

BROOKVILLE CITY COUNCIL
REGULAR MEETING
October 7, 2003

The Regular Meeting of the Brookville City Council was called to order by Mayor Imler at 7:30 p.m. on October 7, 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 as amended. All yeas, motion carried.

Motion by Duncan, second by Sanders to accept the September 16, 2003 Regular Meeting Minutes as presented. All yeas, motion carried.

Mayor Imler administered the Oath of Office to part-time Police Officer Anthony Scott.

Mayor Imler administered the Oath of Office to Firefighter/EMT's Douglas Peters and Albert Dennis.

Manager Wright reported the tornado siren project is complete and is working well. Manager Wright stated the tornado siren that was previously located near Brookville Middle School was relocated to the rear of Brookville High School, next to the alley.

Manager Wright reported the 2003 Street Repaving Project is completed. Manager Wright commented the WWTP driveway was relocated and a new fence and gate will be installed soon.

Manager Wright reported the streets are installed in Lehman Estates. Several lots have been sold, and home construction should begin in the near future.

Manager Wright reported the installation of sidewalks inside Golden Gate Park, along the front fence, will begin this week. The sidewalk will run from the entrance drive to the exit drive.

Manager Wright reported the landscaping is completed in Gateway Park. Manager Wright stated the base of the new parking lot, in Gateway Park, will consist of asphalt chips from the repaving project, which will be laid down this year. Paving of the parking lot will take place next year.

Manager Wright reported leaf collection will begin on October 20, 2003, or sooner if needed.

Manager Wright requested Council approval for Dispatching Services for 2004. Discussion followed.

Motion by Seagraves, second by Ullery to approve the renewal of Dispatching Service Contracts with the present users at a 4% increase for 2004 as presented and recommended by Manager Wright. All yeas, motion carried.

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

Discussion was held on Council's concerns on the proposed development in Perry Township. Manager Wright commented that he will be meeting soon with the Montgomery County Sanitary Engineer to discuss the water and sanitary concerns of Council and the City.

Fire Chief Nickel presented the year-to-date monthly activity for fire and ambulance runs. Fire Chief Nickel commented the Brookville Fire Department set a new record of 132 ambulance runs in the month of September.

Fire Chief Nickel reminded everyone about the Fire Prevention Parade and all of the activities that are planned for that day. Fire Chief Nickel commented there will be additional people in town due to various activities that are being held throughout town by Brookville Schools; how many people would be hard to judge. Fire Chief Nickel requested authorization to block streets off on an as needed basis.

Motion by Duncan, second by Garber to allow the Brookville Fire Department to block off streets, as necessary, as determined by Manager Wright, Asst. Manager Sewert, Fire Chief Nickel and Police Chief Preston for the Fire Prevention activities that will be held on Saturday, October 11, 2003. All yeas, motion carried.

Police Chief Preston presented an overview of the Incident List and the Brookville Police Department Time Analysis from September 16 - October 6, 2003. Police Chief Preston reported there were 430 calls for service in this time period. Police Chief Preston reported the number of reportable incidents are down less than 1% and the total calls handled are up approximately 22% from this same time last year.

Police Chief Preston reported there was a bank robbery and an attempted robbery at a local store within a week of each other. Police Chief Preston stated both suspects have not been apprehended to date, but there are promising leads in both cases.

Law Director Stephan reported the Montgomery County Commissioners approved the proposed annexation of Grace Brethren Church to the City of Brookville. Law Director Stephan stated there is a 60-day waiting period before we can accept the annexation into Brookville.

Law Director Stephan reported Council should have a copy of a letter that was addressed to him from Police Chief Preston in reference to the skateboarding issue currently being considered by Council. Law Director Stephan and Police Chief Preston commented that several cities were contacted as to their ordinances and enforcement as it pertains to skateboarding. Discussion followed.

Motion by Ullery, second by Seagraves to table any action concerning skateboarding until a later date to obtain additional information and to review thoroughly. Garber nay, Trimble yea, Ullery yea, Seagraves yea, Duncan yea, Sanders yea and Imler yea. Motion carries with six yeas and one nay.

Member Garber commented his reason for voting no on the motion is he would like to address the skateboarding issue at the next meeting, and not postpone it indefinitely.

Mayor Imler remarked that we should hold a Public Meeting which would allow the children the opportunity to speak to Council and to hear proposed changes in regards to skateboarding.

Member Duncan commented that businesses should take the responsibility to post signs at their business that prohibits skateboarding on their grounds.

The consensus of Council is that any new or amended skateboard ordinance has to be workable, especially for our Police Department. Police Chief Preston commented we could educate children and parents alike, on the skateboarding laws, with pamphlets distributed through the schools.

A Public Meeting on skateboarding will be set for the October 21, 2003 Council Meeting at 8:00 p.m.

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

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

Motion by Duncan, second by Sanders to accept the resignation of Noel Lemons from Park Board, and to commend Noel Lemons for serving on Park Board. All yeas, motion carried.

Finance Director/Clerk Keaton stated a letter of interest, for the open Park Board position, will be presented to Park Board at their next meeting for their recommendation to Council.

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

Mayor Imler thanked the downtown businesses, for their two-page ad in the Brookville Star, in support of the Fire Prevention activities.

Mayor Imler read a Proclamation to proclaim the month of October 2003 as "National Breast Cancer Awareness Month and October 17th as National Mammography Day in the City of Brookville."

Motion by Duncan, second by Sanders to read proposed Resolution No. 03-21. All yeas, motion carried.

Motion by Duncan, second by Garber to accept the second reading of proposed Resolution No. 03-21. All yeas, motion carried.

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

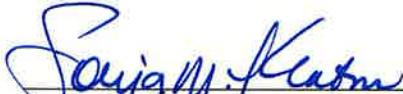
Mayor Imler called Council back into Regular Session.

Manager Wright requested authorization on two Purchase Agreements.

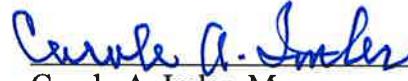
Motion by Garber, second by Ullery to authorize Manager Wright to enter into a proposed Agreement with Mid-States Container to acquire existing property in exchange for other properties in Brookville. Ullery yea, Seagraves yea, Duncan yea, Sanders abstain, Garber yea, Trimble yea and Imler yea. Motion carries with six yeas and one abstention.

Motion by Seagraves, second by Garber to authorize Manager Wright to enter into a Purchase Agreement with Tracy Roberts to sell approximately two acres in the NorthBrook Industrial Park. All yeas, motion carried.

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



Sonja M. Keaton, Clerk



Carole A. Imler, Mayor