

**BROOKVILLE CITY COUNCIL
REGULAR MEETING
August 21, 2007**

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on August 21, 2007 in the City Council Chambers. The pledge of allegiance was recited. Members Cantrell, Duncan, Garber, Hanos, Reel and Ullery; Manager Wright, Assistant Manager Sewert, Fire Chief Nickel, Police Chief Preston, Law Director Stephan and Director of Finance/Clerk Keaton were present.

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

Motion by Duncan, second by Garber to accept the August 7, 2007 Regular Meeting Minutes as presented. All yeas, motion carried.

Bob Batz, of the Brookville Fire Department, requested permission to block off Market Street from Walnut Street to the bikeway and Mulberry Street from Hay Avenue to Main Street on Saturday, October 6, 2007 from 6:00 a.m. to 5:00 p.m. for the 60th Brookville Fire Prevention Festival and Parade. Mr. Batz stated activities will include a firehouse breakfast at Fire Station 76 on Mulberry Street beginning at 7:00 a.m., a community garage sale along Market Street, and a chicken barbecue at the firehouse, just to name a few. The parade will begin at 2:00 p.m.

Motion by Duncan, second by Garber to allow the Brookville Fire Department to block off Market Street between Walnut Street and the bikeway and Mulberry Street from Hay Avenue to Main Street on Saturday, October 6, 2007 from 6:00 a.m. to 5:00 p.m. for the annual Brookville Fire Prevention Festival and Parade. All yeas, motion carried.

Assistant Manager Sewert requested permission for the Kiwanis to hold their second annual "Blaze of Glory" 5K Run on Saturday, October 6, in conjunction with the Brookville Fire Department Festival and Parade. The race will begin at 9:00 a.m. at Fire Station #2, located at 401 Albert Road.

Motion by Garber, second by Ullery to allow the Brookville Kiwanis to hold their second annual 5K Run on Saturday, October 6 beginning at 9:00 a.m. at Fire Station #2. All yeas, motion carried.

Kjirsten Frank, of the Miami Valley Regional Planning Commission, gave a brief presentation on the Safe Routes to School. Safe Routes to School refers to a variety of multi disciplinary programs aimed at promoting walking and bicycling to school, and improving traffic safety around school areas through education, incentives, law enforcement, and engineering measures. Safe Routes to School programs typically involve partnerships among municipalities, school districts, community and parent volunteers, and law enforcement agencies. Ms. Franks explained that the Ohio Department of Transportation Safe Routes to School Program provides Federal Highway Administration funds to eligible applicants for projects that enable or encourage children, including those with disabilities, in grades K-8 to walk or ride their bikes to school. Ms. Franks stated the proposed project must be located within two miles of a school and address a perceived or actual safety benefit. Ms. Franks went over the many excellent resources for Safe Routes to Schools Programs. Ms. Franks distributed a reference and guide to assist in completing the Ohio School Travel Plan, a required component of any Ohio Safe Routes to School application, if the City would decide to move forward with putting such a program into action. A brief question and answer period followed the presentation.

Leon Williamson, of 130 Cherry Drive, commented that he has been questioned by older people on whom they should call for a fire emergency, since the Dispatch Center has closed. Mr. Williamson stated he advised those individuals that if it is an emergency, they should continue to dial 9-1-1. Mr. Williamson asked if we can put an article in the Brookville Star that advises citizens on who they should call.

Police Chief Preston stated the Brookville Star has run numerous articles in their paper throughout this year on whom to call and the telephone number. Approximately 1,300 magnets have been distributed with the new telephone number.

Clerk Keaton stated she will have an article in the fall-edition of the City Newsletter on the telephone numbers that the citizens should use.

Manager Wright reported the City was recently awarded a NatureWorks Grant in the amount of \$52,114. Manager Wright stated the Grant is for the development of a recreational trail/walking path in the wooded area in Golden Gate Park near the bikeway, formerly known as "Hollywood." Manager Wright reported the City of Brookville was the only recipient of this grant in Montgomery County.

Member Hanos commended Assistant Manager Sewert for his efforts on making this grant possible.

Assistant Manager Sewert commented that this would not be possible if we did not have great team effort in the front office.

Manager Wright reported the City is currently working with the developer of Hunters Run to construct a new bridge that will replace the bridge that connects the Hunters Run development with Golden Gate Park.

Fire Chief Nickel thanked the City for their efforts in having the home on Hill Street that was destroyed by fire removed.

Fire Chief Nickel announced the Brookville Fire Department recently received an unsolicited \$1,000 donation from Clayco.

Fire Chief Nickel reported the Brookville Fire Department recently responded to a serious vehicle accident. Fire Chief Nickel thanked the numerous emergency units that responded and assisted the Brookville Fire Department.

Police Chief Preston presented the Brookville Police Department Call Analysis for July 2007. Police Chief Preston reported the Brookville Police Department responded to 169 Priority 1 calls, which involves crimes in progress, 332 Priority 2 calls, which involves crimes already committed, but not in progress and 171 Priority 3 calls, which involves minor complaint calls, such as barking dogs. The Brookville Police Department has handled a total of 4,007 calls from January 1 to July 31, 2007, which is a decrease of 548 calls compared to this same time last year.

Police Chief Preston announced the Brookville Police Department recently received an unsolicited \$1,000 donation from Clayco.

Police Chief Preston reminded everyone that school starts Thursday and asked everyone to obey the 20 mph speed limit in the school zones, 30 minutes prior to school start times, anytime children are outside for lunch and recess, and 30 minutes after the schools lets out.

Police Chief Preston reported the Brookville Police Department will place the speed trailer near the Westbrook Road and June Place intersection to remind drivers that they are in a school zone and to let them know what their current speed limit is.

Police Chief Preston reminded everyone of the annual Cops and Kids Fishing Derby scheduled for Saturday, September 8 at Golden Gate Park. Pre-registration forms are available at the Police Department, Monday through Friday, 8:00 a.m. to 4:00 p.m.

Police Chief Preston stated in response to Council's question as to the future of the School Resource Officer Program at the last Council Meeting, Police Chief Preston presented a brief overview of the program and where it stands at this time. Police Chief Preston stated the school has cut all funding for the SRO position due to levy failures. The SRO Program was originally developed as a full-time position within the school district during the school year and assisting the Brookville Police Department during the summer. The SRO Program was initially funded with a three-year COPS Grant, which has since expired. The SRO Program was changed to a part-time program in 2007. Police Chief Preston commented that the position lost its ability to address specific problem areas such as drug/alcohol intervention, crisis intervention, suicide intervention, problem solving, awareness and mentoring programs. Police Chief Preston stated he placed the former School Resource Officer into the Police Department work schedule. Police Chief Preston stated the Brookville Police Department plans to continue some of the programs

that the Police Department has done in the past, namely, Identi-Kid, Safety Patrol Training, Eddie Eagle Gun Safety Program, Safety Village, Third Grade Seat Belt Program, Bike Rodeo and Prom Promise. These are all programs that were conducted prior to the SRO Program, and they would like to continue with these programs. Police Chief Preston commented that if Council decides to put the SRO back into the school, it would be his recommendation that it be in a full-time position to make it an effective program. Police Chief Preston stated due to the increase in our call volume over the last six years, the former School Resource Officer can be used for road coverage. Police Chief Preston reported that the Montgomery County Sheriff has a Dare Officer in Brookville Schools on Mondays and Tuesdays each week. Another option for Council to consider would be to place the SRO in Brookville Schools on Wednesdays, Thursdays and Fridays. Police Chief Preston announced that he contacted 12 different jurisdictions to see if they had an SRO Program in place and out of those 12, there are currently three full-time SRO Programs where the cost of the program is split 50/50 between the city and the school. There is also one part-time SRO Program that is funded by the Police Department.

Mayor Seagraves asked Council to table any decision on the SRO Program until such time that Council has had time to review the information that was provided tonight.

Police Chief Preston presented Council with a definition of what a jake brake is and why it is often banned on trucks. The jake brake is an add-on engine brake for diesel engines. The 18-wheel semi-trailers can weigh as much as 80,000 pounds. Stopping or slowing a semi-trailer down results in a great deal of wear on the brakes, then they have to be replaced more frequently. The jake brake, as an engine system, causes no wear and tear and can help slow the truck before the wheel brakes need to be applied. The jake brake has one drawback, it is very noisy. Sometimes when a truck is approaching a stop sign or stop light, it suddenly emits a roar, very much like a lawnmower. Police Chief Preston reported the Brookville Police Department has not received any complaints to date on the use of jake brakes in the City.

Manager Wright commented jake brakes need to be considered for safety reasons. Jake brakes slow a semi-truck down.

Discussion continued.

Motion by Duncan, second by Ullery to authorize the preparation of an Ordinance to prohibit engine brakes in the City of Brookville. All yeas, motion carried.

Law Director Stephan had no report.

Finance Director/Clerk Keaton had no report.

Mayor Seagraves informed Council that it was time to set Beggars' Night for 2007. Mayor Seagraves stated the Mayors and Managers Association has recommended Tuesday, October 30.

Motion by Duncan, second by Cantrell to set Beggars' Night in Brookville for Tuesday, October 30, 2007 from 6:00 to 7:30 p.m. All yeas, motion carried.

Mayor Seagraves requested an Executive Session on a Real Estate Matter and a Contract Negotiation Matter.

Motion by Duncan, second by Cantrell to go into Executive Session on a Real Estate Matter and a Contract Negotiation Matter as requested by Mayor Seagraves. All yeas, motion carried.

Mayor Seagraves called Council back into Regular Session.

Chairperson Watkins, of the Brookville Planning Commission, read Planning Commission's recommendation that Council accept and adopt proposed Ordinance No. 2007-16, which rezones Lots 2176, 2177 and part of Lot 2173 of the revised and consecutive numbers of lots of the City of Brookville, Ohio from its present classification of "I-2" General Industrial District, to the new classification of "HS" Highway Service District with an amendment to reduce the amount of Highway Service area west of Payless Way to 3.335 acres from the original 10 acres as described in the amended Exhibit A. All yeas, motion carried.

Law Director Stephan reported the City received a letter, dated August 7, 2007, from Henry Joe Walker, the applicant for the proposed rezoning of Lots 2176, 2177 and part of Lot 2173, proposed Ordinance No. 2007-16. The letter states that he is requesting that his application for rezoning be amended to reduce the amount of Highway Service area west of Payless Way to 3.335 acres from the original 10 acres as described in the amended Exhibit A, to retain sufficient I-2 property for a pending I-2 project. Law Director Stephan commented the reason for the request is that the City is currently working with Joe Walker on a couple potential I-2 projects. At the August 7 Council Meeting, Council tabled the second reading until such time that Planning Commission was able to review the amendment.

Randy Robbins, of 965 Arlington Road, stated he was not able to attend the Public Hearing on proposed Ordinance No. 2007-16, but he had a question on the lot south of his. Mr. Robbins inquired what the lot south of his was zoned.

Law Director Stephan stated Lot 2175 is currently zoned Highway Service. Lots 2176 and 2177 and part of Lot 2173 is scheduled for a second reading to be rezoned to Highway Service.

Motion by Duncan, second by Garber to read proposed Ordinance No. 2007-16. All yeas, motion carried.

Motion by Duncan, second by Garber to accept the second reading of proposed Ordinance No. 2007-16. All yeas, motion carried.

Motion by Reel, second by Duncan to read proposed Ordinance No. 2007-17. All yeas, motion carried.

Motion by Reel, second by Cantrell to accept the third reading and adopt Ordinance No. 2007-17 entitled "AN ORDINANCE ESTABLISHING REGULATIONS FOR REMOVAL OF ANIMAL DEFECATION IN THE CITY OF BROOKVILLE, OHIO." All yeas, motion carried.

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



Sonja M. Keaton

Sonja M. Keaton, Clerk



David E. Seagraves

David E. Seagraves, Mayor