

BROOKVILLE CITY COUNCIL  
REGULAR MEETING  
May 15, 2012

The Regular Meeting of the Brookville City Council was called to order by Vice Mayor Cantrell at 7:30 p.m. on May 15, 2012 in the City Council Chambers. The Pledge of Allegiance was recited. Members Apgar, Duncan, Garber, Howard and Letner; Fire Chief Fletcher, Police Chief Preston, Manager Wright, Law Director Stephan and Assistant Manager/Finance Director/Clerk Keaton were present. Mayor Seagraves was absent.

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

Motion by Apgar, second by Howard to accept the May 1, 2012 Regular Meeting Minutes as presented. All yeas, motion carried.

Manager Wright requested authorization to purchase 84 tons of rubber mulch from Rubberecycle at a cost not to exceed \$44,000. Manager Wright commented there is a limited market to purchase this mulch due to the uniqueness of the product. Manager Wright reported Section 8.02(B)(3) of the Municipal Charter states contracts, where competition is not practicable, may be awarded without competitive bidding.

Motion by Duncan, second by Garber to authorize Manager Wright to purchase 84 tons of rubber mulch from Rubberecycle at a cost not to exceed \$44,000 per Section 8.02(B)(3) of the Municipal Charter, as requested by Manager Wright. All yeas, motion carried.

Manager Wright commended Police Chief Preston and the Police Department on the Movies in the Park premier on Saturday night. Manager Wright said he thinks this will be a good program for the community.

Manager Wright stated he would like to schedule a Special Council Meeting for the last week of May to address the Police Chief position. The assessment results should be back at that point and Council will need to appoint an interim or acting Police Chief before Police Chief Preston retires per Section 6.03 of the Municipal Charter.

The consensus is to set a tentative date of May 29, 2012 at 7:30 p.m. This will be confirmed with Council members next week.

Gary Jenkins, of 238 Plymouth Avenue, asked if the meeting will be open to the public?

Manager Wright stated it will be a public meeting but Council will probably meet in Executive Session as well because it involves a Personnel Matter.

Mr. Jenkins said he thinks each Council member should explain why they are voting for the Police Chief candidate that they choose.

Member Duncan said it is up to each individual Council member whether they want to comment on their vote.

Mr. Jenkins stated if you believe in something then you should let everyone know why you believe in it. Mr. Jenkins said citizens have come in and explained to Council why they feel passionate about the candidates and he thinks Council should too.

Member Apgar stated every Council Member has the right to vote the way he or she feels at the time and it is up to them to decide whether they want to express why they feel a certain way. Member Apgar advised Mr. Jenkins that he can talk to Council Members individually if he wants to.

Member Garber stated it is up to each Council Member to decide to offer an explanation of their vote.

Manager Wright announced this is Police Chief Preston's final meeting. Manager Wright said Police Chief Preston has done a wonderful job for the City, has been a good leader and a personal friend. Manager Wright wished Police Chief Preston and his wife Debbie good luck. Manager Wright advised Police Chief Preston's Retirement Open House will be held on May 30, 2012 from 1:00 until 4:30 p.m. Manager Wright invited Council to the employee luncheon that will be held before the Open House in honor of Police Chief Preston.

Fire Chief Fletcher had no report.

Police Chief Preston presented the Brookville Police Department Incident Log Report for May 1 through May 14, 2012, which shows there were 20 new cases for investigation with 17 closed and 3 pending further investigation. The Brookville Police Department closed 10 of those cases by arrest.

Police Chief Preston reported the test run of the Movies in the Park went well and the Police Department is already looking at ways to make it bigger and better. Police Chief Preston advised copyrights prohibit outdoor showings in June and July so the next outdoor movies are scheduled for August, September and October. Police Chief Preston said he is exploring the possibility of holding indoor movies in June and July at the Christena Leiber Center. Police Chief Preston reported he has purchased the multi-media projector and the rest of the equipment was borrowed for our recent Movies in the Park event.

Police Chief Preston advised the Bike Rodeo will be held on May 19, 2012 in conjunction with the Optimist Club. The Fire Department will also be participating in the Bike Rodeo. Police Chief Preston reported the Huffman Bike Ride will be here on May 20, 2012. One of our Bike Officers will ride to Verona and back with the children.

Police Chief Preston reported the Ride for the Wall will be in town on May 23, 2012 around 4 p.m.

Police Chief Preston said this is his last official Council meeting but he is available to attend the Special Meeting on May 29, 2012 if necessary.

Member Apgar thanked Police Chief Preston for his service and said he has done a great job.

Member Duncan also thanked Police Chief Preston for his service.

Member Letner said Police Chief Preston has done a good job and he is thankful that Police Chief Preston came back to Brookville after starting his police career in Virginia.

Member Garber stated he always felt safe during Police Chief Preston's tenure and complimented him on his ability to always remain calm and professional.

Member Duncan said he recalls a few times when Police Chief Preston has taken a beating from the public and handled it well.

Member Howard thanked Police Chief Preston for everything he has done for the City and wished him the best.

Ron Ullery, former Council Member, thanked Police Chief Preston for what he has done for him personally and for the City of Brookville and advised him to enjoy his retirement.

Gary Horstman, on behalf of the Brookville Historical Society, said they have always had a good relationship with Police Chief Preston.

Vice Mayor Cantrell, on behalf of herself and the Mayor, thanked Police Chief Preston and said it has been a pleasure to work with him. Vice Mayor Cantrell wished him and his family well.

Law Director Stephan had no report.

Assistant Manager/Finance Director Keaton reported we received our first Municipal Income Tax check this month, which closed out the month of April that totaled \$316,051, which is the largest single income tax check we have ever received. This brings our year to date income tax receipts to \$1,178,000.

Assistant Manager/Finance Director Keaton requested Council approval to transfer \$100,000 into the Street M&R Fund, \$20,000 into the Park Fund and \$20,000 into the Note Retirement-NorthBrook Fund. These are partial transfers as appropriated.

Motion by Apgar, second by Letner to authorize the transfer of \$100,000 into the Street M&R Fund, \$20,000 into the Park Fund and \$20,000 into the Note Retirement-NorthBrook Fund as appropriated. All yeas, motion carried.

Assistant Manager/Finance Director Keaton requested Council adopt proposed Resolution No. 12-07, which amends the 2012 Appropriations and Estimated Resources.

Motion by Duncan, second by Apgar to read proposed Resolution No. 12-07. 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. 12-07 entitled "A RESOLUTION AMENDING THE 2012 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, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Vice Mayor Cantrell reminded everyone of the Chamber of Commerce General Meeting tomorrow and the AmVets Ride to the Wall on May 23, 2012 at 4:00 p.m. to honor our Veterans.

Gary Horstman, of the Brookville Historical Society, reported the attic was recently cleaned out at the exhibit building and thanked the City for picking up the discarded items. Mr. Horstman reported the caboose along the bikeway will soon be sandblasted and repainted.

Member Howard thanked Manager Wright and the refuse crew for picking up the sets that were torn down at the Community Theatre.

Vice Mayor Cantrell announced Boose Chevrolet will hold their annual Car Show on June 2 and June 9 is the Chamber of Commerce Block Party.

Motion by Apgar, second by Garber to read proposed Ordinance Nos. 2012-05, 2012-06 and 2012-07. All yeas, motion carried.

Motion by Apgar, second by Howard to accept the second reading of proposed Ordinance Nos. 2012-05, 2012-06 and 2012-07. All yeas, motion carried.

There was no Old Business.

Under New Business, Member Duncan inquired if all the Council members will be available to attend the Council Meeting on July 3<sup>rd</sup> due to the Fourth of July holiday?

The consensus is all Council members will be available to attend.

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

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Sonja M. Keaton, Clerk

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Margo Cantrell, Vice Mayor