

BROOKVILLE MUNICIPAL COUNCIL
REGULAR MEETING
SEPTEMBER 20, 1994

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

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

Motion by Imler, seconded by Trimble to approve the September 6, 1994 regular meeting minutes as presented. All yeas, motion carried.

Citizens Comments: 1.) Brookville School Student President requested a parade route for the Homecoming Parade on October 20, 1994.

Motion by Imler, seconded by Dafler to approve the Homecoming Parade for October 20, 1994 with lineup to be at 5:00 P.M. and parade to start at 6:30 P.M. as requested. All yeas, motion carried.

2.) Garnet Buckley had some questions on the upkeep of the alley by the church on the corner of Hay and Maple Streets, with the preschool. Discussion followed. 3.) Roy Kouts of Johnsville-Brookville Rd. inquired about annexing into the Municipality. Long discussion with many questions but only action was that Mr. Kouts would need to do this himself.

Manager Wright gave his report with no action taken.

Law Director Stephan gave his report with the following action taken:

Motion by Imler, seconded by Trimble to accept the donation of a tract of land on the north side of Westbrook Rd. next to the creek on the west side. All yeas, motion carried.

Finance Director Roeser gave his report with no action taken.

Mayor Duncan gave his report with the following action taken:

Motion by Imler, seconded by Seagraves to approve the Fire Prevention Parade as requested for October 8, 1994. All yeas, motion carried.

Motion by Shellabarger, seconded by Garber to support the BCP Community Co-operative Organization, consisting of Brookville, Clay Twp., Perry Twp., and Brookville Schools. All yeas, motion carried.

Motion by Garber, seconded by Trimble to read proposed Ordinance No. 1994-18. All yeas, motion carried.

Motion by Imler, seconded by Garber to accept the first reading of proposed Ordinance No. 1994-18. All yeas, motion carried.

Mayor Duncan set a Public Hearing on Ordinance No. 1994-18 for October 18, 1994, at 8:00 P.M.

Motion by Imler, seconded by Seagraves to read proposed Resolution No. 94-18. All yeas, motion carried.

Motion by Imler, seconded by Seagraves to accept the first reading, dispense with the second and third reading, and adopt Resolution No. 94-18 entitled, "RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR AND DECLARING IT AN EMERGENCY". All yeas, motion carried.

Motion by Duncan, seconded by Imler to read proposed Resolution No. 94-19. All yeas, motion carried.

Motion by Imler, seconded by Seagraves to accept the first reading, dispense with the second and third reading, and adopt Resolution No. 94-19 entitled, "A RESOLUTION OF SUPPORT FOR THE MOUND ECONOMIC DEVELOPMENT PLAN AND THE MOUND ADVANCED TECHNOLOGY CENTER (MATC) IN THE CONTINUING TRANSITION OF THE DEPARTMENT OF ENERGY'S MOUND FACILITY FROM PUBLIC SECTOR TO PRIVATE SECTOR USE AND DECLARING IT AN EMERGENCY". Garber nay; Dáfler, Duncan, Imler, Seagraves, Shellabarger and Trimble yea. Motion carried with 6 yeas, and 1 nay.

Motion by Imler, seconded by Seagraves to read proposed Ordinance No. 1994-14. All yeas, motion carried.

Motion by Duncan, seconded by Trimble to accept the third reading and adopt Ordinance No. 1994-14 entitled, "AN ORDINANCE REZONING CERTAIN LOTS OF THE REVISED AND CONSECUTIVE NUMBERS OF LOTS OF THE MUNICIPALITY OF BROOKVILLE, OHIO FROM ITS PRESENT CLASSIFICATION OF G.B. TO THE NEW CLASSIFICATION OF R-3". All yeas, motion carried.

Motion by Imler, seconded by Seagraves to read proposed Ordinance No. 1994-15. All yeas, motion carried.

Motion by Garber, seconded by Trimble to accept the third reading of Ordinance No. 1994-15 entitled, "AN ORDINANCE AMENDING CHAPTER 97 OF THE CODE OF ORDINANCES OF THE MUNICIPALITY OF BROOKVILLE, OHIO". All yeas, motion carried.

Tim Schram presented the Preliminary plans for Golden Gate Estates plot. Discussion followed.

Motion by Imler, seconded by Shellabarger to approve the Preliminary plot plans for Golden Gate Estates as presented, and was approved by the Brookville Planning Commission. All yeas, motion carried.

Tim Schram presented final plot plans for Golden Gate Estates, Section 1, and the construction plans. Discussion followed.

Motion by Duncan, seconded by Shellabarger to approve the plans and construction plans for Golden Gate Estates, Section 1 as requested and contingent as recommended by the Planning Commission on a Homeowner's Assn. being formed to assume ownership and maintain common green space and ponds, with ponds lined with stone, decorative poles and lighting used for street lighting, use Montgomery Co. regulation and standard as a guideline for water run-off and retention; and approve with sidewalks on the west side, Calmer Ernst Blvd., to be required as a part of a multi-family development. All yeas, motion carried.

Motion by Imler, seconded by Seagraves to go into executive session on some real estate and legal matters, as requested by Law Director Stephan. All yeas, motion carried.

Mayor Duncan called Council back into regular session.

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


E. Eugene Roeser, Clerk


Michael A. Duncan, Mayor