

BROOKVILLE CITY COUNCIL
REGULAR MEETING
January 6, 2009

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

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

Motion by Reel, second by Garber to accept the December 16, 2008 Regular Meeting Minutes as presented. All yeas, motion carried.

Vice Mayor Ullery thanked Council, Staff and City employees for sending cards and condolences with the passing of his father-in-law.

Manager Wright reported Council should have a copy of a letter from the Montgomery County Commissioners to Montgomery County Business and Community Leaders, for information only, on the new interchange at Austin Road and the proposed development around it. The interchange will represent a \$70 million dollar investment of federal, state and local funds and will open more than 1,200 acres of land for development on the 1-75 corridor between Dayton and Cincinnati. As a focal point to the development, there is a proposed 6,000 seat event center. The letter goes on to say that this project is one of the largest and most significant development efforts our community has undertaken and they believe it is critical to the long term renewal of the Montgomery County economy. The County Commission has requested that the legislature give it the option to raise the hotel/motel tax, or lodging tax by a maximum of 4%, which would help fund the event center.

Manager Wright reported we recently received an update on the AMR (Automatic Meter Read) Program from the City of Dayton. Manager Wright reported installation is scheduled to begin in April and should be completed by September 1, 2009.

Manager Wright reported, due to comments raised at the last Council Meeting on the traffic concerns with Payless, Manager Wright stated he recently spent time one late afternoon on Campus Blvd. between shift change. Manager Wright stated there is not a problem on Arlington at Campus; the problem is on the west bound exit ramp from I-70 left onto Arlington Road. The exit ramp gets backed up and it is difficult to make a left turn onto Arlington. Manager Wright reported he will contact the Ohio Department of Transportation and see if they will work with the City to come up with a solution since this is in the limited access area.

Member Duncan asked if the City has received any update on the Christmas Knights light display, and if they suffered any wind damage since several lighted trees seemed to be knocked down.

Manager Wright reported we have not received an update on how the event went, but they did suffer some damage from the high winds in December.

Police Chief Preston presented the Brookville Police Department Incident Log from December 16, 2008 through January 5, 2009. Police Chief Preston reported there were 33 new cases for investigation with 27 of those closed and six pending further investigation.

Police Chief Preston reported he has not received his dispatch numbers from the Montgomery County Sheriff's Office, as they are having difficulty with their CAD, which transfers the information to another server.

Law Director Stephan had no report.

Finance Director/Clerk Keaton presented the December 31, 2008 Fund Balance for Council review and approval.

Motion by Duncan, second by Reel to approve the December 31, 2008 Fund Balance as presented. All yeas, motion carried.

Finance Director/Clerk Keaton requested Council approval to adopt proposed Resolution No. 09-01, which adopts the 2009 Appropriations.

Motion by Reel, second by Duncan to read proposed Resolution No. 09-01. 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. 09-01 entitled "ANNUAL APPROPRIATION RESOLUTION AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Fire Chief Nickel arrived.

Finance Director/Clerk Keaton requested approval for our membership renewal with the Miami Valley Regional Planning Commission (MVRPC) for 2009.

Motion by Cantrell, second by Ullery to approve our membership renewal with the MVRPC, and to appoint Mayor Seagraves as Member and Manager Wright as Alternate to the MVRPC Board and Manager Wright as Member and Assistant Manager Sewert as Alternate to the Technical Advisory Committee for 2009. Cantrell yea, Duncan yea, Reel yea, Garber nay, Letner yea, Ullery yea and Seagraves yea. Motion carried with six yeas and one nay.

Finance Director/Clerk Keaton requested authorization to receipt 75% of the revenue from EMS Billing into the General Fund for operating costs and 25% of the revenue from EMS Billing into the Fire Capital Improvement Fund for major equipment purchases.

Motion by Duncan, second by Garber to authorize and direct Finance Director/Clerk Keaton to receipt 75% of the revenue from EMS Billing into the General Fund and 25% of the revenue from EMS Billing into the Fire Capital Improvement Fund. All yeas, motion carried.

Fire Chief Nickel reported he was late due to attending the Clay Township Meeting.

Fire Chief Nickel reported the Brookville Fire Department experienced 94 calls over the last 21 days, with 76 of those calls for EMS and 18 for fire related calls.

Mayor Seagraves thanked Manager Wright and Staff for the holiday lights around town, especially the trees along Market Street.

Mayor Seagraves thanked the various Boards for their service during 2008, which in turn helps City Council with their job.

Mayor Seagraves reminded everyone about the Prayer Breakfast on Thursday.

Mayor Seagraves requested an Executive Session on a Personnel Matter.

In Old Business, Member Garber asked Council if they had any thoughts on how the Annual Report is prepared and/or presented this year, before the Department Heads begin working on their respective department?

The consensus is to proceed as normal.

In New Business, Member Ullery requested an Executive Session on a Personnel Matter.

Motion by Duncan, second by Cantrell to go into Executive Session on a Personnel Matter as requested by Mayor Seagraves and Member Ullery. All yeas, motion carried.


Mayor Seagraves called Council back into Regular Session.

Law Director Stephan reported Member Ullery has indicated he will miss three consecutive regular Council Meetings, and the Charter states that such leave shall be excused by a majority vote of the other Members of Council.

Motion by Cantrell, second by Garber to excuse the absence of Member Ullery from Council Meetings for the month of February and the first meeting of March. Cantrell yea, Duncan yea, Reel yea, Garber yea, Letner yea, Ullery abstained and Seagraves yea. Motion carried with six yeas and one abstention.

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


Sonja M. Keaton, Clerk


David Seagraves, Mayor