

BROOKVILLE MUNICIPAL COUNCIL
REGULAR MEETING
APRIL 20, 1999

The Brookville Municipal Council was called to order by Mayor Dafler at 7:32PM on April 20, 1999 in the Municipal Council Room. Members Seagraves, Duncan, Imler, Garber, Trimble and Shellabarger; Law Director Stephen, and Clerk Yost were present. Manager Wright arrived later.

Motion by Duncan, seconded by Imler to accept the Agenda as presented. All yeas, motion carried.

Motion by Seagraves, seconded by Duncan to accept the April 6, 1999 Regular Meeting Minutes as presented. All yeas, motion carried.

Mayor Dafler recognized the following Citizen's Comments.

Fire Chief Nickel reported on the status of the church fire that occurred in Brookville, in early February 1999. J. Scott Ballenger has been charged with 18 counts of arson in three states, 10 of them church fires. He has not, as yet, been charged with any of the three Ohio fires. Those charges will be made at a later date.

Manager Wright arrives.

Law Director Stephen gave his report with the following action taken.

The question of whether or not to register the Municipal Seal is mute, due to Ordinance No. 1980-2, granting a license to the Brookville Historical Society for the use of the Municipal Seal on products marketed to the public and prohibiting unauthorized use of the seal by any individual, organization or company without the express permission of the Municipal Council. Violating the ordinance is considered a misdemeanor of the third degree.

Manager Wright gave his report with the following action taken.

The pesticide collection program was an overwhelming success. Seventy-two (72) individuals were registered to drop off pesticides. There were 40,000 pounds of pesticides collected in the Brookville area alone.

The water tower passed its inspection without incident. The inside and outside were inspected, and the report came back positive. No remedial work needs to be performed, only minor exterior work is necessary.

From the Park Board, parking will be extended at two locations to add approximately 30 spaces. The four tennis courts in the park system require refurbishing. The Park Board can absorb about \$5,000.00 from their budget, and seeks Council's financial assistance for the remaining \$6,000.00 to \$7,000.00 cost of the tennis court work.

Motion by Imler, seconded by Duncan to approve up to \$7,000.00 from the General Fund's Capital Improvement Fund to assist the Park Board for the necessary tennis court improvements. All yeas, motion carried.

Three major water taps are scheduled for Wednesday, April 20, 1999 on Salem Street and on Westbrook Road.

Work for the Street Repair Program requires the rental of a special machine to assist with crack repair. The machine has arrived at the garage, and will be used for a couple of weeks while this project is in progress.

The Brookhaven Clock Tower is generating complaints from neighbors living near the Brookhaven Nursing Home. It appears that the clock tower chimes every 15 minutes, day and night. Manager Wright will investigate the situation. Possible solutions include: limiting the clock's hours of operation from 8AM to 8 PM, and lowering the volume of the chimes.

Finance Director Yost gave his report with the following action taken.

Per John Lewis, Customer Relations Aid for the City of Dayton Water Department, nothing is known yet on possible water rate increases for the year 2000. A study is usually conducted in the spring. In order to be able to bill for an increase in January of the following year, the new rates must be posted to the public by October 1st of the current year. Therefore, nothing will be known until at least October 1, 1999.

The Planning Commission requested that Council waive certain subdivision requirements for Bill Hanshew's proposal. The property owner wishes to split two lots off of the front of his property at 278 Johnsville-Brookville Road. Planning Commission also requested that a letter be sent to the property owner that within the next decade, sanitary sewer service will be available at his property. Discussion followed regarding the conformity to property lot frontage.

Motion by Imler, seconded by Dafler that this issue be tabled until a later date, and more information is learned. All yeas, motion carried.

Mayor Dafler gave his report with the following action taken.

A retirement party for Pat Matlock, Brookville Police Department (16 years service) and Paul Brock, Brookville Service Department (24 years service) was held today in the

Municipal Council Room. The Municipality wishes the two gentlemen well in their retirement.

Mayor Dafler read a Proclamation noting National Community Theatre Week, April 17 through 24, 1999. Council Member Seagraves will deliver the Proclamation on Wednesday, April 21, 1999.

Youth-in-Government is set for May 24 through 27, with Friday, May 28 reserved for a make-up day.

Motion by Duncan, seconded by Imler to hold a special Council Meeting on Thursday, May 27, 1999, at 7:30PM in the Brookville High School Auditorium. All yeas, motion carried.

There were no Reports of Boards, Commissions or Committees.

There were no Readings of Ordinances, Resolutions or Written Motions.

There was no Old Business.

In New Business, Member Seagraves inquired if the property that sustained a fire at the corner of Hill Street and Western Avenue had been settled yet. It is known that the insurance company has released the property, after completing its investigation.

Motion by Imler, seconded by Shellabarger to adjourn. All yeas, motion carried.


Michael P. Yost, Clerk


Thomas L. Dafler, Mayor