

BROOKVILLE CITY COUNCIL
REGULAR MEETING
April 5, 2005

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on April 5, 2005 in the City Council Chambers. The pledge of allegiance was recited. Members Duncan, Garber, Hanos, Reel, Sanders and Ullery; Manager Wright, Law Director Stephan, Police Chief Preston, Fire Chief Nickel and Director of Finance/Clerk Keaton were present. Assistant Manager Sewert was absent.

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

Motion by Sanders, second by Garber to accept the March 15, 2005 Regular Meeting Minutes as presented. All yeas, motion carried.

Manager Wright reported Congressman Mike Turner will have a representative from his office in the Brookville Municipal Building on Thursday, April 21 from 10:30 to 11:30 a.m. for citizens to stop in and ask questions.

Manager Wright requested approval to submit a \$250,000 Montgomery County ED/GE Grant for Green Tokai for a Revitalization Project to support product expansion and to remain competitive with other automotive parts manufacturers, which was a result of the Business First! Program. The Project will generate 25 new jobs, and retain 50 jobs in Brookville.

Motion by Duncan, second by Garber to authorize Manager Wright to apply for a Montgomery County ED/GE Grant for Green Tokai for a Revitalization Project as requested. All yeas, motion carried.

Manager Wright reported the contractor is currently installing the new water main on the Brookville-Pyrmont Road Reconstruction Project, and work has begun on the tennis court renovations at Golden Gate Park.

Manager Wright reported Council should have a copy of a letter signed by Ron Filbrun, of Brookwoode Commercial Development and Roger Moler of Brookville National Bank, requesting to double name Upper Lewisburg-Salem Road, from Arlington Road to the I-70 underpass, as Fountain Way.

Law Director Stephan commented in reviewing the previous proposal from Brookville National Bank and this proposal, there are several legal issues that need to be considered prior to rendering a decision on adding a secondary street name. The first issue involves the 9-1-1 system, and how an emergency response may be delayed with two street names. The second issue involves the County Auditor's office, which currently lists the Brookville National Bank site with an Upper Lewisburg-Salem Road address. If they use the secondary address, as their address, this may create confusion within county records. The third issue is the confusion that may be created by the people that currently live in Brookville. They know the roadway as Upper Lewisburg-Salem Road. Out-of-town people may also be confused with the display of two street names. Maps would also not reflect secondary street names. Law Director Stephan stated if Council is considering allowing the addition of another street name, Council may want to consider legally changing the name, as the City has done previously with some annexations. Concern was also raised regarding the impact of a street name change on Brookville Rental. Discussion continued.

Motion by Reel, second by Hanos to not allow the change in the name of W. Upper Lewisburg-Salem Road, from Arlington Road to the I-70 underpass, to Fountain Way, or to not allow Fountain Way to be added as a secondary name as requested by Ron Filbrun and Roger Moler. Garber nay, Hanos yea, Ullery yea, Reel yea, Duncan yea, Sanders yea and Seagraves nay. Motion carried with five yeas and two nays.

Member Sanders inquired if there were any liability issues on the detention pond along W. Upper Lewisburg-Salem and Arlington Roads.

Manager Wright stated, according to the developer, the detention pond will be surrounded with lighted bollards with decorative chains.

Law Director Stephan commented that he and Assistant Manager Sewert met with Engineer Tony Schroeder and a representative of the development, to discuss the detention pond and slope issues to make certain they meet our Subdivision Regulations, Construction Standards and Drawings.

Fire Chief Nickel presented Council with a copy of the "No Removal" letter, as they previously requested.

Fire Chief Nickel presented the Fire/EMS Monthly Activity Report for January and February.

Fire Chief Nickel requested authorization to submit an EMS Training and Equipment Grant and a Fire Acts Grant for 2005.

Motion by Hanos, second by Reel to allow Fire Chief Nickel to submit an EMS Training and Equipment Grant and a Fire Acts Grant as requested. All yeas, motion carried.

Police Chief Preston presented an overview of the Incident List and Brookville Police Department Time Analysis from March 15 through April 5, 2005. Police Chief Preston reported there were 477 calls for service in this time period. The number of reportable incidents are up 66 reports or 39% and the total calls handled were down 113 calls or 5% from this same time last year. The average response time was 2.04 minutes.

Law Director Stephan reported the Blue Pride Subdivision has been recorded with the County.

Director of Finance/Clerk Keaton presented the March 31, 2005 Fund Balance for review and approval.

Motion by Garber, second by Ullery to approve the March 31, 2005 Fund Balance as presented. All yeas, motion carried.

Director of Finance/Clerk Keaton reported she was recently notified by the Division of Liquor Control that all permits to sell alcoholic beverages in the City of Brookville will expire on June 1, 2005. In order to maintain permit privileges, every permit holder must file a renewal application. Ohio Revised Code Section 4303.27(B) provides the legislative authority with the right to object to the renewal of a permit and to request a hearing. Discussion followed.

Motion by Duncan, second by Garber to waive the right to object to the renewal of the yearly permits to sell alcoholic beverages in the City that expire on June 1, 2005. All yeas, motion carried.

Director of Finance/Clerk Keaton presented a request from the Brookville Baseball Club for their annual parade.

Motion by Reel, second by Duncan to approve the parade for the Brookville Baseball Club to be held on May 7, 2005 beginning at 11:00 a.m. with the parade route to proceed from Carr Drive right on Albert, left on Salem Street, left on Market Street, right on Wolf Creek Street, right on Arlington Road, right on E. Upper Lewisburg-Salem Road to Golden Gate Park. All yeas, motion carried.

Mayor Seagraves thanked Lon Chambers, Clay Township Trustee, for attending the work session that Council held on March 29, 2005. Mayor Seagraves commented a meeting will be set up soon with the Perry Township Trustees.

Mayor Seagraves reported the Community Park Cleanup Day is rescheduled for April 9, 2005 due to inclement weather.

Member Ullery commented he would like to see some of the maintenance issues with homes in town addressed, especially those homes along Market Street, between the bikeway and Jefferson

Street. Member Ullery commented quite a few of the homes at that end of town, including those homes on Jefferson, Vine and Wall are looking bad. It is an older neighborhood, with a lot of those homes having absent landlords. Member Ullery suggested sending a letter along with a picture to those landlords involved.

Manager Wright commented the City currently does not have a Zoning Inspector; the City should have a Zoning Inspector in a couple of weeks.

Member Hanos commented she saw a used dump truck for sale at the log cabin site, near the highway. Does the City have an Ordinance that allows a dump truck to be parked there for sale?

Law Director Stephan stated that the City does have an ordinance requiring vehicles to be parked on a concrete driveway or on a hard surface when parked on a property. Law Director Stephan indicated we would look into the situation.

Law Director Stephan commented the building permit for the proposed cabin along the highway for Don Shellabarger may expire as a result of no construction activity for the last six months. Law Director Stephan stated he will be reviewing the situation with the Building Inspector.

Member Garber asked Police Chief Preston if the School Resource Officer would remind the school children of the skate board Ordinances currently in place. Police Chief Preston stated he would take care of this.

Member Duncan commented that he missed the last Council meeting, but he noticed Member Sander's comments about the need for a water feature in Golden Gate Park. Member Duncan stated he agrees with Member Sanders; he would like to see such a feature in our parks.

Mayor Seagraves commented that Assistant Manager Sewert is currently gathering information from other entities that have water features. Information will be presented soon.

Member Duncan asked if any organization was opposing the proposed DP&L rate increase?

Manager Wright stated there were none that he is aware of.

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


Sonja M. Keaton, Clerk


David E. Seagraves, Mayor