

Brookville City Council
Regular Meeting
May 2, 2023

The Regular Meeting of the Brookville City Council was called to order by Mayor Letner at 7:30 p.m. on May 2, 2023. The meeting was held in the City Council Chambers and virtually using the Cisco Webex application. The Pledge of Allegiance was recited. Members Crane, Fowler, Requaith, Schreier, Wilder and Zimmerlin; Manager Keaton, Finance Director Brandt, Law Director Stephan, Police Chief Jerome, Captain Ferguson and Clerk Duncan were present. Fire Chief Fletcher was absent.

Roll Call by Clerk Duncan.

Member Zimmerlin requested an addition to the Agenda to add a Planning Commission appointment under New Business.

Motion by Zimmerlin, second by Fowler to adopt the Agenda with an addition. All yeas, motion carried.

Motion by Fowler, second by Zimmerlin to approve the April 18, 2023 Regular Meeting Minutes. All yeas, motion carried.

Mayor Letner stated he is starting a new business recognition program and recognized Flow Dry Technology for their economic role within the City of Brookville.

Jeff Keith, Flow Dry Technology EHS & Facilities Manager, advised their company makes products that are in 55% of the world's cars and 99% of every car in America. Their company manufactures various seals and gaskets, as well as desiccant, which is used in car air conditioners to remove moisture and humidity from the air. They make truck and car components, as well as components for the Navy Defense System. Mr. Keith thanked the Mayor for recognizing Flow Dry Technology, which continues to grow at a steady pace and is committed to making the world a healthier, safer and more productive environment.

Manager Keaton stated she is pleased to announce that the City received an anonymous donation of \$14,220 to rehab the basketball court at Golden Gate Park. The court has been resurfaced and will be marked soon. The City purchased new basketball goals and nets which will be installed soon.

Manager Keaton reported she recently signed a proposal to put new LED lighting at the basketball and tennis courts at Golden Gate Park.

Manager Keaton reported that KOA donated a gently used playground set to the City. Manager Keaton thanked KOA for their generous donation. The playground set has been dismantled and will be installed at Westbrook or Ward Park over the next two weeks.

Manager Keaton reported the 2nd Annual Serve Brookville will take place on Friday, May 19 from 8:30 a.m. to 12:30 p.m. The rain date is May 22, at the same time. The Brookville Senior class, assisted by Brookville Alumni, will go out into the community and serve citizens through a variety of service projects. Participants of Serve Brookville will be in Golden Gate Park staining the remainder of the Castle Playground and/or assisting with the placement of rubber mulch around our playgrounds.

Manager Keaton requested Council authorization for Change Order #3 on the Main Street Waterline Replacement Project at an additional cost of \$9,804.36. Change Order #3 is for extra work on Wolf Creek, due to a 24" storm sewer not on the plans, change of location for the fire hydrant on Wolf Creek due to the 24" storm sewer, City of Dayton permits for water services, and tying into the existing 6" water main on Wolf Creek. The amended Contract price with Change Order #1 and #2 was \$347,641, with Change Order #3 the new Contract price will be \$357,445.36.

Motion by Requarth, second by Schreier to approve Change Order #3 for the Main Street Waterline Replacement Project as presented, at an additional cost of \$9,804.36. All yeas, motion carried.

Manager Keaton updated Council on the Main Street Waterline Replacement Project, stating the contractor hopes to tie in the new water main to the existing main on Walnut and Wolf Creek this week. Once that is complete, the contractor will tie in a few more water services to the new main and the main installation will be complete. The contractor will finish the project by asphalting Wolf Creek and Main Street.

Manager Keaton reported the Ohio Department of Transportation (ODOT) opened bids last Thursday for the Market Street Resurfacing Project. ODOT received two bids, and the apparent low bidder is Walls Bros Asphalt Company with a bid of \$195,305.80. The City was awarded federal funding totaling \$204,682, which consists of \$189,520 for project costs and \$15,162.00 for inspection costs, which are 8% of project costs. With the bid of \$195,305.80, the City will owe \$6,248.

The consensus of Council is to move forward with the Market Street Resurfacing Project with the City paying the overage.

Manager Keaton reported the Class of 2023 has submitted a Special Event Permit for a Senior Parade on May 24, 2023, beginning at 6:30 p.m. The parade route will begin on Carr Drive to Cusick Avenue to Market Street to Western Avenue to Brookville Schools.

Motion by Requarth, second by Fowler to approve the Senior Parade on May 24, 2023, beginning at 6:30 p.m. as presented. All yeas, motion carried.

Finance Director Brandt presented the April 30, 2023 Fund Balance Report.

Motion by Fowler, second by Wilder to accept the April 30, 2023 Fund Balance as presented. All yeas, motion carried.

Finance Director Brandt requested Council accept the first reading and dispense with the second and third reading to adopt proposed Resolution No. 23-17, which amends the 2023 Appropriations and Estimated Resources. This Resolution shall take effect immediately after passage of this Resolution as provided in 4.07(A)(1) of the Charter of the City.

Motion by Zimmerlin, second by Fowler to read proposed Resolution No. 23-17. All yeas, motion carried.

Motion by Requarth, second Fowler to accept the first reading, dispense with the second and third reading and adopt Resolution No. 23-17 entitled "A RESOLUTION AMENDING THE 2023 APPROPRIATIONS, AS SET FORTH BELOW, PURSUANT TO SECTION 5705.40 OF THE OHIO REVISED CODE, AND SECTION 12.35 OF THE OHIO ADMINISTRATIVE CODE AND APPROVING THE AMENDMENT TO THE CERTIFICATE OF ESTIMATED RESOURCES, AS SET FORTH BELOW." All yeas, motion carried.

Captain Ferguson reported the month of April was another busy month, with 171 calls for service. Of these calls, 123 were EMS related. The Fire Department responded to two vehicle fires, which resulted in a loss of roughly \$8,500. The Fire Department also responded to an increased number of lines and trees down due to windy weather.

Captain Ferguson reported the Fire Department is currently conducting their hose testing. The Fire Department also participated in the Optimist Egg Hunt and the Brookville Baseball Club Opening Day Parade.

Captain Ferguson reported the Fire Department recently purchased a carpet cleaner, which will be more cost effective than contracting to have the carpets cleaned at the Fire Station.

Captain Ferguson reported this is the last month of the Ohio Burn Ban, which is from 6:00 a.m. until 6:00 p.m.

Police Chief Jerome reported the Ride to the Wall will come to Brookville on May 24, 2023 between 4:30 and 5:30 p.m. This will be challenging as it is the same night as the Senior Parade, which begins at 6:30 p.m., but the Police Department will make it work.

Police Chief Jerome reported he and staff will attend the Police Memorial Event for fallen Officers in downtown Dayton on May 5, 2023.

Police Chief Jerome reported the Police Department will host the Trike-a-thon for the Brookville pre-school children on May 11-12.

Police Chief Jerome recently disposed of 207 pounds of prescription medication collected throughout the year.

Police Chief Jerome reported the Police Department will be presenting an Active Shooter Training and Fraud Prevention Program, hosted by the Brookville Chamber of Commerce, at the Brookville Fire Station on May 18, 2023 from 9:00 a.m. until 12:00 p.m.

Police Chief Jerome reported the Police Department received the Gold Award from Lexipol, their public safety police management company, for the third year in a row.

Member Zimmerlin asked Captain Ferguson if the city has any at risk areas that we have prepared for, similar to the situation that the City of Richmond, Indiana experienced recently?

Captain Ferguson replied all of our buildings of that size have fire suppression systems. The building that recently burned in Richmond appeared to have a lot of previous issues found during inspections. We perform regular inspections of our businesses and do not have any serious issues.

Captain Ferguson also reported our firehouse will be lit up this week in red lights to honor National Fallen Firefighters.

Law Director Stephan reported proposed Resolution No. 23-18 relates to the Arbor Homes project on Upper Lewisburg Salem Road and will permit reimbursement from Bond proceeds for temporary advances made prior to the issuance of the Bonds. Arbor Homes is expecting to commence work within the next 60 days. By passing this Resolution, any expenses that they would incur prior to the issuance of the Bond, within the 60-day period, would be reimbursable out of the Bonds. Law Director Stephan added, specifically in Section III, the Bonds will not constitute a general obligation to the City, and the general credit and taxing power of the City are not pledged for payment of such Bonds, or any other obligation set forth in this Resolution. Law Director Stephan stated we are not taking any debt on or promising to issue Bonds, but this Resolution will assist the project and allow reimbursement for expenses incurred prior to the issuance of the Bonds. Law Director Stephan requested that Council dispense with the second and third reading and adopt proposed Resolution No. 23-18.

Motion by Fowler, second by Zimmerlin to read proposed Resolution No. 23-18. All yeas, motion carried.

Motion by Requarth, second by Fowler to accept the first reading, dispense with the second and third reading and adopt Resolution No. 23-18 entitled "A RESOLUTION DECLARING OFFICIAL INTENT UNDER U.S. TREASURY REGULATIONS WITH RESPECT TO REIMBURSEMENT FROM BOND PROCEEDS OF TEMPORARY ADVANCES MADE FOR PAYMENTS PRIOR TO ISSUANCE, AND RELATED MATTERS." All yeas, motion carried.

Mayor Letner thanked everyone who voted for the Aggregation issue on the ballot.

Mayor Letner reported the BBC Parade was huge this year. It was fun to watch and be a part of.

Mayor Letner reported Council interviewed two potential candidates for Planning Commission this evening and called for a motion to appoint one of the candidates.

Motion by Requarth, second by Crane to appoint Anthony Ezerski to Planning Commission to fill the unexpired term vacated by Don Cordes, which expires on December 31, 2023. All yeas, motion carried.

Motion by Zimmerlin, second by Schreier to read proposed Resolution No. 23-09. All yeas, motion carried.

Motion by Requarth, second by Fowler to accept the first reading of proposed Resolution No. 23-09. All yeas, motion carried.

Motion by Zimmerlin, second by Fowler to read proposed Resolution No. 23-10. All yeas, motion carried.

Motion by Wilder, second by Schreier to accept the first reading of proposed Resolution No. 23-10. All yeas, motion carried.

Motion by Fowler, second by Zimmerlin to read proposed Resolution No. 23-11. All yeas, motion carried.

Motion by Requarth, second by Wilder to accept the first reading of proposed Resolution No. 23-11. All yeas, motion carried.

Motion by Fowler, second by Zimmerlin to read proposed Resolution No. 23-12. All yeas, motion carried.

Motion by Fowler, second by Schreier to accept the first reading of proposed Resolution No. 23-12. All yeas, motion carried.

Motion by Zimmerlin, second by Fowler to read proposed Resolution No. 23-13. All yeas, motion carried.

Motion by Wilder, second by Fowler to accept the first reading of proposed Resolution No. 23-13. All yeas, motion carried.

Motion by Zimmerlin, second by Fowler to read proposed Resolution No. 23-14. All yeas, motion carried.

Motion by Fowler, second by Schreier to accept the first reading of proposed Resolution No. 23-14. All yeas, motion carried.

Motion by Zimmerlin, second by Requarth to read proposed Resolution No. 23-15. All yeas, motion carried.

Motion by Fowler, second by Requarth to accept the first reading of proposed Resolution No. 23-15. All yeas, motion carried.

Motion by Zimmerlin, second by Fowler to read proposed Resolution No. 23-16. All yeas, motion carried.

Motion by Wilder, second by Fowler to accept the first reading of proposed Resolution No. 23-16. All yeas, motion carried.

Member Fowler, Park Liaison, had no report.

Member Schreier, Planning Commission Liaison, reported Planning Commission recently amended the Special Use Permit for Cali-Oh Eats and re-issued a Special Use Permit to El Diablo Grill. Both will be operating food trucks in the City of Brookville.

Jeff Bang, of 533 Vine Street, advised he is here on behalf of Amvets Post 1789, to inform Council that Amvets is pledging \$5,000 and the VFW is pledging \$2,500 toward the fireworks display at the Community Picnic. Mr. Bang stated he is here to ask if the City of Brookville would pledge the remaining \$2,500 toward the fireworks to meet the \$10,000 budget.

Mayor Letner responded that City Council decided not to fully fund the fireworks at a cost of \$10,000. Lesser sponsorship opportunities listed were not discussed and the discussion was tabled.

Member Requarth commented that the Finance Director and City Manager should look at the budget and see if there is any money available in our budget.

Mayor Letner stated the City would like to be a part of the Community Picnic as it is a big event for the city.

Mr. Bang stated his opinion is if there are no fireworks, it will not draw as many people to attend.

Mayor Letner replied Council will look at the budget and discuss it further.

Member Zimmerlin commented that he hopes some community members or businesses will follow Amvets example and choose to sponsor the fireworks.

Member Fowler stated he is also on the Chamber of Commerce Board of Directors and they still plan to have the fireworks. Council has decided the City can no longer take on the full burden of the cost, so the Chamber is looking at other funding options. Member Fowler stated he appreciates Amvets and the VFW's generosity.

Jo Wilder, of 64 Urban Lane, thanked everyone that attended the dedication of the second Blessing Box. It has been well received and is being utilized.

Motion by Fowler, second by Wilder to go into Executive Session per O.R.C. 121.22(G)(1) to consider the employment of a public employee. All yeas, motion carried.

Motion by Zimmerlin, second by Fowler to go back into Regular Session. All yeas, motion carried.

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



Kimberly Duncan, Clerk



Charles Letner, Mayor