

BROOKVILLE CITY COUNCIL
REGULAR MEETING
December 2, 2003

The Regular Meeting of the Brookville City Council was called to order by Mayor Imler at 7:30 p.m. on December 2, 2003 in the City Council Chambers. The pledge of allegiance was recited. Members Duncan, Garber, Sanders, Seagraves, Trimble and Ullery; Manager Wright, Assistant Manager Sewert, Law Director Stephan, Fire Chief Nickel, Police Chief Preston and Director of Finance/Clerk Keaton were present.

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

Motion by Duncan, second by Sanders to accept the November 18, 2003 Regular Meeting Minutes as presented. All yeas, motion carried.

Manager Wright reported leaf collection will end on December 12, the Christmas lights have been installed downtown and along Arlington Road and the ice rink at Golden Gate Park will be installed this week.

Manager Wright reported additional curb and sidewalk were recently installed at Gateway Park, near the parking lot.

Discussion was held on installing a sign at Gateway Park, prohibiting skateboarders on the fountain and sidewalk. Manager Wright commented we will continue to monitor the situation and wait until next spring to see if a temporary sign should be installed.

Manager Wright reported the City is currently extending the sewer lateral along E. Upper Lewisburg-Salem Road, next to Wendy's. This will allow Wendy's to tie into the sewer system and abandon their lift station. Manager Wright commented that Wendy's is responsible for their costs to connect into the sewer system.

Manager Wright reported the curb issue on Maple Street has been resolved.

Manager Wright reported the installation of the roadway, Progressive Way, is almost completed.

Manager Wright requested Council's comments on the expansion of the current CRA, or create a new CRA for the downtown area. Manager Wright commented the City has received inquiries from several of the downtown businesses and an inquiry on the vacant Erb Lumber building. Discussion followed. The general consensus is to prepare an Ordinance to amend the current CRA to include the downtown area.

Fire Chief Nickel presented the year-to-date monthly activity for fire and ambulance runs. Fire Chief Nickel commented ambulance calls have exceeded 1,000 runs this year.

Fire Chief Nickel reported he received word that the Brookville Fire Department was not awarded grant money for the Assistance to Firefighters Grant Program that the Fire Department had applied for earlier in the year.

Police Chief Preston presented an overview of the Incident List and the Brookville Police Department Time Analysis from November 18 through December 1, 2003. Chief Preston reported there were 308 calls for service in this time period. Chief Preston reported the number of reportable incidents is down one report, or less than 1% and total calls handled are up 1,442, or 27% from this same time last year.

Law Director Stephan reported proposed Ordinance No. 2003-09 addresses the major traffic and general offense's revisions that the State General Assembly legalized, which takes affect January 1, 2004. The new traffic code amendments were reviewed by Police Chief Preston and Prosecuting Attorney Startzman.

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

Motion by Duncan, second by Ullery to accept the November 30, 2003 Fund Balance as presented. All yeas, motion carried.

Finance Director/Clerk Keaton reported the Ohio Bureau of Workers' Compensation will be granting a 20% dividend to public employers, which will be applied to the bill we pay in 2004 for the 2003 premium year.

Finance Director/Clerk Keaton reported the Auditor of State recently issued a bulletin that addresses the requirements necessary to ensure that an entity's expenditure of public funds is for a proper public purpose. Proposed Resolution No. 03-30 authorizes the expenditure of public funds for municipal officers, employees or other persons to further a public purpose.

Finance Director/Clerk Keaton announced that Council needs to designate two of its members to sit on the Volunteer Fire Fighters' Dependents Fund for 2004.

Motion by Garber, second by Sanders to appoint Member Duncan and Member Ullery to the Volunteer Fire Fighters' Dependents Fund for 2004. Ullery abstains, Trimble yea, Garber yea, Sanders yea, Duncan abstains, Seagraves yea and Imler yea. Motion carries with five yeas and two abstentions.

Finance Director/Clerk Keaton reported the recount, which was recently held on the Council election, resulted in a tie. Rhonda Hanos is the new Council Member beginning in January.

Finance Director/Clerk Keaton announced there will be a work session, following the December 16, 2003 Regular Council Meeting, to go over Appropriations for 2004.

Mayor Imler read aloud a letter addressed to the City from the Brookville Handivan. The letter thanked the City for their assistance in addressing the alley near their facility.

Motion by Duncan, second by Seagraves to read proposed Resolution No. 03-22. All yeas, motion carried.

Motion by Duncan, second by Sanders to accept the third reading and adopt Resolution No. 03-22 entitled "A RESOLUTION APPROVING AN AMENDMENT TO THE AGREEMENT FOR PARTICIPATION IN THE MIAMI VALLEY FIRE/EMS ALLIANCE." All yeas, motion carried.

Motion by Seagraves, second by Garber to read proposed Resolution No. 03-23. All yeas, motion carried.

Motion by Duncan, second by Seagraves to accept the second reading of proposed Resolution No. 02-23. All yeas, motion carried.

Motion by Duncan, second by Ullery to read proposed Resolution No. 03-24 through Resolution No. 03-29. All yeas, motion carried.

Motion by Duncan, second by Ullery to accept the first reading of proposed Resolution No. 03-24 through Resolution No. 03-29. All yeas, motion carried.

Motion by Duncan, second by Garber to read proposed Ordinance No. 2003-08. All yeas, motion carried.

Motion by Duncan, second by Garber to accept the first reading of proposed Ordinance No. 2003-08. All yeas, motion carried.

Mayor Imler set a Public Hearing for proposed Ordinance No. 2003-08 for January 6, 2004 at 8:00 p.m.

Motion by Seagraves, second by Sanders to read proposed Ordinance No. 2003-09. All yeas, motion carried.

Motion by Duncan, second by Garber to accept the first reading, dispense with the second and third reading and adopt Ordinance No. 2003-09 entitled "AN ORDINANCE TO ADOPT 2004 AMENDMENTS TO THE TRAFFIC AND GENERAL OFFENSES CODES AND DECLARING AN EMERGENCY." All yeas, motion carried.

Motion by Duncan, second by Seagraves to read proposed Ordinance No. 2003-10. All yeas, motion carried.

Motion by Duncan, second by Sanders to accept the first reading of proposed Ordinance No. 2003-10. All yeas, motion carried.

Mayor Imler set a Public Hearing on proposed Ordinance No. 2003-10 for January 6, 2004 immediately following the Public Hearing on proposed Ordinance No. 2003-08.

Motion by Duncan, second by Seagraves to read proposed Resolution No. 03-30. All yeas, motion carried.


Motion by Duncan, second by Sanders to accept the first reading of proposed Resolution No. 03-30. All yeas, motion carried.

Member Garber stated he read over the last Planning Commission minutes, and he feels that Planning Commission should look at limiting the number of pole barns allowed in the Industrial zoning area.

Member Ullery commented he recently received a letter from the Children's Medical Center on the use of helmets for children. Member Ullery asked if the Brookville Star could place an article in their paper to make citizens aware of the importance of all children wearing helmets when riding on bicycles, skateboards etc.

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


Sonja M. Keaton, Clerk


Carole A. Imler, Mayor