

BROOKVILLE CITY COUNCIL
REGULAR MEETING
May 21, 2013

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on May 21, 2013 in the City Council Chambers. The Pledge of Allegiance was recited. Members Apgar, Cantrell, Duncan, Garber and Letner; Fire Chief Fletcher, Police Chief Jerome, Law Director Stephan, Manager Wright and Assistant Manager/Finance Director/Clerk Keaton were present. Member Howard was absent.

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

Motion by Apgar, second by Cantrell to accept the May 7, 2013 Regular Meeting Minutes as presented. All yeas, motion carried.

Gail Colston, of 205 N. Wolf Creek, requested authorization to hold the 4th Annual Breast Cancer Awareness Walk on Saturday, September 28, 2013 beginning at 9:00 a.m. with the same route as last year.

Mayor Seagraves asked if the streets will be marked with the pink paint to direct walkers?

Mrs. Colston replied yes, the paint is water soluble and worked well.

Manager Wright stated he had no problem with the paint.

Motion by Duncan, second by Apgar to authorize the 4th Annual Breast Cancer Walk on Saturday, September 28, 2013 beginning at 9:00 a.m. at the Brookville Community Theatre traveling south on Arlington Road to Westbrook Road to Wolf Creek Street, and back to the Community Theatre lot. All yeas, motion carried.

Manager Wright reported our Montgomery County ED/GE Grant application for Flow Dry Technology was approved in the amount of \$140,000.

Mayor Seagraves thanked Assistant Manager/Finance Director Keaton and Doug LeConey of Flow Dry Technology for their wonderful presentation on the ED/GE bus tour. Mayor Seagraves stated the feedback he received from the ED/GE Committee was that our team was the most prepared for their visit.

Manager Wright reported the Annual National Veterans Awareness Ride will arrive in Brookville tomorrow at 4:30 p.m. Manager Wright advised there will be a short ceremony at AmVets and encouraged Council and the public to attend.

Manager Wright advised the Brookville Chamber of Commerce Quarterly Meeting will be held at the Christena Leiber Center in Golden Gate Park on May 22, 2013 at 11:30 a.m. and encouraged Council to attend as the City of Brookville is a Chamber Member.

Manager Wright reported both the Police and Fire Departments have been very busy the last few weeks and commented they are doing a good job.

Mayor Seagraves reported the Mayors and Managers Association has recommended to hold Beggars' Night on Thursday, October 31, 2013. Mayor Seagraves recommended the event be held from 6:00 p.m. until 7:30 p.m.

Motion by Cantrell, second by Letner to set Beggars' Night in the City of Brookville for Thursday, October 31, 2013 from 6:00 p.m. to 7:30 p.m. All yeas, motion carried.

Member Letner inquired if an installation date has been set for the traffic light at Arlington Road at I-70?

Manager Wright said it is supposed to be installed in early summer but he will check on the date and give an update at the next meeting.

Member Garber asked if there has been any progress on the curb replacement program in the Terrace Park plat?

Manager Wright advised we are currently searching for funds to start the project. Manager Wright reported we are going to have our staff survey the infrastructure of a few streets to get an estimate of what needs to be replaced.

Mayor Seagraves said the Terrace Park curb replacement will be a major undertaking as the condition of the curbs is very bad.

Member Cantrell said she used to walk the Terrace Park plat years ago to distribute flags and it was bad then.

Member Cantrell asked how the flower business is going at the Farmer's Market area?

Manager Wright replied he does not know but he will check with Zoning Officer Snedeker.

Member Cantrell stated it is difficult to see the flower tent because it is so far back on the lot and suggested moving it closer to the road or in the grass to increase visibility.

Manager Wright replied it was placed there to keep parking available for those that use the bikeway.

Member Cantrell asked if Manager Wright got a new car?

Manager Wright replied he got a new Chevy Equinox. His old car was passed on to Zoning Officer Snedeker, and the car driven by our Zoning Officer will be sold on GovDeals.

Member Letner made a comment in reference to Mrs. Wastler's comments at the last meeting that blowing grass into streets while mowing is unsightly and is bad for the ecosystem. Member Letner asked that residents blow their grass clippings into their own yard like we ask them to do when blowing snow. Residents can then bag it or mulch it.

Member Garber inquired about the City of Dayton not getting an automatic veto in the Solid Waste Management Review and asked if that affects us?

Manager Wright replied it should not affect us as he does not remember the veto power ever being used with the Solid Waste Committee.

Fire Chief Fletcher reported that yesterday was an unusually busy day for the Brookville Fire Department with 10 emergencies over a 10-hour period. Mutual aid was utilized from neighboring departments.

Fire Chief Fletcher reported the Fire Department will be participating in Field Days with Brookville Schools.

Fire Chief Fletcher reported a local Wright State University management student will be assisting in organizing and publishing our Fire Department Operation Standard Guidelines, Policies and Procedures. Fire Chief Fletcher stated he would like to recognize this student at a future Council Meeting.

Fire Chief Fletcher advised the Oklahoma weather related events and concerns brought to him by Member Duncan have spurred him to look at an affordable Emergency Notification System for the City of Brookville to notify residents of various events including weather related events.

Member Apgar asked if this would be like a reverse 9-1-1 system?

Fire Chief Fletcher replied that is correct. 9-1-1 reverse systems work by purchasing the 9-1-1 landline database from AT&T and plugging it into your own system. Mobil numbers would have to be supplied by the public. Fire Chief Fletcher said 65-70% of local businesses responded immediately to updating their emergency contact information when we changed dispatch centers. Fire Chief Fletcher stated it would also be helpful for Police and

Firefighters to have information on rental property owners as well as any other contact information that residents would like to supply in the event of any emergency.

Member Garber stated last time an Emergency Notification System was discussed it was too expensive and asked if Fire Chief Fletcher had found cheaper alternatives?

Fire Chief Fletcher said he is encouraged by an emergency weather notification system that he looked at recently which is subscribed to by individuals and is triggered by the National Weather Service. This system is affordable, takes the activation decision out of our hands and gets people notified quickly.

Member Letner asked if Fire Chief Fletcher sees a concern from residents about their information being sold or shared with telemarketers.

Fire Chief Fletcher stated this type of database would be used for emergency purposes only and would not be shared with anyone.

Member Garber stated his employer is Dayton Power and Light and they have been doing preparedness training and running through different disaster scenarios. Member Garber asked if the City has gone through any preparedness training in the event that the City Building would be destroyed? For example, do we have a temporary command center location?

Manager Wright replied quite frankly we do not have a plan. The City would have too many different scenarios and would have to train for them independently.

Fire Chief Fletcher stated the Police and Fire Departments do have contingencies in place through our regional agreements with other agencies. Fire Chief Fletcher stated we have contingencies if our dispatch center is wiped out and our records are backed up both on and off-site. There is always a potential for a catastrophic failure, however provisions are in place for most emergencies.

Member Garber inquired for example, what if the Wastewater Treatment Plant was wiped out?

Manager Wright replied that would depend on the level of destruction. Generators would be used if the power equipment fails.

Police Chief Jerome reported the Brookville Police Department handled 251 Reportable Incidents year-to-date, compared to 270 at this same time last year. Citations are down 39 from this same time last year for a total of 198 Citations year-to-date.

Police Chief Jerome stated the Police Department has been very busy with calls and with training three new Police Officers. The Bike Rodeo went well and 20 plus bike helmets were given away. A Neighborhood Watch Meeting was held and another is planned for the Market Street business owners in June. Police Chief Jerome stated the Police Department will escort the NVAR riders to the AmVets ceremony.

Police Chief Jerome reported a representative from the Brookville Police and Fire Departments will be at the Villas of Brookhaven on the first Tuesday of every month beginning in June to collect unwanted and expired prescription medications.

Member Garber asked if the drug drop off at the Villas of Brookhaven is open to the public?

Police Chief Jerome stated it is open to the public and will be held monthly based on the response.

Police Chief Jerome reported in July, the Police Department will host their first Citizenship Camp for kids. Police Chief Jerome stated this is a very positive thing that he has wanted to do for a long time. The camp will be held at Brookville Schools and will be open to the first 25 kids that sign up. The kids will receive some school credit for attending. Police Chief Jerome stated he has the support of the schools, the courts, the Prosecutor's office and private citizens to help make this program successful. Hopefully it will be a model program for other police departments.

Member Letner complimented Police Chief Jerome on this pilot program. Member Letner asked what Brookhaven's current procedure is for disposing of medications when a resident expires?

Fire Chief Fletcher stated the medication is a personal property issue and it goes back to the family when a patient passes. The family often inquires of the Fire Department personnel how to dispose of the prescription drugs. Fire Chief Fletcher stated within the nursing home itself, prescription drugs come and go through the pharmacist. This program is for the Villas, which is a supervised apartment complex.

Fire Chief Fletcher reported an on duty Brookville Police Officer along with a new Brookville part-time Police Officer in training, recently jumped in and helped with a recent medic call. The part-time Officer is also a Firefighter/EMT which is a benefit to both departments. Fire Chief Fletcher commended both men on their willingness to help.

Member Garber inquired how the staffing challenges are going?

Fire Chief Fletcher stated he has added 10 new employees and will probably add another 3-4 employees. Fire Chief Fletcher advised both he and Police Chief Jerome are getting applicants with experience.

Law Director Stephan had no report.

Assistant Manager/Finance Director Keaton reported the City received a five-year new and renewal Application for Placement of Farmland in an Agricultural District for 11 parcels totaling 161.9376 acres located along East and West Campus Boulevard, which is owned by RJ Property Holdings LLC. These parcels are being used as a crop farm, and most are currently receiving the agricultural use valuation. Assistant Manager/Finance Director Keaton advised this is a requirement every five years.

Motion by Duncan, second by Letner to approve the Application for Placement of Farmland in an Agricultural District for 161.9376 acres located along East and West Campus Boulevard, which is owned by RJ Property Holdings LLC. All yeas, motion carried.

Assistant Manager/Finance Director Keaton requested Council approval to transfer \$100,000 into the Street M&R Fund, \$10,000 into the Park Fund and \$20,000 into the Note Retirement-Northbrook Fund. These are partial transfers as appropriated.

Motion by Garber, second by Apgar to approve the transfer of \$100,000 into the Street M&R Fund, \$10,000 into the Park Fund and \$20,000 into the Note Retirement-Northbrook Fund as appropriated. All yeas, motion carried.

Member Garber asked what the amount of the Workman's Comp refund will be for the City of Brookville?

Assistant Manager/Finance Director Keaton said she has not been notified yet of that amount.

Mayor Seagraves had no report.

Member Cantrell inquired when HB5 will be voted on?

Mayor Seagraves said a date has not been set as the bill keeps going in and out of various committees. Mayor Seagraves commented that we have been trying everything possible to communicate to Columbus that this is a serious situation. Mayor Seagraves stated Manager Wright met today with one of our State Representatives regarding this very issue.

Member Cantrell stated HB5 will leave cities with no other choice than to look at other ways to raise revenue or go bankrupt.

Mayor Seagraves stated Ohio went from being one of the top five states for businesses to being ranked 47th. Mayor Seagraves advised other states are advertising their states as a place to come and do business because they are recognizing Ohio is crushing companies.

Member Garber commented the State government has done a lot of things to make Ohio more business friendly. He doesn't understand how our ranking went from 5th to 47th. Member Garber stated he will research this for further discussion.

Member Duncan stated the facts reported in the newspapers are confusing and he wonders if our State Representatives even understand it.

Member Cantrell stated it will be difficult for the public to side with the cities because their W-2's show they are paying city tax. If they understood they could lose their city benefits, maybe they would talk to their State Representatives.

Member Garber said he thought it was supposed to be revenue neutral and maybe this is an unintended consequence of HB5.

Member Cantrell stated we benefitted from the income tax when we had construction at the industrial park and when the new schools were built. With the inheritance tax gone, this is a major deal.

Mayor Seagraves stated there is nothing left to take away, there is no rainy day fund any more.

Member Duncan commented that his concern is the State will not distribute the money to us if they are the ones collecting it.

Member Cantrell thanked Manager Wright and Mayor Seagraves for staying on top of this situation and lobbying on behalf of the City.

Mayor Seagraves stated the Mayor and Managers Association have taken an aggressive stance on the issue.

Member Apgar commented from everything he has read about HB5 he does not understand who is in favor of the bill.

Law Director Stephan stated CPA's are in favor of the bill as they have never liked the part of the process where they have to divvy up the income tax.

Manager Wright advised there will probably be a substitute bill introduced in the next 30 to 60 days that will address the revenue side of this issue. The information is out there, the issue is just finding a member of Congress to present it.

Motion by Apgar, second by Duncan to read proposed Ordinance No. 2013-05 and proposed Ordinance No. 2013-06. All yeas, motion carried.

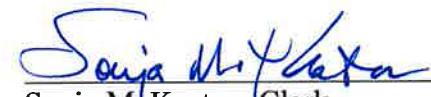
Motion by Duncan, second by Apgar to accept the third reading and adopt Ordinance No. 2013-05 entitled: "AN ORDINANCE ZONING LOT 2627 OF THE REVISED AND CONSECUTIVE NUMBER OF LOTS OF THE CITY OF BROOKVILLE, OHIO TO A NEW CLASSIFICATION." and proposed Ordinance No. 2013-06 entitled "AN ORDINANCE REZONING LOT 2619 OF THE REVISED AND CONSECUTIVE NUMBERS OF LOTS OF THE CITY OF BROOKVILLE, OHIO FROM ITS PRESENT CLASSIFICATION OF R-1B, URBAN RESIDENTIAL DISTRICT, TO THE NEW CLASSIFICATION OF HS, HIGHWAY SERVICE DISTRICT." All yeas, motion carried.

Member Garber inquired if there is any progress on the renovation of the house on the corner of Main and Wolf Creek Streets that was damaged in a fire last year?

Fire Chief Fletcher replied it has been sporadic but they were actually working on it today.

There was no New Business.

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


Sonja M. Keaton, Clerk


David E. Seagraves, Mayor