

BROOKVILLE MUNICIPAL COUNCIL
REGULAR MEETING
JANUARY 17, 1989

The regular meeting of the Brookville Municipal Council was called to order by Mayor Brown at 7:30 P.M. on January 17, 1989 in the Municipal Council Chambers. Members Ausra, Dafler, Duncan, Garber, Imler and Keener; Manager Wright and Law Director Zuhl were present. Police Chief Papanek and Fire Chief Nickel were also in attendance.

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

Motion by Duncan, seconded by Imler to approve the January 3, 1989 regular meeting minutes as presented. All yeas, motion carried.

Manager Wright gave his report with the following actions taken.

Motion by Imler, seconded by Dafler to have an ordinance prepared to create a one-way alley between Mulberry and Walnut Streets with the traffic going west due to the fire and ambulance personnel coming to the firehouse. All yeas, motion carried.

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

Motion by Imler, seconded by Garber to read proposed Ordinance No. 1989-01 and No. 1989-02. All yeas, motion carried.

Motion by Imler, seconded by Dafler to declare an emergency and accept the first reading, dispense with the second and third reading and adopt Ordinance No. 1989-01 entitled "AN ORDINANCE AMENDING SECTION 94.03 OF THE CODE OF ORDINANCES OF THE MUNICIPALITY OF BROOKVILLE, OHIO, PROVIDING THAT IT BE UNLAWFUL FOR ANY OWNER OR OCCUPANT OF ANY PREMISES LOCATED WITHIN THE MUNICIPALITY TO PERMIT ANY PERSON UNDER 21 YEARS OF AGE TO CONSUME ALCOHOLIC BEVERAGES ON THE PREMISES, AND DECLARING AN EMERGENCY" and Ordinance No. 1989-02 entitled "AN ORDINANCE AMENDING SECTION 94.03 OF THE CODE OF ORDINANCES OF THE MUNICIPALITY OF BROOKVILLE, OHIO, PROVIDING THAT IT BE UNLAWFUL FOR ANY PERSON UNDER THE AGE OF 21 YEARS TO ORDER, PAY FOR, SHARE THE COST OF OR ATTEMPT TO PURCHASE ANY INTOXICATING LIQUOR OR POSSESS ANY INTOXICATING LIQUOR IN ANY PUBLIC PLACE AND FURTHER PROVIDING THAT IT BE UNLAWFUL FOR ANY PERSON UNDER THE AGE OF 20 YEARS TO ORDER, PAY FOR, SHARE THE COST OF OR ATTEMPT TO PURCHASE ANY BEER OR INTOXICATING LIQUOR OR POSSESS ANY BEER OR INTOXICATING LIQUOR IN ANY PUBLIC PLACE, AND DECLARING AN EMERGENCY". All yeas, motion carried.

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

Motion by Imler, seconded by Duncan to accept the December 31, 1988 Fund Balance as presented. All yeas, motion carried.

Motion by Imler, seconded by Dafler to reorganize the Records Commission with Manager Wright, Law Director Zuhl, Finance Director Roeser and Leon Williamson as members. All yeas, motion carried.

Mayor Brown administered the Oath of Office to James Brown as a firefighter/EMT.

Vice Mayor Duncan gave a report on the Recreation Committee's request for Council to fund the Playground Program during 1989, no action was taken.

Chief Papanek gave a report for parking on Market Street and the following action was taken.

Motion by Imler, seconded by Dafler to prepare an ordinance on permitting parking on Market Street from Salem Street north to the alley and also the section in front of McGregor's plant. All yeas, motion carried.

Council recessed for the Public Hearings.

There were no objections, comments or questions by people present or received in the Municipal Office on the zoning ordinances.

Mayor Brown called Council back to order.

Planning Commission Chairperson Watkins reported the Commission recommended for Council to approve and adopt the three ordinances concerning zoning in the newly annexed areas.

Motion by Duncan, seconded by Imler to read proposed Ordinances Nos. 1988-17, 1988-18 and 1988-19. All yeas, motion carried

Motion by Duncan, seconded by Imler to accept the third readings and adopt Ordinance No. 1988-17 entitled "AN ORDINANCE ZONING CERTAIN LOTS OF THE REVISED CONSECUTIVE NUMBER OF LOTS OF THE MUNICIPALITY OF BROOKVILLE, OHIO TO A NEW CLASSIFICATION OF "OR"; Ordinance No. 1988-18 entitled "AN ORDINANCE ZONING CERTAIN LOTS OF THE REVISED CONSECUTIVE NUMBER OF LOTS OF THE MUNICIPALITY OF BROOKVILLE, OHIO TO A NEW CLASSIFICATION OF "C"; and Ordinance No. 1988-19 entitled "AN ORDINANCE ZONING CERTAIN LOTS OF THE REVISED CONSECUTIVE NUMBER OF LOTS OF THE MUNICIPALITY OF BROOKVILLE, OHIO TO A NEW CLASSIFICATION OF "PR". All yeas, motion carried.

Motion by Duncan, seconded by Imler to read proposed Ordinance No. 1988-20. All yeas, motion carried.

Motion by Duncan, seconded by Dafler to accept the third reading and adopt Ordinance No. 1988-20 entitled "AN ORDINANCE AMENDING SECTION 36.02 (A) COMPETITIVE BIDDING". All yeas, motion carried.

Mayor Brown read a statement of his resignation to become effective at the end of the meeting.


Motion by Imler, seconded by Ausra to accept the resignation of George E. Brown with regret. All yeas, motion carried.

Law Director Zuhl administered the Oath of Office to Michael A. Duncan as Mayor.

Mayor Duncan presented a Certificate of Service to outgoing Mayor Brown and also a plaque with gavel and chief's badge on it.

Motion by Ausra, seconded by Garber to declare a vacancy on Council and advertise for application for the vacated seat. All yeas, motion carried.

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


E. Eugene Roeser, Clerk


Michael A. Duncan, Mayor