

BROOKVILLE CITY COUNCIL
REGULAR MEETING
October 1, 2002

The Regular Meeting of the Brookville City Council was called to order by Mayor Imler at 7:30 P.M. on October 1, 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 with a correction. All yeas, motion carried.

Motion by Duncan, seconded by Sanders to accept the September 17, 2002 Regular Meeting Minutes as presented. All yeas, motion carried.

Wayne Ward, of 951 Calmer Ernst Boulevard, thanked the City for their help in getting the property located at 516 Patricia Faye Court cleaned up.

Manager Wright announced the Brookville High School Band Festival will be held on October 26, 2002 from 5:00 to 10:30 p.m. at the Brookville High School Stadium. Manager Wright advised 15 schools will be participating in the festival and the Brookville Police Department will be patrolling the area along with conducting traffic control.

Manager Wright announced the Brookville Fire Prevention Parade will be held on October 12, 2002 beginning at 2:00 p.m. with the line-up to begin at 1:00 p.m.

Motion by Duncan, seconded by Sanders to authorize the Fire Prevention Parade to be held on Saturday, October 12, 2002 with the parade to start at 2:00 p.m. The parade will begin at Station 77, at the corner of Albert Road and Cusick Avenue. The parade will proceed left onto Albert Road, left onto Salem Street, left unto Market Street, right onto Wolf Creek Street and ending at Boose Chevrolet. All yeas, motion carried.

Manager Wright announced the Miami Conservancy District has invited Public Officials to attend the Watershed Symposium at the Sinclair Center on Wednesday, October 9, 2002 beginning at 6:00 p.m.

Manager Wright reported engineering work will begin next week on the Western Avenue, Phase Two Project. Construction is to begin in March 2003.

Manager Wright reported leaf pickups will begin on October 14, 2002.

Manager Wright reported the Brookville Police Department recently updated the towing contract and is currently accepting towing proposals from the businesses that meet the required specifications. Additional information will be provided at a later Council meeting.

Manager Wright reported he has been approached by Allen Thrush, who owns property at the rear of 245 and 301 Sycamore Street, along the bikeway. Manager Wright stated Mr. Thrush is interested in donating the land to the city, which would connect the city property to the bikeway. Discussion followed.

Motion by Ullery, seconded by Garber to accept the donation of land along the bikeway at the rear of 245 and 301 Sycamore Street from Allen Thrush, contingent on review by Law Director Stephan and the Administrative Staff, and to thank Allen Thrush for his donation. All yeas, motion carried.

Manager Wright requested an Executive Session on a Real Estate matter.

Assistant Manager Sewert thanked Mr. Ward for his earlier comment, and thanked Zoning Officer Summers for his hard work on getting the property located at 516 Patricia Faye Court cleaned up.

Member Duncan asked if the City had received any information on the current recall on police vehicles. Manager Wright stated he will check with Chief Papanek on the recall.

Member Garber inquired about the former "Docs Pub" property. Manager Wright stated the city boarded up the building and had contacted numerous agencies at Montgomery County to no avail. Law Director Stephan stated there is a lot of debt associated with the property, and no one has come forward to proceed with a Sheriff's sale. Law Director Stephan indicated the owner has expressed a willingness to help with the problem. Discussion continued with no action taken.

Law Director Stephan had no report.

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

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

Motion by Duncan, seconded by Garber to read proposed Resolution No. 02-23. All yeas, motion carried.

Motion by Duncan, seconded by Garber to accept the first reading, dispense with the second and third reading and adopt Resolution No. 02-23 entitled "RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Finance Director/Clerk Keaton reported she had received notice that the Ohio Secretary of State and the Montgomery County Board of Elections approved the ballot language for the proposed Charter amendment that will be on the ballot for the General Election to be held on November 5, 2002.

Mayor Imler read aloud a thank-you letter from Police Chief Papanek for the City's participation with the annual "Cops and Kids Fishing Derby."

Mayor Imler read a memo from Police Chief Papanek on his response to the request from the Mayor of Toledo, which is requesting Brookville City Council to join his coalition to oppose Issue 1 on the November 5, 2002 ballot. Chief Papanek's response stated he was in concurrence with the Mayor of Toledo. The general consensus of Council was to join the coalition opposing Issue 1.

Mayor Imler read a Proclamation to proclaim the month of October 2002 as "National Breast Cancer Awareness Month and October 18 as National Mammography Day in the City of Brookville."

Mayor Imler stated Council needs to set the time for Beggar's Night, which will be held on Thursday, October 31, 2002.

Motion by Duncan, seconded by Garber to set Beggar's Night for Thursday, October 31, 2002 from 6:00 to 7:30 p.m. All yeas, motion carried.

Mayor Imler asked Council if they would like to ride in the Fire Prevention Parade? Manager Wright stated he would provide a vehicle for them to ride in. The consensus is for those Members that are available to ride in the parade to meet at Station 77 at 1:00 p.m.

Chairperson Watkins, of the Planning Commission, reported Planning Commission chose Richard Swabb to serve as the Planning Commission representative to serve on the Comprehensive Land Use internal committee.

Member Duncan asked Law Director Stephan to touch on the recreational vehicle ordinance amendment that Council is to review prior to reading at the next Council meeting. Law Director Stephan went over the proposed changes.

Motion by Seagraves, seconded by Garber to read proposed Resolution No. 02-22. 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. 02-22 entitled "A RESOLUTION SUPPORTING THE BROOKVILLE SCHOOL DISTRICT IN THEIR EFFORT TO PASS THE 9.43 MIL, 28-YEAR BOND LEVY TO BUILD A NEW 4-12 GRADE FACILITY AND RENOVATE WESTBROOK ELEMENTARY SCHOOL, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Motion by Duncan, seconded by Trimble to read proposed Ordinance No. 2002-11. All yeas, motion carried.

Motion by Duncan, seconded by Seagraves to accept the first reading, dispense with the second and third reading and adopt Ordinance No. 2002-11 entitled "AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE CONSTRUCTION, REPAIR AND REPLACEMENT OF SIDEWALKS, CURBS AND GUTTERS IN THE CITY OF BROOKVILLE, OHIO, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

In Old Business, Member Trimble inquired on the improvement of the park property located at Upper Lewisburg Salem and Arlington Roads. Manager Wright stated the city presently has an engineering firm working on several designs for the area. Manager Wright commented Park Board will review the plans when completed, and if the budget permits the city could proceed with the improvement(s) in 2003.

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

Mayor Imler called Council back into Regular Session.

Manager Wright requested Council approval to enter into a Purchase Agreement on two acres in the NorthBrook Industrial Park.

Motion by Duncan, seconded by Garber to authorize Manager Wright to enter into a Purchase Agreement with Contemporary Cabinets to purchase two acres in the NorthBrook Industrial Park. All yeas, motion carried.

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


Sonja M. Keaton, Clerk


Carole A. Imler, Mayor