

BROOKVILLE CITY COUNCIL
REGULAR MEETING
February 15, 2011

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:32 p.m. on February 15, 2011 in the City Council Chambers. The Pledge of Allegiance was recited. Members Apgar, Cantrell, Duncan, Garber and Letner; Manager Wright, Fire Chief Nickel, Law Director Stephan and Assistant Manager/Finance Director/Clerk Keaton were present. Member Ullery and Police Chief Preston were absent.

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

Motion by Garber, second by Cantrell to accept the January 18, 2011 Regular Meeting Minutes as presented. All yeas, motion carried.

Mayor Seagraves announced the February 1, 2011 Council meeting was cancelled due to adverse weather conditions.

Fire Chief Nickel recognized Brookville Fire Department Lt. Shon Smith as "EMS Person of the Year" for 2010. Fire Chief Nickel stated Lt. Smith is instrumental in the EMS department; handling the QA/QI quality program, supply ordering and the standard EMS protocol required annually. Fire Chief Nickel stated the Fire Department is fortunate to have Lt. Smith on staff.

Fire Chief Nickel also recognized FF/EMT David Schmitt as "Firefighter of the Year" for 2010. Fire Chief Nickel stated FF/EMT Schmitt is very active on the Fire Department, goes the extra mile in training and consistently sets a good example for younger department members. Fire Chief Nickel advised FF/EMT Schmitt was instrumental in extinguishing the recent house fire on Wolf Creek Street quickly and efficiently so that a search for victims could be performed. Fire Chief Nickel stated that although there were two fatalities in this fire, the rapid manner in which the fire was extinguished and a search performed was indicative of a well rounded crew led by FF/EMT Schmitt.

Mayor Seagraves, on behalf of Council, congratulated Lt. Smith and FF/EMT Schmitt on their outstanding service to the community and also thanked family members in attendance for their commitment and support. Mayor Seagraves commended both men for their dedication and complimented them on their professional uniform attire for the evening.

Fire Chief Nickel stated Lt. Smith and FF/EMT Schmitt earned the full dress uniforms they are wearing tonight for completing five years of service with the Brookville Fire Department as part of the department's recruitment and retention program.

Mayor Seagraves presented Fran O'Shaughnessy, Chief Operating Officer of the Dayton Area Chapter of the American Red Cross with a Proclamation declaring March 2011 as American Red Cross Month in the City of Brookville, Ohio.

Ms. O'Shaughnessy stated the Red Cross is here to serve the community by responding to single family fires, opening shelters to feed people during weather emergencies, offering CPR and First Aid classes and helping family members get in touch with overseas service members among other things. Ms. O'Shaughnessy stated Red Cross volunteers work to let people know there is someone who cares about them in troubled times and thanked the Mayor and Council for recognizing their efforts.

Wayne Ward, of 951 Calmer Ernst, commended the Service Department for the great job removing ice and snow from the streets.

Manager Wright advised all the departments have been working hard to fight the extreme weather this winter. The Service Department has repaired numerous water main breaks and the Fire Department has responded to several structure fires and other weather related

calls. Manager Wright reported he has received several compliments from citizens on Fire Chief Nickel and his staff's service and professionalism. Manager Wright complimented the Service Department for their dedicated service as well.

Manager Wright reported the City has been aware of some structural and health issues at the property at 321 N. Wolf Creek Street for several years and with the help from Law Director Stephan and staff, the structure has been demolished and the lot should be leveled off by the end of the week. Manager Wright stated the lot will be finish graded and seeded when spring arrives.

Manager Wright advised improvements are underway at Fire Station 1 to upgrade sleeping conditions, add locker storage and deal with some drainage issues. Manager Wright stated he is trying to keep as much of the work in-house as possible.

Manager Wright requested Council approval to purchase a 1-ton dump truck through our co-operative bid purchase programs with either Ohio DAS or Federal GSA. The purchase is not to exceed \$31,000 and will replace a 1-ton dump truck in the Service Department.

Motion by Cantrell, second by Apgar to authorize Manager Wright to purchase a 2011 1-ton dump truck at a cost not to exceed \$31,000 under the State of Ohio Purchasing Program or the GSA Program. All yeas, motion carried.

Manager Wright presented an update to our area water quality management plan from the Miami Valley Regional Planning Commission. The update is an Ohio EPA requirement which sets boundaries as to where we provide our sewer services. Manager Wright stated there are several public hearings on the plan update which he will follow to keep Council abreast on the issue.

Manager Wright reported the Miami Valley Communications Council has negotiated with DPL Energy for our electric rate structure and requested Council approval to enter into an agreement with DPL Energy at the negotiated rate with the City of Brookville.

Assistant Manager/Finance Director Keaton stated the contract the Miami Valley Communications Council negotiated with DPL Energy reflects a projected total savings of \$28,000 for the City from March of 2011 through December 2012.

Motion by Apgar, second by Cantrell to read proposed Resolution No. 11-04. 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. 11-04 entitled "A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN ELECTRIC GENERATION SUPPLY AGREEMENT WITH DPL ENERGY RESOURCES (DPLER) FOR MUNICIPAL ACCOUNTS, AND DECLARING IT AN EMERGENCY". Letner yea, Apgar yea, Duncan yea, Cantrell yea, Garber abstained, Seagraves yea. Motion carried with five yeas and one abstention.

Manager Wright commented the new Governor and Ohio Legislature are proposing many changes that will affect local governments. Manager Wright advised the Ohio Municipal League, the Ohio City Managers Association, and other groups are doing some serious lobbying against some of the proposed legislature and are encouraging elected officials to get involved.

Manager Wright requested an Executive Session on a Real Estate Matter.

Manager Wright congratulated the Brookville High School Wrestling Team on winning both divisions of the league championship.

Mayor Seagraves thanked the Service Department for diligently working to repair the water main breaks experienced lately due to the cold weather.

Member Garber complimented the Service Department on keeping the streets clear during the recent ice and snow storms.

Member Letner also thanked the Service Department for the excellent job in continuing the refuse pick-up during our extreme weather.

Mayor Seagraves stated hats off to DP&L for their performance during the ice storm. Mayor Seagraves commented that Member Garber is a real asset to our community as he helps co-ordinate with DP&L for our city and keeps our staff well updated during outages.

Fire Chief Nickel commented the email system used to report outages and other electrical problems to DP&L during the recent storm was easier and more effective than any outage reporting system he has ever used. Fire Chief Nickel stated the ice storm kept his department busy, but they were able to handle all the calls without any evacuations.

Fire Chief Nickel reported the first few months of 2011 have been very busy with a double fatality structure fire on Wolf Creek, a storm related structure fire on Arlington Road, and an arson fire at Brookville Air Park. Fire Chief Nickel stated each of these incidents were handled well by our fire crews. Fire Chief Nickel advised our Fire Department is assisting the Clay Township Police Department and the State Fire Marshall with the arson investigation at the Brookville Air Park.

Assistant Manager/Finance Director Keaton presented the January 31, 2011 Fund Balance for Council review and approval.

Motion by Duncan, second by Apgar to approve the January 31, 2011 Fund Balance as presented. All yeas, motion carried.

Dottie Watkins, representing the Brookville Historical Society, requested a Grant for the Brookville Historical Society for operating expenses in 2011. Discussion followed.

Motion by Garber, second by Cantrell to authorize a \$4,000 Grant to the Brookville Historical Society for operating expenses in 2011. All yeas, motion carried.

Fire Chief Nickel reported the SCBA equipment is in.

Motion by Duncan, second by Garber to read proposed Resolution No. 11-01. All yeas, motion carried.

Motion by Duncan, second by Apgar to accept the third reading and adopt Resolution No. 11-01 entitled "A RESOLUTION AUTHORIZING THE CITY MANAGER TO DISPOSE OF SURPLUS PROPERTY EITHER AT A PUBLIC AUCTION, A PRIVATE SALE, OR BY INTERNET AUCTION." All yeas, motion carried.

Motion by Apgar, second by Letner to read proposed Resolution No. 11-03. All yeas, motion carried.

Motion by Duncan, second by Garber to accept the first reading, dispense with the second and third reading and adopt Resolution No. 11-03 entitled "A RESOLUTION ESTABLISHING A NEW WAGE SCALE FOR PART-TIME, PAID-ON-CALL, SEASONAL AND/OR TEMPORARY CITY EMPLOYEES, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Motion by Apgar, second by Cantrell to read proposed Ordinance No. 2011-01. All yeas, motion carried.

Motion by Apgar, second by Duncan to accept the first reading, dispense with the second and third reading and adopt Ordinance No. 2011-01 entitled "AN ORDINANCE LEVYING ASSESSMENTS FOR THE CUTTING AND REMOVAL OF WEEDS, VINES, GRASS, AND OR OTHER VEGETATION DURING THE YEAR 2010 FOR CERTAIN PROPERTIES IN THE CITY OF BROOKVILLE, OHIO AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Member Duncan commented Council should set a date soon for the Annual Community Garage Sales.

Assistant Manager Keaton stated she will begin to work on that.

Bruce Terrill, of Englewood Towing & Recovery requested his company be added to the Brookville Police Department towing rotation schedule. Mr. Terrill stated his company just added another facility on Jack's Lane in Clay Township, and is fully staffed 24 hours a day, 7 days a week.

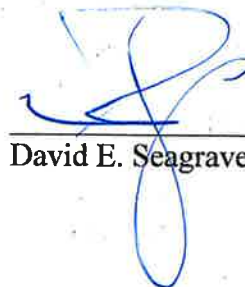
Manager Wright advised he will discuss this request with the Fire Chief and Police Chief, but he does not see any reason why Englewood Towing should not be added to the tow rotation list.

Motion by Duncan, second by Garber to go into Executive Session on a Real Estate Matter as requested by Manager Wright.

Mayor Seagraves called Council back into Regular Session.

Motion by Duncan, second by Apgar to adjourn.


Sonja M. Keaton, Clerk


David E. Seagraves, Mayor