

BROOKVILLE CITY COUNCIL
REGULAR MEETING
January 4, 2011

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on January 4, 2011 in the City Council Chambers. The Pledge of Allegiance was recited. Members Apgar, Cantrell, Duncan, Garber, Letner and Ullery; Manager Wright, Fire Chief Nickel, Police Chief Preston, Law Director Stephan and Assistant City Manager/Finance Director/Clerk Keaton were present.

Motion by Duncan, second by Cantrell to accept the Agenda with an addition. All yeas, motion carried.

Motion by Duncan, second by Apgar to accept the December 21, 2010 Regular Meeting Minutes as presented. All yeas, motion carried.

Manager Wright reported one bid was received from Warren Fire Equipment for Self Contained Breathing Apparatus for \$108,256 with no options and \$116,861 with the options requested. Manager Wright recommended accepting the bid with options and entering into an agreement with Warren Fire Equipment for the purchase of 20 Self Contained Breathing Apparatus, 20 spare 45-minute cylinders, 10 Face Pieces, 2 Rapid Intervention Packs, training, fit testing for up to 35 firefighters, 1 Handheld Locator System with vehicle charger and 20 Voice Amplifiers with brackets not to exceed the bid price of \$116,861. Manager Wright advised the City was awarded a FEMA grant in the amount of \$125,320, with the City contributing 5% of the cost of the SCBA equipment as stipulated by the terms of the grant.

Motion by Garber, second by Cantrell to authorize Manager Wright to enter into an agreement with Warren Fire Equipment for the purchase of 20 Self Contained Breathing Apparatus, 20 spare 45-minute cylinders, 10 Face Pieces, 2 Rapid Intervention Packs, training, fit testing for up to 35 firefighters, 1 Handheld Locator System with vehicle charger and 20 Voice Amplifiers with brackets, not to exceed the bid price of \$116,861. All yeas, motion carried.

Manager Wright requested an Executive Session on a Contract Negotiation Matter and a Real Estate Matter.

Member Duncan commented several citizens have reported subjects going through recycling bins around town and taking the contents. Member Duncan suggested an article in the Brookville Star advising that this is prohibited under City Ordinance.

Manager Wright stated this is considered Theft of Services and residents who witness anyone other than Rumpke going through their recycling bins should report it to the Police Department.

Police Chief Preston reported the Brookville Police Department Incident Log from December 21, 2010 through January 3, 2011 shows 23 new cases for investigation with 20 closed and 3 pending further investigation. The Brookville Police Department closed 13 of these cases by arrest. Police Chief Preston commented the holiday weekend was quiet with no arrests.

Assistant City Manager/Finance Director Keaton requested Council approval to adopt proposed Resolution 11-02, which amends the 2010 Appropriations, by transferring \$500 from Contractual Services to Employee Benefits in the Refuse Fund.

Motion by Garber, second by Ullery to read proposed Resolution No. 11-02. All yeas, motion carried.

Motion by Duncan, second by Apgar to accept the first reading, dispense with the second and third reading and adopt Resolution No. 11-02 entitled "A RESOLUTION AMENDING THE 2010 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 DECLARING IT AN EMERGENCY." All yeas, motion carried.

Assistant City Manager/Finance Director Keaton presented the December 31, 2010 Fund Balance for Council review and approval, which included the quarterly Detail Trial Balance for 2010.

Mayor Seagraves commended Assistant City Manager/Finance Director Keaton for her efforts in balancing the budget and making sure the City continues to move forward in a positive way. Mayor Seagraves also thanked Manager Wright and staff for their efforts during the past year.

Motion by Duncan, second by Cantrell to approve the December 31, 2010 Fund Balance as presented. All yeas, motion carried.

Assistant City Manager/Finance Director Keaton requested approval to renew our membership with the Miami Valley Regional Planning Commission (MVRPC) for 2011. The 2011 dues are \$2,432.94, which is the same amount as it has been since 2002. The dues are based on the 2000 Census population figures and are computed at forty-six cents per capita.

Motion by Apgar, second by Cantrell to approve the City's membership renewal with the MVRPC, and to appoint Mayor Seagraves as Member and Manager Wright as Alternate to the MVRPC Board, and Manager Wright as Member and Mayor Seagraves as Alternate to the Technical Advisory Committee for 2011. Cantrell yea, Duncan yea, Apgar yea, Garber nay, Letner yea, Ullery yea and Seagraves yea. Motion carried with six yeas and one nay.

Assistant City Manager/Finance Director Keaton requested Council approval to transfer \$50,000 into the Street M&R Fund and \$25,000 into the Park & Recreation Fund as appropriated.

Motion by Duncan, second by Apgar to approve the transfer of \$50,000 into the Street M&R Fund and \$25,000 into the Park & Recreation Fund as appropriated and requested. All yeas, motion carried.

Assistant City Manager/Finance Director Keaton requested authorization to set the labor rate of \$45 per hour for the Service Department Mechanic to charge for work performed on the City fleet.

Motion by Letner, second by Cantrell to set the labor rate of \$45 per hour for the Service Department Mechanic to charge for work performed on the City fleet in 2011. All yeas, motion carried.

Mayor Seagraves wished everyone a Happy New Year and reminded everyone of his Annual Prayer Breakfast on Thursday, January 6, 2011.

Motion by Duncan, second by Apgar to read proposed Resolution No. 11-01. All yeas, motion carried.

Motion by Duncan, second by Apgar to accept the first reading of proposed Resolution No. 11-01. All yeas, motion carried.

In Old Business, Member Duncan commented some cities are succeeding from the townships to get the inside millage in order to fill the shortfalls within their budgets and suggested Council re-visit this issue at a later date.

There was no New Business.

Motion by Duncan, second by Garber to go into Executive Session on a Contract Negotiation Matter and a Real Estate Matter as requested by Manager Wright. All yeas, motion carried.

Mayor Seagraves called Council back into Regular Session.

Manager Wright requested Council authorization to accept the tentative agreement negotiated between the City and the Ohio Patrolmen's Benevolent Association (OPBA), and to authorize Manager Wright to sign the Agreement between the City of Brookville and the OPBA for SERB Case No. 10-MED-10-1419 effective January 1, 2011.

Motion by Apgar, second by Ullery to authorize Manager Wright to sign the Agreement between the City of Brookville and the OPBA for SERB Case No. 10-MED-10-1419 effective January 1, 2011. All yeas, motion carried.

Mayor Seagraves thanked staff and the OPBA for working together as a team to come to a fair and economical agreement that he feels will benefit both parties.

Manager Wright advised he will not be recommending any cost of living wage increases for 2011.

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

Sonja M. Keaton, Clerk

David E. Seagraves, Mayor