

BROOKVILLE CITY COUNCIL
REGULAR MEETING
December 4, 2012

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on December 4, 2012 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 and a correction. All yeas, motion carried.

Motion by Apgar, second by Howard to accept the November 20, 2012 Regular Meeting Minutes as presented. All yeas, motion carried.

Dick Baker, representing the Brookville Optimists, requested permission to hold the Picnic Run on July 27, 2013, using the same route as in previous years.

Motion by Apgar, second by Garber to allow the Brookville Optimist Club to hold their Annual Picnic Run on July 27, 2013, following the same route as in previous years. All yeas, motion carried.

Rachel Sever, of Leisure Drive, stated there are a lot of children that live and play in the area and requested a speed bump or a Children at Play sign be installed to keep the children safe, as drivers often speed through this area. Ms. Sever also stated a lady that lives across the street brings her dog over to her yard and does not clean up after it. Ms. Sever asked if the dog owner can be cited for not cleaning up after the dog?

Mayor Seagraves advised Ms. Sever that speed bumps cannot be installed; however, she should meet with Police Chief Jerome to address the speeding cars in the area and the possibility of installing a Children at Play sign.

Member Duncan asked if Police Chief Jerome could assign officers to run radar in the area to identify the drivers of the vehicles speeding?

Police Chief Jerome stated he can do that and advised Ms. Sever if she knows who the driver is it would speed the process.

Manager Wright reported the Service Department has finished installing all of the Christmas decorations and lights around town. Manager Wright advised the leaf pick-up program will end this week. After that residents are advised to bag their leaves.

Manager Wright advised the Service Department repaired a water main break yesterday and commented that the cold weather will likely cause more water main breaks in the near future. Manager Wright requested citizens be patient as their water will probably be shut off for a short period of time if there is a water main break in their area.

Manager Wright reported there will be no Government Equity collections or distributions in 2013 due to the fact that both the numerator (growth in Property and Income Tax Revenues) and the denominator (growth in Assessed Valuation) of Contribution Factor for the Model are negative.

Manager Wright requested approval to enter into a contract with the Montgomery County Public Defender for 2013. Manager Wright reported the Agreement is the same as last year with the exception of a 3% rate increase.

Motion by Cantrell, second by Apgar to authorize Manager Wright to enter into an Agreement with the Montgomery County Public Defender for 2013. All yeas, motion carried.

Manager Wright presented to Council a Memorandum of Understanding with the City of Englewood to contract with the Englewood Regional Dispatch Center to take over our police and fire dispatching. Manager Wright advised the Memorandum gives a start date of January

1, 2013, but this is subject to change by 30-40 days, which he feels is not a big issue. The Memorandum guarantees the rates through 2017 and allows either party to terminate the agreement with a 90 day notice. Manager Wright stated these are exactly the terms we have been looking for.

Motion by Cantrell, second by Apgar to authorize Manager Wright to enter into an Agreement with the City of Englewood to contract with the Englewood Regional Dispatch Center for police and fire dispatching beginning in 2013. Letner abstained, Howard yea, Apgar yea, Duncan yea, Cantrell yea, Garber yea and Seagraves yea. Motion carried with six yeas and one abstention.

Manager Wright invited Council to attend the annual Employee Carry-In Luncheon on December 17, 2012 from 11:30 until 12:30 p.m.

Fire Chief Fletcher presented the Operations Report for the month of November, which shows six property loss fires during this time, compared to zero dollar loss fires in the month of October. Fire Chief Fletcher reported the Fire Department responded to 27 fire incidents and 93 EMS incidents during the month of November. Fire Chief Fletcher reminded everyone to keep fire hydrants clear during heavy snowfalls so the Fire Department can access water quickly.

Mayor Seagraves thanked Fire Chief Fletcher for inviting Council to the annual Fire Department Christmas party this past weekend.

Police Chief Jerome advised Reportable Incidents are down 58 incidents and Citations are down 175 compared to the same period in 2011.

Police Chief Jerome reported the suspect in the Brookville National Bank robbery case was apprehended 29 hours after the robbery in Riverside, Ohio.

Mayor Seagraves commended the Police Department for their hard work on the bank robbery case and the quick apprehension of the suspect.

Police Chief Jerome advised the Police Department assisted the Rotary Club with the Westbrook Elementary Breakfast with Santa on December 1, 2012.

Police Chief Jerome reported he recently secured 12 rifles for our Police Department through a Federal program administered by the Justice Department. Police Chief Jerome advised the rifles will be carried in the Police cruisers after the Officers qualify with them at range training. The minimum savings to the City by acquiring the rifles through this program is approximately \$12,000.

Law Director Stephan advised proposed Resolution No. 12-28 is to accept the annexation of 0.822 acres on the corner of Nutrition Way and Arlington Road. Law Director Stephan asked for Council approval of the proposed Resolution, after which we would then take the final step of recording the annexation proceedings and the annexation plat with the County Recorder.

Motion by Cantrell, second by Apgar to read proposed Resolution No. 12-28. All yeas, motion carried.

Motion by Duncan, second by Cantrell to accept the first reading, dispense with the second and third reading and adopt Resolution No. 12-28 entitled, "A RESOLUTION ACCEPTING THE ANNEXATION OF 0.822 ACRES OF CONTIGUOUS TERRITORY OWNED BY THE CITY OF BROOKVILLE, OHIO AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Manager Wright advised the structures on this property will be demolished once the annexation process is complete.

Assistant Manager/Finance Director Keaton presented the November 30, 2012 Fund Balance for Council approval.

Motion by Cantrell, second by Howard to accept the November 30, 2012 Fund Balance as presented. All yeas, motion carried.

Assistant Manager/Finance Director Keaton reminded Council of the 2013 Budget Workshop on December 18, 2012 at 6:00 p.m. prior to the regular Council Meeting.

Mayor Seagraves commented the Christmas lights and decorations in the City look great and thanked Manager Wright and the Service Department for their hard work.

Kevin O'Boyle, of the Brookville Star, invited everyone to attend the Christmas Program at Salem Church of God this weekend.

Jim McGrath, Brookville Chamber of Commerce President, advised the Chamber is hosting a Business Enrichment Seminar on January 16, 2013 at the Christena Leiber Center for all businesses in the Brookville area. Mr. McGrath advised the program will be from 5:30 p.m. until 7:00 p.m. and will feature a lot of guest speakers. Mr. McGrath advised the Chamber has set tentative dates for the annual Block Party on June 8 and the Community Picnic on July 27 and 28. Mr. McGrath stated he will seek Park Board approval for the Picnic and will bring details for both events back to Council for approval at a later date.

Member Garber asked if the Chamber ever has entrepreneurs come to them looking for a place to start their business, help with a business plan or financing?

Mr. McGrath replied not to his knowledge but he would gladly help any prospective business owner in any way he could. Mr. McGrath stated he is trying to secure a speaker from the Small Business Administration for the business enrichment seminar. Mr. McGrath stated this is a direction the Chamber would like to pursue in the future, along with some other changes they are planning. Mr. McGrath stated he does not know if the direction the Chamber is headed is going to be better, but it is going to different.

Mayor Seagraves invited everyone to the Prayer Breakfast to be held in K's Banquet room on January 3, 2013 at 7:30 a.m.

Motion by Duncan, second by Cantrell to read proposed Ordinance No. 2012-11. All yeas, motion carried.

Motion by Garber, second by Howard to accept the third reading and adopt Ordinance No. 2012-11 entitled "AN ORDINANCE AMENDING SECTION 105.01(a) COMPETITIVE BIDDING, OF THE CODIFIED ORDINANCES OF THE CITY OF BROOKVILLE." All yeas, motion carried.

Motion by Garber, second by Cantrell to read proposed Resolution Nos. 12-20 through 12-26. All yeas, motion carried.

Motion by Apgar, second by Howard to accept the third reading and adopt Resolution No. 12-20 entitled "A RESOLUTION ESTABLISHING A NEW WAGE SCALE FOR FULL-TIME CITY EMPLOYEES.," Resolution No. 12-21 entitled "A RESOLUTION ESTABLISHING THE COMPENSATION OF THE CITY MANAGER.," Resolution No. 12-22 entitled "A RESOLUTION ESTABLISHING THE COMPENSATION OF THE ASSISTANT CITY MANAGER/DIRECTOR OF FINANCE/CLERK OF COUNCIL.," Resolution No. 12-23 entitled "A RESOLUTION ESTABLISHING THE COMPENSATION OF THE DIRECTOR OF POLICE.," Resolution No. 12-24 entitled "A RESOLUTION ESTABLISHING THE COMPENSATION OF THE DIRECTOR OF FIRE.," Resolution No. 12-25 entitled "A RESOLUTION ESTABLISHING THE COMPENSATION OF THE DIRECTOR OF LAW.," Resolution No. 12-26 entitled "A RESOLUTION ESTABLISHING A NEW WAGE SCALE FOR PART-TIME, PAID-ON-CALL, SEASONAL AND/OR TEMPORARY CITY EMPLOYEES." All yeas, motion carried.

Manager Wright commented that proposed Resolution No. 12-27 was put together by all the cities in the Dayton Region to oppose the changes the State is proposing to the way municipal income tax is structured. Discussion followed.

Motion by Duncan, second by Apgar to read proposed Resolution No. 12-27. All yeas, motion carried.

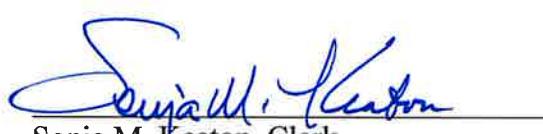
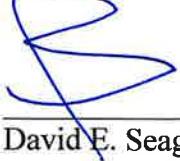
Motion by Duncan, second by Apgar accept the first reading, dispense with the second and third and adopt Resolution No. 12-27 entitled "A RESOLUTION OPPOSING THE PASSAGE OF HB 601 BY THE OHIO GENERAL ASSEMBLY WHICH PROPOSES UNIFORMITY MEASURES FOR MUNICIPAL INCOME TAX IN THE FORM OF UNFUNDED MANDATES AND A SUBSTANTIAL LOSS OF REVENUE AND DECLARING IT AN EMERGENCY." Duncan yea, Cantrell yea, Garber abstained, Letner yea, Howard yea, Apgar yea, Seagraves yea. Motion carried with six yeas and one abstention.

There was no Old Business.

Member Cantrell commented she read in the news that GOBA is coming back to the area and inquired if Brookville had been contacted. Member Cantrell stated it was a good event when we hosted it in the past.

Manager Wright advised he will check it out.

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


Sonja M. Keaton, Clerk
David E. Seagraves, Mayor