

BROOKVILLE CITY COUNCIL
REGULAR MEETING
July 19, 2005

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on July 19, 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, Police Chief Preston and Director of Finance/Clerk Keaton were present. Fire Chief Nickel was absent.

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

Motion by Sanders, second by Reel to accept the July 5, 2005 Regular Meeting Minutes as presented. All yeas, motion carried.

Margo Cantrell, President of the Brookville Chamber of Commerce, gave a brief overview of the events to take place during the Brookville Community Picnic, scheduled on July 28, 29 and 30. Ms. Cantrell stated the picnic will run on Thursday from 6:00 to 10:30 p.m., on Friday from noon to 11:00 p.m. and on Saturday from 10:00 a.m. to 11:00 p.m. The annual picnic run will begin at 8:00 a.m. on Saturday. Rides will be located near the entrance to Golden Gate Park in the parking lot. Ms. Cantrell commented there will be no left turn into the Park from Upper Lewisburg-Salem Road, due to the location of the rides.

Pat Riley, representing O'Riley's, requested authorization to hold a Muscular Dystrophy Association (MDA) Bike Night on Saturday, September 17, 2005 from 4:00 to 11:00 p.m. on Market Street, between Wolf Creek and Mulberry Streets and on Wolf Creek Street, between Western Avenue to just south of Main Street. This event will be held in lieu of the Chili Cook-off, which she has held in previous years. Mrs. Riley commented she has discussed the proposal with Police Chief Preston. Market Street up to Mulberry Street and Wolf Creek from Western Avenue to just south of Main Street will be blocked off to allow beer (cans and plastic bottles) to be consumed in this area only. People will be required to wear colored wristbands in the blocked off area to designate if they are over or under 21 years of age. Motorcycles will be lined up along Market Street. A DJ will be playing music on Market Street. Barricades will be placed on Wolf Creek Street between Western Avenue to just south of Main Street, on Walnut Street at Main Street, on Walnut Street at Hay Avenue and on Market Street at Mulberry Street. Discussion followed.

Motion by Garber, second by Duncan to allow Pat Riley to hold an MDA Bike Night on Saturday, September 17, 2005 from 4:00 to 11:00 p.m. as requested and to coordinate the event with the Administrative Staff. All yeas, motion carried.

Manager Wright reported construction has begun on Market Street, between the bikeway and Jefferson Street. A public meeting was held for those property owners in this area.

Manager Wright reported a preconstruction meeting will be held on the Albert Road Storm Sewer Project this week, with construction to begin shortly.

Manager Wright reported paving of the roadway on the Western Avenue Project will take place next week, once several DP&L poles are relocated. Signage will be up shortly.

Manager Wright reported the City was recently notified that the Ohio Environmental Protection Agency (EPA) increased solid waste disposal fees \$1.50 per ton, effective July 1, 2005. The City will absorb the increase costs for the remainder of this year.

Manager Wright reported the City was recently notified that DPL Energy will increase new full service lighting installations and nonstandard streetlight pole installations 2.3% in 2006. The Agreement the City has with DPL Energy on street lighting, allows such an increase based on the Consumers Price Index. The notice indicated the incremental price increases simply allows them to cover costs associated with the rate of inflation.

Manager Wright reported during the next several months, Vectren contractors will be installing Automatic Meter Reading devices on all gas meters located inside houses and on some meters located outside free of charge. This device will allow Vectren to read gas meters using advanced communications technology. It also will eliminate the need for a meter reader to enter a customer's property, it will reduce meter reading errors and it will help ensure accurate, timely bills and it will eliminate the need for customers to read their own meters. Contractors wearing Vectren Contractor badges will be installing these devices.

Police Chief Preston presented an overview of the Incident List and Brookville Police Department Time Analysis from July 5 to July 18, 2005. Police Chief Preston reported there were 322 calls for service in this time period. The number of reportable incidents are up 26 reports or 6.3% and total calls handled are down 552 calls or 10.9% from this same time last year. The average response time was 2.48 minutes.

Chief Preston reported the Brookville Police Department assisted Brookville National Bank with their move to their new facility.

Law Director Stephan announced the Montgomery County Commissioners accepted and approved the proposed annexation of 7.245 acres along W. Westbrook Road to the City of Brookville at their July 12, 2005 meeting. Law Director Stephan stated there is a 60-day waiting period before we can accept the annexation into Brookville. A Resolution will be prepared for the September 20, 2005 Council Meeting.

Director of Finance/Clerk Keaton requested Council approval to waive a hearing before the Montgomery County Budget Commission.

Motion by Garber, second by Ullery to waive a hearing before the Montgomery County Budget Commission for the 2006 Budget and Inside Millage. All yeas, motion carried.

Director of Finance/Clerk Keaton requested an Executive Session on a Personnel Matter.

Mayor Seagraves informed Council a ribbon cutting will be held at the new Brookville National Bank facility on Friday, July 22 at 7:00 p.m.

Mayor Seagraves reported Brookville Schools experienced a successful move into their new school building over the weekend.

Member Garber asked Mayor Seagraves if he had met with Frank Williams yet?

Mayor Seagraves stated he has not.

Manager Wright commented a meeting was scheduled with Mr. Williams, but Mr. Williams canceled. The meeting has not been rescheduled.

Motion by Garber, second by Sanders to read proposed Ordinance No. 2005-05. All yeas, motion carried.

Motion by Garber, second by Ullery to accept the third reading and adopt Ordinance No. 2005-05 entitled "AN ORDINANCE AMENDING THE CODE OF ORDINANCES PART 9, TITLE 3, SECTION 931.09, FIXING THE TAPPING PERMIT CHARGES, AMENDING SECTION 931.17 (a), FIXING THE INSTALLATION CHARGES, AMENDING SECTION 931.20 (a) AND (b), FIXING THE RATES AND CHARGES TO ALL WATER CUSTOMERS AND AMENDING SECTION 931.21 (c), FIXING THE BILLING; SHUT-OFF FOR NONPAYMENT; RECONNECTION CHARGES IN THE CITY OF BROOKVILLE, OHIO." Garber yea, Hanos yea, Ullery yea, Reel yea, Duncan nay, Sanders yea and Seagraves yea. Motion carried with six yeas and one nay.

Motion by Sanders, second by Duncan to read proposed Resolution No. 05-22. All yeas, motion carried.

Motion by Sanders, second by Duncan to accept the first reading, dispense with the second and third reading and adopt proposed Resolution No. 05-22 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.

Motion by Duncan, second by Garber to read proposed Resolution No. 05-23. All yeas, motion carried.

Motion by Duncan, second by Garber to accept the first reading of proposed Resolution No. 05-23. All yeas, motion carried.

In New Business, Member Duncan inquired why Brookville has not explored the possibility of mandating bike helmets for children under 15 years of age.

Member Hanos commented that should be up to each parent to mandate, not the City.

Law Director Stephan stated he would investigate helmet laws.

Member Ullery commented the City could place a sign along the bikeway which would state the City encourages riders to wear helmets.

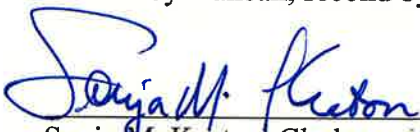
Motion by Duncan, second by Ullery to go into Executive Session on a Personnel matter as requested by Director of Finance/Clerk Keaton.

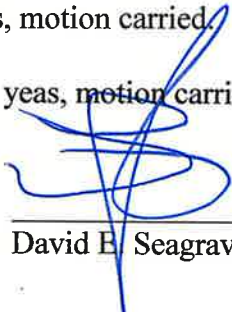
Mayor Seagraves called Council back into Regular Session.

Finance Director/Clerk Keaton reported the City health and dental insurance is up for renewal August 1, and recommended that we renew with our current provider, United HealthCare of Ohio, on the health insurance and renew with Dental Care Plus on the dental insurance.

Motion by Garber, second by Ullery to accept the United HealthCare of Ohio, Choice Plus OJ-G quote with the K4 prescription plan at a monthly rate of \$311.32 per single employee; \$622.64 per employee & spouse; \$607.07 per employee & children; and \$965.09 per family for health insurance with the employee contributing 10% of the monthly cost through a Cafeteria 125 Plan; and \$6.50 per month for employee Life Insurance and AD&D through United HealthCare of Ohio; and to accept the Dental Care Plus quote at a monthly rate of \$20.93 per single employee; \$41.86 per employee & one dependent; and \$64.33 per employee & two or more dependents and family, which will be paid 100% by the employer. All yeas, motion carried.

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


Sonja M. Keaton, Clerk


David B. Seagraves, Mayor