

BROOKVILLE CITY COUNCIL
REGULAR MEETING
July 15, 2003

The Regular Meeting of the Brookville City Council was called to order by Mayor Imler at 7:30 p.m. on July 15, 2003 in the City Council Chambers. The Pledge of Allegiance was recited. Members Duncan, Garber, Sanders, Trimble and Ullery; Manager Wright, Assistant Manager Sewert, Law Director Stephan, Police Chief Preston and Fire Chief Nickel were present. Member Seagraves was absent.

Motion by Duncan, second by Sanders to accept the Agenda as presented. All yeas, motion carried.

Motion by Duncan, second by Trimble to accept the July 1, 2003 Regular Meeting Minutes as presented. All yeas, motion carried.

Mayor Imler administered the Oath of Office to part-time Police Officer Cassandra Downing.

Manager Wright requested authorization and approval for two Change Orders on the Western Avenue, Phase II Reconstruction Project.

Motion by Ullery, second by Duncan to authorize and approve Change Order #1 on the Western Avenue, Phase II Reconstruction Project, increasing the amount by \$2,788.50 for additional concrete work and to include truncated domes, and to authorize and approve Change Order #2 on the Western Avenue, Phase II Reconstruction Project decreasing the amount by \$13,245.50 for various additions and deductions for concrete, asphalt, storm sewer and dust control, for a net decrease of \$10,457.00, changing the contract price from \$165,000.00 to \$154,543.00, as recommended by Manager Wright. All yeas, motion carried.

Manager Wright reported the SK8 Park equipment is in and is being well received. Manager Wright stated the area is being cleaned up, the fence is being repainted and the area landscaped. A rules and regulation sign will be posted inside the SK8 Park on the fence, so it will be visible to all. Manager Wright reported 5Rivers Metro Park will be assisting the City in constructing a connector from the bikeway to the SK8 Park.

Manager Wright reported work has begun on the sign at Gateway Park. The sidewalks and electrical work will take place shortly.

Manager Wright requested authorization to advertise for bids on the 2003 Street Repaving Project.

Motion by Duncan, second by Garber to authorize Manager Wright to advertise for bids on the 2003 Street Repaving Project as requested by Manager Wright. All yeas, motion carried.

Manager Wright reported the Miami Valley Regional Planning Commission (MVRPC) is proposing a restructuring of their organization. Some key components of the restructuring plan are to streamline the organization by reducing the number of committees, vesting power in the Board of Directors where all members have a voice and a vote, an Executive Committee to handle routine matters, a Technical Advisory Committee, headed by County Engineers on a rotating basis and weighted voting. Manager Wright reported the Executive Director of the Mayors and Managers Association has endorsed the proposed reorganization and Manager Wright concurs. Manager Wright requested Council approval to show support for the restructuring of the MVRPC.

Motion by Garber, second by Ullery to acknowledge Council's support of the proposed reorganization of the MVRPC as recommended by Manager Wright. All yeas, motion carried.

Manager Wright reported the Administrative Staff continues to meet with the school on their new facility. Manager Wright stated our engineering firm is currently reviewing the best location for an entrance to the new school.

Member Duncan inquired on the status of the building located at 20 Market Street and the condition of the former Somers Behnken Hardware building. Assistant Manager Sewert commented there is no problem with the Mar-Chele building now that the building at 20 Market Street is down. Manager Wright commented the hole left by the demolition of the building will be filled. Assistant Manager Sewert indicated the former Somers Behnken Hardware building will be cleaned up in the near future.

Discussion continued on the muskrat problem near the retention pond at Mosier Industrial Park. Manager Wright stated he will continue to monitor the situation.

Fire Chief Nickel reported he will be attending the Ohio Fire Chief's Conference from July 19 to July 23.

Fire Chief Nickel reported he recently attended a meeting with MBI Solutions, our EMS billing company. Fire Chief Nickel reported EMS runs and billing are up. Uncollected EMS runs are up considerably. Fire Chief Nickel stated the majority of the uncollected EMS runs are by nonresidents.

Police Chief Preston presented an overview of the Incident List and the Brookville Police Department Time Analysis from July 1 - July 14, 2003. Police Chief Preston reported there were 383 calls for service in this time period. Police Chief Preston reported the number of reportable incidents are down approximately 5%, and the total calls handled are up approximately 15% from this same time last year. Police Chief Preston commented the Brookville Police Department currently has a 73% clearance rate, which is way above the national average of 21%.

Law Director Stephan had no report.

Finance Director/Clerk Keaton requested Council approval to waive a hearing before the Montgomery County Budget Commission on our inside millage for 2004.

Motion by Garber, second by Duncan to waive a hearing before the Montgomery County Budget Commission on our inside millage for 2004. All yeas, motion carried.

Finance Director/Clerk Keaton reported the 2001 and 2002-audit is now complete and has been filed with the State Auditor's Office. Finance Director/Clerk Keaton commented the City had an excellent audit for both years.

Finance Director/Clerk Keaton requested Council approval to set up a Special Revenue Fund for FEMA money that the City received for overtime wages, use of equipment and materials and an administrative cost for the record snowfall that Brookville received in mid February. Finance Director/Clerk Keaton reported Montgomery County was one of the counties that received an emergency declaration.

Motion by Duncan, second by Ullery to authorize Finance Director Keaton to set up a Special Revenue Fund for FEMA money received in the amount of \$4,884 for overtime wages, use of equipment and materials for the Service Department. All yeas, motion carried.

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

Mayor Imler requested an Executive Session on a Real Estate Matter.

Motion by Duncan, second by Garber to read proposed Ordinance No. 2003-02. All yeas, motion carried.

Motion by Duncan, second by Trimble to accept the third reading and adopt Ordinance No. 2003-02 entitled "AN ORDINANCE REZONING CERTAIN LOTS OF THE REVISED AND CONSECUTIVE NUMBERS OF LOTS OF THE CITY OF BROOKVILLE, OHIO, FROM ITS PRESENT CLASSIFICATION OF "I-2" TO THE NEW CLASSIFICATION OF "R-3." All yeas, motion carried.

Motion by Duncan, second by Sanders to read proposed Ordinance No. 2003-03. 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. 2003-03 entitled "AN ORDINANCE TO APPROVE AND ADOPT CURRENT REPLACEMENT PAGES TO THE CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY." All yeas, motion carried.

Motion by Duncan, second by Garber to read proposed Ordinance No. 2003-04. 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. 2003-04 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 Duncan inquired if the thistle problem along W. Upper Lewisburg Salem Road was resolved? Manager Wright indicated it has been taken care of.

Motion by Garber, second by Duncan to go into Executive Session on a Personnel Matter as requested by Finance Director/Clerk Keaton and on a Real Estate Matter as requested by Mayor Imler. All yeas, motion carried.

Mayor Imler called Council back into Regular Session.

Motion by Ullery, second by Trimble to adjourn. All yeas, motion carried.


Sonja M. Keaton, Clerk


Carole A. Imler, Mayor