

Brookville City Council
Regular Meeting
July 18, 2017

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on July 18, 2017 in the Brookville Council Chambers. The Pledge of Allegiance was recited. Members Apgar, Cantrell, Duncan, Henry, and Letner; City Manager Burkholder, Fire Chief Fletcher, Police Chief Jerome, Finance Director Keaton, Law Director Stephan and Clerk Wheeler were present. Member Kirklin was absent.

Mayor Seagraves stated the Meeting is being recorded, if anyone needs to speak amongst themselves to please excuse themselves.

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 Henry to approve the Regular Council Meeting Minutes of July 5, 2017. All yeas, motion carried.

Mayor Seagraves welcomed the Audience. He informed a special guest is present and will let Police Chief Jerome take over with introductions.

Police Chief Jerome introduced Bruce Baisden, President of the Fraternal Order of Police, Ohio Lodge 117, and John DiPietro, the past President of Lodge 117. Chief Jerome informed a few months ago, he received a phone call from John DiPietro regarding an opportunity from the FOP and the Firehouse Subs Foundation giving out AED's just like those that our Police and Fire Departments carry in their cruisers and ambulances. Mr. DiPietro has worked with us over the years and with his assistance he was able to obtain one of these AED's for the Police Department for free. Chief Jerome informed there is a new Firehouse Subs in Englewood. He stated if you eat at any of the Firehouse Subs locations, you will see they have a place for donations near their register and can see more details about the Foundation and how much money they give away.

John DiPietro, of the Fraternal Order of Police, Ohio Lodge 117, stated he represents the Fraternal Order of Police, Lodge 117 which is close to Miamisburg. He stated with a collaboration with Firehouse Subs and the FOP, they were able to get 15 AED's to Ohio. He was quick with his emails and letter to secure three of the AED's and he is happy to hand one over to the Brookville Police Department. He stated hopefully as first responders and doing everything First Responders must do, this will help to save some lives in Brookville.

John DiPietro presented the new AED to Police Chief Jerome.

Applause from audience.

Police Chief Jerome informed Officer Frank Graci is also present tonight and last Friday he received a Statewide award.

Mr. DiPietro reported that statewide the FOP recognizes not only Police Officers that go above and beyond the call of duty but a lot of civilians as well. He informed they had an event in Columbus, Ohio last week where two Brookville Officers were nominated, Frank Graci and Henry Edds. He stated Officer Graci was one of the finalists and according to the State Lodge, they liked the fact that his life saving efforts related to the use of a tourniquet to save Officer Edds's life. He stated Officer Graci was chosen and won the award in which he has with him tonight.

Mr. DiPietro stated the interesting thing about this year's Awards Program was that there was Officer Graci's incident, where he fashioned a tourniquet with his gun belt, and also recognized were six Dayton Police Officers who used a tourniquet during an incident on I-75. He stated the FOP is taking an issue with this because tourniquets being assigned to officers is of great value, not just to the officers themselves, but the general public. He stated the Mayor, Council Members and the Citizens of Brookville should be very proud of their Police Chief because what Chief Jerome did right away after Officer Graci's incident saving Officer Edds's life was to get tourniquets for all of his officers. Mr. DiPietro stated Chief Jerome was way ahead of the rest of the group in doing that and the FOP greatly appreciates that.

Mr. DiPietro introduced Bruce Baisden, the current President of the FOP, Ohio Lodge 117. He also introduced his girlfriend, Donya, who is helping out with taking pictures tonight.

Dave Vore, Clay Township Trustee, thanked Council for letting him speak. He stated he is here to speak on behalf of the Clay Township Trustees. Unfortunately, Trustees Winner and Woolf had prior commitments and were unable to join him. He informed the Mayor and Council Members from Phillipsburg are present tonight, as well as the Verona Fire Chief and the Phillipsburg Fire Chief. Trustee Vore stated he is here because there have been ongoing discussions over the last four years among the three entities that service the Fire and Emergency response service within Clay Township. He stated he has met with Brookville's City Manager and Finance Director over the years who have helped provide them with a lot of finance information that has been very helpful. He informed for four years, they have had requests to look at future funding sources, every year though it seemed there were other things going on that they did not want to interfere with, so they would ask the Chiefs to try to make it work for a little longer with the money generated with the current fire levy. He stated the Chiefs did that and they did it admirably. Trustee Vore informed in 2014, they stayed off the ballot because there was a Brookville School Levy, and a Clay Township Police Levy; in 2015, renewal for current Clay Township Fire Levy and a Brookville School levy renewal; in 2016, a Northmont school levy, and Brookville had the 1% tax reduction and in 2017, Brookville had Road and Police Levies, Phillipsburg had an income tax and Northmont schools and MVCTC had renewal levies. He stated there has been a lot of activity and action on the ballot and they were trying not to overburden people with a lot of tax increases at once.

Trustee Vore informed in 2015, a Fire Study was done on the boundaries each jurisdiction covers. He stated this was done by the request of the Fire Chiefs. He informed there has been a lot of discussion because of jurisdictions that go back a long time and some had historical significance, but the Fire Chiefs decided it would be best to change the boundaries from what they always have been, to the recommended study.

Trustee Vore stated he wanted to have documents to demonstrate revenues and expenses and why they are going to ask for more money. He informed all of the jurisdictions came back with the information he had requested. He stated this has nothing to do with the new Brookville Fire Station. He stated these discussions were all in play long before the new Fire Station was ever approved or ground was broken. He informed this levy is to do with operations and personnel, and the new fire station was never a factor.

Trustee Vore informed the information given by each of the Fire Departments were:

For 2018 through 2022, Brookville's five year need is approximately \$1,998,500.

Phillipsburg's need is approximately \$2,154,597. Trustee Vore explained Phillipsburg has some safety issues that will be affecting their equipment and how they operate and without new funds they have a lot of safety issues.

Verona, which is technically in another county, but they provide and receive mutual aid from Brookville and Phillipsburg. Their need is \$679,855.

Trustee Vore stated that is a total need of \$4,832,952 for a five year Fire need. He stated that kind of money can't be raised under any circumstances. He stated there are also National Fire Association compliance issues with various things. He stated he is not a fireman but he yields to the Fire Chiefs he works with and their opinions and recommendations and he feels confident they have stretched it as far as they possibly can.

Trustee Vore informed he looked at what the levy distribution is for most folks in the County, and looked up his home in Clay Township. He stated it would be very similar to the folks in Brookville. He explained the Fire Levy at present values 3.379236 mills, which is not a whole lot of money. He stated the Library Levy brings in almost as much as the Fire Levy. He stated he is not one to go out and spend money for no reason. He thanked Finance Director Keaton for her help with compiling numbers and for providing the value breakdown for 2015 and 2016. He stated the levies raised a total of \$622,844. Brookville gets approximately \$400,000, Phillipsburg gets approximately \$220,000 and then Verona gets approximately \$30,000. He stated by those numbers, they won't even be close to giving them what they really need but cannot continue with nothing.

Trustee Vore stated they are asking for a letter of support from the City of Brookville. He informed they have received a letter from Phillipsburg. He stated the Clay Township Trustees feel it is very important to have Brookville participate with a letter of support because if Brookville isn't behind this, then the vote totals out of Brookville could be detrimental to any type of levy on a Township wide issue.

Trustee Vore stated the historical perspective on this are the jurisdictions working together and the commitment and cooperation they give on mutual aid for each others jurisdictions.

Trustee Vore stated Fire Chief Fletcher has said in the past, that if the other two Fire Departments were to go under, Brookville could not service those areas all by itself. He stated he does not feel it will come to that because the community here has always been supportive and in essence, the north part of Perry and Clay Townships are a part of Brookville. He stated there is a little bit of a time crunch because August 8 is the deadline to notify the Montgomery County Board of Elections if they would like to place something on the ballot. He stated if Brookville is supportive, Clay Township will need to hold a few Special Meetings to move forward on having the County Auditor do an evaluation to determine what the exact millage would be. He informed they were looking at possibly a 3.5 mil levy. He stated there is no way they can continue with funding like this or they will be in deficits.

Trustee Vore asked Council to strongly consider this effort to continue the great Fire Departments we have in this area who do respond to whatever jurisdiction.

Member Duncan asked if the 3.5 mil levy would be in addition to the levies they already have?

Trustee Vore stated yes. the two levies they have in place now equal 3.3 mills.

Member Duncan asked if it would be the 3.3 mills plus the 3.5 mil?

Trustee Vore stated yes. The 3.3 mil levy is effective which means it is never the same after the years roll, so that is the one bringing in approximately \$622,000. He informed they thought something in the middle would be best, nothing too large. He informed the suggested levy would help with some equipment changes that are not up to safety standards, and help the response ability with communication systems. He stated they didn't want to make the figure too high but wanted it to have some benefit to the folks performing these duties.

Member Cantrell asked what precincts would vote on this?

Trustee Vore stated Clay Township Precincts A, B and C would be voting.

Finance Director Keaton stated that is correct and Precinct D in the City limits, which would be the Perry Township side, which would be the south side of Westbrook Road.

Member Cantrell asked if there is any idea how the levy would affect homeowner's?

Trustee Vore informed with a 3.5 mil levy, on a \$100,000 home it would be approximately \$122 per year.

Mayor Seagraves asked if the original 3.3 mil levy they currently have is an ongoing levy or a renewal?

Trustee Vore stated 2.5 mil of that is a renewal. He explained millage goes down depending on property values.

Member Cantrell stated this is the year for re-evaluation on homes from the County Auditor.

Mayor Seagraves asked if an answer is needed tonight?

Trustee Vore stated he would always prefer an answer sooner than later, especially so they have enough time to notify the Board of Elections.

Manager Burkholder stated from a Staff perspective, we have a good working relationship with Verona, Clay Township, and Phillipsburg. He stated Clay Township helped partner with us on the Safety Grant where we received \$160,000 in grant money. He stated Staff feels we should support our partners and as Trustee Vore has stated very well and accurately, the need is certainly there. He stated as it has been mentioned tonight, we need to reinvest and support our partners to ensure the entire Township area is covered, without that, the City could not in no way have the resources or the financing to cover those areas. He stated this shows what shared services can do to benefit all three communities. He stated Staff supports the action to do a letter of support to show a unified effort to get it on the ballot and then hopefully be successful at the ballot box.

Mr. Vore stated he feels the levy would also help to eliminate some of Brookville's deficit.

Manager Burkholder stated we certainly have the need. He informed he recently sent out to Council again, a copy of the Fire Department's five-year Capital Improvement Plan. He stated the plan is very detailed and well put together by Fire Chief Fletcher. He stated these are real costs in this report and we have an immediate need that we will be discussing later tonight on a chassis that must be replaced on a Fire Truck, which will be an unexpected cost of \$130,000-\$150,000 the will have to be funded this year. He stated the equipment never gets newer and continues to break down. He stated our mechanic could tell you we have more and more challenges in this area. Manager Burkholder stated we need to plan ahead with our Capital Improvements and be proactive and not reactive.

Member Cantrell asked if anyone from Phillipsburg or Verona would like to speak?

Cheryl Crabtree, Mayor of Phillipsburg, stated the current levy is just not enough. She has discussed with her fellow Council Members and have been pushing Clay Township to do something for a few years now. She stated they do run a squad 24 hours a day, seven days a week through Phillipsburg and Verona. She informed their Fire Chief has been doing a good job at trying to curb costs and do whatever they need to do to get by.

Paul Gibson, of Phillipsburg, stated the current levy is about 12 years old.

Mayor Crabtree stated she has inherited these issues, she has only been Mayor about a year and a half.

Member Cantrell asked if we communicate with them by radio.

Fire Chief Fletcher stated yes.

Mayor Crabtree informed Phillipsburg is working on getting a new warning siren and they are trying to better themselves. She stated they are starting to get some new businesses in town and they are hoping that will continue and help them grow. She stated they do want to keep with the services of Clay Township.

Fire Chief Rose, of Phillipsburg, stated there hasn't been an increase in funds in the last 12 years. He stated the renewal for the 2.5 mil levy passed in 2015, which they are thankful for but Phillipsburg's current situation is that the day of the volunteer is very slim and when you have a village with a population of less than 1,000 that number is even slimmer. He stated a majority of their staff comes from the outside and comes into work for an hourly wage. He informed they are running a 24 hour service on the same budget as they did running a volunteer service. Fire Chief Rose stated 75% of their entire budget goes to payroll and the rest is for maintenance and other needs but 25% of \$220,000 doesn't go very far. He stated they have been hurting for a few years now.

Member Letner asked if they have seen their call volume go up?

Fire Chief Rose, stated yes. He informed not as drastic as Brookville has seen their's go up, but it has been progressively increasing every year. He informed Phillipsburg probably runs into the Township on approximately 70-80% of their calls.

Member Duncan asked if there is a breakdown of the percentage or rate of what each district raises?

Finance Director Keaton stated she can get that information.

Mayor Seagraves stated he is in support, it will be up to the taxpayers though. He suggested they do something a little different than what our City has done in the past to gain support from voters.

Motion by Letner, second by Apgar to submit a letter of support to the Clay Township Trustees for their proposed Fire Levy in the amount of 3.5 mils. All yeas, motion carried.

Mayor Seagraves wished Trustee Vore well.

Trustee Vore asked if anyone would be interested in joining a Committee with people from the Township to help people understand exactly where the money will go, what the need is and the future. He stated Clay Township would be more than willing to participate in that type of committee if the interest is there and to let him know if anyone is interested.

Manager Burkholder thanked everyone for their patience with the recent storm. He stated we are still trying to recover, a lot of limbs were down and crews are still making rounds as quickly as they can to get all of the limbs picked up. He informed that as luck would have it, the City's chipper broke down right after the storm. He gave credit to Chris Homan, the Service Department Superintendent, for going out the very next morning to rent a chipper from Vandalia Rental. We have rented the chipper for a week now, but hopefully our chipper will be repaired by tomorrow when we have to return the rented chipper. He stated the Service Department Staff has been working diligently on this, but he wants the public to know that they do still have other duties. For example, picking up trash, which takes three workers per day, every day; a vast amount of mowing that must be done; individuals on sick leave and vacations. He stated this all stretches the staff thin.

Mayor Seagraves stated he wanted to extend a personal thank you to DP&L for their help after the last storm. He stated especially, Bruce Garber and TJ Loughman because both of those guys were critical in making certain Brookville got their power back on. He stated there were some serious issues with the power at McMaken's. He stated not that other communities aren't important, but Brookville took a pretty hard hit with the storm and both should be commended along with their Staff for all of their hard work.

Manager Burkholder stated they were very helpful because especially the day after the storm, we still had quite a few power outages and they helped get them resolved.

Manager Burkholder provided pictures to Council in his report of the concrete pad being poured at the new fire house, where the generator will eventually be set later in the year. He also included a picture of the recent storm damage done to the roof at the salt barn. He informed Staff is currently getting quotes and then a claim will be submitted to our insurance company.

Manager Burkholder stated there will be several legislative actions needed tonight. He requested Council award the contract for the Wastewater Treatment upgrades, which is the improvement for the main lift station at the WWTP. He informed we had OPWC funds for that upgrade. Manager Burkholder informed the Street Resurfacing Project has been awarded and a Pre-Construction Meeting will be scheduled soon.

Manager Burkholder reported the STP Resurfacing Projects for Wolf Creek and Johnsville Brookville Road will be moving forward this year and the project is managed by the Ohio Department of Transportation (ODOT) with federal funding being received for this project also.

Manager Burkholder reported quotes have been received for the spouting and masonry repairs for the Community Theatre. He informed water is seeping in due to cracks in the mortar which needs to be repaired and resealed. He stated there are also drainage issues around the building that will need to be addressed.

Manager Burkholder informed the Agreement will be signed soon on work to rehab the Caretaker's cabin at Golden Gate Park. He informed it has been several years since the cabin has been addressed and it has leaks as well. Upgrades are needed to the bathroom inside the Leiber Center, there have been some issues with the toilet inside the women's restroom and it will be fixed prior to the Community Picnic.

Manager Burkholder informed he received notification from DP&L that the additional electric at Golden Gate Park will be done by the Community Picnic. He thanked DP&L for all of their help with everything including the Grant we received to pay for the additional electric to be added. He stated Casey Little, an engineer for DP&L, has been a great liaison and has helped us on numerous projects including Market Street.

Manager Burkholder reported the Center for Local Government, who is representing several communities including Brookville, has received a bid for residential trash service. He informed he and Finance Director Keaton recently attended a meeting in Bellbrook to review the bids and Finance Director Keaton will be presenting more information to Council in her report tonight.

Finance Director Keaton reported we received our Bureau of Workers' Compensation Rebate, which totaled \$20,231.57, which was more than expected.

Finance Director Keaton requested Council approval to allow her to issue a check this month to the Treasurer, State of Ohio in the amount of \$32,697.00. She stated this amount is the additional amount due on the two STP Projects. She informed the bids received by ODOT came in higher than the 2015 Engineers Estimate by Choice One that was used in our STP Applications. She explained the estimated cost for the Wolf Creek Street Project was \$30,576 and we owe an additional \$7,017. The estimated cost for the Johnsville-Brookville Road Project was \$31,930 and we owe an additional \$25,680. She reported the additional amount will be paid from the Capital Improvement Fund, where we budgeted \$400,000 for street repaving in 2017. Finance Director Keaton stated our Annual Street Repaving Project was recently awarded for \$310,770.90.

Member Duncan asked if the Johnsville-Brookville Road Project is a three way project between the Township and the County.

Finance Director Keaton stated yes, we will receive some money back from Montgomery County.

Mayor Seagraves stated a lot of communities are getting the same bad news because the asphalt prices for state bids were higher than what the state was counting on.

Member Cantrell stated it is also two years after the fact too.

Finance Director Keaton informed in May of 2017, two motions were made on Resolutions for the two STP Projects and at that time ODOT presented to us what the estimated costs were with the understanding that those could go up depending on how the bids came in.

Motion by Cantrell, second by Apgar to allow Finance Director Keaton to issue a check this month to the Treasurer, State of Ohio in the amount of \$32,697.00 for the additional amount due on STP Projects on Wolf Creek Street and Johnsville-Brookville Road. All yeas, motion carried.

Finance Director Keaton reported the 2018 Budget Commission Meeting will be held on Wednesday, August 30. She informed she needs to complete a form that indicates if the City of Brookville is waiving or requesting a hearing before the Montgomery County Budget Commission for the 2017/18 tax year and that form needs to be returned to the Auditor's Office by August 4, 2017. She stated it is her recommendation that Council waive the hearing before the Budget Commission for the 2017/18 Tax Information/Budget and/or Inside Millage.

Motion by Cantrell, second by Apgar to waive the hearing before the Budget Commission for the 2017/18 Tax Information/Budget and/or Inside Millage. All yeas, motion carried.

Finance Director Keaton reported the 2016 Audited Basic Financial Statement was filed with the Stated Auditor's Office last month and she just received notice it was approved and accepted by the Auditor of State. She informed copies are available in the front office and Council will receive a copy by email tomorrow.

Finance Director Keaton provided Council Members with a packet on the Rumpke proposal. She stated as Manager Burkholder already mentioned the Center for Local Government recently opened the bids for the Southwest Ohio Regional Refuse Consortium which consisted of the cities of Bellbrook, Brookville, Miamisburg and West Carrollton. They did receive just one bid from Rumpke. They sent out proposals to Rumpke, Waste Management, and Republic. She reported Rumpke's bid was \$13.02 per residential unit per month and would be locked in for five years beginning January 1, 2018. She informed there is an additional \$0.25 per residential unit per month Montgomery County Solid Waste Management District Generation Fee, which brings the total to \$13.27 per month. She described the proposal includes refuse pickup for residents and they can use their own containers, purchased or rented City of Brookville trash totes or they can rent a refuse toter from Rumpke at a cost of \$2.50 per month, which Rumpke would bill for the rental. Recyclables can be placed in Rumpke provided or own collection container that is identified as recyclable. Rumpke will provide each residential unit with one 65-gallon wheeled collection container at no additional charge. She informed Rumpke will collect larger household items including but not limited to furniture, appliances, carpet and padding, mattresses and box springs, child play equipment, fencing, Christmas trees and bulk or bundled yard waste on regularly scheduled collection days from the usual point of pickup. These items will be picked up at no additional charge. She informed all appliances containing freon will incur an additional charge, which will be invoiced by Rumpke. She informed we currently charge for appliances with freon.

Finance Director Keaton informed the City will continue to pick up refuse at our City Parks, City Buildings and our trash containers on Market Street in our 2015 refuse truck. She stated the lease on our 2015 refuse truck ends in September 2019.

Finance Director Keaton stated the City will continue to bill residents for refuse pickup on the water and sewer bill.

Finance Director Keaton informed the City has contracted with Rumpke for recycling pickup since January of 2006 with very few problems.

Finance Director Keaton reported Rumpke currently provides similar services for the Cities of Vandalia, Englewood, Union, Trotwood and Xenia.

Finance Director Keaton informed three new Maintenance Worker I positions would cost us an additional \$153,742 to \$186,690 (payroll and benefits) annually in the Service Department. If we go with the Rumpke proposal, we could utilize our three existing workers, currently on the refuse truck, in our Service Department to assist with the many other maintenance and service jobs. She stated during the 2005-2006 year, the Service Department employed twelve full-time and two part-time employees with additional field assistance from the City Manager.

Finance Director Keaton stated given the many demands on the Service Department, additional employees are needed. By contracting with Rumpke, the City would save over \$150,000 by utilizing current Staff as opposed to hiring three additional Staff.

Finance Director Keaton provided a list of employee rates with benefits for Maintenance Workers 1-Step A, C and F and Maintenance Workers 2-Step C and F.

Finance Director Keaton requested Council Members review over the provided packet of information, ask any questions between now and the next Council Meeting and then try to take action at the next Council Meeting on August 1.

Member Duncan asked if there has been any talk on changing how they pick up, for instance alleys?

Finance Director Keaton stated alleys are included, that was part of our Addendum.

Member Duncan stated the price in the proposal is more than he is currently paying per quarter.

Finance Director Keaton informed currently residents pay \$13 per month or \$39 per quarter. She informed the Rumpke proposal would be \$13.27 per month and would be locked in for five years.

Member Duncan asked what happens after five years?

Finance Director Keaton stated we will have that problem no matter what we do or who we go with.

Mayor Seagraves stated we are looking at substantial cut backs and it is hard. He is all for keeping personal pickup if we can find \$150,000 a year somewhere else.

Member Duncan stated 21% of the Service Department Worker's wages come from the Refuse Fund. He asked where will that 21% get picked up from if we switch to Rumpke?

Finance Director Keaton stated it will be redistributed in the other departments.

Member Apgar stated wherever they work.

Member Cantrell stated there will still be somebody's payroll coming out of the Refuse because there will still be someone picking up trash at our parks, City Building and along Market Street. She stated you can't argue with the fact that it's \$0.81 more per quarter and they still pick up all

of the same materials that the City of Brookville is currently picking up. She asked if any money would be saved on recyclables?

Finance Director Keaton informed that is included in this Rumpke Bid.

Member Cantrell asked what we are spending right now for recyclables?

Finance Director Keaton informed about \$55,000 per year.

Mayor Seagraves stated we are not charging our citizens to recycle though.

Finance Director Keaton stated that is correct, the City pays out to Rumpke the costs to recycle within the City.

Member Cantrell stated the \$150,000 per year that the City would not have to spend to hire three new Service Department employees is considered a savings plus the \$55,000 per year we currently spend to have Rumpke pick up all of our recyclables that the residents do not pay anything for.

Member Henry stated then we would actually be saving \$200,000.

Member Cantrell added we would actually be saving \$200,000 per year.

Mayor Seagraves stated we would be saving that money per year for five years.

Member Cantrell stated we would also still have our own refuse truck. She asked what would the penalty be if we were unhappy and tried to get out of the contract early?

Manager Burkholder stated we have two trucks and would probably dispose of the older truck and keep the newer truck. He stated this contract gives us the flexibility to still do events, have quick response times and pick up City buildings and along Market Street. He stated this is actually a good hybrid plan, which gives us the ability to provide immediate service if necessary. He reported in 2016 the City lost money on Refuse Service. He informed if you take the operating costs and wages for last year, we did not come out ahead. The 21% of all wages that gets billed to the refuse pick up, he believes is probably very low. He informed he has been having the Service Staff record their times for picking up limbs, bulk trash and regular trash pickups. He stated the three workers it takes to pick up trash are working full-time, and 40 hours per week times three workers is 120 hours per week for 52 weeks per year. That is why he thinks the 21% is a low figure.

Member Cantrell clarified that only 21% of their wages are being allocated to the Refuse Fund. She asked where does the rest of their wages go?

Finance Director Keaton informed the rest go to other Departments, such as Street Maintenance, Parks, Water or Sewer. She stated the guys that run the trash truck will try to help in other areas if needed or on a water main break.

Member Cantrell asked if we do this contract for a year or two and decide we are unhappy, even though she doubts that will happen since Englewood, Union and Trotwood are using it, could we get out of the contract?

Manager Burkholder stated it's really for a five year contract period. He stated the City of Bellbrook is a part of the consortium that is looking into this and they have had Rumpke since at least 2012 and have been very pleased. He reminded like Finance Director Keaton has already mentioned, we have had Rumpke for our recycling service since 2006 and have been quite happy with it.

Member Cantrell stated they also should already have some familiarity with our City Streets and alleys. She asked that there would be no layoffs whatsoever if we do this?

Manager Burkholder stated he wanted to make it very clear that there would be no layoffs. He informed since he started two years ago, he has heard constantly that we need more Service Staff. He has been very conservative and has been trying to re-construct the Service Department and assessing what would be the best use of personnel and equipment. He agrees we need more staff in the Service Department. The Mechanic is dedicated full-time, and tries to help on other things when he can but there are so many needed repairs on a lot of our equipment, he has to be dedicated to that. Then we have the three guys on the trash truck, that only leaves six workers to do everything else needed within the City and when people take time off or injuries happen, that leaves the Staff spread pretty thin. He stated in 2005 and 2006, there were 12 full-time, two part-time and the City Manager also helped. He informed that 12 years later we only have 10 full-time workers and he would like to see three additional workers be added which would be about the equivalent of what we had back in 2005 and 2006. He informed the real savings would be reallocating the current workers we have. He stated if we hired three of the lowest paid maintenance 1 workers that would equal \$150,000 per year, which would take away from all of the other services that we need and also away from capital improvements. He stated it is somewhat cost neutral by contracting out the trash service to a private sector that can do it more cheaply. He stated if you look at a \$0.50 increase per month for our citizens, that is \$6.00 per year, locked in for five years, that's only a \$30 increase over five years. He stated he does not see anyway the City could keep that kind of cost contained over the next five years.

Mayor Seagraves agreed.

Member Cantrell asked if individuals are not running the trash truck could we see lower costs on our insurance or Worker's Comp rates?

Finance Director Keaton stated we could in the future because we do have Worker's Comp claims that are related to trash pick up.

Member Letner asked who would pay the tipping fee on the trash we would collect at the parks or on Market Street?

Manager Burkholder stated we would.

Member Letner asked if we aren't picking up the trash, why would we continue to do the billing?

Manager Burkholder informed there would be an extra surcharge for Rumpke to do the billing.

Member Letner asked if we will be responsible for collections?

Mayor Seagraves stated we are doing that now.

Manager Burkholder stated having that service integrated with the water and sewer bills would probably be a better service for the residents. If a resident has a problem with their service, the City Office would probably be their first point of contact anyway. He stated we are already doing it now, so it is an added benefit to residents if we continue to do it, we have to do the water and sewer anyway.

Member Letner stated he is worried about delinquent bills and worrying about collections.

Member Cantrell asked if we have a lot of delinquents now?

Member Letner stated but now, it's at least our own service.

Finance Director Keaton informed we currently shut the water off if bills are not paid and then the refuse drivers get a list of what stops not to pick up. She stated it would be no different if we were to switch to Rumpke.

Member Letner asked if we can shut water off if the refuse isn't paid?

Finance Director Keaton stated we only have about two accounts that are refuse only accounts.

Member Letner asked about how many commercial accounts we have that we wouldn't be serving anymore if we were to switch to Rumpke?

Finance Director Keaton stated she needs to count all the commercial accounts that have dumpsters. She stated there is no dumpster service at all in this bid. She informed she knows we have about 65 commercial accounts, but most of those are along Market Street and use a toter and would still continue to be picked up by Rumpke. She stated we will have to do ample notice to the accounts that have a dumpster that they will need to find their own haulers. She stated she can get a total count of those accounts.

Member Letner stated he is concerned about extra truck traffic.

Member Duncan stated if we have a truck why not use it to pick up the commercial accounts?

Member Apgar stated that is defeating the purpose and still not helping with the extra people needed in the Service Department.

Member Cantrell stated all she knows is from prior experience as a business owner, it was cheaper for her to have Waste Management or another company come out to pick up her trash and she would think any business owner would want the cheapest option as well.

Member Apgar stated some of the businesses already do that.

Member Duncan asked how many cities are looking at this proposal?

Manager Burkholder stated four.

Member Duncan asked what if one or two cities choose not to participate, will the price go up?

Finance Director Keaton informed the bid is locked in. She informed Bellbrook and Miamisburg are currently under that contract with Rumpke.

Member Duncan stated a few weeks ago a citizen stated he would be willing to pay more money per month in order to keep the trash services with Brookville. He asked if we are going to do this without any citizen input?

Member Cantrell stated we would be saving \$150,000.

Mayor Seagraves stated we are saving money and not asking the citizens for an increase. He doesn't think too many people would argue that.

Member Duncan stated someone argued it at a past Meeting.

Mayor Seagraves stated a small group of people maybe, but we have to look at the whole community and most people do not want to pay more.

Member Cantrell stated we have a guarantee that three people would not lose their job and no increase to residents for trash hauling locked in for five years and the City will not have to

continue to pay \$50,000 per year for the residents to recycle, which is an additional savings to the City.

Member Duncan stated he thinks eventually people will loose their jobs anyway.

Member Cantrell stated she doubts it and thinks he is speculating and that isn't appropriated.

Manager Burkholder stated he has heard this false narrative way too long. He stated no one at the Service Department will be laid off, we need those three workers.

Mayor Seagraves stated we need those three workers desperately.

Manager Burkholder stated we are not cleaning out catch basins as we should. There is a tremendous amount of infrasture needs that need to be done for the betterment of the community. He stated as Member Duncan knows because he has brought it to his attention, there are catch basins that have not been corrected yet. He stated by doing this, we will be able to maintain the Service Department at 10 full-time employees which is still two salaries less than 2005 and 2006. He stated that is being efficient especially, given the fact the budget will have \$780,000 less due to the repeal of the Income Tax Credit Reduction. He stated this is a way to save money, maintain same great level of service and not cut salaries or any employees. He stated the crowning jewel is it will only cost the resident only \$6 per year. He stated that is just good math and will help balance the budget for 2018.

Member Cantrell stated there will also not be any training costs incurred. The Service Department workers already know what to do and are very familiar with the City.

Manager Burkholder stated these are all very seasoned employees that can be used for other work instead of being tied to a trash truck.

Member Cantrell clarified this will not affect limb pick up?

Manger Burkholder stated Rumpke will pick up limbs. He stated in the event of a storm, the City will still have the chipper and can help pick up after a storm.

Member Cantrell asked if limbs would be picked up with regular trash pick ups?

Finance Director Keaton stated yes.

Member Cantrell stated that will eliminate a lot of phone calls to the City Office.

Member Duncan stated they will have to be certain sizes for Rumpke to pick up.

Finance Director Keaton informed it is listed in the bid for bulk or bundled yard waste to be picked up.

Member Cantrell asked when a decision needs to be made?

Mayor Seagraves stated in two weeks, at the next Council Meeting.

Finance Director Keaton informed Staff would meet with Rumpke, if that is the direction Council decides to take, to then plan details for pickup and postcards to be sent out. She stated that is hoped to be done by August 31.

Member Cantrell asked if someone has a issues with their trash pick up, would they call the City or Rumpke?

Finance Director Keaton stated that may be a hybrid approach at first until we figure out what is best. She informed the City of Bellbrook uses Rumpke and Miamsiburg uses their City office.

Member Cantrell asked if the City received a lot of calls now with people upset over trash issues.

Finance Director Keaton stated no.

Motion by Cantrell, second by Henry to read proposed Resolution No. 17-30. All yeas, motion carried.

Finance Director Keaton informed this proposed Resolution states the City reasonably expects to receive reimbursement for the Wastewater Treatment Plant Improvements, Phase II Ohio Public Works Commission Project and in order to be reimbursed for costs expended, this proposed Resolution needs to be adopted and filed with the Ohio Public Works Commission.

Member Duncan asked if this is tax related, can it be declared an emergency?

Law Director Stephan advised this is involving state tax debt not local tax. He stated it is really administrative need to have this filed in a timely matter.

Motion by Duncan, second by Apgar to accept the first reading, dispense with the second and third readings and adopt Resolution No. 17-30 entitled, "A RESOLUTION DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE CITY OF BROOKVILLE TO REIMBURSE ITS SEWER FUND FOR THE WASTEWATER TREATMENT PLANT IMPROVEMENT PROJECT, PHASE II WITH THE PROCEEDS OF TAX EXEMPT DEBT OF THE STATE OF OHIO, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Motion by Cantrell, second by Henry to read proposed Resolution No. 17-31. All yeas, motion carried.

Finance Director Keaton informed proposed Resolution No. 17-31 amends the 2017 Estimated Resources and 2017 Appropriations. She stated we are now at the midpoint of the year, and she is reviewing through for any adjustments that need to be made.

Motion by Cantrell, second by Apgar to accept the first reading of proposed Resolution No. 17-31 entitled, "A RESOLUTION AMENDING THE 2017 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.

Fire Chief Fletcher reported the Fire Department has been very busy with storm related activity. He informed they had three crews out simultaneously doing storm assessments and by far, Perry Township was affected the most significantly from the ability of getting from one area to another due to large trees and live lines down. He described that Police calls can be stacked based upon priority, but in Fire and EMS calls, you rarely can stack calls by priority because they are all a priority. He stated the Dispatch Center becomes overwhelmed and enters into a period of high call volume. He stated with help of technology, they handle these calls in a management pattern that is most applicable to the resources and staff they have available. He stated sometimes we will receive help from our neighbors. He advised that citizens calling 911 to complain they do not have power just adds to the problem of an already high call volume. He stated those type of calls set the stage for someone to call 911 and get a busy signal, which is their greatest fear. He informed we made a decision to change our dispatch center in 2013 because of multiple complaints of not getting through to 911. He stated we are in a dispatch center now where that cannot happen, but it will cause a delay in the answering of calls. He stated there are only so many 911 lines and so many 7 digit lines. He stated they have utilized the Hyper Reach System

to warn people of numerous wires and limbs down. He stated if anyone didn't receive a call, to please sign up. Chief Fletcher stated dozens and dozens of calls were received that would be deemed not appropriate for 911 calls.

Fire Chief Fletcher stated he was happy to report Diamond Mill was reopened at the last meeting, but today it was closed again near Snake and Steck Roads. He informed it looks like a much shorter duration for closure on this project. He asked for everyone to please use caution and use posted detours. He will confirm with the construction manager tomorrow on the project.

Fire Chief Fletcher reported the hydrant maintenance program will be beginning this evening. He stated this program is done annually. This year, they will be changing it up by doing the maintenance in the evening between the hours of 6:00 p.m. and no later than 10:00 p.m. He informed crews will be doing the regular hydrant maintenance work including inspections, low flow flush, lubricating caps and making sure fire hydrants are serviceable. He stated there is a high success rate in not doing any damage and can be utilized in commercial areas by decreasing the amount of calls for discolored water received. He informed a Hyper Reach message will be sent out during the daytime to notify of areas being tested that evening. He informed the testing will go through July and most of August.

Police Chief Jerome reported the City is experiencing issues with limbs in the street. He stated he understands the burden of storms but residents cannot put piles of branches in the road, they must be placed in your yard. He stated it is illegal to put limbs in the road. He stated citizens need to take some responsibility as homeowners and cannot just lay eight foot branches down by the road and then block the sidewalk which isn't safe for kids or anyone walking. He stated then if any heavy wind comes at all, it can move them into the street and can cause traffic crashes. He stated this is the worst he has seen with people putting things in the roadways and/or blocking the sidewalks.

Police Chief Jerome informed at the last Council Meeting the Brookville Soccer Association (BSA) requested approval for their Opening Day Parade. He stated when he became Chief he thought we should limit parades throughout the year. He stated parades and walks are great for community spirit and he is all for that, but the problem is that sometimes the need for the parades outweighs what the Staff costs to do the event. He stated the route approved at the last Meeting has now been changed because the parade route approved at the last Meeting would require six to eight Officers. He stated that would be a tremendous amount of overtime, plus we don't actually have the resources for that, we would have to borrow Officers from other jurisdictions. He stated we do not want to create a burden on our neighbors to make these parades and runs happen. He informed he thought the goal of having the parade could still be accomplished and still make the kids and parents happy, but we could just cut out a few streets. Chief Jerome informed the BSA took it really well. He stated the new route will be: Carr to Cusick to Market to Wolf Creek and then to the Soccer Complex. He informed when you take kids down Arlington Road that is a danger, and all southbound traffic has to be stopped to try to ensure safety, which is a big liability. He stated a similar situation occurs with the baseball parade every year. He stated he will continue to look at ways to still have these events, cut staff, reduce liability, establish goals and be more cost effective. He stated soccer is the first but will continue with other parades in the future. Chief Jerome informed there are too many distracted drivers, and accidents are increasing due to distracted drivers. He reported our accident numbers are up. He informed he has spoken with other chiefs in other jurisdictions and they have had to do the same thing. He stated we have Soccer, Baseball, Homecoming and Fire Prevention which is four parades annually on top of walks and events.

Police Chief Jerome agreed with Fire Chief Fletcher on a tremendous amount of calls received during a storm about power being out. He stated when an emergency like this occurs, the Police Department depends on the Administrative Staff to help the road Patrol Officers.

Police Chief Jerome reported the Brookville Police Department handled 428 Reportable Incidents year-to-date, compared to 366 during this same time last year. Chief Jerome reported Citations are down a total of 6 Citations year-to-date, for a total of 279 Citations issued year-to-date. There were 138 traffic stops for June compared to 151 during June 2016.

Police Chief Jerome informed his Department has been very busy and July has been tough with vacations and another injury.

Police Chief Jerome presented the Overdose Report.

Police Chief Jerome stated he is always trying to think of public relation ideas. He came across a great opportunity and was able to purchase fidget spinners, which are very popular with kids right now. He informed the Police Department has donated funds that people donate to them for things like this. He informed their goal is to carry the fidget spinners in the cruisers and find kids who are doing great things and give them out. He informed he was able to get about 90 fidget spinners for \$1 each, they usually cost about \$5 each. Chief Jerome stated hopefully it doesn't create a panic, that they have these and are giving them out for free.

Member Letner asked with the altered parade route, why not take them down Western?

Police Chief Jerome informed because the kids like to see the people lined up down Wolf Creek to watch them. He informed Wolf Creek is still a popular place for people to sit and watch the parade. He stated years ago, Albert to Salem used to be loaded with patrons for the parade and now there are like none, plus the number of Officers needed to block those streets are a lot. He stated to cut two streets out really saves a lot. Chief Jerome informed he actually did start to suggest the idea of going down Western but the BSA seemed disappointed over the idea of cutting the parade down that much.

Law Director Stephan reported at the June 2017 Planning Commission Meeting, it was recommended that an Ordinance be submitted to City Council for the purpose of regulating trees and shrubs in the public right-of-way. He informed proposed Ordinance 2017-07 is before City Council tonight for a first reading. The ordinance amends the existing ordinance to apply these rules to trees and all shrubs (rather than just shrubs that grow more than 12 feet), and to provide an enforcement process. He informed the existing Ordinance prohibits planting trees and shrubs between the sidewalk and the curb, and the new Ordinance adds an enforcement process for removal of those trees and shrubs planted in violation of this Ordinance.

Law Director Stephan informed a Public Hearing will be held on this Ordinance at the August 15, 2017 City Council meeting.

Motion by Cantrell, second by Henry to read proposed Ordinance No. 2017-07. All yeas, motion carried.

Motion by Cantrell, second by Apgar to accept the first reading of proposed Ordinance No. 2017-07. All yeas, motion carried.

Motion by Cantrell, second by Henry to set a Public Hearing on proposed Ordinance No. 2017-07 on August 15, 2017 at 8:00 p.m. All yeas, motion carried.

Law Director Stephan reported at the June 2017 Planning Commission meeting, it was recommended that an Ordinance be submitted to City Council for the purpose of regulating mobile produce vendors. He informed proposed Ordinance 2017-08 is before City Council tonight for a first reading. The ordinance amends the Special Use regulations regarding mobile food vendors to include mobile produce vendors selling fruits or vegetables. This Ordinance also amends the exception to the requirement of a Special Use Permit for public or charitable events to five consecutive days. The Farmers Market that is happening on every Friday would now

clearly fit within this exception of a public or charitable event that does not exceed five consecutive days in duration.

Law Director Stephan informed a Public Hearing will need to be held on this Ordinance at the August 15, 2017 City Council meeting.

Motion by Cantrell, second by Henry to read proposed Ordinance No. 2017-08. All yeas, motion carried.

Motion by Apgar, second by Cantrell to accept the first reading of proposed Ordinance No. 2017-08. All yeas, motion carried.

Motion by Cantrell, second by Henry to hold a Public Hearing on proposed Ordinance No. 2017-08 on August 15, 2017 at 8:00 p.m. All yeas, motion carried.

Law Director Stephan reported at the July 5, 2017 Council Meeting, Member Duncan raised the issue of forming a citizen committee, and Council requested that he review the legal structure for such a committee.

Section 7.06 of the Charter provides:

The Council may create, change, and abolish other Boards and Commissions as it to be necessary, and may provide for their organization, membership, method of appointment, terms of office of members, and powers, duties and functions by Ordinance or Resolution.

Law Director Stephan informed it is under Section 7.06 of the Charter that he has previously proposed to create a Charter Review Committee or Commission.

Law Director Stephan advised City Council could adopt an Ordinance or Resolution that would establish a Citizen Advisory Committee. As set forth in Section 7.06, the organization, membership, method of appointment, terms of office of members, and powers, duties and functions of the committee would have to be established. City Council would have to discuss and determine the composition and duties of such a committee. I would then prepare a resolution to establish the committee. He stated he would envision that this Committee would gather information and prepare a report or recommendations to City Council.

Law Director Stephan stated as an alternative, City Council could hold a series of Meetings with various groups within the community to seek community input on various issues affecting the community. This outreach could be done by the City Council as a whole, or by the City Council Committees that may be formed under the Rules of Council that are pending before City Council. For example, the Finance Committee could hold a series of meetings with various citizen groups and the community over financial issues facing the community.

Law Director Stephan stated another possible forum for citizen input is through the planning process. The City is looking at reviewing our comprehensive plan and creating a new strategic plan for the future growth and development of the City. Citizens could be included in that process as committee members or through an outreach process from the committee to various citizen groups.

Law Director Stephan informed the next step in this process would be for City Council to discuss the formation of a committee, and its powers, duties, and functions.

Member Duncan thanked Law Director Stephan. He asked if Council is willing to do something like this in a timely manner or if they want no part of it?

Mayor Seagraves stated Council just received this information tonight, why not let everyone review it and discuss at the next Council Meeting.

Member Apgar stated Council needs to review because they need to decide what type of Committee they would like to form.

Member Henry stated that no one said they weren't interested.

Mayor Seagraves stated what was discussed at the last Meeting was to give all citizens an opportunity to participate and not just a handful of people that Council would select. He asked if everyone was in agreeance to review the information presented by Law Director Stephan and then discuss at next meeting.

Council Members all agreed to review and discuss at the next Meeting.

Mayor Seagraves reminded of the upcoming Community Picnic the last weekend of July.

In Old Business,

Motion by Apgar, second by Cantrell to read proposed Resolution No 17-29. All yeas, motion carried.

Motion by Apgar, second by Henry to accept the third reading and adopt Resolution No. 17-29 entitled, "A RESOLUTION TO ADOPT THE RULES OF COUNCIL." All yeas, motion carried.

Manager Burkholder requested under Old Business a motion be made to award the bid on the WWTP Project. He reported on July 10, 2017, we received two bids on the WWTP Project, which will be for the rehabbing of the main Lift Station at the Plant. He informed we are working with GGC Engineering, and this is Project # 17206. After the opening of the bids and review, GGC advised us to award the bid to Fryman and Kuck which had the lowest bid in the amount of \$159,741. Manager Burkholder requested a motion to award Fryman and Kuck. He informed once the bid is awarded, they will move forward with shop drawings and everything else needed for this project to begin this year. He stated this is a much needed improvement because there are a lot of leaking pipes at the WWTP, the lift station is worn out, has been there many years and there is deterioration of the wet well with concrete peeling off of the walls. He stated this is very timely and we received a grant from OPWC in the amount of \$50,000.

Motion by Cantrell, Henry to accept the base bid from Fryman and Kuck for the WWTP, Phase II project in the amount of \$159,741. All yeas, motion carried.

There was no additional New Business.

Dave Monnin, of the Brookville Park Board informed the parks were hit hard too by the recent storms, just like the rest of the City. He stated he understands the City comes first though but hopefully cleaned up prior to the picnic. He informed the Cruise the Gate Car Show is this Saturday and they are expecting a large turnout, and will have lots of food. He stated the event will be at Golden Gate Park, near the main gazebo. He informed last year the event was rained out.

Mr. Monnin stated last weekend Angler's Bait and Tackle, of Englewood, held a kids fishing derby which went very well. He stated they had a great turnout.

Mr. Monnin informed he met with the Chamber on the upcoming Community Picnic. He informed there is a record amount of booth space this year. He stated the new electric is being run before the picnic. He stated the Chamber is very excited, this event will be a big deal. Park Board will have a booth set up this year. He informed new lighting is being put in the gazebo and being donated by Delta Theta Tau Sorority. Chase Electric was working on the new lights yesterday. He stated the parks look good and as usual are very busy. He described that two

weeks ago, it was hard to even find a place to park on the weekend.

Member Cantrell thanked Manager Burkholder for getting the new electric in. She stated as a former Chamber President ten years ago, that was always an issue.

Manager Burkholder stated Finance Director Keaton applied for a \$5,000 DP&L Grant, which we were awarded. He informed a 400 Amp panel was added to an open-air Shelter. He stated Chase Electric did a great job on the installation.

Member Cantrell stated that is a much needed addition to the park for when events are held.

Mr. Monnin stated years ago, fuses used to blow very easily.

Member Cantrell stated it is long overdue.

Mayor Seagraves informed there have been a lot of comments about not having fireworks this year, but that is not true, there will be fireworks on Saturday night for the completion of the Picnic.

Mayor Seagraves reminded there will be a Planning Commission Meeting on Thursday, July 20.

Mayor Seagraves welcomed members in the audience. He stated if anyone would like to speak to please identify themselves with their name and address.

Curt Schreier, of 579 Golden Maple Avenue, stated coming from a big company like P&G he has seen plans similar to the proposal of outsourcing refuse service, some have been successful and some have failed miserably. He asked if the City could look at doing a three year term with a 2 year renewal in the event of being unsatisfied? He suggested building in some success criteria into the contract that they must, which would give us an easier out if unhappy. He stated this is not a cost savings it is a cost shifting or cost avoidance, there is a difference. He stated we aren't actually saving any money, only moving it around.

Member Cantrell asked if Law Director Stephan has looked at the Rumble contract?

Law Director Stephan stated not yet, but he will be very soon.

Mayor Seagraves stated it was just received.

Wayne Ward, of 951 Calmer Ernst Boulevard, asked if it is against the law to ride a bicycle on the sidewalk?

Police Chief Jerome stated he will look up the exact answer.

Josiah Kirchofer, of 321 Sycamore Street, informed he goes to Brookville High School and is involved with 4H and FFA. He is the current Vice-President of the FFA Chapter. He requested laying hens be allowed within the City limits. He stated he feels this would be a great opportunity for people to really learn and appreciate where their produce comes from.

Law Director Stephan stated the current Ordinance prohibits chickens or hens and that Council would have to either amend the Ordinance or grant a limited variance for a particular property.

Mr. Kirchofer stated other communities allow this and he does not understand what the deal is about allowing laying hens. He stated they are quieter than dogs.

Member Cantrell asked if Law Director Stephan could look into this?

Law Director Stephan stated he can look into and get other information from other communities

and present to Planning Commission. He asked if they would be kept in pens or roaming a backyard?

Mr. Kirchofer stated he was thinking of a penned space for about 5-10 hens. He doesn't want roosters just hens, which would be quiet.

Police Chief Jerome asked if he is wanting to keep hens for only a certain time period per year, for a school project? He stated a time period for a school project maybe an easier window to get approved.

Mr. Kirchofer suggested limiting the number of hens to 5-10 and he would like to keep them all year round.

Brian Smith, of 815 Flanders, stated he thinks the trash contract is a win-win. He stated he thinks it could actually be a possible cost savings and it sounds like a great compromise.

Mr. Smith asked when is the next newsletter? He asked if putting an article in the newsletter would be appropriate to help educate people on not calling 911 for power outages etc. He suggested also tying it into CERT.

Member Cantrell stated if CERT has a booth at the Community Picnic, maybe a handout would be helpful.

Fire Chief Fletcher informed it has been in previous newsletters. He stated there is usually a booth where CERT or Fire personnel hand out stuff like information on Hyper Reach.

Mayor Seagraves when the next newsletter is scheduled?

Finance Director Keaton stated it is still being determined.

Kevin O' Boyle, of the Brookville Star, informed so far 115 vendors are committed to the Community Picnic with more still being added. He stated it will be a great event.

Jerri Letner, 28 Brookside, asked what is the capacity or the duties of the caretaker. He suggested he could ride a lawnmower and help mow grass at the park. He stated the Caretaker should be considered to help with the duties of cutting grass and help the City guys out. He asked if any a study has been done on the cost to sub out mowing the grass for all of our City properties.

Mayor Seagraves stated he makes a fair point but we have a tremendous amount of grass in the City that has to be cut and the cost to sub all that out would probably be a lot.

Mr. Letner asked Chief Jerome about the sticks being placed in the street and what is the difference between limbs and leaves in the road?

Police Chief Jerome informed he doesn't like the leaves either. He stated leaves are dangerous in the road and the leaves go into the gutters and sewers. There have also been residents who have made poor decisions by putting cement blocks in their piles of leaves and then people have driven over the blocks. He stated he personally does not like anything in the street. Limbs in the road though can scratch cars very easily. He informed an Ordinance for grass clippings was passed but yet leaves are allowed.

Gary Kirchofer, of 321 Sycamore Street, encouraged people to mulch their leaves.

Mayor Seagraves thanked everyone for coming.

Motion by Kirklin, second by Henry to go into Executive Session per ORC 121.22 (G)(3)

concerning disputes involving the public body that are the subject of pending or imminent court action; and per ORC 121.22 (G)(1) to consider the appointment, employment, dismissal, discipline, promotion, demotion or compensation of a public employee or official; and per ORC 121.22 (G)(6) for details relative to the security arrangements and emergency response protocols for a public body or public office. All yeas, motion carried.

Manager Burkholder stated there may be action needed.

Mayor Seagraves called Council back into Regular Session.

Motion by Apgar, second by Henry to amend passage of Resolution 17-31 to accept the first reading, dispense with the second and third reading and adopt Resolution No. 17-31 entitled, "A RESOLUTION AMENDING THE 2017 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.

Motion by Apgar, second by Henry to approve a contract with Poggemeyer Design Group to provide engineering design services for certain water infrastructure improvements in the City of Brookville in an amount not to exceed \$96,300, and authorizing the Finance Director to immediately issue a check in the amount of \$80,000 to Poggemeyer Design Group as and for a deposit for said engineering design services. All yeas, motion carried.

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



Meghan Wheeler, Clerk



David E. Seagraves, Mayor