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BROOKVILLE CITY COUNCIL
REGULAR MEETING
June 3, 2008

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:32 p.m. on June 3, 2008 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, Fire Chief Nickel, Police Chief Preston and Director of Finance/Clerk Keaton were present.

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

Motion by Reel, second by Duncan to accept the May 29, 2008 Youth-In-Government Special Meeting Minutes as presented. All yeas, motion carried.

Garnett Buckley, of 31 March Avenue, commended the City on how Ward Park looks this year. Ms. Buckley commented that it looks like the rubber pad, at the end of the slide at Westbrook Park, is exposed and asked if the City could take a look at that.

Manager Wright stated we will take a look at this.

Ms. Buckley commented when you turn right onto Market Street from Walnut and Mulberry Streets the intersection curb islands make it difficult to turn with oncoming traffic on Market Street.

Manager Wright expressed his appreciation to the City Department Heads, Mayor and Council, students and teachers for their participation in the "Youth-In-Government" Program, which went well this year.

Manager Wright reported the City of Dayton is undertaking an AMR (Automated Meter Reading) pilot program later this year in the City of Dayton. Manager Wright stated the City of Brookville has experienced problems over the years with obtaining actual water meter reads. The City of Dayton has agreed to include approximately one third of the City of Brookville with their pilot program, which should be installed later this year. The City of Dayton hopes to expand this program over the next two to three years.

Manager Wright reported six bids were recently opened for the Golden Gate Park Recreational Trail Project, which had an Engineers Estimate of \$57,416. Manager Wright recommended that Council accept the lowest, responsive and responsible bid from Coate Construction LLC.

Motion by Garber, second by Ullery to accept the bid from Coate Construction LLC of \$34,148.35 for the Golden Gate Rec Trail Project as the lowest, responsive and responsible bid as recommended by Manager Wright. All yeas, motion carried.

Manager Wright reported time and additional research has caused him to rethink the Terrace Park curb proposal discussed at previous Council meetings. Manager Wright recommended that we do not move forward with the reconstruction of these curbs until 2009, which would allow us to prepare for next year with planning and notification of approximate costs to the property owners.

The consensus of Council is to plan for this project next year and notify the property owners that we will be conducting a multi year curb replacement project in the Terrace Park Subdivision beginning next year and provide estimated costs to the homeowners.

Fire Chief Nickel presented the year-to-date Monthly Activity Report for 2008. The report indicates the Brookville Fire Department has responded to 112 fire runs and 542 medic runs through May. Fire Chief Nickel stated these numbers are averaging the same numbers as last year.

Fire Chief Nickel reported the Youth-In-Government program for the Fire Department went very well this year.

Police Chief Preston presented the Brookville Police Department Incident Log from May 20 through June 2, 2008. Police Chief Preston reported there were 32 new cases for investigation with 24 of those closed and eight pending further investigation.

Police Chief Preston reported on May 29, 2008, the Brookville Police Department concluded a nine-week drug investigation that resulted in a search warrant on Rona Parkway. During the course of their investigation, there were 12 suspects identified and all will be incarcerated in the County jail as they are located. To date, 11 of the 12 suspects have been arrested.

Police Chief Preston reported the "Youth-In-Government" program for the Police Department went well this year.

Police Chief Preston presented a copy of the current contract for businesses providing towing services, survey results that included current towing and storage fees for 10 towing companies and a survey of 11 Police Departments, including the Montgomery County Sheriff, that shows if the Departments have towing contracts and if they have set fees within the contract for Council review. Police Chief Preston stated this towing issue recently came to the forefront when one of the towing companies, under the current contract, wanted to increase their towing rates due to increasing fuel costs. Police Chief Preston reported the last towing rate increase was in February 2005. Police Chief Preston asked Council to review and decide if we want to leave the towing rates alone, or do we want to stop regulating the towing rates and do we want to get away from contracts in general.

Law Director Stephan reported proposed Resolution No. 08-23 declares the intent to appropriate property to obtain permanent right of way easements for the construction of the Hill-Harshman Street Project. Law Director Stephan indicated this is a legal step in the appropriation process. Law Director Stephan reported the City will obtain right of way from four property owners for the Hill-Harshman Project.

Motion by Duncan, second by Garber to read proposed Resolution No. 08-23. All yeas, motion carried.

Motion by Duncan, second by Reel to accept the first reading and dispense with the second and third reading and adopt Resolution No. 08-23 entitled "A RESOLUTION DECLARING AN INTENT TO APPROPRIATE PROPERTY TO OBTAIN PERMANENT RIGHT OF WAY EASEMENTS FOR THE CONSTRUCTION OF THE HILL-HARSHMAN STREET IMPROVEMENT PROJECT, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

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

Motion by Ullery, second by Cantrell to approve the May 31, 2008 Fund Balance as presented. All yeas, motion carried.

Finance Director/Clerk Keaton requested authorization to transfer \$150,000 into the Street M&R Fund and \$50,000 into the Note Retirement-NorthBrook Fund as appropriated for in 2008.

Motion by Duncan, second by Ullery to authorize the transfer of \$150,000 into the Street M&R Fund and \$50,000 into the Note Retirement-NorthBrook Fund as appropriated for in 2008. All yeas, motion carried.

Finance Director/Clerk Keaton reported the next water, sewer and refuse bill will have a new look when they are mailed out in July. Utility bills will be printed on 8½" x 14" pressure seal forms and then processed through a pressure seal mailer. The new bill will contain the same information as the current bill, but in a larger format. There will be a tear-off stub that needs to be brought in or sent back with the payment. Included with the new utility bill is a self-addressed envelope for citizens to send their payment and stub back to us.

Finance Director/Clerk Keaton reported it was recently brought to her attention, through the financial audit, that there is a Savings Account at Brookville National Bank under our Federal Identification Number, by the name of Brookville Disaster Fund. In reviewing this account and speaking with Dottie Watkins, one of the signers on the account, this account was set up in 1978

during the blizzard from donations. The account has been dormant since this time. Finance Director/Clerk Keaton recommended that Council allows her to become a signer on the account and to close the account and place the balance into the City's General Fund. Discussion followed.

Motion by Duncan, second by Garber to allow Finance Director/Clerk Keaton to become a signer on the Brookville Disaster Fund account at Brookville National Bank and to receipt the funds into the General Fund and to disburse the funds to Brookville CERT (Community Emergency Response Team). All yeas, motion carried.

Finance Director/Clerk Keaton announced the summer-edition of the City Newsletter will be mailed out later this month. Finance Director/Clerk Keaton stated the City Newsletter will take on a new look with this edition.

Finance Director/Clerk Keaton announced the City's 2007 Financial Audit is complete, and the City once again received an excellent audit.

Mayor Seagraves commended the Finance Director and her staff on an excellent audit.

Mayor Seagraves thanked Police Chief Preston and expressed his appreciation to the Police Department on their efforts during the recent drug raid.

Mayor Seagraves reported Congressman Turner recently visited and toured the Payless ShoeSource Distribution Center. Mayor Seagraves thanked Council for attending this visit.

Mayor Seagraves thanked the Administrative Staff for their time in meeting with the "Youth-In-Government" representatives.

Mayor Seagraves reported he recently spoke at the Annual Korean Survivors Appreciation Dinner at Amvets, and he indicated he was very moved by the number of Korean veterans who were in attendance from Brookville and the numerous awards these individuals received during their tour.

Mayor Seagraves reminded everyone of the Chamber of Commerce Downtown Block Party scheduled for Saturday, June 14. The day will begin with a community garage sale on Market Street from 9:00 a.m. to 1:00 p.m., a kids inflatable play zone opens at 5:00 p.m. Live entertainment will begin at 7:00 p.m.

Motion by Duncan, second by Garber to read proposed Resolution No. 08-22. 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. 08-22 entitled "A RESOLUTION DECLARING THE NECESSITY OF CONSTRUCTING, REPLACING OR REPAIRING CERTAIN SIDEWALKS, CURBS AND GUTTERS IN THE CITY OF BROOKVILLE, OHIO, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

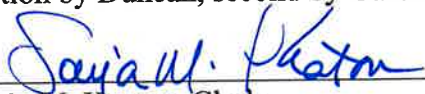
In Old Business, Member Duncan inquired if there was any update on the Christmas Light display show.

Finance Director/Clerk Keaton stated she has not received an update since their report was distributed to Council at the February Council Meeting.

In New Business, Member Reel reported he recently attended the Arlington Woods Homeowner's Association Meeting, and the Association had several issues they would like to see addressed. Those issues include a dry retention pond behind Kimmel Trail, dirt dumped on an empty lot and the length of time a POD can be used for storage.

Assistant Manager Sewert stated he and Zoning Officer Snedeker will look into these concerns.

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


Sonja M. Keaton, Clerk


David E. Seagraves, Mayor