

BROOKVILLE CITY COUNCIL  
REGULAR MEETING  
January 6, 2015

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on January 6, 2015 in the Brookville 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 Cantrell, second by Kirklin to accept the December 16, 2014 Regular Meeting Minutes as presented. All yeas, motion carried.

Manager Wright presented a letter to ODOT, drafted at Council's request, regarding the intersection of Brookville Salem Road and State Route 49. Manager Wright requested Council signatures on the letter, which states that although this intersection is not within the City limits, we provide EMS services for the area and many of our citizens use this intersection on a regular basis. Manager Wright advised the letter further states that Council is concerned about the number of accidents that have occurred at this intersection over the years and urges ODOT to look at this intersection to see if anything can be done to improve the safety for motorists.

Mayor Seagraves reported he met with the Director of ODOT last week and was advised that ODOT has hired a firm to do a complete safety study starting with the exit ramp from Interstate 70 to State Route 49 all the way to the intersection of State Route 49 and State Route 40.

Member Duncan commented that the Brookville Star reported that Clay Township officials have met with ODOT several times regarding the safety issues at this intersection.

Manager Wright requested Council authorization to purchase a new Police vehicle to replace the SUV currently in our Police fleet. The vehicle will be purchased through Federal GSA or the State Department of Administrative Services (DAS), which are both a cooperative bidding process. Manager Wright stated he would like to order the vehicle by next week as the process is long and we may not take delivery until late spring or early summer. Manager Wright advised we budgeted \$37,700 to purchase a road ready vehicle, and he is requesting authorization to purchase a vehicle not to exceed this amount.

Motion by Apgar, second by Kirklin to authorize Manager Wright to purchase an SUV for the Police Department from GSA or DAS in an amount not to exceed \$37,700. All yeas, motion carried.

Manager Wright requested Council authorization to purchase a new pickup truck for the Service Department from GSA or DAS in an amount not to exceed \$20,000, which will replace a 1999 model currently in our fleet.

Motion by Apgar, second by Cantrell to authorize Manager Wright to purchase a pickup truck for the Service Department from GSA or DAS in an amount not to exceed \$20,000. All yeas, motion carried.

Manager Wright reported the Service Department repaired a water main break on Christmas Day and another water main break on the Saturday following Christmas.

Manager Wright reported the Service Department started plowing the streets around 4:00 a.m. this morning and had the roads cleared by 9:00 a.m. We did some salting throughout the day and the sun came out, resulting in black streets throughout the City.

Member Garber inquired whether the Service Department observed incidences of residents pushing snow back out into the street.

Manager Wright advised he did not see it nor did he hear any comments from the Service Department so it appears that publishing a notification to our residents regarding the new snow Ordinance was effective.

Manager Wright reported we used about 50 tons of salt for today's weather incident which is the average amount we use during a snow event. Manager Wright reported at this rate we have enough salt on hand to handle an additional 12 snow events, which he feels confident will cover this winter season.

Member Garber inquired how the Waste Water Treatment Plant Project is progressing?

Manager Wright reported the project has slowed down a bit due to the weather but it is still progressing on schedule.

Assistant Manager/Finance Director Keaton presented the December 31, 2014 Fund Balance for Council review and approval.

Motion by Cantrell, second by Apgar to approve the December 31, 2014 Fund Balance as presented. All yeas, motion carried.

Assistant Manager/Finance Director Keaton presented the 2014 Detail Trial Balance Report for Council Review.

Assistant Manager/Finance Director Keaton requested Council authorization to transfer \$50,000 into the Street M&R Fund and \$25,000 into the Park and Recreation Fund, which are portions of the transfers appropriated for in 2015.

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

Assistant Manager/Finance Director Keaton reported Member Apgar has indicated he would like to continue as Park Board Liaison for 2015 and requested Council approval of this appointment.

Motion by Duncan, second by Kirklin to appoint Member Apgar as Park Board Liaison for 2015. Garber yea, Letner yea, Kirklin yea, Apgar abstains, Duncan yea, Cantrell yea and Seagraves yea. Motion carried with six yeas and one abstention.

Assistant Manager/Finance Director Keaton requested Council approval to continue our membership with the Miami Valley Regional Planning Commission (MVRPC) for 2015, and to appoint Mayor Seagraves as Member and Manager Wright as Alternate to the MVRPC Board; and to appoint Manager Wright as Member and Mayor Seagraves as Alternate to the Technical Advisory Committee for 2015. Assistant Manager/Finance Director Keaton advised the dues are \$2,706.64, based on the 2010 census population figure and computed at forty-six cents per capita.

Motion by Duncan, second by Cantrell to continue our membership with the Miami Valley Regional Planning Commission (MVRPC) for 2015 with the annual dues of \$2,706.64; and to appoint Mayor Seagraves as Member and Manager Wright as Alternate to the MVRPC Board; and to appoint Manager Wright as Member and Mayor Seagraves as Alternate to the Technical Advisory Committee for 2015. Cantrell yea, Garber nay, Letner yea, Kirklin yea, Apgar yea, Duncan yea and Seagraves yea. Motion carried with six yeas and one nay.

Assistant Manager/Finance Director Keaton presented an itemized accounting from the Brookville Historical Society of the expenditures paid with the \$4,500 grant received from the City of Brookville in 2014. Assistant Manager/Finance Director Keaton advised the Brookville Historical Society is requesting a Grant for operating expenses in 2015.

Member Garber inquired how much money was budgeted for this Grant?

Assistant Manager/Finance Director Keaton replied we budgeted for \$4,500 but we could increase it to \$5,000.

Motion by Kirklin, second by Apgar to approve a \$5,000 Grant for the Brookville Historical Society for Operating Expenses for 2015. All yeas, motion carried.

Fire Chief Fletcher presented the Operations Report for December of 2014, which shows the Fire Department responded to 117 EMS and 23 Fire incidents in the month of December. Fire Chief Fletcher reported the Fire Department responded to 1,702 incidents, a new department record, during 2014. This is an increase of 149 incidents or 9% over 2013.

Fire Chief Fletcher reported weather related incidents have been slow but accidents have been picking up with our snow events.

Fire Chief Fletcher stated the Fire Department has responded to some electrical and furnace related activity and reminded everyone to maintain their furnace and be mindful of safety measures when using alternate heat sources.

Fire Chief Fletcher reported we have an informal agreement with Brookville Schools to use the school facility as a heating center in the event of an emergency.

Police Chief Jerome reported the Brookville Police Department has handled three Reportable incidents year-to-date, compared to five during this same time period last year; and 662 Reportable incidents in 2014 compared to 720 incidents in 2013. Police Chief Jerome reported Citations are up one for a total of nine Citations year-to-date. The Brookville Police Department issued 552 Citations in 2014, an increase of 20 Citations over 2013. The Brookville Police Department made 136 traffic stops during the month of December, which is a decrease of 34 traffic stops over this same time period last year and a decrease of 100 Traffic Stops from 2013.

Law Director Stephan had no report but requested an Executive Session on a Personnel Matter.

Mayor Seagraves stated he missed the last Council Meeting of 2014, but wanted to thank Council for their hard work and continued service to the City of Brookville. Mayor Seagraves commented the City is blessed with a wonderful staff and thanked them for making Council's job much easier.

Mayor Seagraves wished all of our citizens a Happy New Year.

Mayor Seagraves invited all to attend his Annual Prayer Breakfast at K's Restaurant on Thursday, January 8, 2015 at 7:30 a.m.

There was no Old Business.

There was no New Business.

Motion by Cantrell, second by Kirklin to recess the Regular Meeting of Council for a Public Hearing. All yeas, motion carried.

Assistant Manager/Finance Director Keaton announced the Public Hearing tonight is to consider the adoption of proposed Ordinance No. 2014-13 that considers amending Section 1139.02(b) Special Uses in the Highway Service (HS) District and Section 1169.04(l) to include Wireless Telecommunication Facilities as a Special Use in the Highway Service (HS) District.

A Legal Notice was published in the December 17 and 24 edition of the Brookville Star and on the City's website advising of this Public Hearing. The City Office did not receive any telephone calls nor did anyone come into the City Office to review the Ordinance.

Assistant Manager/Finance Director Keaton asked if any Council Member needs to abstain from participating in the Public Hearing?

No Council Member indicated the need to abstain.

Law Director Stephan reported that proposed Ordinance No. 2014-13 proposes to amend the Highway Service (HS) to include Wireless Telecommunication Facilities as a Special Use in that District. The proposed Ordinance also amends Section 1169.04(1) to include Highway Service District in the construction standards for Wireless Telecommunication Districts. The proposed Ordinance does not make any other changes or amendments to the recently adopted regulations for Wireless Telecommunication Facilities. Law Director Stephan stated the proposed change arose from a discussion at the December Planning Commission Meeting where a presentation was made regarding the location of a cell tower at the Brookville Rental property located on West Upper Lewisburg Salem Road, which is currently zoned Highway Service. Under our current Code a cell tower would not be permitted on that property because it is only permitted in I-1, I-2 and Industrial Planned Districts. Law Director Stephan advised that City Staff did recommend that Planning Commission consider allowing Wireless Telecommunication Facilities in Highway Service as a Special Use and in turn Planning Commission requested that an Ordinance be prepared and submitted to Council to include Wireless Telecommunication Facilities as a Special Use in Highway Service and to hold a Public Hearing to obtain public comment.

Assistant Manager/Finance Director Keaton advised if there are no questions or public comments from the audience, the Mayor will entertain a motion to close the Public Hearing.

Motion by Cantrell, second by Kirklin to close the Public Hearing. All yeas, motion carried.

Motion by Duncan, second by Apgar to go into Executive Session on a Personnel Matter as requested by Law Director Stephan. All yeas, motion carried.

Mayor Seagraves called Council back into Regular Session.

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

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Sonja M. Keaton, Clerk

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David E. Seagraves, Mayor