

BROOKVILLE CITY COUNCIL
REGULAR MEETING
November 18, 2014

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 6:30 p.m. on November 18, 2014 in the Brookville Council Chambers. The Pledge of Allegiance was recited. Members Apgar, Cantrell, Duncan, Garber, Kirklin and Letner; Fire Chief Fletcher, Police Chief Jerome, Law Director Stephan, Manager Wright and Assistant Manager/Finance Director/Clerk Keaton were present.

Motion by Kirklin, second by Apgar to go into Executive Session on a Personnel Matter to consider the appointment of a City Manager. All yeas, motion carried.

Mayor Seagraves called Council back into Regular Session.

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

Motion by Cantrell, second by Duncan to accept the November 4, 2014 Regular Meeting Minutes as presented. All yeas, motion carried.

Manager Wright requested approval to enter into a contract with the Montgomery County Public Defender for 2015. Manager Wright reported the Agreement is the same as last year with the exception of a 2.5% rate increase.

Motion by Garber, second by Apgar to authorize Manager Wright to enter into an Agreement with the Montgomery County Public Defender for 2015. All yeas, motion carried.

Manager Wright requested authorization and approval for a Change Order on the OPWC-Brookville Wastewater Treatment Plant Rehab Project, for revisions to add additional SS duct, offset and insulation for the relocation of a fresh air and heat duct in the Pretreatment Building due to a safety and convenience issue.

Motion by Garber, second by Kirklin to approve Change Order #1 on the OPWC-Brookville Wastewater Treatment Plant Project, increasing the amount by \$2,969.00 for revisions to add additional SS duct, offset and insulation in the Pretreatment Building, changing the contract price from \$1,708,261.00 to \$1,711,230.00 as recommended by Manager Wright. All yeas, motion carried.

Manager Wright presented a copy of a proposed Ordinance regarding putting things, particularly blowing snow into the street. Manager Wright commented this has been a problem in the past and we have had no way to address it.

Law Director Stephan commented the proposed Ordinance is modeled after an Ordinance from the City of Oakwood. Law Director Stephan advised the proposed Ordinance addresses blowing snow into the street as well as grass clippings and other debris, with the exception of leaves which we pick up from the street. Law Director Stephan advised the penalty for violating the proposed Ordinance would be a minor misdemeanor.

Member Cantrell asked what the reason is for passing it in emergency fashion?

Law Director Stephan replied the reason for the emergency is so that it will be applicable to this winter season as we have a salt shortage.

Police Chief Jerome commented the proposed Ordinance is very important because so many private contractors clear parking lots and push all the snow into the street. Police Chief Jerome stated in the past his officers have made the contractor move the snow. The proposed Ordinance will give the Officers something to fall back on.

Motion by Garber, second by Kirklin to read proposed Ordinance No. 2014-12. All yeas, motion carried.

Motion by Duncan, second by Apgar to accept the first reading, dispense with the second and third reading and adopt Ordinance No. 2014-12 entitled "AN ORDINANCE ESTABLISHING REGULATIONS PROHIBITING PLACING SNOW OR DEBRIS ON PUBLIC STREETS IN THE CITY OF BROOKVILLE, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Manager Wright reported new oversized stop signs have been installed at the intersection of Wolf Creek Street and Arlington Road and at the intersection of Blue Pride Drive and Western Avenue. The signs are oversized as recommended by the State of Ohio in their manual of Uniform Traffic Control Devices for any intersection that has a through lane and a turn lane.

Manager Wright reported the Service Department has changed over 60 signs this year, and will replace quite a few more before the end of the year.

Manager Wright reported the Service Department handled the recent winter weather without any problems and the ground was warm enough that they did not have to use much salt. Manager Wright stated there was a water main break in the middle of the weather that they had to stop and repair.

Member Garber asked if the school is aware of our new policy regarding salting the roadways so they can make an informed decision regarding delays and closures?

Manager Wright replied he has made them aware of the salt shortage and how we intend to handle the roads this winter.

Member Garber asked if we can help the school make better decisions regarding delays and closures to make it easier on parents.

Manager Wright replied he would be happy to communicate with the schools regarding the roads, but it is ultimately their decision. Most of the problems would be with township roadways, which he cannot provide any information about. Ultimately it is the school's decision and his opinion does not really count. Manager Wright stated the school makes the decision for a two-hour delay with the hope that road conditions will improve.

Member Garber said it makes it hard for parents when they plan for a delay and then school is cancelled. He was just wondering if we could help them make the right decision the first time.

Mayor Seagraves stated we will make the School Board aware that we would be happy to help them make a decision. Mayor Seagraves stated the Brookville Schools Superintendent also takes into account what other schools are doing during inclement weather.

Member Garber asked for an update on the repair status of the back-up ambulance engine?

Manager Wright advised we should have that ambulance back in service this week.

Member Garber requested an update on the Wastewater Treatment Plant Project?

Manager Wright reported the project is progressing with nothing out of the ordinary.

Fire Chief Fletcher gave a presentation on their recent ISO evaluation, advising the Brookville Fire Department has moved from a Class 6 to a Class 4. Fire Chief Fletcher advised a two-class improvement is something he is very proud of and it places us in the top 17% of all Fire Departments in the Country.

Member Garber thanked Fire Chief Fletcher and stated he seems to have a good grasp of what it would take to raise our rating to a Class 3 in the future.

Member Cantrell commented that Fire Chief Fletcher gave a brief presentation on our ISO evaluation at the Business Breakfast hosted by the City and the business owners seemed very interested and appreciative of this information. Member Cantrell advised she would love to hear about it if any of the businesses get their insurance rates reduced due to the improved ISO rating.

Fire Chief Fletcher replied he will let Council know if he gets this feedback. Fire Chief Fletcher stated he has provided this information to our Economic Development Specialist at the request of Manager Wright and he plans to provide the Chamber of Commerce with the same information.

Manager Wright advised he was always under the impression that the best ISO rating we could ever receive would be a Class 6, which is what most fire departments our size get. Manager Wright stated he is happy that Fire Chief Fletcher proved that assumption to be wrong and commended him and his staff on the new rating.

Member Kirklin asked when the ratings will be published and available to the insurance companies?

Fire Chief Fletcher stated he is under the impression the new rating became available to insurance companies at the same time we received notification.

Member Garber observed the biggest part of the Fire Departments training is EMS training and stated it is good that Fire Chief Fletcher is not trying to teach to the test, but trying to serve the community.

Police Chief Jerome reported the Brookville Police Department has handled 600 Reportable Incidents year-to-date, compared to 654 during this same time period last year. Citations are up 10 for a total of 482 Citations year-to-date. The Brookville Police Department made 131 traffic stops during the month of October, which is a decrease of 51 traffic stops over this same time period last year.

Police Chief Jerome stated the Police Department was not dispatched to any accidents during the recent winter storm.

Police Chief Jerome reported the Police Department served over 300 veterans and their families at the Veteran's Day luncheon at Rob's Restaurant. Police Chief Jerome stated the MVCTC Law Enforcement class helped with the luncheon and did an excellent job.

Police Chief Jerome reported the Police Department also participated in the Feed Brookville event, donating approximately 180 pounds of turkey. Police Chief Jerome thanked Mayor Seagraves, Vice Mayor Cantrell and John Gevat for helping with the event, which was attended by more than 150 people.

Mayor Seagraves observed the Feed Brookville events are a good way to get out and meet members of the community and share a meal with them. Mayor Seagraves encouraged everyone to attend the event in the future.

Law Director Stephan had no report.

Assistant Manager/Finance Director Keaton requested Council authorization to transfer \$25,000 into the Street M&R Fund, \$20,000 into the Park Fund, \$25,000 into the Capital Improvement Fund and \$60,000 into the Note Retirement-NorthBrook Fund, as appropriated.

Motion by Duncan, second by Kirklin to authorize the transfer of \$25,000 into the Street M&R Fund, \$20,000 into the Park Fund, \$25,000 into the Capital Improvement Fund and \$60,000 into the Note Retirement-NorthBrook Fund, as appropriated. All yeas, motion carried.

Assistant Manager/Finance Director Keaton requested Council adopt proposed Resolution No. 14-30 which amends our 2014 Estimated Resources and Appropriations.

Motion by Cantrell, second by Apgar to read proposed Resolution No. 14-30. All yeas, motion carried.

Motion by Cantrell, second by Apgar to accept the first reading, dispense with the second and third reading and adopt Resolution No. 14-30 entitled "A RESOLUTION AMENDING THE 2014 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, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Assistant Manager/Finance Director Keaton requested a Budget Work Session prior to the Council Meeting on December 2, 2014. The first Council Meeting in January is not until January 6 and she would like Council to approve the 2014 Appropriation Resolution at the December 16 Council Meeting. Discussion followed.

The consensus is to hold a Special Meeting, to review the 2015 proposed Budget, on December 8, 2014 at 6:30 p.m.

Mayor Seagraves thanked Manager Wright and staff for an outstanding snow removal response and for braving the weather to repair the recent water main break.

Mayor Seagraves commended Fire Chief Fletcher on the ISO rating.

Mayor Seagraves thanked Police Chief Jerome for a successful Veteran's Day luncheon and Feed Brookville event.

Motion by Duncan, second by Garber to read proposed Ordinance No. 2014-11. All yeas, motion carried.

Motion by Garber, second by Kirklin to accept the second reading of proposed Ordinance No. 2014-11. All yeas, motion carried.

Motion by Garber, second by Kirklin to read proposed Resolution No. 14-29. All yeas, motion carried.

Motion by Garber, second by Cantrell to accept the second reading of proposed Resolution No. 14-29. All yeas, motion carried.

Member Garber asked if we get any input on the wording of the ballot so it is clear to our voters?

Law Director Stephan stated we have ballot language in the proposed Resolution. If they have questions or issues with that there is a dialog between our staff and the Board of Elections. Law Director Stephan stated the Ohio Secretary of State can also weigh in on that.

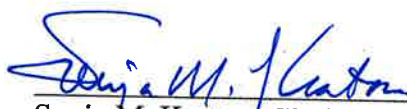
Motion by Garber, second by Apgar to read proposed Resolution No. 14-22 through proposed Resolution No. 14-28. All yeas, motion carried.

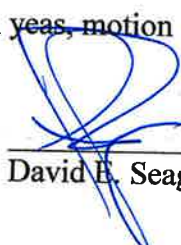
Motion by Garber, second by Kirklin to accept the second reading of proposed Resolution No. 14-22 through proposed Resolution No. 14-28. All yeas, motion carried.

There was no Old Business.

There was no New Business.

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


Sonja M. Keaton, Clerk


David E. Seagraves, Mayor