

Brookville City Council
Regular Meeting
February 5, 2019

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on February 5, 2019 in the Brookville Council Chambers. The Pledge of Allegiance was recited. Members Fowler, Kirklin, Letner, Schreier, Wilder and Zimmerlin; Police Chief Jerome, Law Director Stephan, City Manager Burkholder, Finance Director Keaton and Clerk Wheeler were present. Fire Chief Fletcher was absent.

Roll Call by Clerk Wheeler.

Motion by Zimmerlin, second by Kirklin to approve the Agenda as presented. All yeas, motion carried.

Motion by Zimmerlin, second by Kirklin to approve the Regular Council Meeting Minutes of January 15, 2019. All yeas, motion carried.

Cindy Tietge, of the Brookville Historical Society, thanked Council for all of their support. She presented Council with their updated 2018 expenses. She stated in the past the City has given \$7,500 to the Historical Society. She stated she is making a passionate plea for \$7,500 again this year. She informed they haven't had to make a major repair in the last few years, but they do have more expenses than revenues. She stated they are not spending their money lavishly. Ms. Tietge stated if she cannot afford to pay for the buildings, they will be lost and Brookville will lose its history.

Motion by Schreier, second by Kirklin to approve a \$7,500 grant to the Brookville Historical Society's operating expenses for 2019. All yeas, motion carried.

Member Letner reminded the City has also been helping with mowing and snow removal.

Mayor Seagraves wished the Historical Society the best of luck and thanked them for all they do.

Ms. Tietge thanked Council Members for their help.

Heather Barr, President of the the Brookville Baseball Club (BBC), thanked Council and Staff for their support over the last year. She requested Council approval to hold their Opening Day Parade on May 4, 2019 at 10:00 a.m.

Mayor Seagraves asked if the Police or Fire Chiefs have any questions or concerns?

Police Chief Jerome stated he and Chief Fletcher have already reviewed and signed off on the Event Form.

Motion by Kirklin, second by Zimmerlin to approve the Brookville Baseball Club's Opening Day Parade on May 4, 2019 at 10:00 a.m. with approved route as provided on Event Form. All yeas, motion carried.

Ms. Barr provided a copy of the BBC's 2018 Financial Statement and informed she will provide Park Board with the information as well at the next Park Board Meeting.

Manager Burkholder reported for 2019, the Service Department has incurred 355 hours in overtime associated with snow and ice removal. He informed in 2018, the City had 18 water main line breaks and three so far in 2019. He stated these events add to expenses of the budget.

Manager Burkholder informed a meeting has been scheduled with Rumpke for this coming Friday to discuss service issues. He informed complaints are being logged and since January 1, there have been 76 complaints on trash and recycling plus numerous complaints this past week associated with the extreme cold weather. He informed during the cold weather, Rumpke experienced a number of issues with problems of their trucks breaking down, but we were promised they would have all the missed stops picked up by Saturday and they were not. He informed the reason complaints are being logged is to give feedback to Rumpke. He informed they have experienced issues with a high turn around of drivers. He stated Friday will be a stern meeting with Rumpke and he will report back to Council how the Meeting goes because Rumpke has to increase their level of service. He stated we did have three City workers happy to not be on the trash truck this past week during the extreme temperatures. He informed overall those three Service Employees are happy to be learning new jobs throughout the Service Department.

Member Zimmerlin asked if there are any monetary provisions in our contract with Rumpke?

Manager Burkholder informed there are provisions in the Agreement and Law Director Stephan is reviewing those provisions.

Member Kirklin stated there will always be issues or things that cannot be predicted. She stated communication is the key though and if there are homes that are missed by Rumpke then they should let the City offices know. She stated the City Offices should receive communication from Rumpke before a complaint is ever called in by a citizen.

Manager Burkholder stated the front office communicates to Rumpke immediately when notified of a missed stop, but the problem seems to be on the communication on Rumpke's part and overall Rumpke needs to be more timely.

Member Kirklin stated if Rumpke has a mechanical failure, shortage of staff or high volume due to a holiday then should get that information to us. She stated communication from us to Rumpke is happening, but from them to us is not. She stated we need to figure out a solution to the problem that is more proactive.

Manager Burkholder stated if issues are known because of weather issues etc. the information could be posted on the City's website or Facebook.

Member Zimmerlin stated for only being with Rumpke over a year, there seems to have been a number of issues and complaints. He stated personally he has had four in the last two months and know the residents must be frustrated too. He stated he knows the City saved money by switching to Rumpke, which was a good decision, but when looking at levies for the future, this is the type of stuff the residents see everyday and we have to get this straightened out. He stated the City can't ask residents for more money when they have bad service. He stated we have to get this under control. He suggested if there is going to be a several day delay, than we need a contingency plan for our truck to go out and then bill Rumpke for our guys work.

Manager Burkholder suggested if we have to go out and pick up trash we could keep a log of those incidents and the amount of time it takes us, in order to try to receive some sort of reimbursement from Rumpke.

Member Letner asked if the Rumpke drivers stop into the City Office each day to give an update?

Manager Burkholder informed sometimes they do and sometimes they do not, which is part of the problem. He informed when we did our own trash, we still received complaints periodically, not very often though. He reminded Brookville has had Rumpke for recycling for almost 15 years. He informed we previously had the same recycling driver for several years and she knew the route and knew Brookville and there was consistency and unfortunately now they seem to be

switching their drivers around too frequently. He stated their business model isn't working and he agrees their service level needs to be at a higher level.

Member Zimmerlin stated we need to bridge the gap of those things that will leave a bad taste in resident's mouths.

Member Kirklin stated the issues seem to be getting worse, we've had meeting with them in the past and asked if there can be some type of action plan established?

Manager Burkholder stated absolutely.

Further Rumpke discussion.

Finance Director Keaton presented the January 31, 2019 Fund Balance.

Motion by Kirklin, second by Zimmerlin to approve the January 31, 2018 Fund Balance as presented. All yeas, motion carried.

Finance Director Keaton requested Council authorization to transfer funds from the General Fund to the following funds as appropriated: \$200,000 into the Street M&R Fund; \$75,000 into the Park Fund; \$80,000 into the Note Retirement Fund; and \$110,000 into the Bond Retirement Fund.

Motion by Schreier, second by Kirklin to approve the transfer of funds from the General Fund to the following funds as appropriated: \$200,000 into the Street M&R Fund; \$75,000 into the Park Fund; \$80,000 into the Note Retirement Fund; and \$110,000 into the Bond Retirement Fund. All yeas, motion carried.

Finance Director Keaton requested Council approval for the 2019 Brookville City Wide Garage Sales. She provided Council Members with a map and schedule for the 2019 City Wide Garage Sales.

Motion by Kirklin, second by Zimmerlin to approve the 2019 City Wide Garage Sales as presented. All yeas, motion carried.

Finance Director Keaton requested Council dispense with the second and third readings and adopt proposed Resolution No. 19-03, which is the final Resolution for the mil and resurfacing of Wolf Creek Street from Westbrook Road to our south corporation limits. She informed this is a Surface Transportation Program or STP Project that was approved last August by City Council and included in our 2019 Budget. She informed ODOT needs a copy of the Resolution and signed contract with payment by March 1, 2019. She informed the Resolution includes a Fiscal Officer's Certificate that states the funds for the project have been lawfully appropriated, and this too needs to be submitted by March 1, 2019.

Motion by Schreier, second by Zimmerlin to read proposed Resolution No. 19-03. All yeas, motion carried.

Motion by Zimmerlin, second by Schreier to accept the first reading, dispense with the second and third readings and adopt Resolution No. 19-03 entitled, "A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO THE FINAL AGREEMENT WITH ODOT FOR THE 2019 STP PROJECT AT WOLF CREEK AND DECLARE IT AN EMERGENCY." All yeas, motion carried.

Manager Burkholder informed 70% of the project cost is a federal funding grant and 30% is the City's match.

Fire Captain Hart informed he is filling in for Fire Chief Fletcher tonight.

Fire Captain Hart reported the January Operations Report.

Captain Hart informed the warming center was opened for 54 hours during the extreme cold temperatures last week.

Captain Hart thanked the local citizens and businesses who called into the firehouse during that time period to offer help.

Captain Hart informed the rescue unit currently being repaired should be finished up in approximately the next two weeks and then will be on its way back to Ohio for painting and then should be back in use within the next two months.

Police Chief Jerome reported the Brookville Police Department handled 55 Incidents year-to-date, compared to 52 during this same time last year. Police Chief Jerome reported Citations are up a total of 16 Citations year-to-date, for a total of 55 Citations issued year-to-date. There were 149 traffic stops for January compared to 191 during January 2018.

Police Chief Jerome reported last week we had the lowest overdoses in Montgomery County, but that didn't last long because this week we made the Health Department watch for an anomaly. He informed last Friday we had four overdoses in one car. He described a car from Indiana pulled off the interstate and stopped at Speedway. He reported four medics responded and four medics transported. He informed the Health Department was in today on the situation. He informed on February 3, he was alerted by the Health Department because anytime they get a mass of visits to area hospitals for drug related incidents, they basically know there is a pretty bad batch up of Fentanyl or Heroin on the street. He reported there were 14 drug related visits within a 24 hour period of time to area hospitals. He stated Fentanyl issues are a real problem nation wide. He stated his Department is monitoring our highway area for a reason and making a lot of drug related arrests.

Member Fowler asked how the no parking of semi trucks on the ramps is going?

Police Chief Jerome informed the Police Department is writing tickets and the Ohio State Patrol is helping. He stated we do not have the resources to monitor the area 24/7. He stated he could literally have a car parked there to monitor the situation all day long every day. He stated trucks parking along the ramps is very dangerous, especially at night.

Law Director Stephan informed the McCoy Homes Plat No.1 is before City Council for approval. He informed when McCoy Homes, Inc. acquired the property at 300 East Westbrook Road in April 2018, Montgomery County determined the legal description for the property was inadequate, and required that the legal description be corrected to meet current Montgomery County standards. This subdivision record plan will correct the legal description of the property by establishing a new City lot number for the parcel and designating right of way on Westbrook Road. He provided Members with a copy of the proposed record plan. Law Director Stephan stated the record plan was approved by Planning Commission at its January Meeting, and it is requested City Council also approve the record plan.

Motion by Kirklin, second by Zimmerlin to approve the McCoy Homes Plat No. 1. for 300 East Westbrook Road. All yeas, motion carried.

Mayor Seagraves thanked the Service Department for their hard work with all of this serious winter weather.

Manager Burkholder informed he forwarded cost estimates on the pedestrian bridge at Golden Gate Park to Council Members. He requested Council review and discuss at the next Meeting.

Mayor Seagraves informed the reason for the urgency on this discussion is because it will take 12-14 weeks to build a bridge like this and the picnic is at the end of July. He asked Members to review the information and plan to discuss at the next Council Meeting.

Mayor Seagraves thanked Finance Director Keaton and Manager Burkholder for their presentation at the Budget Meeting tonight.

In Old Business,

Motion by schreier, second by Kirkin to read proposed Resolution No. 19-01. All yeas, motion carried.

Motion by Kirklin, second by Schreier to accept the second reading of proposed Resolution No. 19-01 entitled, "A RESOLUTION AUTHORIZING THE CITY MANAGER TO DISPOSE OF SURPLUS PROPERTY AT A PUBLIC AUCTION, PRIVATE SALE OR BY INTERNET AUCTION." All yeas, motion carried.

There was no New Business.

Member Kirklin, Park Board Liaison, stated there has not been a Park Board Meeting since the last Council Meeting. She informed the next Park Board Meeting is scheduled for Tuesday, February 12, 2019.

Member Schreier, Planning Commission Member, informed the last Planning Commission Meeting was Thursday, January 17, 2019. He reported their main business was the approval of the McCoy Homes Plat No 1. He informed Planning Commission Members elected Ryan Henderson as Chairperson and Brent Boose as Vice-Chair for 2019. He informed Members also discussed future parking and lighting ideas for the downtown area.

Mayor Seagraves thanked audience members for attending tonight's Meeting.

Bruce Garber, of 434 Sycamore Street, stated he has driven by the new water tower and noticed the power nor the electric meter set has been turned on. He asked if the City is waiting on DP&L or if DP&L is waiting on the inspection release? He stated if there is anything he can do to help with DP&L to let him know.

Manager Burkholder informed he will double check and get back to him. He stated at one point, we were waiting on DP&L, but he will check the current status. He reported the electrician has been out there a lot and there has been back and forth with all the inspections. He thanked Mr. Garber for his offer of help. He reminded the tower is operational, but the electric has not been installed and the security fence will be installed in the spring.

Mr. Garber asked if a strobe light is needed on top of the water tower?

Manager Burkholder informed because the tower is under the FAA required guidelines of 200 feet, it is not necessary. He informed we did have to have clearance from the FAA prior to building.

Mayor Seagraves stated a strobe light wouldn't be a bad idea, even if it isn't required.

Mr. Garber stated he longs for the old days where he could call the City Office and reach a live person. He stated he feels the current phone system is too complicated and a live person answering helps to keep a small town feel.

Mayor Seagraves stated his point is well taken. He stated over the last few months, the front office has had some health issues, which resulted in people being off and the automated system

has had to be utilized. He stated now, hopefully everyone is back and things can change back to the old way of a live person answering the phone.

Mr. Garber informed Eddie Masingale of Metronet, a fiber company is working with other communities in our area. He stated Mr. Massingale called into the City Offices and left a voicemail for the City Manager's Office and emailed, but never heard a response back. He stated if someone doesn't want to do business with him, he should at least receive a call back and say no thank you.

Manager Burkholder stated he will double check his voicemail.

Mr. Garber stated his son is friends with him and that is how he heard about this.

Adam Blevins, Chamber of Commerce President, stated he and the Chamber appreciate the City being on top of trying to fix or repair the pedestrian bridge at Golden Gate Park. He stated the Chamber would like to help out in any way they can.

Mayor Seagraves stated there will be open discussion at the next Council Meeting on the pedestrian bridge.

Kim Cheatham, of 565 Adrian, asked with the growth of Green Tokai and Payless, does that make up for the loss of the two major businesses from 2015?

Mayor Seagraves stated he is not sure we have had a chance to fully recoup those numbers.

Member Zimmerlin stated he has asked a similar question.

Finance Director Keaton stated the employees at Green Tokai and Payless are probably not paid as well as those of Parker Hanifan or 3M that left in 2015. She stated she can try to gather the information for an answer.

Ms. Cheatham asked if the City has been reimbursed for the Theatre improvements? If so, where does that money go?

Mayor Seagraves informed the Community Theatre Board will be paying \$500 per show back to the City.

Ms. Cheatham asked when doing the budget, where does the money go?

Finance Director Keaton informed back into the General Fund, where it came from.

Ms. Cheatham asked when property is sold, where does that money go. She stated there has to be extra money coming in from these type of situations.

Manager Burkholder explained when we sold the trash truck truck last year, the funds received were put back into the Capital Fund, where the funds came from initially.

Ms. Cheatham stated it needs to be explained when there is extra money coming in.

Member Zimmerlin informed at the Council Meeting when the water tower was approved, the Council Minutes of that Meeting have some of the specific numbers listed.

Ms. Cheatham stated Council Members should know those numbers to be able to respond when asked and not just tell a resident to look back through Council Minutes.

Mayor Seagraves thanked Ms. Cheatham for attending tonight's Budget Work Session. He stated he appreciates her taking the time to come.

Motion by Kirklin, second by Schreier to enter into Executive Session per ORC 121.22 (G)(1) to consider the appointment and compensation of a public employee. All yeas, motion carried.

Motion by Fowler, second by Kirklin to enter into Executive Session per ORC 121.22 (G)(6) for details relative to the security arrangements for a public body or public office. All yeas, motion carried.

Motion by Zimmerlin, second by Kirklin to go back into Regular Session. All yeas, motion carried.

Mayor Seagraves stated he would like Council's opinion on the phone system. He stated he personally likes the personal touch of a live person answering the phone and not an automated system that says press 1 etc. He stated he understands things happen and the Staff is busy but, it would be nice to have someone answering the phone as much as possible.

Member Letner stated maybe if the demand is there then have the automated system on, but if not then turn it off. He stated if there are four people up front then there should be times when someone can actually answer the phone.

Member Kirklin suggested designated specific times for certain people to be responsible for answering the phones. She agreed when staffing is short, the automated system makes sense.

Mayor Seagraves stated the phones is a small, personal touch that could make a difference when asking residents to support a levy. He stated he personally does not like having to hit a button, he wants a person when he calls in.

Member Fowler suggested adding if you know your party's extension or dialing a zero for the operator. He stated a simple recording could be helpful in fielding calls so that whoever is answering the phone isn't constantly transferring calls to other people, which helps efficiency.

Mayor Seagraves stated that might be ok.

Member Kirklin stated if the capacity is there, then turn off the automated system.

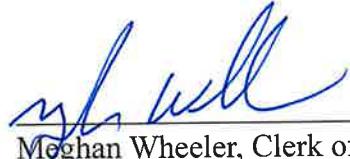
Member Letner stated he doesn't know anyone's extension.

Member Fowler stated certain people or vendors who do know Staff's extension might prefer to just dial a direct extension.

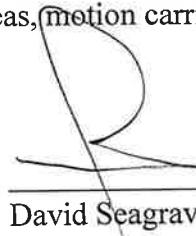
Manager Burkholder stated the Zoning Officer receives a lot of calls and the phone system gets people directly to him without having to hold or be transferred, which cuts down on time for the Staff and the person on hold.

Manager Burkholder stated changes can be made to the system. He will look into the various options. He stated there are a lot of times when all four are on the phone especially during utility payments being due.

Motion by Zimmerlin, second by Kirklin to adjourn. All yeas, motion carried.



Meghan Wheeler, Clerk of Council



David Seagraves, Mayor