

BROOKVILLE CITY COUNCIL
REGULAR MEETING
July 20, 2010

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on July 20, 2010 in the City Council Chambers. The Pledge of Allegiance was recited. Members Apgar, Cantrell, Duncan, Garber, Letner and Ullery; Manager Wright, Police Chief Preston, Law Director Stephan and Interim Asst. City Manager/Director of Finance/Clerk Keaton were present. Fire Chief Nickel was absent.

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

Motion by Cantrell, second by Letner to accept the July 6, 2010 Regular Meeting Minutes as presented. All yeas, motion carried.

Member Ullery commented that the new business operated by Doug Carsner on the corner of Western Avenue and Westbrook Road looks nice. The lot has been paved and the grass is always trimmed and mowed.

Manager Wright advised Council that Fire Chief Nickel is attending a statewide Fire Chiefs' Convention and will not be here this evening.

Manager Wright reported the Community Picnic is this weekend and city crews are working at Golden Gate to get the park ready. There are no foreseeable problems other than the parking issue which the Police Department, along with city staff and the Brookville Chamber of Commerce will work diligently to keep under control.

Member Garber inquired whether the possibility of parking on the Brookville School lot and shuttling people to the Picnic has been discussed?

Manager Wright replied that option was discussed, however, it was decided that the proximity of the school lot to the Picnic was too far. Manager Wright stated, there are many who walk to the picnic and plans have been made to provide more parking within Golden Gate Park. Manager Wright advised we managed without the parking in the field across from the Park for many years and we will do it again this year.

Manager Wright presented a request from the Brookville Soccer Association to hold their Annual Opening Day Parade on Saturday, August 21, 2010.

Motion by Duncan, second by Apgar to allow the Brookville Soccer Association to hold their Annual Opening Day Parade on Saturday, August 21, 2010, with lineup at 8:30 a.m. and the parade to begin at 9:00 a.m. The parade route will begin on Cusick Avenue and proceed left onto Market Street, right onto Wolf Creek Street, left onto Arlington Road to the Westbrook Soccer Complex. All yeas, motion carried.

Manager Wright advised Council should have a memo from Finance Director/Clerk Keaton with information Council requested using totes for recycling rather than bins. Finance Director/Clerk Keaton advised our Rumpke representative stated there is a savings using the recycling totes rather than bins because they are picked up bi-weekly rather than weekly. However, the initial cost is greater as the recycling totes are \$60 each and the recycling bins we have been using are only \$8 each. Another issue to consider is educating residents on biweekly pickup. Finance Director/Clerk Keaton reported the Rumpke representative indicated that Rumpke recently received an award to provide recycling totes with bi-weekly pickup to the Western Regional Council of Governments (WRCG) beginning in September. The Rumpke representative will have more information after this contract begins.

Member Letner inquired whether the truck would be able to pickup both bins and totes so that residents could choose a container size and if the cost of the recycling totes could be passed on to residents?

Finance Director/Clerk Keaton stated the Rumpke representative did not indicate whether the truck could pickup both bins and totes.

Manager Wright stated Council could look at the lease or purchase option for residents when our contract with Rumpke is up for renewal. We could also re-bid the contract if we decide to go with the recycling toter option. Manager Wright stated he will be monitoring the contract between Rumpke and the WRCG for the first few months to see how it is working out and will report this information back to Council.

Member Apgar inquired whether there would be a cost savings to the city if more residents recycled?

Manager Wright replied that is correct, we would see a cost savings as it reduces the volume of trash that we have to dispose of.

Member Cantrell stated she would be hesitant to charge for recycling toters because some residents may decide not to recycle if they have to pay to do so.

Member Ullery commented that Council needs to study how the recycling toter program is working in other communities before any decision is made.

Manager Wright recommended and requested Council approval on Resolution No. 10-13 to appoint Sonja Keaton to Assistant City Manager.

Motion by Letner, second by Ullery to read Resolution No. 10-13. 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. 10-13 entitled "A RESOLUTION APPOINTING SONJA M. KEATON ASSISTANT CITY MANAGER/DIRECTOR OF FINANCE/CLERK OF COUNCIL AND ESTABLISHING THE COMPENSATION FOR THIS POSITION, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Manager Wright presented an article from the Brookville Star dated August 9, 1951 that reported Brookville Council was studying unsuitable fire station problems.

Member Letner inquired whether a stop ahead sign could be placed for eastbound traffic before the Westbrook Road and Terrace Park Boulevard intersection?

Police Chief Preston agreed there is a sight issue at that intersection. He and Manager Wright discussed adding a reflective stripe to that stop sign or placing a dual stop sign at that intersection.

Manager Wright advised this stop sign issue would be taken care of this week.

Member Apgar inquired whether a traffic study has been done on traffic coming out of the industrial park on Carr Drive onto Albert Road. Member Apgar stated visibility on the left is poor at that intersection.

Police Chief Preston stated it might be a foliage issue. He will check it out and advise at the next Council meeting.

Police Chief Preston presented the Brookville Police Department Call Analysis for the month of June 2010. Police Chief Preston reported the Brookville Police Department responded to 377 Priority 1 calls, 89 Priority 2 calls and 218 Priority 3 calls. The Brookville Police Department handled a total of 3,712 calls year to date, which is an increase of 384 calls or 11.5 % compared to this same time last year. Total reportable incidents are up 4, or 1% from this same time last year. The Incident Log from July 6 through July 18 shows there were 30 new cases for investigation with 25 closed and 5 pending further investigation. Police Chief Preston advised 22 of the closed investigations were cleared by arrest.

Police Chief Preston reported on a telephone scam that began on July 9 involving an auto-dialer that picks an exchange and auto-dials numbers in that exchange. The scam artists have programmed the auto-dialer to record an individual's information when they answer the call. The auto-dialer then uses that individual's information as their Caller ID for the next 100 calls or more before it records another individual's information to use as their Caller ID. This prevents the call from being traceable. The recipient of the call was then told Brookville National Bank needs them to provide their bank account information due to a breach in security at the bank. Police Chief Preston stated Brookville National Bank was alerted immediately and he met with them to help advise them on safeguarding their customers. Brookville National Bank responded appropriately with security measures to their system, even putting extra employees on duty at the bank. Chief Preston stated this scam has been around for several years, and none of the phone companies have been able to trace the calls. Police Chief Preston reported he has tracked the calls to an international source and notified the FBI. Losses from this scam have been minimal locally, however residents need to be on guard for these types of calls and not give out any of their banking information.

Law Director Stephan had no report.

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

Motion by Apgar, second by Ullery to waive a hearing before the Montgomery County Budget Commission for the 2010/2011 Tax Information/Budget and/or Inside Millage. All yeas, motion carried.

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

Mayor Seagraves reminded everyone of the Brookville Community Picnic this weekend and encouraged everyone to attend.

Finance Director/Clerk Keaton read aloud Planning Commission's recommendation that Council accept and adopt proposed Ordinance No. 2010-06, which establishes certain regulations for Mobile Food Vendors in the City of Brookville, Ohio. All yeas, motion carried.

Motion by Duncan, second by Garber to read Ordinance No. 2010-06. All yeas, motion carried.

Motion by Duncan, second by Cantrell to accept the second reading of Ordinance No. 2010-06. All yeas, motion carried.

Motion by Cantrell, second by Garber to read proposed Ordinance No. 2010-07. All yeas, motion carried.

Member Garber asked Law Director Stephan whether Council could rescind the additional income tax if the loan for the new fire station is paid off early?

Law Director Stephan advised the income tax ordinance can be amended or rescinded at any time.

Member Garber asked whether any excess funds left over after making the loan payment could be put towards the principal of the loan.

Law Director Stephan advised that Council can direct any excess funds towards the principal of the loan.

Manager Wright commented that any excess funds will be addressed by Council on an annual basis through the budget process.

Motion by Cantrell, second by Garber to accept the third reading and adopt Ordinance No. 2010-07, entitled "AN ORDINANCE AMENDING THE PROVISIONS OF THE CITY INCOME TAX ORDINANCE TO PROVIDE FOR AN INCREASE IN THE INCOME TAX IN THE AMOUNT OF ONE-FOURTH OF ONE PERCENT (.25%) EFFECTIVE JANUARY 1, 2011 AND CONTINUING FOR A PERIOD OF TWENTY-FIVE YEARS UNTIL DECEMBER 31, 2035 FOR THE PURPOSE OF PROVIDING FUNDS FOR CONSTRUCTION OF A NEW FIRE STATION, RELATED ON-SITE AND OFF-SITE INFRASTRUCTURE IMPROVEMENTS FOR THE NEW FIRE STATION AND OTHER FIRE CAPITAL IMPROVEMENTS OF THE CITY OF BROOKVILLE, OHIO, AND DECLARING IT AN EMERGENCY." Garber yea, Letner yea, Ullery yea, Apgar yea, Duncan nay, Cantrell yea, Seagraves yea. Motion carried with six yeas and one nay.

Motion by Letner, second by Ullery to read proposed Resolution No. 10-12. All yeas, motion carried.

Motion by Ullery, second by Cantrell to accept the third reading and adopt Resolution No. 10-12, entitled "A RESOLUTION DIRECTING THE BOARD OF ELECTIONS OF MONTGOMERY COUNTY, OHIO TO PLACE ON THE BALLOT AT THE GENERAL ELECTION TO BE HELD ON NOVEMBER 2, 2010 THE QUESTION OF INCREASING THE MUNICIPAL INCOME TAX RATE FROM THE CURRENT RATE OF 1.75% PER ANNUM TO 2.00% PER ANNUM TO BECOME EFFECTIVE JANUARY 1, 2011, AND CONTINUING FOR A PERIOD OF TWENTY-FIVE (25) YEARS." Ullery yea, Apgar yea, Duncan nay, Cantrell yea, Garber yea, Letner yea, Seagraves yea. Motion carried with six yeas and one nay.

Member Garber asked Chief Preston whether there were any new developments with the youth intervention?

Police Chief Preston advised a new piece of equipment for the skate park has been purchased and is under construction. Communication continues to be open and positive between the youth and the Police Department.

Motion by Garber, second by Letner to go into Executive Session on a Contract Negotiation Matter as requested by Finance Director/Clerk Keaton.

Mayor Seagraves called Council back into Regular Session.

Finance Director/Clerk Keaton announced the City's health and dental insurance is up for renewal August 1, and recommended that we renew with our current provider, United HealthCare of Ohio on the health insurance and renew with Denta Select on the dental insurance.

Motion by Garber, second by Apgar to accept the United HealthCare of Ohio, HRA Consumer Plan 1AP with the MM prescription renewal plan at a monthly rate of \$414.85 per single employee; \$829.70 per employee and spouse; \$808.96 per employee & children; and \$1,286.04 per family for health insurance with the employer funding the first \$1,500 deductible for an employee contract and the first \$3,000 deductible for an employee and dependent contract with no rollover, with the employee contributing 10% of the monthly rate through a Cafeteria 125 Plan; and \$11.20 per month for employee Life Insurance and AD&D through United HealthCare of Ohio; and to accept the Dental Care Plus quote for dental insurance at a monthly rate of \$25.41 per single employee; \$50.80 per employee and one dependent; and \$78.09 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 Apgar to adjourn. All yeas, motion carried.

Sonja M. Keaton, Clerk

David E. Seagraves, Mayor