

BROOKVILLE MUNICIPAL COUNCIL
REGULAR MEETING
DECEMBER 20, 1994

The regular meeting of the Brookville Municipal Council was called to order by Mayor Duncan at 7:30 P.M. on December 20, 1994 in the Municipal Council Chambers. Members Dafler, Garber, Imler, Shellabarger and Trimble; Manager Wright and Law Director Stephan were present. Member Seagraves was absent.

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

Motion by Imler, seconded by Dafler to accept the December 6, 1994 regular meeting minutes as presented. All yeas, motion carried.

Citizen Comments: John Tucker, Executive Director of R.T.A. gave a presentation on update of programs, status and future activities of the R.T.A. A short question and answer period followed.

Tim Schram presented preliminary plans for Country Lane Estates. Questions and discussion followed.

Motion by Dafler, seconded by Shellabarger to approve the preliminary plans as presented for Country Lane Estates contingent on acquiring adjoining property to the east in order to maintain setback and also on the entire Brookville Enterprises Inc. property being subdivided so new does not extend into another tract with special use being granted as approval is recommended by the Planning Commission. All yeas, motion carried.

Manager Wright gave his report with the following action taken:

Motion by Imler, seconded by Duncan to remove the stop sign on north-bound Albert Road at the bikeway. All yeas, motion carried.

Motion by Imler, seconded by Garber to authorize the signing of a contract with Dayton for keeping prisoners in the Human Rehabilitation Center for 1995. All yeas, motion carried.

Motion by Imler, seconded by Dafler to authorize changing the order for 3/4 ton Pick-up Truck at approximately \$13,500.00 to a 1 ton Pick-up Truck at approximately \$14,500.00. All yeas, motion carried.

Motion by Dafler, seconded by Imler to authorize advertising for a new Backhoe to replace the present one, which will be traded-in or sold. All yeas, motion carried.

Finance Director Roeser gave his report with the following action taken:

Motion by Duncan, seconded by Garber to reappoint Member Seagraves as the Member and Manager Wright as the Alternate to the MVRPC and the Transportation Committee for 1995. All yeas, motion carried.

Motion by Shellabarger, seconded by Dafler to authorize the transfer of \$150,000.00 from the General Fund to the Capital Improvement Fund as requested by Finance Director Roeser, with most of the funds coming from previously approved transfers that weren't used. All yeas, motion carried.

A Work Session on 1995 appropriations will follow the regular meeting.

Mayor Duncan gave his report with no action taken.

Motion by Imler, seconded by Dafler to read proposed Ordinance No. 1994-21. All yeas, motion carried.

Motion by Imler, seconded by Dafler to accept the first reading, dispense with the second and third reading and adopt Ordinance No. 1994-21 entitled "AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE CONSTRUCTION, REPAIR, AND REPLACEMENT OF SIDEWALKS AND CURBS IN THE MUNICIPALITY OF BROOKVILLE, OHIO AND DECLARING AN EMERGENCY". All yeas, motion carried.

Motion by Imler, seconded by Dafler to read proposed Ordinance No. 1994-20. All yeas, motion carried.

Motion by Imler, seconded by Dafler to accept the third reading and adopt Ordinance No. 1994-20 entitled "AN ORDINANCE AUTHORIZING THE MUNICIPALITY OF BROOKVILLE, OHIO, TO EXECUTE AND DELIVER, AND TO PERFROM ITS OBLIGATIONS UNDER A FIRST SUPPLEMENTAL TRUST INDENTURE, DATED AS OF JANUARY 1, 1995, BETWEEN THE MUNICIPALITY OF BROOKVILLE, OHIO, AND BANK ONE OHIO TRUST COMPANY, NA, AS TRUSTEE AND AUTHORIZING AND APPROVING OTHER ACTIONS IN RESPECT THERETO". All yeas, motion carried.

Motion by Imler, seconded by Shellabarger to go into executive session on a real estate matter, as requested by Manager Wright. All yeas, motion carried.

Mayor Duncan called Council back into regular session.

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



E. Eugene Roeser, Clerk



Michael A. Duncan, Mayor