police Chief Preston reported the Brookville Police Department had 8 arrests from August 4 through August 15, 2010. The Incident Log from August 3 through August 16, 2010 shows there were 22 new cases for investigation with 18 closed and 4 pending further investigation.

Police Chief Preston reported he has met with Sherry Nore from the Brookville Band Association about the proposed Halloween Half Marathon and 5K Run and Walk as proposed to Council at the last meeting. Police Chief Preston stated he discussed the proposed route with the Clay and Perry Township Police Chiefs and they each had concerns with the safety of the runners on the proposed route. Ms. Nore submitted an alternate route today, which Police Chief Preston advised is primarily on the bike trail and will be much safer and workable. Police Chief Preston will present it at tomorrow's staff meeting to get input before the final route is presented to Council for approval.

Assistant City Manager advised the August Planning Commission Meeting has been cancelled due to lack of items for an Agenda.

Mayor Seagraves thanked Vice Mayor Ullery for chairing the last meeting in his absence. Mayor Seagraves also thanked Manager Wright, Department Heads and staff for a successful Community Picnic.

Member Ullery reminded everyone that the traffic light at Westbrook and June is back in full cycle in preparation for the school year which begins next week.

Member Duncan expressed concern about the number of small portable buildings at the Log Home Facility on East Upper Lewisburg Salem near the interstate.

Member Garber asked if they were visible from the interstate?

Member Duncan responded they are visible from the interstate. The buildings have wheels and look as though they can be transported at a moment's notice.

Law Director Stephan stated in a previous meeting with Mr. Shellabarger, he indicated that he was attempting to move into the market of these smaller modular units. If the modulars are to become permanent structures, Mr. Shellabarger will have to get permission from Planning Commission for an amended site plan. As they are currently on wheels and Mr. Shellabarger is trying to market them, they are not considered permanent buildings.

Member Duncan stated one of the modular units near Upper Lewisburg Salem Road has tall weeds around it.

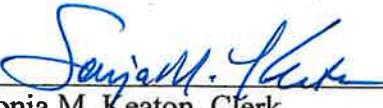
Law Director Stephan advised the weeds can be taken care of through zoning code enforcement.

Manager Wright stated he would present the concerns and the possible code violations to our Zoning Officer at the staff meeting tomorrow.

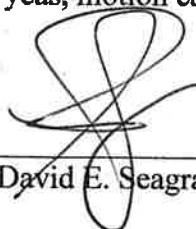
Member Garber asked whether the sale of these small modular units was covered under the original Special Use Permit issued to Mr. Shellabarger?

Law Director Stephan stated Mr. Shellabarger was originally issued a Special Use Permit for his log home business and then a second Special Use Permit for his classic car business. The issue is whether the portable modulars are covered under the first Special Use Permit. Law Director Stephan advised he and staff would research this issue.

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



Sonja M. Keaton, Clerk



David E. Seagraves, Mayor