

BROOKVILLE CITY COUNCIL
REGULAR MEETING
October 3, 2006

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:32 p.m. on October 3, 2006 in the City Council Chambers. The pledge of allegiance was recited. Members Duncan, Garber, Hanos, Reel, Sanders 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 Sanders to accept the Agenda as presented. All yeas, motion carried.

Motion by Reel, second by Garber to accept the September 19, 2006 Regular Meeting Minutes as presented. All yeas, motion carried.

Manager Wright reported Council should have a copy of a letter, signed by the Mayor, that was hand delivered to RTA expressing the concerns of the City on the proposal to eliminate RTA service in Brookville. Manager Wright commented RTA is currently holding Public Meetings so we will have to wait and see what their decision is.

Member Hanos reported she attended the RTA Public Meeting on Monday evening and expressed Council's concerns on eliminating RTA service in Brookville. Member Hanos stated she was referred to the Executive Director of RTA where she voiced her concerns. Member Hanos commented RTA receives their revenue from a portion of the Montgomery County sales tax and that the City's residents support RTA through this sales tax. Member Hanos stated the Director indicated to her that 75% of their budget goes toward full-time employees salary and benefits, and it would not save money by placing a smaller bus in service. It would still require a full-time employee. Member Hanos state the Director indicated to her that they will take her comments into consideration.

Manager Wright reported the City recently completed the sale of property along Blue Pride Drive.

Manager Wright requested authorization to accept the State of Ohio Department of Administrative Services bid of \$428,247 for the construction of a new fire tanker that will replace the 1976 Howe tanker that has undergone numerous rebuilds over the years.

Chief Nickel reported the new tanker will have a 1,000 gallon water tank and will be equipped with a FoamPro #2022 fully automatic electronic direct injection foam system. The new tanker will also be equipped with a rolltek rollover occupant protection system that detects a side roll, and then provides instantaneous occupant protection. The new tanker will look very similar to our current Rescue vehicle.

Motion by Ullery, second by Hanos to accept the State of Ohio Department of Administrative Services bid of \$428,247 for the construction of a new fire tanker. All yeas, motion carried.

Manager Wright reported the City has addressed the issue on Baker Street that was brought up at the last Council Meeting. Manager Wright stated the City cleaned and repaired the tile, and this seemed to satisfy the resident at this time.

Member Garber inquired if any oil was spotted in the creek.

Fire Chief Nickel stated they did not see any oil in the creek.

Member Garber inquired on the status of the Salem Street Project.

Manager Wright stated the Project is approximately one and a half weeks behind schedule, but the contractor is still progressing. All of the underground work is complete. The contractor is currently working on the street surface.

Manager Wright reported the streets in the Hunters Run Subdivision have been paved and the developer is currently constructing a model home.

Member Hanos inquired about the possibility of having a parking lot in the Hunters Run Subdivision for the Brookville Pee Wee Football Program.

Manager Wright reported the Brookville Pee Wee Football Program was interested in some additional land for a parking area. The one property owner is not interested in selling any of his property. There is enough area, in the land that was donated to the City, to create a parking lot to be used by the Pee Wee Football Program. The parking lot will be a paved lot and we will consider this for the 2007 Budget.

Fire Chief Nickel reported Fire Prevention Week will start off with the Annual Fire Prevention Parade this Saturday. The Fire Department will be in various schools next week.

Fire Chief Nickel congratulated Zoning & Property Maintenance Officer Snedeker for his efforts on the improvements that are taking place in the third block of Market Street.

Police Chief Preston presented an overview of the Incident List and Brookville Police Department Time Analysis from September 19 to October 2, 2006. Police Chief Preston reported there were 337 calls for service in this time period. The number of reported incidents are down 108 reports or 16.8% and total calls handled are down 65 or less than 1% from this same time last year. The average response time was 1.79 minutes.

Police Chief Preston reported on September 24, 2006 the Brookville Police Department arrested a California man on 12 counts of Unlawful Sexual Conduct with a Minor. The individual is being held in the Montgomery County jail awaiting the Grand Jury.

Police Chief Preston reported the Brookville Police Department recently began a female Self Defense Program. Police Chief Preston announced this is the seventh year for this Program and it continues to be a popular program with the Community.

Law Director Stephan reported an annexation was filed on October 2, 2006 for approximately 96.688 acres along West Westbrook Road in Perry and Clay Townships. Law Director Stephan indicated this is a single property owner annexation and was filed under the expedited process. Law Director Stephan went over the three necessary Resolutions for this annexation.

Motion by Duncan, second by Garber to read proposed Resolution No. 06-15. All yeas, motion carried.

Motion by Duncan, second by Reel to accept the first reading, dispense with the second and third reading and adopt Resolution No. 06-15 entitled "A RESOLUTION REGARDING MUNICIPAL SERVICES TO BE PROVIDED TO THE AREA CONTAINED IN A PROPOSED ANNEXATION OF 96.688 ACRES, MORE OR LESS, IN PERRY AND CLAY TOWNSHIPS, IF ANNEXATION OF SAID AREA TO THE CITY OF BROOKVILLE IS APPROVED BY THE BOARD OF COUNTY COMMISSIONERS OF MONTGOMERY COUNTY, OHIO, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Motion by Garber, second by Ullery to read proposed Resolution No. 06-16. 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. 06-16 entitled "A RESOLUTION REQUIRING THE ESTABLISHMENT OF A BUFFER WHEN MANDATED BY OHIO REVISED CODE SECTION 709.023 IN THE EVENT THAT THE PROPOSED ANNEXATION OF 96.688 ACRES, MORE OR LESS, FROM PERRY AND CLAY TOWNSHIPS, TO THE CITY OF BROOKVILLE, OHIO IS APPROVED, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Motion by Duncan, second by Ullery to read proposed Resolution No. 06-17. All yeas, motion carried.

Motion by Duncan, second by Ullery to accept the first reading, dispense with the second and third reading and adopt Resolution No. 06-17 entitled "A RESOLUTION CONSENTING TO THE PROPOSED ANNEXATION OF 96.688 ACRES, MORE OR LESS, FROM PERRY AND CLAY TOWNSHIPS TO THE CITY OF BROOKVILLE, OHIO AND DECLARING IT AN EMERGENCY." Hanos yea, Ullery yea, Reel yea, Duncan yea, Sanders yea, Garber nay, and Seagraves yea. Motion carried with six yeas and one nay.

Law Director Stephan announced the City completed the payoff of the Mortgage on the NorthBrook property on September 25, 2006 and it is currently being recorded at Montgomery County.

Law Director Stephan requested an Executive Session on a Real Estate Matter.

Finance Director/Clerk Keaton presented the September 30, 2006 Fund Balance for review and approval.

Motion by Duncan, second by Garber to approve the September 30, 2006 Fund Balance as presented. All yeas, motion carried.

Finance Director/Clerk Keaton requested authorization to transfer \$32,000 from the General Fund to the Note Retirement-NorthBrook Fund.

Motion by Garber, second by Ullery to authorize the transfer of \$32,000 from the General Fund to the Note Retirement-NorthBrook Fund as requested by Finance Director/Clerk Keaton. All yeas, motion carried.

Mayor Seagraves proclaimed the month of October 2006 as National Breast Cancer Awareness Month and October 20, 2006 as National Mammography Day in the City of Brookville.

Mayor Seagraves announced the City received a thank-you note from the Brookville Cross Country Coaches for the City's assistance during the Cross Country Meet recently held at Golden Gate Park.

Mayor Seagraves announced Brookhaven will be holding a ribbon cutting on October 10, 2006 beginning at 2:00 p.m. and Council is invited to attend.

In Old Business, Member Reel commented that he saw that the pond next to the Brookville National Bank building is in the process of getting cleaned up.

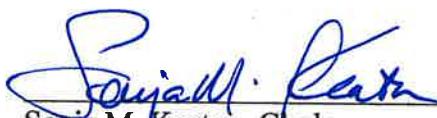
Mayor Seagraves stated to those in attendance that the pond is not the responsibility of Brookville National Bank. The Bank is leasing the property.

Manager Wright reminded Council and those in attendance that the Brookville FFA will be holding their Rodeo Fundraiser in the NorthBrook Industrial Park on October 14, 2006.

Motion by Duncan, second by Garber to go into Executive Session on a Real Estate Matter as requested by Law Director Stephan. All yeas, motion carried.

Mayor Seagraves called Council back into Regular Session.

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



Sonja M. Keaton, Clerk



David E. Seagraves, Mayor