

BROOKVILLE CITY COUNCIL
REGULAR MEETING
October 16, 2012

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on October 16, 2012 in the City Council Chambers. The Pledge of Allegiance was recited. Members Apgar, Cantrell, Duncan, Letner and Howard; Fire Chief Fletcher, Police Chief Jerome, Manager Wright, Law Director Stephan and Assistant Manager/Finance Director/Clerk Keaton were present. Member Garber was absent.

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

Motion by Apgar, second by Howard to accept the October 2, 2012 Regular Meeting Minutes as presented. All yeas, motion carried.

Fire Chief Fletcher announced he is pleased to present three members of the Brookville Fire Department who are moving up in rank and are present with their families to be sworn into their new positions. Fire Chief Fletcher first presented Lieutenant Shon Smith who is moving up to the rank of Captain. Captain Smith is a 1996 Brookville High School graduate and has been a member of the Brookville Fire Department since 2004. He is also a Lieutenant and Paramedic career firefighter with the City of Riverside Fire Department. Captain Smith was promoted to the rank of Lieutenant in 2005 and has earned the respect of the personnel within the Fire Department. In 2010, he was recognized as EMS Provider of the Year and was promoted to the rank of Captain on October 1 of 2012.

Captain Smith introduced his family members who were in attendance.

Mayor Seagraves welcomed all of the candidates' family members and thanked them for family time they sacrifice so the candidates can serve the City of Brookville. Mayor Seagraves thanked the candidates for the tremendous job they do for the City of Brookville.

Mayor Seagraves administered the Oath of Office to Captain Shon Smith.

Fire Chief Fletcher introduced Lieutenant Kyle Ullery and advised Kyle comes from a long family line of firefighters. Lieutenant Ullery is a graduate of Brookville High School and has been a member of the Brookville Fire Department for over 9 years, currently serving as a Firefighter and Advanced EMT. Fire Chief Fletcher advised Lieutenant Ullery was recognized as the EMS Provider of the Year in 2006 and it was his honor to promote him to the rank of Lieutenant on October 1, 2012.

Fire Chief Fletcher then introduced Lieutenant Jim Hart as a graduate of Stebbins High School and a career Firefighter/Paramedic with the City of Riverside. Lieutenant Hart has been a member of the Brookville Fire Department since 2005 and was recognized in 2011 as the Brookville Firefighter of the Year. Fire Chief Fletcher advised he was honored to promote him to the rank of Lieutenant on October 1, 2012 as well. Fire Chief Fletcher congratulated both men and asked them each to introduce their families.

Mayor Seagraves administered the Oath of Office to Lieutenant Kyle Ullery and Lieutenant Jim Hart. Mayor Seagraves congratulated both men and thanked them and their families for their service.

Police Chief Jerome presented the "Watch Dog Award" to citizen Tim Cassidy for reporting a theft in progress at the Brookville Rental, which resulted in the apprehension of a felony suspect who was in the act of breaking and entering and the arrest of his accomplice. Chief Jerome thanked Mr. Cassidy for his actions and commended him for reporting a crime in progress.

Mayor Seagraves commended Mr. Cassidy and thanked him for being a member of our community.

Member Letner asked Mr. Cassidy where he was when he observed the crime?

Mr. Cassidy stated he was driving down the highway when he observed the suspect.

Member Cantrell asked Mr. Cassidy if he lives in Brookville?

Mr. Cassidy stated he lives in Eaton, Ohio.

Mayor Seagraves told Mr. Cassidy he would like for him to live in Brookville and said he should stop by anytime he wants.

Manager Wright announced the Annual Chamber of Commerce Banquet is on November 9, 2012 and asked Council to RSVP to the front office by October 29, 2012.

Manager Wright advised the 2012 Brookville Optimist Pumpkin Walk will be held on November 3, 2012 at 6:00 p.m. and end with a bonfire and storytelling at 7:30 p.m. at Golden Gate Park. Manager Wright stated the Brookville PTA will be involved with the Pumpkin Walk this year and will have bounce houses set up at the park for the children.

Manager Wright announced Beggar's Night was set by the Mayors and Managers Association for October 30, 2012 from 6:00 p.m. until 7:30 p.m.

Manager Wright reported the Service Department has been busy with the annual crack sealing program. Leaf pick-up began last Friday and will run about every other day and sometimes every three days until the leaves start coming down.

Manager Wright advised the OPBA Contract with some of our employees calls for a 2 1/2 % wage increase in 2013 across the board. Manager Wright stated if there are no objections he will have staff start to prepare the pay resolutions. Manager Wright said for public information the contract is a three year contract which called for a 0% increase the first year, a 1.5% increase the second year and a 2.5% increase in the third year.

Manager Wright reported on September 28, 2012, House Bill 509 went into effect which raises the competitive bid threshold from \$25,000 to \$50,000. Since we are a Charter city, our competitive bid limit is set by Ordinance and our Ordinance right now is set at \$25,000. Manager Wright recommended we prepare an Ordinance to change our competitive bid limit to \$50,000.

Fire Chief Fletcher thanked the Mayor and Council for the short ceremony for the Captain and Lieutenants promotions. Fire Chief Fletcher advised the swearing in ceremony means a lot to his men and their families. Fire Chief Fletcher stated this group of firefighters is a very special group of people and he feels privileged to get the opportunity to get to work with them every day.

Mayor Seagraves commented that Fire Chief Fletcher has made the right selections and the officers he has selected are a great group.

Police Chief Jerome advised crash data is presently the same as it was last year at this time period and citations and reportable incidents have gone down since this same time period last year.

Police Chief Jerome reported the Eddie Eagle Gun Safety Program was presented to 80 students at Brookville Elementary School on October 11, 2012 and the Fingerprint and Photo Project with 117 new students and kindergarteners was completed on October 12, 2012.

Police Chief Jerome reported approximately 120 people attended the Movies in the Park program on October 13, 2012.

Police Chief Jerome reported the Second Annual Veterans Day lunch will be held at Rob's Restaurant on November 12, 2012. Last year 900 people were fed in three hours with the help of members of area Police Departments helping to greet and seat patrons and bus the tables.

Law Director Stephan advised a recent Ohio Supreme Court ruling involving a case between the City of Centerville and Sugarcreek Township may affect our city. In this case the City of Centerville had done an expedited type two annexation where the township continues to receive property taxes as the property cannot be removed from the township. Later the City of Centerville did a tax increment financing plan for a new development which exempted the improvements that were built in this area. The Supreme Court ruled the City of Centerville could adopt a tax increment financing plan in an expedited type 2 annexation area. This case is important because we have done expedited type 2 annexations in the past and may do them in the future, and tax increment financing may be a tool we can use in the future for economic development; particularly in commercial areas.

Assistant Manager/Finance Director Keaton requested Council adopt proposed Ordinance No. 2012-10 which approves and adopts the 2012 Replacement Pages to our Codified Ordinances.

Motion by Cantrell, second by Howard to read proposed Ordinance No. 2012-10. All yeas, motion carried.

Motion by Duncan, second by Letner to accept the first reading, dispense with the second and third reading and adopt proposed Ordinance No. 2012-10 entitled "AN ORDINANCE TO APPROVE AND ADOPT CURRENT REPLACEMENT PAGES TO THE CODIFIED ORDINANCES, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Assistant Manager/Finance Director Keaton requested an Executive Session on an Imminent Court Action and a Personnel Matter to discuss the reappointment of various Board Members.

Member Letner commented it was nice to read the letter to the front office sent by Gloria Thorpe.

Mayor Seagraves thanked Member Letner for running the September 18, 2012 Council Meeting in his absence.

Mayor Seagraves encouraged everyone to get out and vote on Election Day.

Mayor Seagraves said he received several phone calls in the past few days about Manager Wright and his staff. One call was from a citizen involving the clean-up of a tree that fell on her car during the heavy winds last week and the other calls were positive comments about the leaf pick-up program.

Member Cantrell said the Brookville Fire and Police Departments did a great job assisting with the Breast Cancer Walk on October 13, 2012.

Member Cantrell advised she read the Park Board minutes and as the former Brookville Chamber of Commerce President who helped to organize the Handivan quilt auction and the Sunday Service at Golden Gate Park following the Community Picnic, she wants to clarify that the churches do not take monetary donations during the service. The churches do ask for canned good donations for the FISH organization. Member Cantrell also stated that she feels Handivan is entirely deserving of all the proceeds from the quilt auction for the services they provide to the people of our community. Member Cantrell advised she would not even think of asking Handivan, the churches or any of the individuals involved in making the quilts for a penny of those auction proceeds.

Member Apgar agreed with Member Cantrell that Park Board should not ask for any proceeds from the quilt auction. He did say however, that he received an envelope to place an offering in when he attended the service this year.

Member Cantrell stated she attended the service but she did not receive an envelope.

Member Apgar said the comment at the Park Board Meeting was if the Chamber gives half of their proceeds to Park Board, so why would Handivan not be required to do the same?

Member Duncan clarified that the Park Board minutes state that the person inquired about the issue as a citizen, not on behalf of the Brookville Chamber of Commerce.

Manager Wright stated if Park Board would require Handivan to give them half of the quilt auction proceeds they will hold the auction somewhere else. That defeats the purpose of bringing people into the Park.

Member Cantrell stated she thinks the idea of the Chamber donating half of the Picnic proceeds to the Park was that it was a tradition more than a must. It was never set in stone; the Chamber always gave that money to the community as a thank you for sharing in a community event.

Manager Wright stated there were many years where the City did not receive a dime of the Picnic proceeds.

Member Cantrell agreed and said a donation was always given by the Chamber to help improve the Park and it is amazing how it has turned into a tit for tat business.

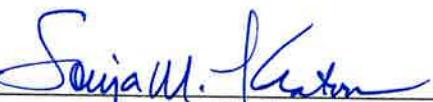
There was no Old Business.

There was no New Business.

Motion by Duncan, second by Apgar to go into Executive Session on an Imminent Court Action and a Personnel Matter to discuss the reappointment of various Board Members as requested by Assistant Manager Keaton. All yeas, motion carried.

Mayor Seagraves called Council back into Regular Session.

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


Sonja M. Keaton, Clerk


David E. Seagraves, Mayor