

BROOKVILLE CITY COUNCIL
REGULAR MEETING
February 15, 2005

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on February 15, 2005 in the City Council Chambers. The pledge of allegiance was recited. Members Duncan, Garber, Hanos, Reel, Sanders and Ullery; Manager Wright, Assistant Manager Sewert, Law Director Stephan, Fire Chief Nickel, Police Chief Preston and Deputy Clerk Duncan were present. Director of Finance/Clerk Keaton was absent.

Motion by Duncan, second by Sanders to accept the Agenda. All yeas, motion carried.

Motion by Sanders, second by Duncan to accept the February 1, 2005 Regular Meeting Minutes as presented. All yeas, motion carried.

Fire Chief Nickel introduced Fire Department members Richard Barnhart, Matt Caylor, Bryan Eagle, Todd Marburger, and Shon Smith as the new Brookville Fire Lieutenants, two will be over Station One, two over Station Two and one over the part timers. Mayor Seagraves administered the Oath of Office to each of them and congratulated them and their families.

Fire Chief Nickel presented the newly designed Fire Department Badge. Fire Chief Nickel also recognized and congratulated Lieutenant Matt Caylor on receiving the Shriner's Firefighter of the Year Award.

Member Duncan recognized the firefighters for carrying on second and third generation family firefighting traditions.

Mayor Seagraves thanked the new lieutenant's families for coming and also recognized Lieutenant Matt Caylor for his Shriner's Award and commended him and his wife EMT Julie Caylor for overseeing the cadet program.

Police Chief Preston presented Patrolman Mike Swigart with a Certificate of Recognition for his efforts and contributions in organizing and running the Brookville Police Department Neighborhood Watch Program.

Police Chief Preston recognized Detective Don Duncan for his investigative efforts and crime clearance achievements this past year and presented him with the 2004 Brookville Police Department's Officer of the Year Award for his dedicated and outstanding service to the City of Brookville.

Mayor Seagraves introduced Boy Scout Dylan Lujano who is working on a scout project involving the upkeep of foreclosed and abandoned homes. Dylan commented that the proposed resolution for the control of weeds and vegetation in the City of Brookville is a good idea because property owners will only get one notice before a contractor is hired to take care of the property. Dylan also suggested that the Troop 47 & Troop 48 could be contacted to mow in the future. Mayor Seagraves thanked Dylan for his input.

Manager Wright reported that he had received a signed one year contract from Clay Township Trustees for Fire & EMS Services for 2005. Manager Wright stated that the negotiations over the 3 ½% administrative fee are ongoing with Perry Township for their Fire & EMS services.

Manager Wright reported that he received confirmation from Montgomery County that the City will receive \$10,877 from the ED/GE Program payable April 30, 2005 for our government equity portion of the program.

Manager Wright reported he received notification from the Montgomery County Auditor's Office that the first settlement of estate taxes for 2005 will be approximately \$131,000 which represents 75% of what the City should receive this year. Law Director Stephan commented that the increase is due to the fact that the State of Ohio has increased the size of the credit for smaller estates.

Manager Wright advised Council a copy of the Brookville Historical Society budget was included in their packet.

Motion by Garber, second by Hanos to authorize a \$3500 grant to the Brookville Historical Society for operating expenses in 2005. All yeas, motion carried.

Manager Wright requested approval for a Montgomery County ED/GE grant application for Antique Auto Sheet Metal in the amount of \$75,000 for an expansion project. Assistant Manager Sewert commented the grant request is the result of a need expressed during a Business First! Program visit and that the project will allow Antique Auto to retain 44 employees and add approximately 15 employees

Motion by Garber, second by Duncan to authorize Manager Wright to apply for a Montgomery County ED/GE Grant Application for Antique Auto in the amount of \$75,000 for their expansion project. All yeas, motion carried.

Manager Wright requested an Executive Session on a Real Estate and a Personnel matter.

Manager Wright congratulated Chief Nickel on his progress with staffing issues and the ability to fill the Lieutenant positions with some very good people.

Member Hanos commended the Chief for the professionalism of his EMS personnel.

Fire Chief Nickel reported the recruitment program for the fire department is going well and several new employees will be sworn in next month.

Fire Chief Nickel commented that the fire department is involved with the Miami Valley Fire & EMS Alliance and they are focusing their efforts on ways to save the city and citizens' money on a regional basis.

Fire Chief Nickel reported he will be traveling to Columbus to inspect the new medic this week and that delivery of the medic will be in early March.

Police Chief Preston stated the police department is going through a rebuilding phase and is staffed with a younger department. Police Chief Preston stated this year will focus on training issues.

Police Chief Preston presented an overview of the Incident List and Brookville Police Department Time Analysis from February 1 through February 14, 2005. Police Chief Preston reported there were 352 calls for service in this time period; there were 23 new cases for investigation, of which 20 have been cleared, leaving 3 cases pending investigation. The average response time was 1.50 minutes.

Member Duncan commented that with spring coming several citizens have approached him about the noise from oversized mufflers on sport cars in the area. Police Chief Preston stated that his officers would issue citations to those in violation of the noise ordinance.

Law Director Stephan had no report.

Deputy Clerk Duncan had no report.

Member Garber asked if the office had received any letters of interest in response to the openings on the Board of Tax Appeals. Manager Wright advised that Finance Director/Clerk Keaton is working on filling the positions and will be making some contacts soon.

Mayor Seagraves reported that the Breast Cancer Awareness Dance raised approximately \$4000, and after expenses about \$3500 will be donated for breast cancer awareness and research.

Motion by Garber, second by Sanders to read proposed Ordinance No. 2005-01. All yeas, motion carried.

Motion by Duncan, second by Garber to accept the third reading and adopt Ordinance No. 2005-01 entitled "AN ORDINANCE AMENDING THE CODE OF ORDINANCES PART 9, TITLE 3, SECTIONS 935.02(c), 935.09(a) AND (b), 935.10, 935.13 (f), 935.14(c)(1), 935.15(a) AND 935.99(a)(b)(c) OF THE CITY OF BROOKVILLE, OHIO." All yeas, motion carried.

Motion by Sanders, second by Garber to read proposed Ordinance No. 2005-02. All yeas, motion carried.

Member Reel commented that the refuse department is leaving trash cans in the street and that lids and cans are being thrown around. Manager Wright advised he will look into it.

Motion by Garber, second by Ullery to accept the third reading and adopt Ordinance No. 2005-02 entitled "AN ORDINANCE AMENDING THE CODE OF ORDINANCES PART 9, TITLE 5, SECTION 957.06 (a), FIXING THE RATES AND CHARGES TO ALL REFUSE CUSTOMERS SERVICED BY THE CITY OF BROOKVILLE, OHIO." All yeas, motion carried.

Motion by Sanders, second by Garber to read proposed Ordinance No. 2005-03. All yeas, motion carried.

Motion by Sanders, second by Garber to accept the second reading of proposed Ordinance No. 2005-03. All yeas, motion carried.

Motion by Duncan, second by Garber to read proposed Resolution No. 05-04. 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.05-04 entitled "A RESOLUTION ESTABLISHING A NEW WAGE SCALE FOR CITY EMPLOYEES, AND DECLARING IT AN EMERGENCY." Member Hanos asked why we were declaring it an emergency. Manager Wright replied that it was retroactive to the first of the year, so it was declared an emergency in order to avoid the 30 day wait and explained that it reflected the same increase that the police labor union negotiated. Mayor Seagraves advised that Council has always tried to keep the city employees wages in line with the police department wage increases. Member Sanders commented that next year's wage scale would be approved at the end of 2005 as the police labor union had negotiated a three year contract. All yeas, motion carried.

Motion by Sanders, second by Ullery to read proposed Resolution No. 05-05. All yeas, motion carried.

Motion by Duncan, second by Ullery to accept the first reading, dispense with the second and third reading and adopt Resolution No.05-05 entitled "A RESOLUTION ESTABLISHING A NEW WAGE SCALE FOR PART TIME, PAID ON CALL, SEASONAL AND/OR TEMPORARY EMPLOYEES, AND DECLARING IT AN EMERGENCY." Manager Wright explained the difference between part time, seasonal and temporary employees and advised that the stand by pay was being used to recruit and retain EMS personnel. All yeas, motion carried.

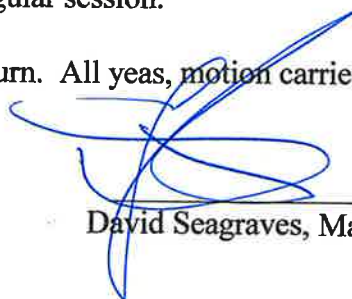
Motion by Duncan, second by Sanders to go into Executive Session on a Real Estate and a Personnel matter as requested by Manager Wright. All yeas, motion carried.

Mayor Seagraves called Council back into regular session.

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



Kimberly Duncan, Deputy Clerk



David Seagraves, Mayor