

BROOKVILLE CITY COUNCIL  
REGULAR MEETING  
December 3, 2002

The Regular Meeting of the Brookville City Council was called to order by Mayor Imler at 7:30 p.m. on December 3, 2002 in the City Council Chambers. The Pledge of Allegiance was recited. Members Duncan, Garber, Sanders, Seagraves, Trimble and Ullery; Manager Wright, Assistant Manager Sewert and Law Director Stephan were present.

Motion by Seagraves, seconded by Duncan to accept the Agenda as presented. All yeas, motion carried.

Motion by Duncan, seconded by Sanders to accept the November 19, 2002 Regular Meeting Minutes as presented. All yeas, motion carried.

Manager Wright reported leaf collection will end on December 13, the Christmas lights have been installed uptown and along Arlington Road and the ice rink at Golden Gate Park has been installed.

Manager Wright and Finance Director/Clerk Keaton gave an update on the change in income tax collections. Clerk Keaton reported letters and questionnaires will be mailed out next week to Brookville residents, employers and rental property owners. A contract, for the collection of income tax, with the City of Vandalia is forthcoming.

Manager Wright reported the Great Ohio Bicycle Adventure (GOBA) tour for 2003 will take place June 14 through June 21. The GOBA participants will stay overnight in Brookville, at Golden Gate Park, on June 19. Additional information will be provided at a later date. Manager Wright announced that David Monnin will be the town coordinator, with local service clubs participating.

Manager Wright reported the winter issue of the Brookville Newsletter should be delivered some time next week. Manager Wright stated if anyone does not receive their issue, they should notify the city offices.

Manager Wright requested an Executive Session on a Personnel Matter.

Law Director Stephan had no report.

Finance Director/Clerk Keaton presented the November 30, 2002 Fund Balance for review and approval.

Motion by Duncan, seconded by Ullery to accept the November 30, 2002 Fund Balance as presented. All yeas, motion carried.

Finance Director/Clerk Keaton announced there will be a work session, following the December 17, 2002 Regular Council Meeting, to go over Appropriations for 2003.

Mayor Imler had no report but thanked the Service Department for hanging the Christmas lights.

Chairperson Watkins, of the Planning Commission, read the Planning Commission's recommendation that Ordinance No. 2002-12 be adopted by Council with no amendments.

Motion by Seagraves, seconded by Sanders to read proposed Ordinance No. 2002-12. All yeas, motion carried.

Motion by Duncan, seconded by Seagraves to accept the second reading of proposed Ordinance No. 2002-12. All yeas, motion carried.

Motion by Seagraves, seconded by Duncan to read proposed Resolution No. 02-24. All yeas, motion carried.

Motion by Duncan, seconded by Garber to accept the second reading of proposed Resolution No. 02-24. All yeas, motion carried.

Motion by Duncan, seconded by Seagraves to read proposed Ordinance No. 2002-15. All yeas, motion carried.

Motion by Seagraves, seconded by Duncan to accept the first reading of proposed Ordinance No. 2002-15 and to set a Public Hearing for January 7, 2003 at 8:00 p.m. All yeas, motion carried.

In Old Business, Manager Wright reported the bridge work is completed on Western Avenue, and it should be open to traffic the middle of December.

Motion by Seagraves, seconded by Garber to go into Executive Session on a Personnel Matter as requested by Manager Wright. All yeas, motion carried.

Mayor Imler called Council back into Regular Session.

Mayor Imler recessed the Regular Meeting of Council at 8:00 p.m. for the Public Hearing, which is a combined meeting with Council and Planning Commission, on proposed Ordinance No. 2002-13, to consider the zoning of the recent annexation of 5.963 acres along Arlington Road to the proposed classification of Highway Service.

**The Public Hearing was recorded and is on file with the Clerk at the City Offices.**

Clerk Keaton reported the Legal Notice was published in the November 20 and 27-edition of the Brookville Star advising of the Public Hearing. Five notices about the hearing were mailed out. The Administrative Staff did not receive any inquires on the Public Hearing notice. Clerk Keaton reported at the October 17, 2002 Planning Commission meeting, Planning Commission discussed the possible zoning of the 5.963 acres along the west side of Arlington Road. During discussions Law Director Stephan indicated when the landowners approached the city and requested annexation, a primary concern of theirs was that they were being surrounded by commercial property. The landowners were concerned that eventually it would be difficult for them to sell their residential properties with it being surrounded by the commercial property. At the October 17 Planning Commission meeting a motion was made by Imler, seconded by Boose to recommend to Council the zoning of Highway Service to the recently annexed 5.963 acres. All yeas, motion carried.

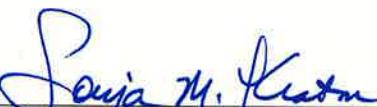
Randy Robbins, of 965 Arlington Road, indicated he was one of the property owners that pursued this annexation, and one of the reasons for pursuing the annexation was mainly due to property value. Mr. Robbins felt his property value has already declined with the residential zoning in Clay Township, and in order to get his property value back to the level it was, he had to pursue the annexation and proper zoning. Mr. Robbins stated that was why he was requesting Highway Service zoning, in order to bring it in line with the surrounding properties. Member Duncan stated the October Planning Commission minutes indicated the property owners could maintain their residential use. Member Duncan asked if this was correct. Law Director Stephan stated this was correct, residential use would be a non-conforming use that would be permitted to continue and they would be able to sell for residential purposes under our non-conforming statute.

Mayor Imler called Council back into Regular Session.

Motion by Duncan, seconded by Garber to go back into Executive Session on a Personnel Matter as requested by Manager Wright. All yeas, motion carried.

Mayor Imler called Council back into Regular Session.

Motion by Duncan, seconded by Ullery to adjourn. All yeas, motion carried.

  
Sonja M. Keaton, Clerk

  
Carole A. Imler, Mayor