

Brookville City Council
Regular Meeting
April 4, 2023

The Regular Meeting of the Brookville City Council was called to order by Mayor Letner at 7:30 p.m. on April 4, 2023. The meeting was held in the City Council Chambers and virtually using the Cisco Webex application. The Pledge of Allegiance was recited. Members Fowler, Requarth, Schreier, Wilder and Zimmerlin; Manager Keaton, Finance Director Brandt, Law Director Stephan, Police Chief Jerome, Captain Ferguson and Clerk Duncan were present. Member Crane and Fire Chief Fletcher were absent.

Roll Call by Clerk Duncan.

Motion by Fowler, second by Zimmerlin to adopt the Agenda as presented. All yeas, motion carried.

Motion by Zimmerlin, second by Fowler to approve the March 21, 2023 Regular Meeting Minutes. All yeas, motion carried.

Damian Kristoff, representing the Brookville Branch of the Dayton Metro Library, advised he has submitted a Special Use Permit for a Block Party & Craft Fair at the Brookville Library on June 17, 2023 from 10:00 a.m. until 4:00 p.m. Mr. Kristof requested permission to barricade part of Blue Pride Drive for food trucks at this event.

Manager Keaton advised the Service Department will provide the barricades along with some refuse containers for the event.

Member Requarth stated since school will not be in session, the library could use the school lot for parking and their dumpsters for refuse overflow.

Motion by Requarth, second by Zimmerlin to approve the Special Use Permit for a Block Party & Craft Fair at the Brookville Branch of the Dayton Metro Library on June 17, 2023 from 10:00 a.m. until 4 p.m. as presented. All yeas, motion carried.

Manager Keaton advised Council has a copy of the 2022 Annual Report of the City. Our Charter requires the Manager to submit to Council an annual report of the activities of the City, and the report needs to be made available to the public no later than March 31. This report is an overview of events and information that took place last year in our departments. Manager Keaton reported the Annual Report was posted on the City's website last week.

Manager Keaton requested Council authorization for Change Order #2 on the Main Street Waterline Replacement Project at an additional cost of \$11,095. Change Order #2 is for the installation of a 1" water service to 12-14 Columbia Street. Secondly, the contractor had to construct a drop to get under an unknown 12" clay storm sewer, and lastly the contractor had to cut and plug the 4" live waterline that was abandoned south of the bikeway. The amended Contract price with Change Order #1 was \$336,546; with Change Order #2 the new Contract price will be \$347,641.

Motion by Zimmerlin, second by Requarth to approve Change Order #2 on the Main Street Waterline Replacement Project, in the amount of \$11,095, for the installation of a 1" water service to 12-14 Columbia Street, to construct a drop to get under an unknown 12" clay storm sewer, and to cut and plug the 4" live waterline that was abandoned south of the bikeway, making the new contract price \$347,641. All yeas, motion carried.

Manager Keaton reported on the Main Street Waterline Replacement project, last week they tied the new 8" main to the existing 4" main going northeast on Salem. The contractor cut and capped the existing 4" main at the 10" main that goes along the bikeway. The watermain and service taps are done between Columbia and Main Streets. The new 8" main is installed to Walnut Street.

Manager Keaton advised she received notification from ODOT that the Market Street Resurfacing Project bid opening was postponed one month as they advertised the project as a non-federal project, and it is a federally funded project. The bid opening is now scheduled for April 27, 2023.

Manager Keaton reported City Staff met with representatives of Montgomery County Engineer last week regarding two future bridge projects. Montgomery County is responsible for all of our bridge inspections and maintenance except for the McKinley Street bridge. The Arlington Road Bridge Replacement Project is scheduled for 2026. We were advised that one lane will remain open to traffic during the project. The second project is the reconstruction of the Westbrook Road Bridge scheduled for 2027. That project will require full closure to vehicle and pedestrian traffic. The planned detour route will be Western Avenue. Both projects are scheduled to take three to four months to complete.

Manager Keaton stated on March 22, she received an email from the Ohio Department of Development regarding one of our five HB168 projects that we submitted in September 2021. As Council may recall, none of our five projects were approved for funding. The email indicated that our Wolf Creek Waterline Replacement Project was reviewed and may be eligible for funding.

Manager Keaton advised the first Council Meeting in July is on the Fourth of July holiday and asked if Council would like to reschedule that meeting for later that week or go to the week of July 10? Discussion followed.

Motion by Schreier, second by Requarth to reschedule the July 4 Council meeting to July 5 at 7:30 p.m. All yeas, motion carried.

Finance Director Brandt presented the March 31, 2023 Fund Balance for Council review and approval.

Motion by Fowler, second by Schreier to approve the March 31, 2023 Fund Balance. All yeas, motion carried.

Captain Ferguson reported the Fire Department received 183 calls for service during the month of March. This brings the total number of calls for 2023 to 489, which is comparable to this same time last year.

Captain Ferguson reported the new air packs have been ordered and should arrive in the next 90 days. In the meantime, we are fit testing our members for the new packs.

Captain Ferguson reported the Fire Department received 50 donated CO detectors. Residents in need of a CO detector or a smoke detector can contact Captain Ferguson or the Fire Department.

Police Chief Jerome reported the new cell phone law went into effect today, with a six-month warning period. The details of this law are on our website and our Facebook page.

Police Chief Jerome reported the Police Department is kicking off a Neighborhood Watch program on April 27. Police Officer Wilson and Chaplain Baldwin, who is a Certified Crime Prevention Officer, will be heading up this program.

Police Chief Jerome reported two Brookville women were reported missing last week after traveling to New Mexico. The women were later found, and it was determined they got lost and had no cellular service. Police Chief Jerome advised the women were found using some basic technology, which he and the other law enforcement agencies involved will report on tomorrow.

Police Chief Jerome reported the Police Department will be helping with the annual Optimist Easter Egg Hunt on Saturday, April 8 at Golden Gate Park.

Law Director Stephan had no report.

Mayor Letner wished everyone a Happy Easter.

Motion by Fowler, second by Zimmerlin to read proposed Ordinance No. 2023-05. All yeas, motion carried.

Motion by Requarth, second by Fowler to accept the third reading and adopt Ordinance No. 2023-05 entitled "AN ORDINANCE ESTABLISHING THE ZONING CLASSIFICATION OF LOTS 2749, 2750 AND 2751 OF THE CITY OF BROOKVILLE. All yeas, motion carried.

Motion by Zimmerlin, second by Fowler to read proposed Resolution No. 23-08. All yeas, motion carried.

Motion by Schreier, second by Wilder to accept the second reading of proposed Resolution No. 23-08. All yeas, motion carried.

Member Requarth thanked the Service Department for boarding up the windows at the old Brookville Lube and Service location.

Member Fowler, Park Liaison, had no report.

Member Schreier, Planning Commission Liaison, had no report.

Rich Wickham, of 11501 Kemple Road, Brookville, Ohio, stated he lives next to the GM plant and he has been concerned lately. He has spoken with Law Director Stephan, who has been really helpful. Mr. Wickham stated he appreciates all of Council. He knows it is often a thankless job and he truly believes Council is doing the best thing for Brookville. Mr. Wickham stated he works a small farm and sells at the Dayton Farmers Market, where he gets the best response when he tells people he is from Brookville. Mr. Wickham stated he does not want to criticize Council, but he is upset with the way GM and the EPA have handled this and not really communicated with anyone. Mr. Wickham stated his only criticism is the lack of communication, which would go a long way with these bigger projects. Mr. Wickham stated it would have been helpful to know that residents had the opportunity to comment to the EPA on future wetland disturbance before the permit was issued and the surveyors and heavy machinery showed up. Mr. Wickham stated cross posting on different social media platforms would be a cheap, reliable option to get many people in town notified. Mr. Wickham stated with communication in mind, he wanted to voice the concerns that he and other nearby residents have, which may make future meetings more productive. Some of their concerns are pollution and how the development may affect water and wetlands downstream, and whether it will impact air quality. Buffers have been a big concern with the trees coming down and residents are wondering if GM is going to put in buffers. Mr. Wickham stated the City has done such a good job, especially on the bridge, which is so charming and is a great entryway from Interstate 70. The bridge makes a good impression when you come into Brookville, and he is concerned about having a huge factory with no buffer there. He would like Council to consider that. Other concerns are noise pollution, light pollution and increased traffic. Mr. Wickham stated that GM has a terrible reputation regarding the environment, and he does not want to see that happen to our town. Mr. Wickham stated he trusts Council is doing what they can to prevent that. He stated he is concerned about what will happen in the future. Mr. Wickham stated you do not have to go far to see what happened in Moraine. A recession could prevent this project from ever getting finished and we could be left with a half-finished disaster where we would be at the mercy of somebody else to come in and finish the project. Mr. Wickham stated in the same realm of abandonment, he is wondering about GM's message that they plan to manufacture only zero emission cars by 2035. He wondered at what point this plant would get abandoned or turned into something else because this plant is for internal combustion engine parts. Mr. Wickham stated he would like to hear from GM whether the building would be abandoned or converted. He stated the City should be cognizant that that is a possibility and should put it safeguards to protect it from a becoming major problem. Mr. Wickham stated he would love to see GM plan for future use and stated he would like the City to impose penalties if the project is abandoned, if that is legal. Mr. Wickham thanked Council for their time and for all they do for Brookville. Mr. Wickham then asked if GM is using city water now?

Mayor Letner replied GM is on city water.

Mayor Letner thanked Mr. Wickham for his time.

Damian Kristof, of Brookville Branch of the Dayton Metro Library, thanked all who attended the Famous Women of Brookville event on March 28. Mr. Kristof stated the library has a nice partnership with the Historical Society and they hope to work with them again in the future.

Motion by Zimmerlin, second by Wilder to adjourn. All yeas, motion carried.



Kimberly Duncan, Clerk



Charles Letner, Mayor