

BROOKVILLE CITY COUNCIL
REGULAR MEETING
July 19, 2011

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on July 19, 2011 in the City Council Chambers. The Pledge of Allegiance was recited. Members Apgar, Cantrell, Duncan, Garber, Letner and Ullery; Police Chief Preston, Manager Wright, Law Director Stephan and Assistant Manager/Finance Director/Clerk Keaton were present. Fire Chief Nickel was absent.

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

Motion by Apgar, second by Garber to accept the July 5, 2011 Regular Meeting Minutes as presented. All yeas, motion carried.

Garnet Buckley, of 31 March Avenue, inquired whether Council can set time limits for citizen comments?

Mayor Seagraves responded that he is mostly responsible for the lengthy citizen statements at the last meeting. Mayor Seagraves responded that in the future, citizens should be directed to discuss issues with the Police Chief, Fire Chief or City Manager before bringing their concerns to Council. Mayor Seagraves stated some communities do limit the amount of time citizens can speak. Mayor Seagraves stated he thinks citizens should be given about 5 minutes to state their concerns.

Law Director Stephan responded that a rule of Council could be adopted to limit the amount of time a citizen can speak during a Council Meeting.

Gary Horstman, of the Brookville Historical Society, commented that the Historical Society received approval for their CDBG project they submitted and work will commence soon. Mr. Horstman thanked Council on behalf of the Historical Society.

Manager Wright presented a request from the Brookville Soccer Association to conduct their Opening Day parade on August 20, 2011 at 9:00 a.m. with lineup to begin at 8:30 a.m. The parade will follow the usual route, beginning on Carr Drive and ending at the soccer fields at Westbrook Park.

Motion by Duncan, second by Apgar to allow the Brookville Soccer Association to conduct their Opening Day parade on August 20, 2011 at 9:00 a.m. as presented. All yeas, motion carried.

Member Garber inquired whether the Police Department presents safety guidelines to the children riding in the parade before it begins?

Police Chief Preston stated this is not currently done, however, he feels safety instruction should be a requirement before a parade can be held in Brookville. This could help prevent any injuries, such as those caused by throwing candy during the parade.

Manager Wright advised that parade safety instruction can easily become a requirement and he will work with Department Heads to coordinate it at the next Staff Meeting.

Manager Wright advised Zoning Officer Snedeker has contacted the owner of the retention pond near Brookville National Bank about the unsightly condition of the pond.

Manager Wright requested Council authorization to advertise for bids for the annual repaving of streets.

Motion by Ullery, second by Cantrell to allow Manager Wright to advertise for bids for the 2011 Street Resurfacing Program as requested. All yeas, motion carried.

Manager Wright reported he was advised that the Montgomery County Commissioners, along with the Solid Waste District, are looking at the possibility of closing the North

Transfer Station on Webster Street in 2012 or 2013. Manager Wright stated this will have a negative effect on us as we would then have to haul our refuse to the Solid Waste District facility on Sandridge Road.

Member Ullery inquired if we could contract with another county to dump our refuse?

Manager Wright advised we are not allowed to haul our refuse outside of Montgomery County.

Member Duncan commented at some point Council may have to look at whether it would be more cost effective to get out of the trash hauling business and contract with a private hauler.

Manager Wright requested an Executive Session on a Personnel Matter.

Member Ullery commented that the new sign at Golden Gate Park looks really nice.

Member Garber inquired if there have been any problems with the fountain at Gateway Park since it was repaired.

Manager Wright stated the Gateway Park fountain is functioning well and we have not experienced any problems.

Carl Snedeker, of 827 Shaney Lane, inquired whether it was legal to list the owner of the retention pond near Brookville National Bank in the newspaper.

Law Director Stephan stated it is not illegal to list the name of the owner in the newspaper.

Law Director Stephan advised he has researched and found a Legal Declaration that was filed at the time that the retention pond and adjacent subdivision were established. The Legal Declaration states that there would be an association established to manage the retention pond but that did not occur. Law Director Stephan advised this issue would be addressed; however, in the meantime, there has been a positive response from the owner of the property to see to it that the pond is maintained.

Police Chief Preston presented the June Call Analysis Report, which shows the Brookville Police Department responded to 635 calls for service. The Brookville Police Department has handled a total of 3,552 calls through June, which is a decrease of 160 calls or 4% compared to the same time last year. Total reportable incidents are down 38, or 11%.

Police Chief Preston reported the Brookville Police Department Incident Log from July 5 through July 18, 2011 shows 28 new cases for investigation with 23 closed and 5 pending further investigation. The Brookville Police Department closed 17 of these cases by arrest.

Law Director Stephan reported Planning Commission will be looking at some specific rules for maintenance of retention ponds at their July meeting.

Assistant Manager/Finance Director Keaton requested Council approval to waive a hearing before the Montgomery County Budget Commission.

Motion by Apgar, second by Garber to waive a hearing before the Montgomery County Budget Commission for the 2011/2012 Tax Information/Budget and/or Inside Millage. All yeas, motion carried.

Assistant Manager/Finance Director Keaton requested an Executive Session on a Contract Negotiation Matter.

Mayor Seagraves reminded everyone of the Brookville Community Picnic on July 29 and 30, 2011 at Golden Gate Park.

There was no Old Business.

There was no New Business.

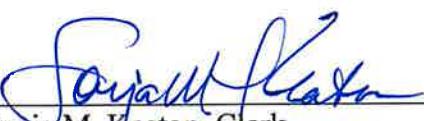
Motion by Duncan, second by Garber to go into Executive Session on a Personnel Matter as requested by Manager Wright and a Contract Negotiation Matter as requested by Assistant Manager/Finance Director Keaton. All yeas, motion carried.

Mayor Seagraves called Council back into Regular Session.

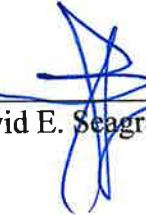
Assistant Manager/Finance Director Keaton announced the City's health and dental insurance is up for renewal August 1, and recommended that we renew with Anthem for health insurance and renew with Dental Care Plus for dental insurance.

Motion by Ullery, second by Cantrell to accept the Anthem Lumenos HSA Option E1 health insurance plan with the Rx-Z prescription plan and the Anthem Blue Access Option 8 health insurance plan with the Rx-G prescription plan, which will allow the City to offer dual health insurance plans. The City will contribute \$2,000 for each single employee and \$4,000 for an employee and dependent contract under the Lumenos HSA plan with the employee contributing through a Cafeteria 125 Plan with either plan and with monthly rates for both plans subject to change from the pre-screened rates; and to accept the Dental Care Plus quote for dental insurance at a monthly rate of \$25.92 per single employee, \$51.82 per employee and one dependent and \$79.65 per employee and two or more dependents, which will be paid 100% by the employer; and to continue to offer Vision Care Plus as a voluntary vision plan through the Cafeteria 125 Plan. All yeas, motion carried.

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



Sonja M. Keaton, Clerk



David E. Seagraves, Mayor