

BROOKVILLE CITY COUNCIL  
REGULAR MEETING  
April 5, 2016

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on April 5, 2016 in the City Council Chambers. The Pledge of Allegiance was recited. Members Apgar, Duncan, Henry, Kirklin and Letner; Finance Director Keaton, Fire Chief Fletcher, Law Director Stephan, Clerk Wheeler and Public Service Director Williamson were present. Member Cantrell, Manager Burkholder and Police Chief Jerome, were absent.

Roll Call by Clerk Wheeler.

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

Motion by Kirklin, second by Apgar to accept the March 15, 2016 Regular Meeting Minutes as presented. All yeas, motion carried.

Member Seagraves greeted citizens in the audience.

Cindy Tietge, from the Brookville Historical Society, invited Members of Council to their 40<sup>th</sup> Anniversary Celebration. The event will be on Sunday, May 15, 2016 at 2:00 p.m. outside of the Spitler House. In the event of rain, they will move the event inside the Exhibit Building. Ms. Tietge stated she is not sure if they will need a road blocked off for the event.

Mayor Seagraves suggested she call Police Chief Jerome to discuss the need of having any roads closed.

Ms. Tietge informed the Historical Society has been in contact with a roofer and they should know more details of the total costs needed to repair the roof on the Spitler House.

Member Duncan asked if the Historical Society would need any road closure signs or anything else the City could supply.

Ms. Tietge stated the only road that may need closed would be Market Street near the Spitler House, similar to what is done each year for the Christmas Tree Lighting.

Belinda Herkins, of 55 Mound Street, wanted to clarify information on the First Responders Memorial to be built at Gateway Park. She was informed that someone had suggested the Memorial include members of Fire and Police Departments.

Mayor Seagraves stated it seems to have been a while since anyone has presented to City Council information on the First Responders Memorial.

Ms. Herkins informed about two years ago was probably the last time anyone presented on the memorial to members of Council. She stated plans for the Memorial have not seemed to move forward until recently when the Park Board became involved.

Member Duncan asked if the site will be more of a memorial site than actual first responders.

Ms. Herkins informed the plans initially started as a Vietnam War Memorial. She stated she could not list her brother's name without including Joe Heltsley also. Then it grew to Vietnam veteran memorial and now it has been suggested to include all first responders or maybe there should be two memorials or walkways along the memorials to list all of the names to be included. She is asking for clarification from Council as to who the memorial should be dedicated to.

Member Letner stated when information was brought before Council about the Memorial the last time, suggestions were given but no motions were made for specific details. The memorial was in the beginning planning stages and the organization was to come back to Council if anything else was needed or to give updates.

Member Letner informed he remembered suggesting the idea of including a bridge somewhere in the memorial because a bridge can be very symbolic of different things or meanings. He stated no one has been back before Council with any information on the Memorial.

Ms. Herkins described it is hard for some people to know what to do if they have never served on any kind of formal board or organization before.

Mayor Seagraves stated since the proposed memorial is at one of the parks located in Brookville, she needs to communicate with the Park Board. She should reach out to Dave Monnin, President of the Park Board, or attend a Park Board meeting to discuss future plans.

Ms. Herkins informed she does not want to leave anyone out if they would like to be included.

Chief Fletcher stated on behalf of the Fire Department, it would be appropriate to include any fire fighter who has lost their life in the line of duty, but to his knowledge he does not know of any Brookville fire fighters who have lost their life in the line of duty. If she wants to list all men and women who have ever worked for the Brookville Fire Department then that would be a list of hundreds of names. There have been past conversations amongst the Fire Department of them actually having some sort of wall or area in the Fire House that would list everyone who has ever worked or volunteered for the Brookville Fire Department. Chief Fletcher stated since we have not had actual deaths in the line of duty, he does not foresee any complaints from his department for not being listed on the memorial, especially if the Fire Department eventually does their own project of listing all who have served.

Ms. Herkins stated the Memorial will also include veterans who have served and not just perished. Families can donate money to purchase a brick with their names on it or in memory of someone they loved. By people purchasing bricks that is how they can make money to help fund this project. She informed about 50 people who went to Brookville High School served in Vietnam from 1950 to 1975.

Mayor Seagraves stated again for Ms. Herkins to follow up with members of the Park Board.

Ms. Herkins provided members of Council an envelope providing a picture of her brother who died in August 1968. She is collecting money for her brother and Joe Heltsley who died in June 1969. She is contributing some of her own money and has hit up all of her friends and family members and asked members of Council to donate to help her reach her goal of \$5,000 for the memorial dedicated to her brother and Joe Heltsley. She stated she has not been given any money from Amvets or the VFW toward their memorial and \$5,000 is a lot of money to raise.

Ms. Herkins asked since April 1<sup>st</sup> has come and gone obviously the property that was rezoned in hopes of bringing the fairgrounds to Brookville has reverted back to the original zoning. Ms. Herkins questioned why in the last two years no one from the City tried to reach out by phone or email, etc. to anyone on the Fair Board or Miller Valentine?

Mayor Seagraves questioned where she is getting her information from? He advised that himself, Manager Burkholder and Law Director Stephan have made several attempts to communicate and have had meetings with members of the Fair Board and Montgomery County.

Law Director Stephan reported the Fair Board received a rezoning approval on April 1, 2014 and had two years to begin construction on the project and they chose not to. The property has now reverted back to I-2 and Highway service zoning.

Ms. Herkins stated she has a source and is getting top notch information.

Mayor Seagraves asked if she is accusing the City of not having any meetings or contacting anyone at any time regarding the Fairgrounds.

Ms. Herkins informed she is not stating City Officials did nothing, she just does not understand why there were no contacts made. She said at the last Council Meeting she attended, members of Council did not give a lot of detailed information as to how the project was going. She asked if the City demanded the Fair Board pay to build the access road at twice the amount of money than originally expected.

Member Duncan informed the building of the access road was in the original agreement.

Mayor Seagraves stated the fairground road was initially just a run out, and it had to be connected to Upper Lewisburg Road and that was their responsibility to take care of and they chose not to.

Ms. Herkins asked if members of the Fairgrounds board came before the City and asked to still move the fairgrounds here after Miller Valentine pulled out and the City said "No Way".

Members Apgar and Letner both stated no, that never happened.

Law Director Stephan stated when the fairgrounds received the original approval of the re-zoning on April 1, 2014 there were certain conditions placed. It was a Planned Development approval and one of those conditions was the extension of West Campus Blvd. to Upper Lewisburg Salem Road by the Montgomery County Agricultural Society. If they have chosen to move forward with another location because of the cost of the street, that is their decision.

Finance Director Keaton requested approval for the Fund Balance Report for March 31, 2016.

Motion by Duncan, second by Kirklin to approve the March 31, 2016 Fund Balance as presented. All yeas, motion carried.

Finance Director Keaton reported March was a busy month for Grant submissions. She should know by the end of April which grants we were approved for. The Recycling Incentive grants were submitted to Montgomery County. The City submitted an ED/GE application for Green Tokai for the expansion of new manufacturing lines at 20 Robert Wright Drive.

Finance Director Keaton requested Council approval for Proposed Ordinance No. 2016-05.

Motion by Kirklin, second by Henry to read Proposed Ordinance No. 2016-05. All yeas, motion carried.

Motion by Duncan, second by Apgar to accept the first reading, dispense with the second and third readings and adopt Ordinance No. 2016-05 entitled, "AN ORDINANCE LEVYING ASSESSMENTS FOR DELINQUENT UTILITY BILLS FOR CERTAIN PROPERTIES IN THE CITY OF BROOKVILLE, OHIO, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Finance Director Keaton informed the Annual Park Cleanup has been rescheduled for April 9, 2016. Refreshments will follow in Shelter #3.

Finance Director Keaton presented Council with the 2016 Water and Sewer Rate Survey. She informed Brookville ranks 45<sup>th</sup> lowest out of 66 jurisdictions on water rates, 9<sup>th</sup> lowest out of 63 jurisdictions on sewer rates and 16<sup>th</sup> lowest out of 63 jurisdictions when you combine the water and sewer rates together.

Finance Director Keaton reported the City of Vandalia assisted 58 of our residents with their local city income taxes while in our City building on April 1<sup>st</sup> and 2<sup>nd</sup>. She reminded the deadline for filing local income tax is Monday, April 18<sup>th</sup>.

Member Duncan asked if we have looked into receiving park benches from Montgomery County. He informed Montgomery County provided some Park Benches to some of the local schools and they were very nice.

Finance Director Keaton advised we have done the Park Bench Program in the past. In the early to mid-2000's we participated and received quite a few Park Benches. She will look into participating again.

Public Service Director Williamson reported he recently met with Lowe's regarding the property at 269 Foothill and are reviewing over their costs. Yard work has been done. He spoke with Dayton Power & Light and hopefully the electrical service upgrade will be done next week.

Public Service Director Williamson informed the new EPA testing protocol started April 1st. The sampling plan has been updated to comply with new regulations.

Public Service Director Williamson stated the UV disinfection system components have been received and replacement process has begun. The new system should be functional by April 15 and then samples will be run to ensure proper operation prior to May 15 when EPA testing is to begin.

Public Service Director Williamson reported the backstop at Diamond #5 has been repaired. Grass seeding, fertilizer and pre-emergent herbicide application was done throughout all of the parks and in the right of ways through North Campus Blvd.

Public Service Director Williamson informed the Tree program has received an excellent response with a great amount of community interest. The first orders of trees will be placed this month.

Public Service Director Williamson stated mowing season has begun. The Service Department has had some limb clean-up throughout town from the recent wind storm. He is investigating several storm water issues throughout the City

Public Service Director Williamson informed the curb/catch basin in front of the Dollar General on Arlington Road is scheduled to be repaired soon weather permitting.

Public Service Director Williamson informed he and Manager Burkholder met with the Ohio Department of Transportation, the bridge designer and the landscape architect on the I-70 overpass project, and had a kick off meeting to discuss restrictions on things that can and cannot be done. He indicated it was a very informative meeting.

Public Service Director Williamson reported during the month of March 180 tons of trash was hauled to the transfer station. Yard Waste collection has started at the Service Garage and to date nearly five tons of waste has been diverted from Landfill.

Member Kirklin informed a neighbor of 269 Foothill has complained of damage done to her yard during work being done at 269 Foothill.

Public Service Director Williamson stated he is aware of the damage done to the neighbor's yard and it will be fixed.

Member Kirklin asked if the green space at Terrace Park was treated.

Public Service Director Williamson informed he would double check on the area of Terrace Park and make sure if it hasn't been treated that it be treated very soon.

Member Kirklin informed the grass needs cut and limbs are down due to the recent storm in Terrace Park and the area is definitely in need of some attention.

Public Service Director Williamson informed he will take care of the issues that need addressed at Terrace Park.

Member Kirklin asked if Service Director Williamson could share the storm water issues and locations with Council in his reports.

Fire Chief Fletcher reported on the March Operations Report. He informed March was a very busy month, another record month. He stated normally January, February and March are quieter months compared to the summer months; however this year has been off to a very busy start.

Fire Chief Fletcher informed EMS billing looks down on the reports but when dealing with doing our own EMS billing and Medicare and Medicaid health plans it can delay the amount of time between a transport and then funds being paid for the transport. He stated Lt. Hart internally handles our EMS billing to ensure correct billing and that everything is coded correctly. Chief Fletcher stated Lt. Hart does an excellent job and he does not know of any other Fire Departments that have zero bounce backs of claims that were not properly formatted or coded properly. If the process is sped up it could affect our efficiency and does not mean people will pay their bills any sooner. We have currently submitted EMS billing through mid-January. He stated that rushing the bills on our end does not mean revenue will be coming in any faster and he would rather take our time on the billing end to make sure bills are done correctly and legally and in turn people will pay their bills when they pay their bills. Chief Fletcher stated he wanted to explain the process since reports show our EMS calls are up but we haven't seen increased revenue yet.

Fire Chief Fletcher reported on recent wind storm of April 2, 2016. Reported not only our jurisdiction but surrounding jurisdictions experienced a high volume of calls. Not a lot of damage done within the City limits but they were very busy in Clay Township, and a lot of damage done in Perry Township. Chief Fletcher stated the Fire Department received reports of poles and wire being down in certain areas. He reminded everyone to never touch any live wires down on the ground even if it is thought the wire is only phone or cable. He reported a high number of calls to the dispatch center as to when DP&L might turn power back on, and when might phones and cable come back on. Due to the increased call volume the numbers of dispatchers were increased in order to help with excessive number of phone calls. They did include information regarding poles being down and not to touch them and to contact electric, phone or cable companies instead of 911 if asking when service may be restored in the Hyper Reach message that went out during the storm.

Chief Fletcher reported on the recent purchase of cardiac defibrillators and AED's previously approved. He was able to take advantage of excellent pricing and now in all three ambulances we have 12 lead EKG capabilities and are all operating with state of the art cardiac monitoring equipment. This has been a goal for the Fire Department to have all three medics fully ready and capable. We now have automatic defibrillators in all the Fire Department vehicles except the brush truck and that is because there is no need for one in the brush truck. He informed that to have a defibrillator in all department vehicles that have Fire Department on the side of the vehicle is another goal he is happy to have achieved. Chief Fletcher informed since they were able to buy more AED's than anticipated, they have two AED's that can be refurbished. One will go to the City Building and one to the service department.

Mayor Seagraves informed Police Chief Jerome and Manager Burkholder are absent, but for everyone to review over their reports.

Law Director Stephan reported Green Tokai Co. Ltd has recently purchased the property that was owned by Parker-Hannifin on Parker Avenue and is in the process of expanding the building at 80 Parker Avenue to create a logistics facility for their company.

Law Director Stephan advised Green Tokai Co. Ltd has made a request to change the name of Parker Avenue to Sakura Drive. He presented members of Council with a letter from Daniel Bowers, President of Green Tokai Co. Ltd, requesting the name change. Law Director Stephan informed, as noted in the letter, the street name means Cherry Blossom in Japanese and the company intends to plant Cherry Blossom trees along the street.

Law Director Stephan stated the City Staff supports the name change request and requested Council approval for the street name change. Green Tokai is growing in Brookville, and this name change would indicate to the company and the parent company in Japan that we support their investment in the City of Brookville. He stated the change in street name would

not affect any other business because the only owners of land on both sides of the street are Green Tokai and the City of Brookville.

Law Director Stephan informed if Council supported the proposal, then an Ordinance will be prepared and submitted to Council to change the street name.

Member Kirklin stated she is in favor of the street name change, and if everyone else, is then Law Director Stephan should bring back an Ordinance and members of Council will vote on the approval to change the street name.

The consensus of Members of Council were for Law Director Stephan to bring back an Ordinance for approval to change the street name from Parker Avenue to Sakura Drive.

Member Seagraves reminded everyone of the Park Cleanup coming up this weekend on Saturday, April 9. He informed it is always fun and there will be hot dogs served.

Mayor Seagraves stated a Public Announcement on the upcoming Beer and Wine tasting on April 16th. The Committee has been working diligently and all proceeds go to the Handy-van. Tickets include food and refreshments.

There was no Old Business.

In New Business, Proposed Resolution No. 16-07.

Motion by Apgar, second by Kirklin to read Proposed Resolution No. 16-07. All yeas, motion carried.


Motion by Duncan, second by Apgar to accept the first reading, dispense with the second and third readings and adopt Resolution No. 16-07 entitled, " A RESOLUTION ACCEPTING THE RECOMMENDATION OF THE TAX INCENTIVE REVIEW COUNCIL FINDING THAT THE ENTERPRISE ZONE AGREEMENT OF GREEN TOKAI CO. LTD. DATED AUGUST 3, 2004 HAS EXPIRED, AND DECLARING IT AN EMERGENCY". All yeas, motion carried.

Law Director Stephen stated City Manager Burkholder requested Council approval to extend the Clay Township Fire/EMS Services contract to April 30, 2016. He informed there is a tentative agreement being worked on.

Motion by Kirklin, second Duncan to approve the extension of the Clay Township Fire/EMS Services contract to April 30, 2016. All yes, motion carried.

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

  
Meghan L. Wheeler, Clerk

  
David E. Seagraves, Mayor