

BROOKVILLE CITY COUNCIL  
REGULAR MEETING  
October 15, 2013

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on October 15, 2013 in the City Council Chambers. The Pledge of Allegiance was recited. Members Apgar, Cantrell, Duncan, Garber, Kirklin and Letner; Fire Chief Fletcher, Police Chief Jerome, Law Director Stephan, Manager Wright and Assistant Manager/Finance Director/Clerk Keaton were present.

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

Motion by Kirklin, second by Apgar to accept the October 1, 2013 Regular Meeting Minutes with a correction to reflect the City signed a contract with DPLER, not DP&L. All yeas, motion carried.

Manager Wright reported the Mayors and Managers Association scheduled Beggar's Night each year on October 31 from 6:00 p.m. to 8:00 p.m. for the next five years beginning in 2014 to keep it consistent between communities.

Mayor Seagraves stated he has no problem with the date; however, he feels 90 minutes is long enough and he would like to keep it from 6:00 p.m. to 7:30 p.m.

Member Duncan commented he likes the idea of being consistent between neighboring communities, however if the 31<sup>st</sup> falls on a Friday night or on a Sunday, our residents may not like the idea. Member Duncan stated we can approve it on a year by year basis.

Manager Wright advised Council can set the date for whenever they choose, but the majority of communities in Montgomery and Greene County will be using the date set by the Mayors and Managers Association.

Manager Wright reported the City received an Addendum for extending our recycling contract with Rumpke. The proposal is for a three-year period beginning January 1, 2014 with a base rate of \$3,900.00 for 2014, which is the same rate that we have been paying for the last three years. The base rate will increase 3% in 2015 to \$4,020.00 and another 3% in 2016 to \$4,140.00. In addition, a fuel charge will be added to the base rate on a monthly basis based on the Department of Energy's Energy Information Administration highway diesel price index reading for the Midwest region.

Member Letner asked if our increased recycling participation played into the contract pricing?

Manager Wright replied there are two schools of thought on that; should the rates increase because there are more stops to pick up or should the rates go down because they are collecting more recyclables?

Member Letner said the City of Dayton is being paid by Rumpke for their recyclables.

Manager Wright stated he thinks the City of Dayton picks up their recyclables themselves and then sells those recyclables to Rumpke.

Member Duncan asked if we are offsetting some of the recycling pick up costs by paying less tipping fees for our refuse?

Manager Wright stated that is probably correct; we are pretty close to a wash.

Motion by Duncan, second by Garber to accept the three-year Addendum for extending our contract with Rumpke for curbside pickup and disposal of comingled recycling materials at a monthly cost of \$3,900.00 from January 1, 2014 to December 31, 2014; \$4,020.00 per month from January 1, 2015 to December 31, 2015 and \$4,140.00 per month from January 1, 2016 to December 31, 2016; and subject to a monthly fuel surcharge as presented. All yeas, motion carried.

Manager Wright reported the City submitted a request to the Greater Dayton Regional Transit Authority for a New Freedom Grant to construct a 16' x 20' bus shelter on Nutrition Way at Collective Way. The cost of the project is \$12,900, which includes a walkway from the shelter to the roadway and a handicap ramp to the walkway from the road. This will serve as a bus shelter and a picnic shelter that the industrial park employees can use. RTA will reimburse 80% of the shelter's cost of \$12,900, or \$10,320 and the City will be responsible for 20% of the shelter's cost. Construction of this shelter and sidewalk is scheduled for next month.

Member Kirklin asked if Payless is contributing toward the project?

Manager Wright replied Payless was not asked to contribute toward the project as it is largely paid for with grant funds.

Member Duncan asked who would be responsible for policing the shelter and keeping it clean?

Manager Wright advised the shelter will be located on City owned property and we will own and maintain it.

Member Cantrell asked if there are bike racks in the Northbrook Industrial Park?

Manager Wright stated he is not aware of any.

Motion by Cantrell, second by Garber to read proposed Resolution No. 2013-12. All yeas, motion carried.

Member Duncan asked why the proposed Resolution is an emergency?

Assistant Manager/Finance Director Keaton replied the reason for the proposed Resolution to be in emergency fashion is we need to get the signed contract back to RTA so construction can begin next month.

Motion by Duncan, second by Garber to accept the first reading, dispense with the second and third reading, and adopt Resolution No. 13-12 entitled "A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE GREATER DAYTON REGIONAL TRANSIT AUTHORITY (RTA) FOR CONSTRUCTION OF A SHELTER AND SIDEWALK ADJACENT TO THE BUS STOP ON NUTRITION WAY, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Manager Wright reported Medicare has released the 2014 Annual Inflation Factor (AIF) for 2014 and will be increasing the allowable EMS transport payment by 1% beginning January 1, 2014. Manager Wright recommended Council authorize this increase and asked Fire Chief Fletcher for any comment.

Fire Chief Fletcher said it is most palatable that we do what is consistent with other entities and recommended we adopt the 1% rate increase.

Member Garber commented it is like a cost of living adjustment to Social Security.

Fire Chief Fletcher agreed and stated based on our costs, it would be difficult to justify a larger increase.

Motion by Garber, second by Kirklin to adjust the ambulance transportation fees for 2014 as recommended by Manager Wright and MED3000. All yeas, motion carried.

Manager Wright reported the leaf pickup program has begun but is slow right now.

Manager Wright reported the City purchased a replacement dump truck from Paint Township for \$45,000. The dump truck is like new with only 15,000 miles on it. Manager Wright advised our old dump truck is currently listed on the GovDeals auction site.

Manager Wright presented a letter from Zoning Officer Snedeker regarding a breakfast meeting on November 14, 2013 with our Industrial Park Employers. Manager Wright reported this is an annual event and invited Council to attend.

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

Member Garber commented he received an invitation to attend a meeting regarding a community garden at the old school location on Hill Street and asked if he was to attend as an individual or if Council should attend as a group?

Member Cantrell replied they have been invited to attend as individual citizens.

Manager Wright said the City will be there as an entity to cover issues such as property maintenance and zoning, if applicable.

Fire Chief Fletcher presented pictures of our enhanced fire safety program, in which the Fire Department used Butler Township's fire safety house, a trailer which allows Fire Department members to give first hand visual demonstrations and training activities, such as crawling through non-toxic smoke and climbing out a window and using a fire safety ladder to escape. Fire Chief Fletcher stated the trailer is also used for weather preparedness training.

Police Chief Jerome reported the Brookville Police Department has handled 585 Reportable Incidents year-to-date, compared to 513 during this same time period last year. Citations are down 37 for a total of 423 Citations year to date. Officers made 160 Traffic Stops in September of 2013 compared to 126 Traffic Stops in September of 2012.

Police Chief Jerome reported the Police Department received a free radar unit valued at \$1,495 from the Ohio Department of Public Safety for participating in the 2012 "Click-It or Ticket-It Campaign".

Police Chief Jerome reported plans continue for the Ghostly Night Out Event on October 26, 2013.

Member Garber asked if we are still having traffic accidents attributed to the construction on I-70?

Fire Chief Fletcher responded that the accidents seemed to occur when the traffic pattern was altered. At the present time the traffic pattern is normal and we are not experiencing any accidents.

Manager Wright stated it is his understanding that the interstate traffic will be back to four lanes for the winter and will start up again next spring. Manager Wright stated the traffic light on Arlington at the overpass has not been installed yet as the mast arms have not come in yet.

Law Director Stephan had no report.

Member Garber asked about the limited load extension on the left side of a passenger vehicle that is referred to in the Codified Ordinance updates?

Fire Chief Fletcher stated it is probably in there to address ladder racks.

Law Director Stephan commented most of the traffic law changes are due to State Law changes that must be inserted into our Municipal Code.

Assistant Manager/Finance Director Keaton requested Council adopt proposed Resolution No. 13-13, which amends our 2013 Estimated Resources and Appropriations.

Motion by Apgar, second by Garber to read proposed Resolution No. 13-13. 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. 13-13 entitled "A RESOLUTION

AMENDING THE 2013 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.

Assistant Manager/Finance Director Keaton requested Council authorization to transfer \$10,000 from the General Fund to the Capital Improvement Fund for the completion of the RTA shelter.

Motion by Cantrell, second by Kirklin to authorize the transfer of \$10,000 from the General Fund to the Capital Improvement Fund. All yeas, motion carried.

Assistant Manager/Finance Director Keaton requested Council adopt proposed Ordinance No. 2013-09, which approves and adopts the 2013 Replacement Pages to our Codified Ordinances.

Motion by Duncan, second by Apgar to read proposed Ordinance No. 2013-09. All yeas, motion carried.

Motion by Duncan, second by Apgar to accept the first reading, dispense with the second and third reading and adopt Ordinance No. 2013-09 entitled “AN ORDINANCE TO APPROVE AND ADOPT CURRENT REPLACEMENT PAGES TO THE CODIFIED ORDINANCES, AND DECLARING IT AN EMERGENCY.” All yeas, motion carried.

Assistant Manager/Finance Director Keaton advised Park Board has recommended Council appoint Erich Haupt to fill the unexpired term of Park Trustee Gail Hudson beginning January 1, 2014.

Motion by Garber, second by Apgar to appoint Erich Haupt to fill the unexpired Park Trustee term of Gail Hudson beginning January 1, 2014. All yeas, motion carried.

Assistant Manager/Finance Director Keaton requested an Executive Session on a Personnel Matter to discuss the reappointment of various Board Members.

Mayor Seagraves advised Brookville Fourth Grade Teacher Mrs. Fultz applied for and received a Science Grant to purchase robotic arms for Brookville Schools. The matching grant required an existing 3M Company within the community to match the grant funds.

Brookville’s 3M Company, located in the Mosier Industrial Park, donated \$10,000 to make the grant a reality. Mayor Seagraves praised 3M and thanked them for stepping up with this generous donation.

Member Kirklin commented that her daughter is in Mrs. Fultz’s class and Mrs. Fultz is an amazingly talented teacher. Member Kirklin went on to say what Mrs. Fultz does is incredible and what she does to inspire those students is unmatched.

Mayor Seagraves wished everyone a safe and Happy Halloween and reminded everyone that Beggar’s Night is October 31, 2013 from 6:00 to 7:30 p.m.

Assistant Manager/Finance Director Keaton advised there is no Planning Commission Meeting on October 17, 2013 as there are no items for an Agenda.

There was no Old Business.

In New Business, Member Duncan commented he notices a lot of people run the stop sign at Arlington and Wolf Creek Streets. Member Duncan asked if stop ahead signs can be placed for both the north and southbound traffic?

Member Cantrell agreed.

Manager Wright advised Stop Ahead signs are not required within the City, but he will look at the possibility of installing them and will address any visibility issues.

Motion by Duncan, second by Apgar to go into Executive Session on a Real Estate Matter as requested by Manager Wright and a Personnel Matter to discuss the reappointment of various Board Members as requested by Assistant Manager/Finance Director Keaton. All yeas, motion carried.

Mayor Seagraves called Council back into Regular Session.

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

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Sonja M. Keaton, Clerk

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David E. Seagraves, Mayor