

Brookville City Council  
Regular Meeting  
January 17, 2017

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on January 17, 2017 in the Brookville Council Chambers. The Pledge of Allegiance was recited. Members Apgar, Cantrell, Duncan, Henry, Kirklin and Letner; City Manager Burkholder, Police Chief Jerome, Fire Chief Fletcher, Finance Director Keaton, Law Director Stephan, Clerk Wheeler and Public Service Director Williamson were present.

Mayor Seagraves asked for a moment of silence in honor of Joe Swartztrauber, owner of Rob's Restaurant. He was a good friend, supporter and business man.

Chief Jerome informed he spoke with Joe's wife briefly, but it was still very early to talk too much. He stated he will go to the viewing and the City and Rotary sent flowers. He described Joe was the best business partner, he always hosted the Veteran's Day lunch and helped with Ghostly Night Out. He was a great guy who mentored a lot of people, and his death is a huge loss. Chief Jerome informed the Police Department has posted several photos from past Veteran's Day Lunches on their Facebook page. His thoughts and prayers are with his family and co-workers. He informed that Rob's Restaurant will close early on Wednesday for the viewing and be closed all day Thursday so the staff can attend the viewing and funeral. Everyone that works there is all very close.

Roll Call by Clerk Wheeler.

Motion by Duncan, second by Apgar to approve the Agenda as presented. All yeas, motion carried.

Motion by Apgar, second by Cantrell to approve the Regular Council Meeting Minutes of January 3, 2017. All yeas, motion carried.

Manager Burkholder reminded of the upcoming Annual Business Breakfast on January 20th at 7:30 a.m. He informed Staff has received a good response so far of RSVP's.

Manager Burkholder presented a Power Point Presentation on 2016 Revenues and Expenses.

Mayor Seagraves thanked Manager Burkholder for his presentation and the good numbers and facts he included. His presentation took a look back over the last several years and what we couldn't do for the last five years. He stated we must consider the downturn of the economy and five years even before that to see that we have come through some challenging times. He informed it's not that we tried to ignore what needed to be done, the funds just weren't there, and consequently where there are no funds you can't deliver on the needed improvements. He stated you can see some of the challenges the City has faced over the last 10-15 years.

Member Kirklin stated it is noted in his report, to try and bring the level in the Service Department back to where it was in 2007 not 2017. She stated if our population has increased since 2007 by 10% then the 2007 level of the Service Department would still be inadequate.

Manager Burkholder agreed. He would like to see not only more staff but more efficiency with the staff we do have. He stated if you relate the numbers to the population and the areas we have to maintain than yes, we should be above the 2007 level.

Member Kirklin stated in 2007 our population was 5,389 and in the most recent count our population was 5,884, which results in a 10% increase in our population.

Manager Burkholder stated the recent census numbers projected approximately 6,000 residents in Brookville. The Dayton Daily News recently did an article that Brookville is one of the fastest growing cities in the area.

Member Kirklin stated that would result in almost a 15% increase.

Finance Director Keaton requested requested Council approval to transfer funds from the General Funds to the following Funds as appropriated:

\$100,000 into the Street M&R Fund  
\$50,000 into the Park Fund  
\$20,000 into the Note Retirement-Northbrook Fund

Motion by Kirklin, second by Apgar to authorize Finance Director Keaton to transfer \$100,000 into the Street M&R Fund; \$50,000 into the Park Fund; and \$20,000 into the Note Retirement-Northbrook Fund. All yeas, motion carried.

Finance Director Keaton reported the .25% tax rate increase accounted for \$337,288.34 more funds in 2016 than if we were at our old tax rate of 1.75%. She provided Council with a report she received from Vandalia after the last Council Meeting. She informed the amount she reported at the last Council Meeting was the amount received in our accounting system in 2016. The amounts reported by Vandalia are actual receipts received for 2016. She informed the first check received each month closes out the prior month. For example, we recently received funds totaling \$102,076.72 that closed out the month of December.

Member Cantrell asked if that is the total amount of funds?

Finance Director Keaton stated yes.

Finance Director Keaton informed as part of the ED/GE Program, we have to complete a Government Equity (GE) model for Montgomery County each year. The model includes our assessed valuations, commercial and industrial valuations, abated values, property tax millage, property tax revenues, income tax rates and income tax revenues for a base year and comparison year. She informed each jurisdiction that participates in the ED/GE Program is required to complete this GE model. Finance Director Keaton stated we just received notice that the GE model will be suspended for 2017 and since the model is suspended, there will be no GE collections from jurisdictions and no distributions to jurisdictions in 2017.

Finance Director Keaton provided Council with a bullet point list on the two levies on the Agenda tonight. She informed under a five mill Police Levy it would generate approximately \$494,328 annually and would cost a homeowner of a \$100,000 home \$175 per year or \$14 per month. She informed Council:

- The General Fund consists of the Police Operating and Capital Budget, the Fire Department Operating budget and the Legislative Budget, which includes transfers to the other Funds who do not have a sufficient revenue stream.
- The 2017 Police Department budget is \$1,636,000. The Police Department relies exclusively on income tax dollars.
- The 2017 General Fund budget is \$5,107,000 of which the Police Department budget represents 32%. Transfers our of the General Fund totals \$1,110,000 or 21.7%.
- A voted levy would be a stable source of revenue for five years. If appreoved, we can review our financial position prior to the levy expiring to decide if we need to continue with a levy and if so, do we renew the levy for a five-year period or change to a continuous levy.

- In 2015, she would have stated our income tax revenue was a stable source, but after learning of two large employers leaving Brookville in 2016, she cannot be certain of that.
- We have been at the same number of full-time Patrol Officers for many year. Over the last few years, we have been struggling to maintain a healthy number of part-time Patrol Officers to fill the gaps.
- With the shooting event that occurred here in October, our Police Department work force is down and that is the reason we approached Council during our Budget Work Session with the request to add another full-time employee. If we have a full-time employee go out on extended leave, it would be difficult on our department.

Finance Director Keaton informed the proposed 2.5 mill Street Levy would generate approximately \$247,164 and would cost a homeowner with a home valued at \$100,000 \$87.50 annually, or \$7.29 per month. She also informed Council:

-Funds raised from this levy would go toward funding general construction, reconstruction, or resurfacing and repair of streets.

-Funds spend on our Annual Repaving Program from 2011-2015:

2011 - \$168,770
2012 - \$152,364
2013 - \$254,067 (Permissive Tax received \$117,000)
2014 - \$201,436
2015 - \$265,767 (Permissive Tax received \$93,000)

-The additional revenue that we would realize from this levy could provide us matching funds for grants and/or loans with the Ohio Public Works Commission (OPWC) and Federal projects, such as the STP, or TA roadway projects. With OPWC projects, the more matching funds that we can provide toward a project will score more points, which in turn provides the City with a better opportunity that our project gets funded.

Finance Director Keaton reported during our Moody's bond rating presentation, the Moody's analyst commented that Ohio Municipalities are too reliant on their income tax and that we should look for other revenue streams. She provided Council with a copy of the credit opinion comments from Moody's. She explained by moving forward and placing these two levies on the ballot, and if approved by the voters, this would free up approximately \$741,492 income tax dollars annually that could be seen on various infrastructure/capital projects, including projects that come about unexpectedly such as the water pressure issue in the NorthBrook Industrial Park.

Finance Director Keaton stated the approximate cost to the City for issues on the ballot would be anywhere from \$1,200 to \$1,500 per precinct. She informed we have four precincts within Brookville. Since the initiative petition will be on the May Primary ballot, it would not cost any more to place the two levies on the ballot. She stated we would incur additional advertising fees, as each levy has to be advertised in the Dayton Daily News.

Public Service Director Williamson reported the Notice of Intent and Storm Water Management Plan was submitted to the Ohio EPA for the MS4 Program. He informed we will continue to develop and comply over the next several years.

Public Service Director Williamson gave an update on the 269 Foothill Drive project. He informed the furnace is being commissioned this week and interior finishes are set to begin.

Public Service Director Williamson reported the Copper/Lead sampling ID template was submitted to the EPA. Currently developing the lead service line maps which are required to be submitted by March 9, 2017.

Public Service Director Williamson informed crews used 32 tons of salt on January 5, 2017 and 8 tons of salt on January 11, 2017 for snow and ice control.

Public Service Director Williamson reported the Recycling numbers for the month of December were 38.7 tons and total for 2016 were 375.8 tons.

Member Kirklin asked once the lead service lines are mapped, is that something he will share with Council along with what the next step will be?

Public Service Director Williamson stated yes.

Member Kirklin asked if he has any idea of how many feet we have or is it too early to tell?

Public Service Director Williamson informed based on preliminary discussion we do not believe there are any lead lines still in the system but will dig deeper to make sure. He stated the initial thought was that we may not have any lead service lines at all.

Member Kirklin asked if he had any idea if there could be any possibility of lead service lines in the areas that were not part of the City when it was originally developed?

Public Service Director Williamson stated he is not certain and cannot say for sure.

Fire Chief Fletcher reported he is in the process of completing the annual audit of 2016 operational information, and he expects to have a complete and detailed report available at the next Council Meeting in February. He stated so far the annual report shows the Fire Department had another safe and successful year providing services and had another record year for calls-for-service.

Fire Chief Fletcher informed fire activity has remained on par with less than ten calls to recent years but we are seeing a double digit percentage increase in EMS calls. He stated he break the numbers down more so we can see where the calls are coming from and how many relate to drugs or heroin calls.

Mayor Seagraves asked if Chief Fletcher has any idea when we might see what our new rate will be from Englewood for our Fire and Police dispatch calls?

Fire Chief Fletcher explained typically each year in November or December, Englewood looks at what other Regional Dispatch Centers are charging. For example, Montgomery County Regional or Huber Heights. Then they try to determine a competitive rate with the other two. So, we won't know what the rate will be for 2018 until the end of 2017. He stated at any time he could get a list of what customers who are paying the full rate now are currently paying and then we would have to understand that the 2018 rate will be a small percentage higher.

Police Chief Jerome reported the Brookville Police Department handled 28 Reportable Incidents year-to-date, compared to 22 during this same time last year. Police Chief Jerome reported Citations are down a total of 1 Citation year-to-date, for a total of 27 Citations issued year-to-date. There were 99 traffic stops for December compared to 120 during December 2015. He stated the last numbers presented at the last Meeting were not correct and tonight's report provides more accurate numbers.

Police Chief Jerome stated the newest full-time officer starts on January 19th. He stated Jason Jacobs will be the newest full-time officer, he was sworn in as a part-time officer last year. He stated we can't predict the future or future problems but he likes to try and plan ahead. Chief Jerome informed we have two officers who will be on leave for a little while, one who broke his hand off the clock and one who will be having surgery. Again, staffing fluctuates. He informed there will be an ad for part-time testing in February. He is hoping for a good turn-out of

qualified candidates. It has also been posted on the Police Department's Facebook page. He is anticipating hiring some part-timers again this year.

Police Chief Jerome informed we received reports from the Montgomery County Intelligence Center. The numbers are not completely accurate because not everyone reports for some reason even though most Police Departments have signed on. He stated in January alone, there were 148 reported heroin overdoses but likely, that number is much higher since every area department is not reporting. Chief Jerome reported for the week of January 8, the overdoses reported were 71, which is the highest week since the reporting began. He stated he tries to report real facts and numbers to Council so that they know what is really going on and the reality is we have the highway and the exit. Every City that has an exit as accessible as ours has been a free flow of people who cannot make it back home to where they have been told is Richmond or Dayton in most cases. So people pull off every exit in between to shoot up heroin in public places because they think that with the free flow of Narcan they will be revived if they don't make it on their bad batch of heroin. He stated we have increased patrol at the highway exits and increased police presence at the overpass, trying to push them somewhere else. He would like people to pass our exit if they are going to create criminal activity. He stated he is trying to keep Council up-to-date with the facts.

Member Letner asked Chief Jerome to speak about the recent traffic study results received.

Police Chief Jerome informed the delay was not of any fault of the engineer's office but with the form that has to be completed that calculates the results of the traffic study. Our traffic study was completed in October of 2016. If the data does not support a change of a traffic speed limit the form will not even be submitted to the Ohio Department of Transportation (ODOT) because they know it will be rejected; it is meant to save everyone time. He informed the problem with the new form is Montgomery County has found an error in the form and when the data had to be put in, the results were not calculated as intended. Once the problem was rectified after a few months, they did determine that it is not recommended to lower the speed limit on either road in our study. He informed they put all the numbers in from the speed limits obtained, and the traffic study is a very detailed report. Chief Jerome reported both traffic studies done from Westbrook Road on Johnsville-Brookville Road past the library to the southern limits of Johnsville-Brookville Road and from the West Westbrook limits east to where it turns to 25 mph have been recommended as no decrease needed in speed in either area.

Law Director Stephan reported Resolutions 17-15 and 17-16 are before City Council tonight to place property tax levies on the ballot on May 2, 2017. To place these issues on the ballot, Ohio Revised Code Section 5705.19 requires a two-thirds vote of the members of the legislative authority to place a tax levy on the ballot.

Law Director Stephan stated Resolutions 17-15 and 17-16 will require readings on three separate days under Section 4.04 of the Charter unless the second and third readings are dispensed with by motion approved by two-thirds vote of City Council. Under 4.07(A)(3), the resolutions will become effective immediately upon passage.

Law Director Stephan advised the Resolutions must be filed with the Board of Elections by February 1, 2017 for the May 2, 2017 election.

Mayor Seagraves asked even though we have a Special Meeting tomorrow, the Resolutions can be passed tonight?

Law Director Stephan stated yes, with a two-thirds vote.

Mayor Seagraves reminded of the Annual Business Breakfast on Friday, January 20th at Brookhaven. He informed the breakfast begins at 7:30 a.m. and should last about an hour.

In Old Business,

Motion by Apgar, second by Kirklin to read proposed Ordinance No. 2017-01. All yeas, motion carried.

Motion by Duncan, second by Apgar to accept the second reading of proposed Ordinance No. 2017-01 entitled, "AN ORDINANCE PROVIDING FOR ELECTION ON AN ORDINANCE PROPOSED BY INITIATIVE PETITION IN CITY OF BROOKVILLE, OHIO." All yeas, motion carried.

Mayor Seagraves stated the Council Rules were tabled at the last Council Meeting and will remain tabled until the next Regular Council Meeting.

In New Business,

Motion by Kirklin, second by Henry to read proposed Resolution No. 17-13. All yeas, motion carried.

Motion by Duncan, second by Apgar to accept the first reading of proposed Resolution No. 17-13 entitled, "A RESOLUTION AUTHORIZING THE CITY MANAGER TO DISPOSE OF SURPLUS PROPERTY EITHER AT A PUBLIC AUCTION, A PRIVATE SALE, OR BY INTERNET AUCTION." All yeas, motion carried.

Motion by Cantrell, second by Kirklin to read proposed Resolution No. 17-14. All yeas, motion carried.

Member Duncan asked if ODOT is paying for the Arlington Road Bridge upgrade?

Manager Burkholder advised it is about five million dollar estimate for the construction on the bridge and the Ohio Department of Transportation (ODOT) is paying for it. He informed there are things that can be added which would be a local match.

Member Duncan asked if he has any idea how much of a match?

Manager Burkholder stated approximately \$41,000. He informed as far as the landscaping and planning that has been done, there will be a cost underwritten by the City and some costs do not have to take place at the time of the bridge enhancement, they could be phased in at a later date and we can also seek additional funding. He informed we currently have an application pending with the Miami Valley Regional Planning Commission for Transportation Alternative funding which would be for the lighting from Triggs Road all the way to West Campus Blvd. He stated the application has been submitted and is still pending but if approved there would be some matched money the City would have to put in as well.

Member Duncan stated some of the citizens think we are paying for the whole bridge. He has heard people say we are spending one to two million dollars in upgrades.

Manager Burkholder advised that is not correct. It has been brought up before but it was a misconception that the City is paying for the entire Arlington Road Bridge Project. He informed ODOT has been very cooperative and very helpful on this project. Manager Burkholder stated he is glad Member Duncan brought this up so it can be clarified.

Member Duncan asked if there is a timeline for the project?

Manager Burkholder stated the project is still scheduled to start in March 2018, we are currently moving towards stage three planning. The bridge will say Brookville and everything designed so far will be included in the construction because we had all of the plans and had planning done ahead of time which also put us in the position to apply for the Transportation Alternative Funding which deal with the lighting. He informed we can apply for that because we will have

the pedestrian walkway which will be extended all the way to East Campus Blvd, and will go across the bridge. As a result, we can apply for the lighting because it is a safety feature to have the walkway lit up.

Manager Burkholder reported he looked at upgrading the fencing to a nicer type but it would have had to be 12 feet tall because they have a vandal type fence that you must have on a pedestrian walkway which would have looked out of proportion so we went with the standard ODOT fence, which they pay for. It will be a curved fence on one side and a straight fence on the opposite side. The fence will be black which will look more aesthetically pleasing and blend in better than the silver type fence. He described the steel beams underneath will be the color of Federal Blue which will be very close to our school colors. The engraving that says Brookville will also be Federal Blue. He informed the piers underneath that hold up the bridge have been designed by ODOT to be filled in solid with some sort of design. Manager Burkholder stated these are minor enhancements that will make the bridge look much better and then down the road, various levels of landscaping can be added when the funding becomes available. He stated this has been a very interesting project so far and everyone involved, including Woolpert, have been great to work with and a lot of effort has been put into this project.

Member Duncan stated he just wanted to clarify that the City was not contributing millions of dollars to this project.

Manager Burkholder informed Randy Chevally, the Deputy Director for District 7, from ODOT will be at the Business Breakfast to give an update on the project. He stated Chief Fletcher will also be giving an update to the business community on the new Firehouse at the Business Breakfast.

Motion by Apgar, second by Cantrell to accept the first reading of proposed Resolution No. 17-14 entitled, "A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION TO COMPLETE THE PROGRAMMING ON THE ARLINGTON ROAD BRIDGE PROJECT." All yeas, motion carried.

Motion by Kirklin, second by Cantrell to read proposed Resolution No. 17-15. All yeas, motion carried.

Member Duncan asked what happens if all three issues pass on the May ballot?

Mayor Seagraves stated we will have to make that determination when it happens.

Member Duncan stated Council should make that determination now so that the citizens know. If all three pass then we will be swimming in money.

Manager Burkholder stated we can't speculate on anything until it goes to the ballot and the voters decide how they want to fund the City.

Mayor Seagraves stated he appreciates Member Duncan's questions but we spent the first twenty minutes of the meeting listening to Manager Burkholder talk about the numbers so even if all three were to pass we still wouldn't be swimming in money.

Motion by Cantrell, second by Henry to accept the first reading, dispense with the second and third reading and adopt Resolution No. 17-15 entitled, "A RESOLUTION SUBMITTING TO THE ELECTORS OF THE CITY OF BROOKVILLE AT THE ELECTION OF MAY 2, 2017 THE QUESTION OF AN ADDITIONAL TAX LEVY OF FIVE MILLS FOR A PERIOD OF FIVE YEARS COMMENCING WITH TAX YEAR 2017 TO BE COLLECTED IN 2018, FOR POLICE PURPOSES, PURSUANT TO OHIO REVISED CODE 5705.19(J). Motion carried with a vote of five yeas and two nays. Members Duncan and Letner voted nay.

Motion by Kirklin, second by Cantrell to read proposed Resolution No. 17-16. All yeas, motion carried.

Motion by Kirklin, second by Apgar to accept the first reading, dispense with the second and third reading and adopt Resolution No. 17-16 entitled, "A RESOLUTION SUBMITTING TO THE ELECTORS OF THE CITY OF BROOKVILLE AT THE ELECTION OF MAY 2, 2017 THE QUESTION OF AN ADDITIONAL TAX LEVY OF TWO AND ONE-HALF MILLS FOR A PERIOD OF FIVE YEARS COMMENCING WITH TAX YEAR 2017 TO BE COLLECTED IN 2018, FOR THE CONSTRUCTION, RECONSTRUCTION, RESURFACING, AND REPAIR OF STREET, ROADS, AND BRIDGES IN THE CITY OF BROOKVILLE, PURSUANT TO OHIO REVISED CODE SECTION 5705.19(G)." Motion carried with a vote of five yeas and two nays. Members Duncan and Letner voted nay.

Motion by Cantrell, second by Apgar to read proposed Ordinance No. 2017-02. All yeas, motion carried.

Member Duncan asked how long does it take to recoup fees?

Finance Director Keaton informed usually within the first two years. She stated some are vacant properties and once they are purchased by other property owners or go through a tax lien sale then they are paid.

Member Duncan stated he was just wondering because we would be looking at about \$3,000.

Finance Director Keaton stated that over the last couple years that is about how much has been received annually.

Motion by Duncan, second by Apgar to accept the first reading dispense with the second and third reading, and adopt Ordinance No. 2017-02 entitled "AN ORDINANCE LEVYING ASSESSMENTS FOR THE CUTTING AND REMOVAL OF WEEDS, VINES, GRASS AND/ OR OTHER VEGETATION DURING THE YEAR 2016 FOR CERTAIN PROPERTIES IN THE CITY OF BROOKVILLE, OHIO, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Motion by Cantrell, second by Apgar to schedule a Special Meeting for Wednesday, January 18, 2017 at 6:30 p.m. for the third reading of proposed Ordinance No. 17-03. All yeas, motion carried.

Member Cantrell asked if Council can schedule a Special Meeting to hold interviews for the open Board Seats. She was informed by Clerk Wheeler that we have received applications from people interested.

Member Kirklin suggested Wednesday, February 1, 2017.

Mayor Seagraves asked what time do we start?

Member Cantrell asked how many people do we have to interview at this time?

Clerk Wheeler stated about seven people have submitted resumes.

Member Kirklin stated she could make a 6:00 p.m. Meeting.

Mayor Seagraves stated the applicants can be notified that interviews will be done on February 1, 2017 and the order they are to be interviewed in. He stated Council will try to hold each interview in to 15 minutes.

Mayor Seagraves reported there will be a Planning Commission Meeting on Thursday, January 19, 2017.

Mayor Seagraves welcomed members of the audience and informed if anyone would like to speak to please stand, identify themselves and their address and they have five minutes to speak.

Gary Jenkins, of 230 Plymouth Circle, informed he has lived here since 1980 and he and his wife are now retired. They have young daughters that live in Brookville, one with three young children. He understands the need for levies and stated he learned in 7th grade how to read a spreadsheet and the spreadsheet the City Manager put up at the beginning of the meeting looked pretty bleak. He stated it looks like we are going in the wrong direction. He is on a fixed income and no one wants to pay more money but he would like to keep our streets as they are or even better. He stated with the crazies that come in off the street, he has young kids and wants them to be protected. He supports the idea of a levy, it's tough but he supports what the Staff is trying to do. He stated he has family and young grandchildren and wanted to let Council know he is very supportive and feels we need to move forward. He thanked the Police and Fire Chiefs, and stated they are doing a great job.

Curt Schrier, of 230 Foothill, asked if Resolution 17-15 and 17-16 can be dispensed without the second and third readings then why couldn't Ordinance No. 2017-01 be done like that? Why a Special Meeting to have it on the ballot?

Mayor Seagraves stated it will be on the ballot.

Mr. Schreier asked then why a Special Meeting to read just those Resolutions? He asked why not just dispense with the second and third readings?

Mr. Schrier also asked what is the contingency plan if the Tax Credit Reduction and both levies all fail? He stated that is a very real possibility.

Manager Burkholder informed he will not hire any additional Service Department workers until we know for sure if the items on the ballot pass or fail. If they all fail then we will have to look at where cuts can be made. He stated Public Safety is a number one priority as a City and is also our duty to provide public safety. We would not be able to do any of our needed capital improvements. He stated we are committed to building the firehouse and have to address the issues that need fixed relative to our water supply. He informed the main thing would be no additional workers in the Service Department and some services may have to be cut that we have always provided. Manager Burkholder explained this topic was also talked about in 2014 that if we don't have the money, we may not be able to maintain the services we have always had and at the same level. He stated until we get past May, we will reconfigure after the election and we see how the vote takes place.

Mr. Jenkins stated service sells. He wants his young granddaughters and his daughters to be safe and protected. He stated he understands the need for the Service Department and thinks all of the services go together hand in hand and we are growing because people like the services we provide and think we have a great City. He stated the voters may say no to all three and we just need to hope and pray it all works out.

Mr. Schrier stated he was talking about what funding options we have and not what cuts would be made. Are there other things to do instead of the levies? He agreed we need the money but asked how is the best way to approach raising the money?

Mayor Seagraves stated these are the two options that are readily available for the citizens to vote on, there is either an income tax or property tax.

Mr. Schrier stated Council should entertain the idea of implementing an incremental credit rollback which would be a half percent and then a quarter percent and then another quarter

percent over a three to four year period and that would give people a better chance to adjust financially.

Member Kirklin stated when we first began talking about this, one of the items brought up was timing, we no longer have the luxury of timing and trying to come up with things that would take 12-18 months before we would see any revenue. She stated other ideas can be entertained but in the interim cuts to services will have to be made. She informed we have already made some cuts, we have already avoided hiring, and we have already dug as deep as we can possibly dig. She stated to Manager Burkholder's point, increasing the level in the Service Department was only to the 2007 level which boggles the mind because that still isn't where it should be.

Member Kirklin stated yes, there might be other ways, and if there is a better way based on timing, please let them know but no one has done that yet. She stated we do not have the luxury of going back to the drawing board and waiting another 18 months for a revenue stream to start to come in.

Member Kirklin asked Manager Burkholder if we had an employer today that wanted to vest in Brookville and were ready to build at the Industrial Park right now what would we say?

Manager Burkholder stated we would have to tell them we are not able to provide adequate water.

Mr. Jenkins stated that is sad.

Member Kirklin stated that is sad, we didn't eat our elephant one bite at a time and now we have to eat it whole.

Manager Burkholder informed we are working very hard as a City and as a collective team on Economic Development. But at the Industrial Park, if we do not have the infrastructure, the transportation, the water and sewer you can't sell a product you don't have. No company is going to come here and not do their due diligence if we have the water to supply their business or for fire suppression. That is the reality and the issue that has been presented to Council. There is a short term plan that will cost approximately \$74,000 for the Booster Pump and he has contacted Payless to see if they will contribute to the cost. He reported the long term solution is an estimated cost of \$1.6 million. He is looking at other possible funding revenues. That total cost is for the addition of a water tower and two loops. We have to have the necessary water flow and have to invest in our infrastructure. Manager Burkholder stated generating an extra revenue stream by adding employment to the community has always been a primary goal of the City but we have to have the infrastructure to do it and you have to invest in the infrastructure.

Manager Burkholder reported he learned at last years Economic Development Seminar that businesses are looking at three key things, speed, risk and money. He informed companies look at what it will cost to come to your community, how quickly you can turn shovel to have a site ready and finally what is the risk. Businesses won't assume risk here unless they know there is a pretty good chance they will get a good return on investment and part of that is infrastructure. He stated we do have good transportation here, being right off the interstate and that is about to be improved even more. He stated we have to have the water and sewer, that is the real cost to the community, that we do not have underground when it comes to adequate sizing of line and adequate flow to the Industrial Park. He explained this is what have been working on for the last seven months now. Both Chief Fletcher and Public Service Director Williamson have been working diligently on this project. This is why a Water Modeling Study had to be done to define what is the need and now we are working the solution to satisfy the need. Manager Burkholder stated you can generate additional money with economic development but you have to have the infrastructure in order to attract the businesses to the community.

Member Kirklin stated in order to have the infrastructure you have to have revenue.

Manager Burkholder stated you have to have working capital. We are trying to catch up from the recession and things that have occurred over time. He informed the Final Water Study will be done soon, it has already identified ten million dollars in underground water lines that will need replaced in the next ten years. These are the real numbers and it is the responsibility of the Staff to bring this information to Council and the community. All of the information presented are based on engineering and financial numbers and those are the numbers Council has to have to make financial decisions to move the City forward.

Member Duncan asked why didn't we dispense with the second and third readings for the Initiative Ordinance?

Mayor Seagraves stated it was discussed last time that this was a concern the citizens had and for this particular reading we wanted to have three readings, that is what the citizens requested and that is what we are going to do.

Mr. Schreier stated Council is not voting to change the tax revenue they are only voting to place it on the ballot, the citizens will change the tax.

Member Cantrell stated it was an Initiative the citizens presented to Council and not initiated from Members of Council or City Staff and since those petitions also put on the ballot to have no emergency legislation. Council thought it was fair to honor their wishes. So, Council will have a Special Meeting tomorrow to read it and it will be on the ballot. We are trying to satisfy the petitioners. It will be going on the ballot no matter what.

Member Duncan stated it seems we are trying to take a jab at the citizens.

Member Cantrell stated no we are not trying to jab at the citizens.

Member Apgar and Member Henry agreed with Member Cantrell.

Mr. Schreier stated it is an interpretation thing.

Member Cantrell stated then that is too bad.

Bruce Garber, of 434 Sycamore Street, stated Law Director Stephan had previously stated the Ordinance for the Initiative could be passed without the second and third readings so it was just to spite the residents and could have saved the City \$450 for Council's salaries for the Special Meeting. He stated "Let them eat Cake" as Marie Antoinette said.

Mr. Garber stated we do not need the extension of Market Street, instead we could save that money. He also stated the City does not need to spend \$300,000 on a new shelter in the park, you could build a nice home for that.

Mr. Garber asked why give a 3% raise to the City if we are really in such dire straits? How can that be justified when inflation is at 1%, the Social Security cost of living increase was .3% and the RTA Union just passed a contract with a 2% increase. He stated it doesn't sound like the City is desperate for money, it sounds like we have all the money in the world. He asked if anyone checked why the increase was 3%?

Mayor Seagraves advised it was negotiated by the Police and we follow suit with the rest of the employees as we have done for the last 30 years.

Mr. Garber asked if the 2.5 mill levy passes will that supplement the money in the General Fund for streets or will that be in addition?

Member Letner stated it has to be used directly for the streets.

Mr. Garber stated will the money in the General Fund for the streets be reduced?

Finance Director Keaton stated that is the plan.

Mr. Garber stated then it's a bait and switch? People are being told that the money is going for streets but the money is being taken from one pocket to another and then the other pocket can be spent on whatever.

Member Apgar asked if Mr. Garber has heard anything the City Manager has said tonight?

Member Kirklin stated Mr. Garber's time is up.

Mr. Garber stated no it is not because no one was timing him.

Member Kirklin stated she was timing him.

Mr. Jenkins stated he was timing him also and his time is up.

Mr. Garber stated the issue is the same with the Police Levy, it is a bait and switch also.

Mayor Seagraves stated it is not a bait and switch.

Eric Hummel, 233 Maple, thanked the City Staff for all of their handwork and this is a pretty optimistic town to live in. He asked if the traffic study included the highway traffic or just residential and County roads.

Mayor Seagraves informed the traffic study was requested by Member Letner for two areas coming into Brookville to determine speed. He informed both areas were near the school and new library.

Member Letner informed both studies entailed speed. He stated the speed coming into Brookville on Westbrook Road by Arlington Woods is 45 mph but when you get to Brookville-Johnsonville it is 25 mph, so there is a 20 mph difference.

Brian Smith, 815 Flanders Avenue, apologized for being late to the Meeting and stated if any of his questions have already been asked to please just say they have already been discussed. He asked about the Arlington Road Bridge Project and if there is an estimate of the cost the City will spend?

Member Duncan stated that has already been discussed and the City is not paying for it, only a small match of approximately \$40,000. He informed the rumor on the street that the City is spending two or three million dollars is not correct, ODOT is paying for most of the Bridge.

Mr. Smith stated that will be a good investment. He asked if the tax credit reduction and levies fail has it been discussed as to what kind of cuts will be made and are we really going to cut services or people?

Member Apgar stated that has already covered.

Mayor Seagraves stated if all fail we will not be hiring. It has been discussed the need to increase Service Department Staff but it will not be possible if we do not have the sufficient funding. He informed we will look at making that cut plus others.

Mr. Smith asked if we wouldn't be able to get the level back to where it was but not cutting from the level of where we are?

Mayor Seagraves stated we just don't know at this time.

Member Kirklin stated this has already beed discussed.

Member Cantrell stated she is disheartened about the attitudes in the audience. She stated after the last Council Meeting she had a chance to speak with Jenny Riley, who was on the Citizens Committee who submitted the petitions. She asked Ms. Riley why people feel that Council is just sitting up here spending money carelessly. She is hearing things like Council is just writing out checks without any concern for money. Member Cantrell stated that is just not true. She informed Ms. Riley suggested maybe it is all about interpretation. She stated it seems people don't want Council to be able to pay for the basic necessity and services that the community has come to expect as well as some of the improvements that have been identified that need to be made in order to grow. She stated she keeps going back to the statement "you rest you rust", in other words we can't continue to function in the same level we functioned at in the 80's or 90's. We heard Police Chief Jerome speak about our need for more policeman to patrol our streets and exits and when something happens everyone will ask why it didn't get done. She stated well we just don't have the funds. Member Cantrell stated it is not a reflection on who was here before or who did what or who didn't do what. She stated Mr. Garber sat on Council for many years and he should know about the police negotiations and the % increase.

Mr. Garber stated nobody would get 3%.

Member Kirklin stated it is Member Cantrell's turn to speak and Mr. Garber should not interrupt.

Member Cantrell stated Finance Director Keaton just stated 54% of \$5,107,000 go to the Police and transfers from the General Fund. So that leaves us \$2 million and what does that leave us as a reserve and if we don't have water in our Industrial Park, how are we going to bring in new businesses? Little businesses that only employ two or three people are not going to be enough. She stated she does not like paying extra money either but she will be darned if she is going to give her house away that she has spent hundreds of thousands of dollars on over the years because the streets haven't been improved, or sewers aren't working, waterlines not improved or because the Police Department can't protect us. She asked what is everyone thinking? Everyone is just not cooperating. She stated Manager Burkholder did not spend half of the money that was budgeted to be spent, he didn't hire extra people, purchase a car or do the front office remodeling. Member Cantrell informed the Market Street Street Extension is not a dream, it was John Wright's idea and Council and Staff are just trying to make it a reality. This was something that was started way back when, this is to help our community grow. She stated if we don't have streets to move people back and forth on, why would people even come here? She stated she is tired of watching the news and reading the paper and hearing about every community around us, everybody is getting things but us because everyone here seems to want to stay where they are, which is why if you rest you rust.

Mr. Garber asked what is Member Cantrell talking about, there was just an article in the Dayton Daily News that we are one of the fastest growing communities in Montgomery County.

Member Cantrell stated the number of residents are growing but if residents keep coming in and there is no money to support the services they expect, then how long are they really going to stay here. She stated we won't be getting any tax money from them if they do not work in Brookville because we don't have enough employers to employ them.

Fire Chief Fletcher stated in regards to the Fire Department and the 3% increase, the 3% increase may be higher compared to other cost of living raises but that 3% just brought in the salaries of the part-time fire fighters into a position to be competitive with other places. He stated his assumption would be similar with the Police Department because we struggle to keep people and one of the biggest things against us is other communities who can pay higher than we can, so it's not just about keeping up with the cost of living alone but to be competitive with a small group of people in the employment pool to keep them working here in Brookville and not other places. He thought it was only fair to make sure that is understood and that it has to come into the

calculation of why we are going to pay what we are going to pay.

Mayor Seagraves stated Police Chief Jerome has mentioned that also and the impact of just trying to be competitive and keep people on board.

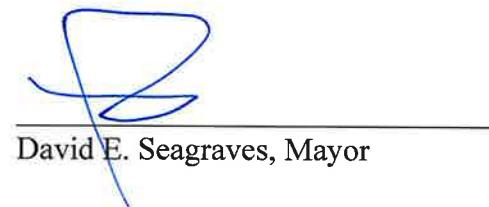
Police Chief Jerome stated he always feels we need valid, constructive talking points because when people hear rumors that is when things get out of control. He informed someone told him the other day that he is just a renter in this community. He stated he does rent in this community but he just received his W-2 and he paid \$1,587 in City taxes last year which, arguably is more than a lot of homeowners pay into the City. So, when we talk about renters and people who work in the city, he is a renter who paid \$1,587 directly to the City out of his salary. He stated these are the talking points that he has to correct when he hears them.

Motion by Duncan, second by Apgar to adjourn. All yeas, motion carried.



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Meghan Wheeler, Clerk



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David E. Seagraves, Mayor