

Brookville City Council  
Regular Meeting  
August 7, 2018

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

Mayor Seagraves welcomed everyone. He announced Finance Director Keaton and Fire Chief Fletcher are absent but both have provided reports.

Roll Call by Clerk Wheeler.

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

Motion by Kirklin, second by Schreier to approve the Regular Council Meeting Minutes of July 17, 2018. All yeas, motion carried.

Todd Clemons, of the Brookville Soccer Association, requested permission to hold their Opening Day Parade on Saturday, August 18, 2018 at 9:00 a.m.

Police Chief Jerome informed it looks to be the same route as last year and the Police Department would love to help.

Motion by Schreier, second by Kirklin to allow the Brookville Soccer Association to hold their Opening Day Parade on Saturday, August 18, 2018 at 9:00 a.m. All yeas, motion carried.

Manager Burkholder presented a Power Point Presentation on the updates at the Community Theatre. Copy of Power Point Presentation attached to Minutes.

Manager Burkholder informed he attended the most recent Clay Township Trustee Meeting and tonight's Perry Township Trustee Meeting where the new Police Chief was sworn in.

Mayor Seagraves asked if a motion is need by Council for the additional costs of repairs at the Theatre?

Manager Burkholder informed Council already approved the major repairs to the roof and the other additional costs are under the threshold of \$50,000, which would require approval, but if Council wants to make a Motion that is fine with Staff.

Member Kirklin stated if it is under the original threshold of \$50,000 it should be fine. Other Members agreed.

Member Zimmerlin stated he noticed the property across from the new Fire Station has sold. He asked if there is any idea what will be going in?

Manager Burkholder stated the City does not know yet what the owners are planning.

Member Zimmerlin asked if there are any plans to repair the drinking fountains at Westbrook Soccer Park and Golden Gate Park?

Manager Burkholder informed the fountain at Westbrook Park has been repaired. He stated there has been an issue with vandalism several times on the drinking fountain at Golden Gate Park, which is why it has not been repaired since the last time it was broken.

Member Kirklin asked if there has been a drop in vandalism at Golden Gate Park over the last year, or is it about the same?

Manager Burkholder informed one issue is that the problem hasn't been reported until weeks, or months later. He stated if there are any vandalism issues, they need to be reported to the Police Department right away. He informed he has been evaluating some of the current deficiencies on some of the property at the park including locks at the various buildings and having them repaired.

Member Letner asked if there was an estimated date for the opening of the Arlington Road Bridge?

Manager Burkholder informed ODOT said they will not give a specific date incase there is any delays for any reason, for example, if it had rained today, the striping would have been pushed back. He informed the Bridge will just be open one day. He stated City Officials have considered holding a brief ribbon cutting once open. He stated it should be open soon and he will be in touch with updates to the schools in order to help with the bus routes. He informed he has a meeting this Thursday with ODOT for a project update. He reported the 150 day project timeline has not been exceeded.

Member Letner stated he drove by the new water tower. He asked for pictures of the project.

Manager Burkholder stated he will send out pictures. He reminded the new water tank currently being constructed is a 200,000 gallon water tank. He informed the Arlington Road Water Loop Project started today and has an estimated completion date of just a few weeks. He stated a little bit of modification was needed for the project because piping was found once underground that was not displayed on the original maps. He informed submission of application will be done in a few weeks for OPWC funds for the I-70 water loop, which would be the third leg of this three-phase project to improve water flow on the north side of Interstate 70.

Member Wilder asked for an update on the old BP Station.

Law Director Stephan informed there is no new update.

Member Wilder stated the west side of Brookville has lost power multiple times in the last few weeks. She asked if anyone knows why that is?

Mayor Seagraves stated we will have to check with DP&L because no one is sure why.

Mayor Seagraves requested Council approval of the July 31, Fund Balance.

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

Mayor Seagraves informed Finance Director Keaton has requested Council accept the first reading and dispense with the second and third reading and adopt Resolution No. 18-08, which amends the 2018 Estimated Resources and Appropriations. He informed Finance Director Keaton has also provided Members with a Memo on proposed Resolution No. 18-08.

Motion by Kirklin, second by Schreier to read proposed Resolution No. 18-08. All yeas, motion carried.

Motion by Cantrell, second by Kirklin to accept the first reading, dispense with the second and third reading and adopt Resolution No. 18-08 entitled, "A RESOLUTION AMENDING THE 2018 APPROPRIATIONS, AS SET FORTH BELOW, PURSUANT TO SECTION 5705.40 OF THE OHIO REVISED CODE, AND SECTION 12.35 OF THE OHIO

ADMINISTRATIVE CODE AND APPROVING THE AMENDMENT TO THE CERTIFICATE OF ESTIMATED RESOURCES, AS SET FORTH BELOW." All yeas, motion carried.

Mayor Seagraves informed Fire Chief Fletcher is absent tonight, but provided a report.

Police Chief Jerome reported the Brookville Police Department handled 375 Reportable Incidents year-to-date, compared to 468 during this same time last year. Police Chief Jerome reported Citations are up a total of 21 Citations year-to-date, for a total of 333 Citations issued year-to-date. There were 190 traffic stops for July compared to 159 during July 2017.

Police Chief Jerome informed the School Resource Officer officially started yesterday. He informed Officer Snell is very excited to be at the school full-time and school starts next Thursday. He reported a full-time position for Officer Snell's replacement has been offered and the new Officer will start August 20, 2018.

Police Chief Jerome reported the cruiser purchase worked out as planned. The cruiser was purchased as approved by City Council and is awaiting for stripes to be added. He stated so many people are currently buying cars, it could be almost a month before the stripes can be added. He stated the State of Ohio is adding School Resource Officers like crazy and it has increased the need for additional cruisers to be purchased throughout the state.

Police Chief Jerome informed there is still talk going on about moving the Court building out of New Lebanon. He stated it is still in the preliminary stages, but he has heard a move is imminent but where is what is undecided. He informed the western Chiefs will be attending a County Commission Meeting next Tuesday to voice their opinion. He informed some have suggested moving the Court Building to Huber Heights, but the western jurisdictions are in opposition of that because of the time it will take to travel there and back for the western jurisdictions. He informed in the future, a Resolution may be brought to City Council on this topic.

Mayor Seagraves asked for an update on how the Community Picnic went.

Police Chief Jerome informed the Picnic went very smooth, the weather was good, there was a big crowd and the fireworks were great. He stated the Chamber Board did a great job. He informed he walked through the park Saturday night after the picnic and was amazed at how clean the park already looked afterwards. He stated by Monday, the park looked amazing and was spotless.

Law Director Stephan reminded at the July 3, 2018 meeting, City Council authorized the City Manager to give notice to National Inspection Corporation of our intent to terminate our agreement with NIC for building code enforcement and to move our building code enforcement to Montgomery County. He informed a notice of termination was delivered to NIC on July 5, 2018, and they have responded with notice that on September 5, 2018 they will terminate their work for the City of Brookville. He provided Council a copy of the response from NIC.

Law Director Stephan informed the next steps in the process to move our building code enforcement to Montgomery Council is before City Council tonight. He explained proposed Ordinance No. 2018-12 authorizes application to the Ohio Board of Building Standards to appoint Montgomery County as our building code enforcement agency and proposed Resolution No. 18-11 approves the agreement with Montgomery County for code enforcement services.

Law Director Stephan informed to have Montgomery County in place for building code enforcement by September 5, 2018, the following steps will be taken:

1. August 7, 2018 Action by City Council on Ordinance 2018-12 and Resolution 18-11
2. August 14, 2018 Action by the Montgomery County Board of County Commissioners to approve the agreement with the City of Brookville
3. August 17, 2018-Submit Application to Ohio Board of Building Standards

4. August 24, 2018-Ohio Board of Building Standards meeting-approval of application

Law Director Stephan advised proposed Ordinance No. 2018-12 and proposed Resolution No. 18-11 are before City Council as emergency measures, so the City can complete the process to have Montgomery County approved for building code enforcement by September 5, 2018.

Motion by Schreier, second by Cantrell to read proposed Ordinance No. 2018-12. All yeas, motion carried.

Motion by Schreier, second by Cantrell to accept the first reading, dispense with the second and third reading and adopt Ordinance No. 2018-12 entitled, "AN ORDINANCE AUTHORIZING A REQUEST TO THE OHIO BOARD OF BUILDING STANDARDS TO CERTIFY THE CITY OF BROOKVILLE FOR ENFORCEMENT OF THE OHIO BUILDING CODE AND THE RESIDENTIAL CODE OF OHIO WITH THE CONDITION THAT MONTGOMERY COUNTY BUILDING REGULATIONS EXERCISE THE ENFORCEMENT AUTHORITY AND ACCEPT AND APPROVE PLANS AND SPECIFICATIONS, AND MAKE INSPECTIONS, AND AUTHORIZING AN AGREEMENT FOR SUCH ENFORCEMENT BETWEEN THE CITY OF BROOKVILLE AND MONTGOMERY COUNTY, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Motion by Cantrell, second by Kirklin to read proposed Resolution No. 18-11. All yeas, motion carried.

Motion by Kirklin, second by Schreier to accept the first reading dispense with the second and third reading and adopt Resolution No. 18-11 entitled, "A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AGREEMENT WITH THE BOARD OF COUNTY COMMISSIONERS OF MONTGOMERY COUNTY FOR COUNTY INSPECTION AND ENFORCEMENT AUTHORITY FOR ALL OHIO BUILDING CODE AND RESIDENTIAL CODE OF OHIO REGULATED WORK WITHIN THE CITY OF BROOKVILLE UNDER CERTAIN TERMS AND CONDITIONS, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Manager Burkholder informed the switch to Montgomery County should also be a help with future Economic Development.

Mayor Seagraves thanked Staff for a tremendous opening of the new Fire Station.

Mayor Seagraves thanked the Chamber of Commerce for a job well done on the Community Picnic.

In Old Business,

Motion by Kirklin, second by Schreier to read proposed Resolution No. 18-07. All yeas, motion carried.

Motion by Cantrell, second by Kirklin to accept the second reading of proposed Resolution No. 18-07 entitled, "A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO THE FINAL AGREEMENT WITH ODOT FOR THE 2019 STP PROJECT AT WOLF CREEK STREET." All yeas, motion carried.

Manager Burkholder informed the Council Retreat is scheduled for Saturday, September 15, 2018. He informed more information will be coming to Council Members. He stated two major components of this will be Finance and Economic Development.

Member Zimmerlin asked how the Civic Clerk implementation is going?

Clerk Wheeler informed the first kick off webinar was recently held. She is working with Civic Clerk on our current process and another webinar will be held soon. She informed the estimation for completion on this is approximately six weeks.

In New Business,

Motion by Kirklin, second by Schreier to read proposed Resolution No. 18-09. All yeas, motion carried.

Motion by Cantrell, second by Kirklin to accept the first reading of proposed Resolution No. 18-09 entitled, "A RESOLUTION AUTHORIZING THE CITY OF BROOKVILLE TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAMS AND TO EXECUTE CONTRACTS AS REQUIRED FOR THE MAPLE STREET RESURFACING PROJECT." All yeas, motion carried.

Motion by Kirklin, second by Schreier to read proposed Resolution No. 18-10. All yeas, motion carried.

Motion by Cantrell, second by Kirklin to accept the first reading of proposed Resolution No. 18-10 entitled, "A RESOLUTION AUTHORIZING THE CITY OF BROOKVILLE TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAMS AND TO EXECUTE CONTRACTS AS REQUIRED FOR THE I-70 WATERLINE CROSSING PROJECT." All yeas, motion carried.

Motion by Kirklin, second by Zimmerlin to read proposed Ordinance No. 2018-13. All yeas, motion carried.

Motion by Schreier, second by Kirklin to accept the first reading of proposed Ordinance No. 2018-13 entitled, "AN ORDINANCE LEVYING ASSESSMENTS FOR DELINQUENT UTILITY BILLS FOR CERTAIN PROPERTIES IN THE CITY OF BROOKVILLE, OHIO." All yeas, motion carried.

Bonnie Cordes, President of the Brookville Park Board, informed Park Board will hold a Work Session on Friday, August 10 from 10:00 a.m. to noon for discussion and planning of this year's Christmas in the Park Event.

Mayor Seagraves thanked Park Board for all of their hard work and dedication to the parks and their help in preparing the park for the Community Picnic.

Kim Cheatham, of 565 Adrian Court, asked if the Theatre Board is contributing any money towards the repairs being done at the Community Theatre?

Mayor Seagraves informed once there is a total on the repairs, the Theatre Board will be responsible for half of the total cost. He informed they will make payments to the City after each performance until the amount they owe is paid in full.

Ms. Cheatham asked how much we have paid for salt over the past three years? She stated she recently read an article that Miami Township recently purchased 800 tons for only about \$11,000 more than what we recently purchased salt for. She asked how they were able to purchase double the salt for not much more in cost?

Mayor Seagraves explained in the past the County utilized our salt bins and in exchange for that we did not have to pay anything for salt. He informed starting this year, the City will have to incur the cost of salt, we have been very fortunate over the last 20 years to not have to pay anything for salt. He informed the County Engineer decided to move the county's salt storage to

Clay Township from Brookville. He informed as far as price, we were one of multiple purchasers in a large group purchasing salt together for a better price.

Member Cantrell said sometimes townships have different pricing than cities.

Member Letner informed Miami Township also could have been locked in on a price from last year, but this is our first year paying for salt.

Ms. Cheatham asked if 400 tons of salt will be enough?

Member Letner informed we used 380 tons of salt last year, plus we do have some salt left over from last year.

Ms. Cheatham stated it should be more publicly known the Theatre is chipping in for the total cost of repairs for the Theatre.

Mayor Seagraves informed the Theatre has always split the costs for repairs done at the Theatre.

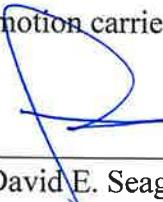
Motion by Cantrell, second by Kirklin to adjourn. All yeas, motion carried.

---



Meghan Wheeler, Clerk of Council

---



David E. Seagraves, Mayor