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BROOKVILLE CITY COUNCIL
REGULAR MEETING
October 5, 2010

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on October 5, 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 one addition. All yeas, motion carried.

Motion by Cantrell, second by Letner to accept the September 21, 2010 Regular Meeting Minutes as presented. All yeas, motion carried.

Police Chief Preston presented a Certificate of Recognition to citizen Hayley Mills, who saw the structure fire at 17 Jefferson Street on the morning of September 25, 2010 and immediately went and reported it to Brookville Police Officers she had just passed in another area of town. Police Chief Preston stated in a fire, timing is critical, and Hayley's efforts allowed Brookville Police Officers to respond quickly and get eight residents out of the building safely.

Mayor Seagraves expressed his thanks and gratitude to Ms. Mills on behalf of himself and Council for her quick response during the structure fire. Mayor Seagraves stated the City of Brookville is blessed to have a citizen of her caliber. Mayor Seagraves also encouraged anyone with information about the fire to contact Fire Chief Nickel or Police Chief Preston immediately as the cause of the fire is believed to be arson.

Police Chief Preston presented both Brookville Police Officer Tom Simon and Brookville Police Officer John Hanson with Certificates of Commendation for their response to a burning building on the morning of September 25, 2010. Police Chief Preston stated the Officers, at great risk to themselves, went into the building to alert residents and after getting six out safely, they literally had to run through flames to exit the building. The officers then went around to the side of the structure, broke out a window and dragged the last two residents out safely.

Mayor Seagraves, on behalf of himself, Council and staff, thanked Police Officer Hanson and Police Officer Simon and stated the officers went above and beyond the call of duty in their response to the fire. Mayor Seagraves told both Officers he was very proud of them.

Fire Chief Nickel advised the sequence of events and response of all involved was a well orchestrated team effort to evacuate all the residents safely and extinguish the fire quickly. The quick actions of Ms. Mills in reporting the fire and the actions of Police Officers Simon and Hanson in getting everyone out safely are commendable and allowed his firefighters to quickly conduct their primary and secondary searches and then concentrate on putting out the fire. The building at 17 Jefferson Street is a wood frame house, which often burn all the way to the ground. The actions of everyone involved, including the mutual aid fire departments that responded, left the house standing. Fire Chief Nickel stated we can all take pride in the team effort and all of the players for their actions that morning.

Member Garber asked if anyone was treated for injuries?

Fire Chief Nickel responded they did not have to treat any injuries at the scene.

Mayor Seagraves thanked Fire Chief Nickel and his department for the quality of service they provide. Mayor Seagraves again thanked anyone who was involved in the structure fire for their actions.

Kevin O'Boyle, of 436 Heather Street in Englewood, Ohio, advised there is a deep pothole just as you exit I-70 westbound at Arlington Road.

Manager Wright advised the Annual Street Repaving Program began yesterday. The project should be finished by the end of the week. The crack sealing program will begin next week.

Manager Wright stated leaf collection will also start next week and will run continuously as needed throughout the season.

Member Garber reported that Mrs. Thomas Powell expressed her appreciation to him and Council for dedicating the park along the bikeway in memory of her husband, Dr. Thomas Powell.

Manager Wright stated a crew is coming in tomorrow to run electric service and install lights at Powell Park. After that, the dedication plaque will be installed at the park and a dedication ceremony will be held.

Member Garber inquired if the project was still moving forward to install sidewalks in front of 20 Arlington Road?

Manager Wright replied the project is moving forward. Right now we are waiting on DP& L to move some guide wires without having to move the whole pole.

Fire Chief Nickel presented the Incident Summary by district for September 22 through October 5, 2010, which indicated the Brookville Fire Department responded to 44 calls for service during this time period. Fire Chief Nickel reported 32 of these calls were within the City of Brookville, 8 in Clay Township, 1 in Perry Township, and 3 calls outside of the Brookville Fire District. Fire Chief Nickel reported the Fire Department responded to 4 fires during this time period - the structure fire at 17 Jefferson Street, two dumpster fires and a truck fire. All of these fires have been ruled arson. Fire Chief Nickel stated he is working with the State Fire Marshall and the Brookville Police Department in a combined investigation to find the person or persons who are responsible for these fires.

Fire Chief Nickel reported the flu is moving into the area and advised everyone to get their flu shot.

Mayor Seagraves inquired how the Fire Prevention Parade & Festival went?

Fire Chief Nickel reported despite the weather they had good participation in the garage sale event. The parade was not that long but many people turned out to watch it. The chicken dinners cooked by the Brookville Fire Association sold out so fast he did not even get to taste the chicken.

Member Garber reported the chicken dinners were delicious.

Fire Chief Nickel advised another Community Emergency Response Team (CERT) class will begin in January. The CERT team not only helps in times of disaster but also help with events like the parade and festival this past Saturday. Fire Chief Nickel reported the CERT program has been a real plus for the community. After Hurricane Ike, our community was probably the most prepared and the most taken care of community in the State of Ohio. Much of that is attributed to the CERT team and their actions. The CERT team's response after Hurricane Ike is being studied and will probably be used in national publications as a model for CERT training in other communities.

Fire Chief Nickel reported the Fire Department has started their fire prevention efforts this week at the elementary and middle schools. The fire prevention education includes teaching the children to stop, drop and roll and crawl under smoke.

Police Chief Preston reported the Brookville Police Department Incident log from September 21 through October 4, 2010 shows there were 20 new cases for investigation with 16 closed and 4 pending further investigation. The Brookville Police Department closed 9 of these cases by arrest.

Police Chief Preston reported the Police Department will also be at the schools this Friday conducting their annual Ident-a-Kid program.

Police Chief Preston reported he and Sgt. Jerome met with Chief Perkins last week in reference to the Halloween Half Marathon and 5K Run sponsored by the Brookville Band Association and plans are progressing well. They will meet again before the event.

Member Cantrell inquired about a stop sign at Brookville Johnsville Road at Brookville Pymont. Road. Police Chief Preston advised this is a county road that is not in our jurisdiction and certain criteria have to be met before a stop sign can be erected.

Member Ullery stated putting a stop sign there may create congestion for those traveling south on Johnsville Brookville.

Manager Wright stated we will have the Montgomery County Engineer look at the situation.

Law Director Stephan had no report.

Assistant City Manager/Finance Director Keaton presented the September 30, 2010 Fund Balance for Council review and approval.

Motion by Garber, second by Cantrell to approve the September 30, 2010 Fund Balance as presented. All yeas, motion carried.

Assistant City Manager/Finance Director Keaton presented the third quarter Detail Trial Balance which shows the year-to-date revenues and expenditures compared to the 2010 budget.

Assistant City Manager/Finance Director Keaton requested Council authorization to adopt proposed Resolution No. 10-19, which accepts the amounts and rates as determined by the Montgomery County Budget Commission. The adoption of the Resolution is a formal approval of the rates and yields for the inside millage for the City. This authorization is required by the County Auditor in order to collect the City's real and personal property tax. The reason for this to be adopted in an emergency manner is to insure the timely return to the Montgomery County Auditor's office by October 25, 2010.

Motion by Duncan, second by Apgar to read Resolution No. 10-19. All yeas, motion carried.

Motion by Duncan, second by Garber to accept the first reading, dispense with the second and third reading, and adopt Resolution No. 10-19 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.

Assistant City Manager/Finance Director Keaton reported the Life Line Screening event is scheduled for Thursday, April 7, 2011 in the Christena Leiber Building.

Member Letner asked Assistant City Manager/Finance Director Keaton if she had a chance to compare the water usage report for the September billing, following Mr. Reel's question raised at the last Council Meeting.

Assistant City Manager/Finance Director Keaton replied water billing is up \$22,729 and sewer billing is up \$6,500 over the June quarterly billing. Assistant City Manager/Finance Director Keaton stated she has yet to compare these figures to previous years. Assistant City Manager/Finance Director Keaton reported she followed up with Mr. Reel about his water usage concerns expressed at the last Council Meeting.

Mayor Seagraves commented the mums in the flower pots on Market Street really compliment the new exteriors on many of the buildings and thanked staff for coordinating this effort with the Garden Club. Mayor Seagraves also stated that Gruenig Park looks beautiful since the work has been completed.

Mayor Seagraves reminded everyone that the AMVETS Chili Cook-Off to benefit Juvenile Diabetes is Sunday, October 10, 2010 and encouraged everyone to attend.

Member Letner inquired whether the noise problem on Foothill Drive that Roger Robinson brought to Council at the last meeting has been addressed.

Police Chief Preston replied the Police Department has spoken with the owner of the property and the tenant has been in to meet with Zoning & Property Maintenance Officer Jim Snedeker. If the tenant does not comply, the procedure to charge the owner with criminal charges and the tenant with civil charges will begin.

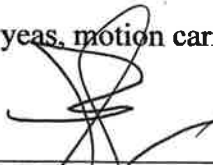
Member Letner inquired whether any more complaints have been received on the property?

Police Chief Preston stated there have been no complaints within the past two weeks.

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



Sonja M. Keaton, Clerk



David E. Seagraves, Mayor