

Brookville City Council
Regular Meeting
June 19, 2018

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on June 19, 2018 in the Brookville Council Chambers. The Pledge of Allegiance was recited. Members Cantrell, Kirklin, Letner, Schreier, Wilder, and Zimmerlin; Fire Chief Fletcher, Law Director Stephan, City Manager Burkholder were present. Finance Director Keaton, Police Chief Jerome and Clerk Wheeler were absent.

Mayor Seagraves welcomed everyone.

Roll Call by Manager Burkholder.

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

Motion by Kirklin, second by Cantrell to approve the Regular Council Meeting Minutes of June 5, 2018. Member Wilder abstained, Motion carried with 6 yeas and 1 abstention.

Brandon McClain, Montgomery County Recorder, presented a Power Point Presentation on the Montgomery County Fraud Alert Notification System. Copy of Power Point Presentation attached to Meeting Minutes.

Manager Burkholder provided a firehouse update. He informed substantial completion occurred last Friday, June 15, which means our warranties began on that date. Landscaping and punch list items continue with landscaping completion estimated at the end of the week. He reminded the dedication remains scheduled for Sunday, July 22nd at 1:00 p.m. He stated the new Fire Station 76 is the flagship of the City's facilities and will set the tone for future development on the new Market Street and will also serve as a City and regional training center as a result of its state-of-the-art training room and Emergency Operations Center (EOC).

Manager Burkholder provided Council members with a safe water letter from the City of Dayton as an update on their recent water issues.

Member Cantrell asked for an update on the Safe Routes To School Program.

Manager Burkholder informed to date, ODOT has received approximately 43 parent surveys. He reported ODOT would like to have twice that amount to help them gather the information they need. He informed the information for the parent survey is on the School's website and the City's website and City Staff will be doing another push of information this week to try to get more people to complete the survey.

Member Zimmerlin asked if hiring a Wastewater Treatment Plant Operator is part of the budget?

Manager Burkholder informed that will be something that will need to be added to the 2019 Budget. He explained we currently have a Class 3 Operator, but we need a Class 1 or Class 2 Operator as a back up and also as part of succession planning.

Member Zimmerlin asked if there are any internal candidates?

Manager Burkholder informed that has been looked into, but no one currently seems to have interest in pursuing that field and obtaining the certification they would need.

Manager Burkholder provided Council Members with a memo from the Finance Director on the renewal of the City's Risk Insurance. He informed the Commercial Property, Automobile and Liability Insurance coverage through the Ohio Plan renews on July 1 for a one year period. The

renewal premium came in at \$68,687, which is a \$10,068 increase over our expiring policy. He informed our risk insurance includes Property, Liability, Automobile, Equipment Breakdown, Special Property, Computer, Crime, Cyber and Terrorism coverages. Our property values increased \$7,030,202, which includes the addition of our new fire station and scheduled equipment value increased \$33,642 from our last renewal. He reported our Ohio Plan Advantage Premium credit totaled \$5,324 this year. Manager Burkholder requested Council approval to accept the Commercial Property, Automobile and Liability Insurance coverage through the Ohio Plan at a rate of \$68,687, effective July 1, 2018 for a one year period.

Motion by Cantrell, second by Zimmerlin to accept the Commercial Property, Automobile and Liability Insurance coverage through the Ohio Plan at a rate of \$68,687, effective July 1, 2018 for a one year period. All yeas, motion carried.

Fire Chief Fletcher informed the Fire Department is moving into the new firehouse in phases. He stated as of now, he is hoping to have duty crews responding from the new station on June 28.

Manager Burkholder provided Council with a report from Police Chief Jerome. The report informed the Police Department has stepped up patrols and enforcement efforts related to alcohol violations in Golden Gate Park; continue to enforce parking violations by commercial vehicles throughout the City, primarily north of I-70 near Speedway; The Police Department is experiencing more and more complaints regarding golf carts throughout the City and Chief Jerome plans to make legislative recommendations to City Council within the near future for public safety purposes; will be conducting inspections of all four tow companies to ensure compliance of our current contract and making recommendations and changes to the current contract which has been in place since 2011.

Law Director Stephan informed proposed Ordinance No. 2018-10 would adopt the 2017 Fire Code for the City of Brookville. He informed our current Code adopted the 2011 Ohio Fire Code. He stated it is Staff's recommendation to adopt the updated 2017 Ohio Fire Code as adopted by the Ohio Fire Marshall.

Motion by Cantrell, second by Kirklin to read proposed Ordinance No. 2018-10. All yeas, motion carried.

Motion by Kirklin, second by Cantrell to accept the first reading of proposed Ordinance 2018-10 entitled, "AN ORDINANCE ADOPTING THE 2017 FIRE CODE FOR THE CITY OF BROOKVILLE, OHIO." All yeas, motion carried.

Law Director Stephan informed City Council had previously approved a contract with GeoTechnical Consultants, Inc. in the amount of \$27,297 for construction testing on the Fire Station Project. He requested Council approve by motion a Change Order increase for the construction testing contract with Geotechnical Consultants, Inc. in the amount not to exceed \$4,500 to complete construction testing on the project.

Motion by Kirklin, second by Cantrell to approve the Change Order increasing the amount for the construction testing contract with Geotechnical Consultants, Inc. in the amount not to exceed \$4,500 to complete construction testing on the project. All yeas, motion carried.

Mayor Seagraves thanked Montgomery County Recorder, Brandon McClain for attending tonight's meeting.

Mayor Seagraves wished everyone a safe and Happy Fourth of July.

In Old Business,

Motion by Kirklin, second by Schreier to read proposed Ordinance No. 2018-06. All yeas, motion carried.

Motion by Cantrell, second by Kirklin to accept the third reading and adopt Ordinance No. 2018-06 entitled, "AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF LOTS 1743 AND 1744 OF THE CITY OF BROOKVILLE FROM ITS PRESENT CLASSIFICATION OF (C) CONSERVATION DISTRICT TO THE NEW CLASSIFICATION OF (R-1B) (PD) URBAN RESIDENTIAL PLANNED DEVELOPMENT OVERLAY DISTRICT." All yeas, motion carried.

Motion by Kirklin, second by Zimmerlin to read proposed Ordinance No. 2018-09. All yeas, motion carried.

Motion by Schreier, second by Kirklin to accept the third reading and adopt Ordinance No. 2018-09 entitled, "AN ORDINANCE ESTABLISHING REGULATIONS FOR USE OF PUBLIC RIGHT-OF-WAY BY UTILITY PROVIDERS IN THE CITY OF BROOKVILLE." All yeas, motion carried.

Motion by Kirklin, second by Cantrell to read proposed Resolution No. 18-06. All yeas, motion carried.

Motion by Cantrell, second by Kirklin to accept the second reading of proposed Resolution No. 18-06 entitled, "A RESOLUTION DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE CITY OF BROOKVILLE ON BEHALF OF THE STATE OF OHIO (THE BORROWER) TO REIMBURSE ITS WATER FUND FOR THE ARLINGTON ROAD WATER MAIN LOOP, CD03V AND CD04V, WITH THE PROCEEDS OF TAX EXEMPT DEBT OF THE STATE OF OHIO." All yeas, motion carried.

Manager Burkholder reminded if Council has not responded to Clerk Wheeler on their availability for the proposed dates in September to hold a Council Retreat, to please do so.

Manager Burkholder informed Council has been given detailed information on pricing for the Civic Clerk program.

Motion by Cantrell, second by Kirklin to approve the Agreement with Civic Plus for the Civic Clerk Module to be added to the website package for a one year Agreement in the amount of \$10,700. All yeas, motion carried.

Law Director Stephan advised the draft Sexual Harassment Policy is still being reviewed, copies of the draft policy have been given to Council for their review and any comments.

Manager Burkholder informed he spoke with the City's outside labor legal counsel, who drafted the copy of the draft Sexual Harassment Policy that Council has been given, to make sure we were on the right track and he said we were. Manager Burkholder stated he would like to compare the draft version with the current policies of the Police and Fire Departments. He informed the Police and Fire Departments use Lexipool for their policies, but Lexipool primarily writes policy for only Police and Fire Departments. He informed this policy, once finalized will also be incorporated to other City Contracts with the various service groups. He stated the current Personnel Manual is many years old and now is a good time for review and updates.

In New Business,

Member Letner stated Majestic Nursery is generous enough to donate their time to maintain the island at Arlington Road and Wold Creek and to keep that area looking nice. He stated during

election times though, it drives him crazy to see all of the political signs in that location. He suggested an Ordinance stating no signs in that area or at Golden Gate Park.

Law Director Stephan advised in the new Sign Code adopted last year, it prohibits signs to be placed in the right-of-ways, so we can prohibit signs from being located in the round about area of the right-of-way. He stated the City can make a decision to prohibit signs on City owned property.

Member Cantrell stated we can't pick and choose who can put signs in the designated areas and who cannot, we will have to say all temporary signs are prohibited.

Bonnie Cordes and Carolyn Haney, of the Brookville Park Board agreed with prohibiting signs in front of Gateway and Golden Gate Parks.

Law Director Stephan informed some community education would probably be quite helpful because for a long time signs have been allowed between the curbs and sidewalks but now the new Sign Code states it must be three feet behind the right-of-way.

Manager Burkholder agreed with Law Director Stephan on the idea of educating people.

Further discussion on the placement of signs, enforcement and how to educate.

Bonnie Cordes, of the Brookville Park Board, informed the Christmas in the Park Event has been set for December 7, 2018 with a tentative time of 6:30 to 8:30 p.m. and is being planned in partnership with the Brookville Theatre Board. She gave a recap of Park Board's recent Work Session that was held to discuss the planing of the event. She informed Park Board will be having another Work Session on August 10, 2018 to discuss further planning for the event.

Ms. Cordes informed the current Park Board President, Dave Monnin has recently announced his resignation from Park Board. She informed Mr. Monnin has agreed to remain on the Board until a replacement is found. She stated Dave Monnin has been an instrumental part of the Brookville Park Board for over twenty years and the parks would not be what they are without Dave Monnin. She requested an ad be placed to advertise the opening for a Park Board Member.


Mayor Seagraves stated Mr. Monnin has put his heart and soul into the Brookville Parks for over twenty years and he truly loves the parks.

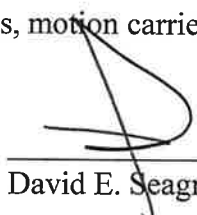
Member Cantrell stated he will be very missed.

Ms. Cordes stated for the rest of 2018, she will be the Park Board President.

Mayor Seagraves reminded the next Council Meeting will be Tuesday, July 3.

Motion by Cantrell, second by Schreier to adjourn. All yeas, motion carried.


Gary Burkholder, City Manager


David E. Seagraves, Mayor