

BROOKVILLE CITY COUNCIL
REGULAR MEETING
May 7, 2002

The Regular Meeting of the Brookville City Council was called to order by Mayor Imler at 7:30 P.M. on May 7, 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 Seagraves to accept the April 16, 2002 Regular Meeting Minutes as presented. All yeas, motion carried.

Tony Smith, of 846 Flanders Avenue, asked if the City received a response from the developer of Arlington Woods, after the last Council meeting? Assistant Manager Sewert reported a letter was sent to Tom McDougall, developer of Arlington Woods, and to date the city has not received a reply. Assistant Manager Sewert also indicated the city received a copy of a Nuisance Abatement Order that was sent to Tom McDougall by the Montgomery County Combined Health District. The order states he has until June 7, 2002 to correct the drainage nuisance on plot numbers 45 and 46 in Arlington Woods. Discussion continued, with no action taken. Law Director Stephan will research who the partners/owners are for the Arlington Woods Subdivision, so they can be informed of the ongoing situations.

Manager Wright gave an update on the Western Avenue Reconstruction project. He also indicated there have been some minor traffic problems around the school recently, and that the area around the school will be patrolled more before and after school to help alleviate the problems.

Manager Wright reported street lights have been installed along the bikeway, between Arlington Road and Salem Street.

Manager Wright reported there has been a recent rash of break-ins involving vehicles and buildings in Brookville. Manager Wright was pleased to report that our police officers apprehended the suspect with help from a resident.

Manager Wright reported the new police cruiser, an SUV, has been delivered. Manager Wright stated the new vehicle will receive a new paint and lettering scheme that will also be implemented on other cruisers over the next several years.

Manager Wright reported bids were recently opened for a new Rescue vehicle. The bids came in a lot lower than expected. Currently the bids are being reviewed and will be brought back to Council at a later date for approval.

Manager Wright requested approval of a Final Plat for the NorthBrook Industrial Park, Phase One. Phase One consists of two lots totaling 10.726 acres and a cul-de-sac roadway extending from NorthBrook Drive to the west. Manager Wright advised Planning Commission approved the Final Plat at their last meeting. Discussion followed.

Motion by Ullery, seconded by Sanders to approve the Final Plat for NorthBrook Industrial Plat, Phase One as presented. All yeas, motion carried.

Manager Wright reported there will be a meeting this Wednesday evening that was set up by residents of Sterling Meadows, in regards to water drainage problems involving sump pumps in the subdivision. The drainage issue involves how sump pumps are set up to dispose of excess water. Some drain into yards, some into the street and others are tied into the storm sewer. Manager Wright indicated at the time the Construction Plans were approved for Section One, Two, Three and Four, the City of Brookville Subdivision Regulations was not in place. The Subdivision Regulations, which were adopted in April 1999, call for sump pumps to be tied into the storm sewer. Sterling Meadows, Sections Five and Six will fall under the new regulations. Manager Wright also stated a representative of Montgomery County Soil and Water was also invited to attend, and the City of Brookville will have Assistant Manager Sewert and Zoning and Property Maintenance Officer Summers present for the meeting.

Manager Wright reported a Business First presentation has been arranged for May 15 at Singers at noon. Numerous major employers have been invited for the luncheon meeting that is sponsored by the Brookville Chamber of Commerce and the City of Brookville.

Manager Wright reported the Service Department is behind on picking up tree limbs. He asked that citizens be patient with the delay. He advised we have been chipping on a daily basis since the ice storm.

Manager Wright reported the "Youth-In-Government" program will be held on May 24, 28, 29 and 30 with the "Youth-In-Government" Council meeting to be held on Thursday, May 30, at 7:30 p.m. in the Brookville High School Auditorium. Manager Wright stated he did meet with Mr. Brown recently, and discussions were held on the possibility of modifying the program in future years. Discussion continued.

Motion by Duncan, seconded by Seagraves to hold a Special Council Meeting for "Youth-In-Government" on Thursday, May 30, 2002 at 7:30 p.m. in the Brookville High School Auditorium. All yeas, motion carried.

Member Garber complimented the City for the new concession stand at Diamond #1.

Member Garber stated he read in the Planning Commission minutes that Planning Commission may be reviewing, in the near future, the current Ordinance on the parking of recreational vehicles and PODS. He asked if Planning Commission could seek Council's opinions on these amendments prior to drafting a new Ordinance. Discussion continued.

Member Duncan inquired why citizens need to call in and complain on property maintenance and the improperly parking of vehicles on driveways and streets when there are ordinances in place that address these issues. Manager Wright stated due to the part-time hours our Zoning and Property Maintenance Officer maintains, he would get nothing else done besides driving around. Discussion continued. The general consensus is to continue to act on complaints as we currently do.

Law Director Stephan reported he received two Resolutions today, from the Montgomery County Commissioners, approving the two annexations that were filed in 2001. He stated, after the 60-day waiting period, Council will need to accept or reject the County's Resolutions.

Law Director Stephan reported Resolution No. 02-16 expands the boundaries of our Community Reinvestment Area #1 in the City of Brookville. The area to be included is the property located North of I-70 currently in the City of Brookville for areas zoned I-1, I-2 or PI (Planned Industrial District) at the time of the application for exemption. Any structure that would be located in the Highway Service (HS) district is not eligible for abatement. This Resolution also amends the length of exemption to 15 years for construction of every commercial or industrial structures where the new employment working in the structure creates at least 75 new full-time jobs or where the new employment working in the structure creates a new annual payroll of at least \$2,000,000, or where the investment in the structure meets or exceeds \$2,000,000. For construction of all dwellings, and for construction of commercial or industrial structures that do not create the level of jobs, or payroll, or investment specified above then the length of the exemption shall be 10 years. Discussion continued. Member Garber asked if the business district on Market Street could be included in this Resolution? Law Director Stephan stated it could, we are also able to amend the pre-1994 CRA Resolution one more time, but we may want to look into creating a new CRA Resolution for that particular area. Manager Wright stated we could make businesses, in the downtown district, aware that abatement under the Enterprise Zone is available, and to see how many businesses would take advantage of any abatement prior to implementing a new CRA Resolution.

Motion by Duncan, seconded by Seagraves to read proposed Resolution No. 02-16. All yeas, motion carried.

Motion by Duncan, seconded by Seagraves to accept the first reading, dispense with the second and third reading and adopt Resolution No. 02-16 entitled "A RESOLUTION AMENDING THE BOUNDARIES OF COMMUNITY REINVESTMENT AREA #1 OF THE CITY OF BROOKVILLE AND AMENDING RESOLUTION 83-04, AS PREVIOUSLY AMENDED BY RESOLUTION 93-13, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Finance Director/Clerk Keaton gave her report with the following action taken.

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

Mayor Imler read aloud a letter that was sent to her from Matthew Miller who recently completed his requirements for the rank of Eagle Scout. Mayor Imler stated a letter, signed by all members of Council, will be mailed to Mr. Miller congratulating him on his accomplishment.

Motion by Duncan, seconded by Trimble to read proposed Resolution No. 02-15. All yeas, motion carried.

Motion by Duncan, seconded by Seagraves to accept the second reading of proposed Resolution No. 02-15. All yeas, motion carried.

Member Seagraves applauded the City for doing such a great job preparing Golden Gate Park for BBC Opening Day. It was reported 437 children have signed up to play ball for BBC.

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

Sonja M. Keaton
Sonja M. Keaton, Clerk

Carole A. Imler
Carole A. Imler, Mayor