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BROOKVILLE CITY COUNCIL
REGULAR MEETING
December 20, 2005

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on December 20, 2005 in the City Council Chambers. The pledge of allegiance was recited. Members Duncan, Garber, Hanos, Reel, Sanders and Ullery; Manager Wright, Assistant Manager Sewert, Law Director Stephan, Fire Chief Nickel, Sergeant Miller and Director of Finance/Clerk Keaton were present. Police Chief Preston was absent.

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

Motion by Sanders, second by Duncan to accept the December 6, 2005 Regular Meeting Minutes as presented. All yeas, motion carried.

Garnett Buckley, of 31 March Avenue, commented the City did a good job on leaf pickup.

Manager Wright reported Rumpke is mailing a newsletter to the citizens of Brookville announcing they are the new curbside recycling service provider, and when service will begin. The newsletter also provides a 2006 holiday collection schedule, along with information explaining what items can be recycled. Manager Wright announced the recycling pickup day for all residents will be on Mondays between the hours of 7:00 a.m. to 5:00 p.m.

Manager Wright reported the City received official notification that the Salem Street, Phase Three Project was approved by the Ohio Public Works Commission in the amount of \$288,000.

Manager Wright requested Council approval to enter into a five-year Agreement with the Business First! Program, beginning January 1, 2006. The annual maintenance fee will be \$1,200, which includes website hosting.

Assistant Manager Sewert commented the Business First! Program has been a great success for the City. More than 300 jobs have been retained and 100 new jobs have taken place under this Program.

Motion by Garber, second by Ullery to authorize Manager Wright to enter into a five-year Agreement with the Business First! Program from January 1, 2006 to December 31, 2010, as recommended by Manager Wright. All yeas, motion carried.

Manager Wright reported the former Contemporary Cabinets building, located at 19 N. Orchard Street, has been demolished. The site should be cleaned up in one to two weeks. Manager Wright reported the Contemporary Cabinets business has relocated to Carr Drive.

Manager Wright reported the Service Department has been busy over the last two weeks on snow removal. Manager Wright was pleased to report the City had no equipment breakdowns during snow removal.

Member Garber requested an update on the Kuhn's Bros. Log Home.

Law Director Stephan reported that Assistant Manager Sewert met with Don Shellabarger on December 15 and a followup meeting was held today. Through discussions it was decided to extend the completion date to February 15, 2006 to finish the exterior of the log home, located along Interstate 70.

Fire Chief Nickel reported the Brookville Fire Department has been experiencing heating related issues recently. Fire Chief Nickel reminded everyone to have their furnace maintained, make sure their smoke detectors are operable and make sure they have working flashlights.

Sergeant Miller presented an overview of the Incident List and Brookville Police Department Time Analysis from December 6 to December 19, 2005. Police Chief Preston reported there were 236 calls for service in this time period. The number of reportable incidents are up 34 reports or 4.5% and total calls handled are down 1,313 or 15% from this same time last year. The average response time was 2.28 minutes.

Sergeant Miller reported the Brookville Police Department was recently involved in apprehending a fugitive who has been on the run for the last 13 years. The individual was a fugitive from Oklahoma.

Law Director Stephan had no report.

Finance Director/Clerk Keaton requested authorization to transfer \$10,000 to the Refuse Fund from the General Fund as appropriated.

Motion by Garber, second by Reel to authorize the transfer of \$10,000 to the Refuse Fund from the General Fund as appropriated and as requested by Finance Director/Clerk Keaton. All yeas, motion carried.

Finance Director/Clerk Keaton reported the winter-edition of the City Newsletter was mailed out today. If residents do not receive a copy, please call the Municipal Offices.

Finance Director/Clerk Keaton requested Council approval to adopt proposed Resolution No. 05-30, which authorizes the request for an advance of taxes collected by the Treasurer of Montgomery County in 2006.

Motion by Sanders, second by Garber to read proposed Resolution No. 05-30. 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. 05-30 entitled "A RESOLUTION AUTHORIZING THE REQUEST FOR AN ADVANCE OF TAXES COLLECTED FOR THE YEAR 2006, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Finance Director/Clerk Keaton requested Council approval to adopt proposed Resolution No. 05-37, which amends the 2005 Appropriations. The Ohio Revised Code provides that "transfers may be made, within each fund, by resolution from one appropriation item to another." Any change in the amount appropriated by Council can only be changed by a resolution approved by Council. By law an entity cannot exceed their legal level of control on appropriations.

Motion by Garber, second by Sanders to read proposed Resolution No. 05-37. 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. 05-37 entitled "A RESOLUTION AMENDING THE 2005 APPROPRIATIONS, AS SET FORTH BELOW, PURSUANT TO SECTION 5705.40 OF THE OHIO REVISED CODE AND SECTION 12.35 OF THE OHIO ADMINISTRATIVE CODE AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Finance Director/Clerk Keaton reminded Council there will be a work session on 2006 Appropriations following the Council Meeting.

Mayor Seagraves wished everyone a Merry Christmas and thanked Council, Boards and Commissions, and the Administrative Staff for a great year.

Motion by Duncan, second by Garber to read proposed Resolution No. 05-27. All yeas, motion carried.

Motion by Duncan, second by Sanders to accept the third reading and adopt Resolution No. 05-27 entitled "A RESOLUTION ESTABLISHING A NEW WAGE SCALE FOR CITY EMPLOYEES." All yeas, motion carried.

Motion by Reel, second by Garber to read proposed Resolution No. 05-31 through Resolution No. 05-36. All yeas, motion carried.

Motion by Sanders, second by Duncan to accept the first reading of Resolution No. 05-31 through Resolution No. 05-36. All yeas, motion carried.

Motion by Sanders, second by Garber to read proposed Ordinance No. 2005-13. All yeas, motion carried.

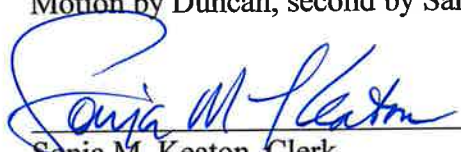
Motion by Sanders, second by Garber to accept the first reading of proposed Ordinance No. 2005-13. All yeas, motion carried.

Mayor Seagraves set a Public Hearing for January 17, 2006 on proposed Ordinance No. 2005-13, which zones the recently annexed 7.245 acres along West Westbrook Road, west of Arlington Road, to R-1A, Suburban Residential.

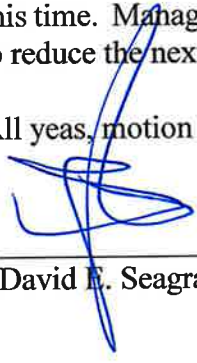
Member Hanos requested an update on negotiations with the City of Dayton on the proposed water rate increase for 2006.

Manager Wright reported the City of Brookville and the City of Dayton are in the process of negotiating an Agreement that he cannot disclose at this time. Manager Wright commented the City of Brookville is making great strides in trying to reduce the next water rate increase.

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



Senja M. Keaton, Clerk



David E. Seagraves, Mayor