

BROOKVILLE CITY COUNCIL
REGULAR MEETING
January 15, 2013

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on January 15, 2013 in the City Council Chambers. The Pledge of Allegiance was recited. Members Apgar, Cantrell, Duncan, Garber, Howard and Letner; Police Chief Jerome, Fire Chief Fletcher, Law Director Stephan, Assistant Manager/Finance Director/Clerk Keaton, and Manager Wright were present.

Motion by Duncan, second by Apgar, to accept the Agenda with an addition. All yeas, motion carried.

Motion by Apgar, second by Cantrell to accept the January 2, 2013 Regular Meeting Minutes as presented. All yeas, motion carried.

Mr. Wayne Ward, of 951 Calmer Ernst, commented that the Mayor's Prayer Breakfast was a nice event.

Mayor Seagraves thanked Mr. Ward, and thanked Member Cantrell and the speakers for a great job at the breakfast.

Manager Wright reported the street lights on Market Street in the downtown area have been upgraded with new fixtures and globes, which have really brightened up the downtown business district.

Manager Wright advised we are continuing to move forward with our dispatch switchover to the Englewood Dispatch Center. Flyers with emergency contact information are being hand delivered to all of our businesses by our Police and Fire Departments. Postcards with the same emergency contact information are being mailed to City of Brookville residents next week. Manager Wright advised residents will still call 9-1-1 in an emergency; only the non-emergency number has changed.

Manager Wright reported Medicare has released the 2013 Ambulance Inflation Factor and will be increasing the allowable EMS transport payment by .8% beginning January 1, 2013. MED3000 recommends that we increase our rate by .8% to maintain with this inflation increase. Manager Wright recommended Council authorize this increase.

Motion by Cantrell, second by Apgar to adjust the ambulance transportation fees for 2013 as recommended by Manager Wright and MED3000. All yeas, motion carried.

Member Garber inquired whether we have had any water main breaks recently?

Manager Wright stated we have had two water main breaks recently.

Member Garber asked where?

Manager Wright advised one was on Brookmoor Drive, and he cannot recall where the other was.

Mayor Seagraves asked the young lady in the audience if she had any citizen comments?

Rachel Fletcher introduced herself as Fire Chief Fletcher's daughter, and stated she is present to observe.

Fire Chief Fletcher stated Rachel currently is in a government class and gets class credit for attending. She is also one of our Fire Department cadets.

Fire Chief Fletcher reported the majority of flyers with the new emergency contact information should be distributed to Brookville businesses by Friday. The most important thing for businesses to do with the change in our dispatch service is to update any alarm contact information with their alarm company.

Fire Chief Fletcher reported Brookville CERT began training a new class of students tonight with a full house. Fire Chief Fletcher stated the Brookville CERT team is very successful and is well supported by City of Brookville administration.

Fire Chief Fletcher presented the December 2012 Operations Report; which shows the Fire Department responded to 20 Fire Incidents and 116 EMS Incidents during the month. Fire Chief Fletcher stated the increased activity in December made up for fire calls being down the second half of 2012. Fire Chief Fletcher reported there has also been an extraordinary amount of Fire and EMS activity since January 1 of this year; and if it continues we are on our way to having the busiest month in the history of the Fire Department.

Member Garber inquired about the recent fatal accident on Interstate 70?

Fire Chief Fletcher reported there were two crashes; the first was a fatal accident, the second occurred probably as a result of the traffic back-up from the fatal accident. Chief Fletcher advised a minor child sustained life threatening injuries in the second accident, and is still in critical condition.

Police Chief Jerome advised Reportable Incidents are down by one incident and Citations are down 23 from this same time last year; 78 Traffic Stops were made from January 1 through January 15, 2013.

Police Chief Jerome reported the Police Department will receive another six rifles next week and Officers should begin rifle training the first week in March. Police Chief Jerome reported Officer Steve Whiteaker has volunteered to serve as a chaplain for the Brookville Police Department. Officer Whiteaker is currently a youth pastor at his local church. Police Chief Jerome advised our newest part-time Officer, Timothy Maples, was sworn in tonight by Mayor Seagraves. Officer Maples has been a part-time Officer with Clay Township since 2011. Police Chief Jerome reported the Police Department has installed a new copier that has been networked with all of their computers, replacing 11 individual printers. Police Chief Jerome reported this will be a large cost saving measure for the Police Department. The goal is to eliminate paper through email and eventually go paperless.

Police Chief Jerome reported we are on track to make the switch to the new dispatch center, and he has already received positive comments from the community about the change.

Mayor Seagraves reported Trotwood City Manager Mike Lucking personally thanked him for the support and assistance from the Brookville Police Department after the passing of one of their long time Police Officers.

Law Director Stephan advised that proposed Ordinance No. 2013-02 is before Council for a first reading at the recommendation of Planning Commission. After a Public Hearing, the proposed Ordinance will return to Planning Commission for a final recommendation followed by two final readings by Council. Law Director Stephan stated the major change in terms of the rules is that storage sheds are currently permitted up to 120 square feet, and two sheds are permitted in rear yards. The proposed Ordinance will increase the size for residential storage sheds to 199 square feet and permits one storage shed in a residential rear yard. The second change the proposed Ordinance makes is to categorize storage sheds, attached garages and detached garages separately. Under the current text, garages are required to have a driveway leading to them composed of hard surface, which includes compacted gravel. In the proposed Ordinance, the drive must be composed of concrete, pavement or pavers. This is consistent with the changes made to our Ordinance last year for parking lots. The third major change is that we have taken out all references in 1157.04 regarding whether a building permit is needed. By removing the reference to building permits, our zoning text will stay current even if the building code changes in the future.

Member Duncan inquired if the new text should include blacktop, as many business and residential drives are made of blacktop?

Law Director Stephan stated the current text of hard surface talks specifically of compacted gravel. We are removing the term hard surface which eliminates compacted gravel. We can include the word asphalt, but the intention was that pavement included asphalt.

Mayor Seagraves advised Law Director Stephan and Planning Commission spent a tremendous amount of time on these changes. Mayor Seagraves stated Brookville had to make changes to be consistent with other communities and thanked Law Director Stephan for all of his hard work.

Member Cantrell inquired whether our text on parking lots says pavement or asphalt?

Law Director Stephan said he believes it says concrete, pavement or pavers but we can include the term asphalt just to make it absolutely clear.

Member Letner inquired if there are any stipulations on roof pitch for sheds?

Law Director advised the maximum height for sheds is 15 feet; which is measured from the ground to the highest point of the roof.

Member Garber inquired what the maximum height of a house is in R-1 zoning?

Law Director Stephan replied the maximum height of a house is 35 feet and attached garages can match the height of the house. The current rule for a detached garage is a maximum of 15 feet in height.

Motion by Garber, second by Howard to read proposed Ordinance No. 2013-02. All yeas, motion carried.

Motion by Duncan, second by Howard to accept the first reading of proposed Ordinance No. 2013-02. All yeas, motion carried.

Mayor Seagraves set a Public Hearing for proposed Ordinance No. 2013-02 for February 5, 2013 at 8:00 p.m.

Assistant Manager/Finance Director Keaton requested Council approval for our membership with the Miami Valley Regional Planning Commission (MVRPC) for 2013, and to appoint Mayor Seagraves as Member and Manager Wright as Alternate to the MVRPC Board; and Manager Wright as a Member and Mayor Seagraves as Alternate to the Technical Advisory Committee for 2013. The dues are \$2,706.64 and are based on the 2010 census population figures and are computed at forty-six cents per capita.

Motion by Cantrell, second by Apgar to continue our membership with the Miami Valley Regional Planning Commission (MVRPC) for 2013, and to appoint Mayor Seagraves as Member and Manager Wright as Alternate to the MVRPC Board; and Manager Wright as a Member and Mayor Seagraves as Alternate to the Technical Advisory Committee for 2013; with dues of \$2,706.64. Howard yea, Apgar yea, Duncan yea, Cantrell yea, Garber nay, Letner yea and Seagraves yea. Motion carried with six yeas and one nay.

Assistant Manager/Finance Director Keaton requested Council approval to issue a check to Creative Microsystems, Inc. (CMI) in the amount of \$11,190.00 and NetMotion Wireless in the amount of \$3,995.00. Both of these items were included in our 2013 budget for the move to Englewood Dispatch Center and were issued a Purchase Order after the last Council Meeting. Assistant Manager/Finance Director Keaton advised both are requesting payment by the end of January.

Motion by Apgar, second by Garber to authorize the payment of \$11,190.00 to Creative Microsystems, Inc. and NetMotion Wireless in the amount of \$3,995.00 for the move to Englewood Dispatch as budgeted. All yeas, motion carried.

Mayor Seagraves thanked everyone for attending the Mayor's Prayer Breakfast, especially Member Cantrell, Deputy Clerk Belinda Brunner and Administrative Assistant Angie Weiss for helping to make the event a big success.

Mayor Seagraves commented on the new light fixtures on Market Street, stating they have really brightened up the downtown area.

Mayor Seagraves invited everyone to attend the Mayor's Ball, which will be held at the Brookville VFW Post 3288 on February 15, 2013. All of the proceeds from this event will be spent in Brookville to provide Easter dinners to over 70 needy families through the Feed Brookville program.

Member Letner commented he has helped deliver these dinners in the past, and the families truly need and appreciate the help.

Mayor Seagraves stated most of us are blessed to have enough food, clothing and shelter and agreed that the families are truly deserving of the assistance. Mayor Seagraves encouraged everyone to participate in this event.

Member Howard agreed, stating her daughters participated in the preparation and meal delivery for the Feed Brookville program last year, and it was life changing for them. Both girls have a different appreciation for their blessings after participating in this activity.

Member Cantrell commented on the Park Board minutes regarding whether to continue the Wolf Run Car Show. Member Cantrell suggested holding the Car Show during the Community Picnic as it was in the past. Member Cantrell stated it was well attended with a large number of entries.

Mayor Seagraves inquired why Park Board is considering discontinuing the Car Show? Is it because we are competing against other shows?

Assistant Manager/Finance Director Keaton advised the Car Show does not make a very big profit and Park Board is looking for another fund raiser that might raise more money.

Member Cantrell commented that once the date is established annually, people are more likely to enter their cars year after year.

Mayor Seagraves stated there are several long term car shows we are competing with that same weekend.

Manager Wright stated the Park Board discussion was not centered on the money; as the Car Show does bring a lot of people into the park. Park Board has not decided to discontinue the event; they are just exploring other ways to raise money for the park.

Mayor Seagraves stated Council would like to see the Car Show continue and asked Member Apgar to convey that to Park Board at the next meeting. Mayor Seagraves commented the Community Picnic needs help and the Car Show may be just the ticket to bring more people in.

Member Apgar advised Park Board holds the Car Show to make money for the parks for new restrooms and other improvements. The Car Show requires a lot of time and effort, and while Park Board is evaluating whether there is a better way to raise money, they have not made a decision to discontinue the Car Show.

The consensus of Council is to continue the Car Show.

Mayor Seagraves recognized that Park Board has a new member, Joni Reel; and welcomed her on behalf of Council.

Manager Wright reported Dan and Shelly Music signed a contract today to become the new Caretakers at Golden Gate Park.

Mayor Seagraves welcomed the new Caretakers and said they should be a nice addition.

Assistant Manager/Finance Director Keaton reported there is a Planning Commission Meeting this Thursday, January 17, 2013 at 7:30 p.m.

Motion by Garber, second by Cantrell to read proposed Ordinance No. 2013-01. 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. 2013-01 entitled "AN ORDINANCE LEVYING ASSESSMENTS FOR THE CUTTING AND REMOVAL OF WEEDS, VINES, GRASS AND/OR OTHER VEGETATION DURING THE YEAR OF 2012 FOR CERTAIN PROPERTIES WITHIN THE CITY OF BROOKVILLE, OHIO AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Member Duncan asked if our mowing rate needs to be adjusted?

Assistant Manager/Finance Director Keaton stated we charge \$75.00 per hour for mowing, which is sufficient.

Motion by Duncan, second by Cantrell to read proposed Resolution No. 13-02. All yeas, motion carried.

Motion by Duncan, second by Garber to accept the first reading of proposed Resolution No. 13-02. All yeas, motion carried.

Member Garber reminded everyone of the Chamber of Commerce Business Enrichment Seminar tomorrow night.


Member Letner asked to be excused from the next Council meeting.

The consensus was to excuse Member Letner from the next Council meeting.

Manager Wright presented a copy of a letter from Vectren regarding periodic inspections of the gas lines and meters required by the Department of Transportation. Heath Consultants will have people working in Brookville to complete these inspections during the first part of 2013.

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


Sonja M. Keaton, Clerk


David E. Seagraves, Mayor