

BROOKVILLE MUNICIPAL COUNCIL
REGULAR MEETING
JUNE 19, 1990

The regular meeting of the Brookville Municipal Council was called to order by Mayor Duncan at 7:30 P.M. on June 19, 1990 in the Municipal Council Chambers. Members Ausra, Dafler, Garber, Imler, McCauley and Seagraves; Manager Wright and Law Director Zuhl were present.

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

Motion by Dafler, seconded by Seagraves to approve the June 5, 1990 regular meeting minutes as presented. All yeas, motion carried.

Citizens Comments: Russel Rhoades complained about weeds at several places in the Industrial Park and asked about the mowing of these. Manager Wright to look into the matter and take care of it.

Two or three property owners on Albert Road questioned how the cost of improvements would off set the value of the property they need to give up and also why sidewalks on their side need to be set back with grass strip between curb and sidewalk and other side didn't need to.

Law Director Zuhl explained how acquiring by Eminent Domain works, if agreements cannot be reached. Discussion followed.

Manager Wright gave his report with the following action taken:

Asked for an executive session concerning real estate.

Finance Director Roeser went over the insurance bids received for all insurance needs and breakdown of prices.

Motion by Garber, seconded by Ausra to accept the Booher Agency bid (Indiana & Monicello Companys) with the \$2,000,000 option for General Liability and the \$5,000 deductible option on Public Official Insurance as the best bid for several reasons as well as price at the bid price of \$31,260 which was recommended by the Manager and Finance Director. Imler nay; Ausra, Dafler, Duncan, Garber, McCauley and Seagraves yeas, motion carried with 6 yeas and 1 nay.

Mayor Duncan gave his report with no action taken.

Motion by Imler, seconded by Seagraves to read proposed Resolution No. 90-11. All yeas, motion carried.

Motion by Imler, seconded by Duncan to accept the third reading and adopt Resolution No. 90-11 entitled "A RESOLUTION ENCOURAGING BROOKVILLE, OHIO CITIZENS AND ORGANIZATIONS TO USE ALTERNATE MEANS OF DISPOSAL FOR YARD WASTE, SUCH AS COMPOSTING, MULCHING, AND LEAVING GRASS CLIPPINGS ON LAWNS, TO PROMOTE SUCH REMOVAL OF YARD WASTE FROM THE WASTESTREAM". All yeas, motion carried.

Motion by Imler, seconded by Seagraves to read proposed Ordinance No. 1990-03. Garber nay; Ausra, Dafler, Duncan, Imler, McCauley and Seagraves yeas, motion carried with 6 yeas and 1 nay.

Motion by Seagraves, seconded by Ausra to accept the third reading and adopt Ordinance No. 1990-03 entitled "AN ORDINANCE LEVYING THE MUNICIPAL FIVE DOLLARS (\$5.00) MOTOR VEHICLE LICENSE TAX AS AUTHORIZED BY AM. SUB. H.B. 419". Garber nay; Ausra, Dafler, Duncan, Imler, McCauley and Seagraves yeas, motion carried.

Motion by Imler, seconded by Seagraves to amend proposed Ordinance No. 1990-04, Section 23B and add the sentence "Trees overhanging sidewalk shall be trimmed so as not to obstruct normal passage on sidewalk". All yeas, motion carried.

Motion by Imler, seconded by Seagraves to read proposed Ordinance No. 1990-04 as amended. All yeas, motion carried.

Motion by Imler, seconded by Seagraves to accept the third reading and adopt Ordinance No. 1990-04 entitled "AN ORDINANCE CREATING A PROPERTY MAINTENANCE CODE FOR THE CITIZENS OF THE MUNICIPALITY OF BROOKVILLE, OHIO". All yeas, motion carried.

Motion by Imler, seconded by Seagraves to read proposed Ordinance No. 1990-06. All yeas, motion carried.

Motion by Imler, seconded by Seagraves to accept the first reading, dispense with the second and third reading and adopt Ordinance No. 1990-06 entitled "AN ORDINANCE TO PROVIDE ADDITIONAL NO PARKING ZONES ON STREETS WITHIN THE MUNICIPALITY OF BROOKVILLE, OHIO, SPECIFICALLY ON ARLINGTON ROAD FROM RONA PARKWAY SOUTH TO THE NORTH SIDE OF ARLINGTON ARMS APARTMENTS ON BOTH SIDES OF THE ROADWAY AND DECLARING IT AN EMERGENCY". All yeas, motion carried.

Motion by Seagraves, seconded by Imler to read proposed Resolution No. 90-14. All yeas, motion carried.

Motion by Imler, seconded by Seagraves to accept the first reading of proposed Resolution No. 90-14. All yeas, motion carried.

Motion by Imler, seconded by Seagraves to go into executive session concerning real estate right-of-way. All yeas, motion carried.

Mayor Duncan called Council back into regular session.

Motion by Imler, seconded by Seagraves to authorize Manager Wright to proceed with Albert Road Project by whatever means are necessary including filing a petition to acquire right-of-way by Eminent Domain. All yeas, motion carried.

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


E. Eugene Roeser, Clerk


Michael A. Duncan, Mayor