

BROOKVILLE CITY COUNCIL  
REGULAR MEETING  
February 5, 2008

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on February 5, 2008 in the City Council Chambers. The pledge of allegiance was recited. Members Cantrell, Duncan, Garber, Letner and Reel; Manager Wright, Assistant Manager Sewert, Fire Chief Nickel, Police Chief Preston, Law Director Stephan and Director of Finance/Clerk Keaton were present. Member Ullery was absent.

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

Motion by Reel, second by Duncan to accept the January 15, 2008 Regular Meeting Minutes as presented. All yeas, motion carried.

Garnett Buckley, of 31 March Avenue, inquired about the article that recently appeared in the Brookville Star about the 4-WAY signage at the intersection of Wolf Creek, Western and Market.

Manager Wright stated that intersection has always been a 4-way stop. Manager Wright stated the City placed "4-WAY" signs below the stop signs on Western, Wolf Creek and Market Street to make people more aware that is a 4-way stop.

Ron Marlow, owner of Alpha & Omega Towing, commented he was present tonight to ask questions on towing. Mr. Marlow stated Brookville Police used to call him a lot for towing services, but he has not received a call for about six months and he wanted to know why. Mr. Marlow commented that he is the only AAA towing company in this surrounding area.

Police Chief Preston stated the calls probably stopped due to the Brookville Dispatch Center closing last summer. We now contract our dispatch services through the Montgomery County Sheriff. Police Chief Preston stated the Montgomery County Dispatch Center will call towing companies from their list if a AAA towing company is requested.

Police Chief Preston stated he will contact the Supervisor of the Montgomery County Dispatch Center to discuss Mr. Marlow's concern, but stated Mr. Marlow should also give the Supervisor a call if he would like to be added to that list.

Manager Wright commented if an individual requests a specific tow company, then that tow company will be contacted if possible.

Manager Wright requested approval to advertise for bids for a new rear loading refuse packer truck, to replace an existing refuse truck.

Motion by Garber, second by Cantrell to allow Manager Wright to advertise for bids for a rear loading refuse packer truck, to replace an existing refuse truck. All yeas, motion carried.

Manager Wright reported a Contingency Plan for Emergency Water Operations was recently prepared in accordance with the rules and regulations of the Ohio EPA, which hopefully we will never have to use. Manager Wright stated the purpose of the plan is to shorten reaction time during emergency conditions that may have an impact on the safety and/or integrity of the water system. Manager Wright requested Council approval to endorse the Emergency Water Operations Contingency Plan. Manager Wright stated this Contingency Plan will become a permanent file for the City.

Motion by Reel, second by Cantrell to endorse the Emergency Water Operations Contingency Plan as prepared, presented and recommended by Manager Wright. All yeas, motion carried.

Manager Wright thanked Assistant Manager Sewert and Service Department Superintendent Ron Brandt for their assistance in getting this Plan done.

Manager Wright reported the City recently closed on the property along E. Upper Lewisburg-Salem Road for a proposed new fire station, which Council approved last year.

Manager Wright reported he has been researching additional methods of disposing of surplus property, namely online auctions. Manager Wright stated he is interested in placing the old fire tanker and possibly three additional vehicles, over the next few months, on an online auction site named GovDeals. Manager Wright reported GovDeals is a nationwide online auction company where both public entities and/or private individuals can bid on items. Numerous public entities, including Montgomery County, have used GovDeals to sell their surplus property.

Motion by Duncan, second by Garber to read proposed Resolution No.08-03. All yeas, motion carried.

Motion by Duncan, second by Reel to accept the first reading, dispense with the second and third reading and adopt Resolution No. 08-03 entitled "A RESOLUTION AUTHORIZING THE CITY MANAGER TO DISPOSE OF SURPLUS PROPERTY EITHER AT A PUBLIC AUCTION, A PRIVATE SALE, OR BY INTERNET AUCTION, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Manager Wright stated we have been very fortunate this winter in that we have had very few water main breaks. We recently experienced two water main breaks, due to freezing and thawing weather. Manager Wright asked the citizens to be patient if a water main break occurs in their neighborhood.

Manager Wright, on behalf of Mayor Seagraves, Council and the City, presented former Council Member Rhonda Risner Hanos a desk clock as a token of our appreciation for representing the citizens of Brookville on Council.

Fire Chief Nickel presented the Brookville Fire Department Monthly Activity Report for the year 2007. The report indicates fire runs for the year totaled 292 and ambulance runs totaled 1,212 for a combined total of 1,504 runs.

Fire Chief Nickel reported he will be conducting numerous inspections for the Payless project this week.

Fire Chief Nickel reported the flu and upper respiratory illness has hit this area very hard, which in turn has increased their medic runs for the month of January.

Fire Chief Nickel reported training on the new fire tanker is almost complete. The radios are being installed at this time. The new fire tanker should be in service next week.

Police Chief Preston presented the Brookville Police Department Call Analysis for January 2008 and the Incident Log from January 15 to February 4. Police Chief Preston reported the Brookville Police Department responded to 175 Priority 1 calls, 321 Priority 2 calls and 133 Priority 3 calls during January. The Brookville Police Department handled a total of 629 calls during January, which was an increase of 84 calls compared to this same time last year. Total reportable incidents are up 19, or 54.2% from this same time last year.

Police Chief Preston announced one of our full-time Patrol Officers, Joe Cox, was recently hired by the Montgomery County Sheriff. With this move, a part-time Officer, Adam Lyons, has moved into the full-time position.

Police Chief Preston announced the Brookville Police Department is offering, free of charge, a female self-defense training class. This class is open to any female age 18 and over. Police Chief Preston stated 16 and 17 year olds can participate, if a parent attends the class. The classes will be conducted on Mondays beginning March 10 and ending on April 14 from 7:00 to 8:30 p.m.

Law Director Stephan had no report.

Finance Director/Clerk Keaton presented the January 31, 2008 Fund Balance for review and approval.

Motion by Duncan, second by Reel to approve the January 31, 2008 Fund Balance as presented. All yeas, motion carried.

Finance Director/Clerk Keaton announced the City of Vandalia will once again have representatives at our City Building on Friday, April 4 from 8:00 a.m. to 4:30 p.m. and again on Saturday, April 5 from 8:00 a.m. to noon to assist our residents with the preparation of their local tax return. This service is free of charge to our residents.

Finance Director/Clerk Keaton announced Council should have a copy of a summary of the Christmas Lights Account, including an inventory list. This report is from October 4, 2007 through January 22, 2008.

Finance Director/Clerk Keaton requested an Executive Session on Contract Negotiations.

Mayor Seagraves reported he, Manager Wright and Assistant Manager Sewert recently met with an individual who is heading the levy campaign for Sinclair Community College. The proposed Resolution, which is in front of Council tonight, supports the passage of the Sinclair Community College levy at the March 4, 2008 elections. Mayor Seagraves stated this levy is for 10 years. Mayor Seagraves indicated Sinclair Community College is one of the top three community colleges in the United States.

Motion by Garber, second by Letner to read proposed Resolution No. 08-02. All yeas, motion carried.

Motion by Duncan, second by Garber to accept the first reading, dispense with the second and third reading and adopt Resolution No. 08-02 entitled "A RESOLUTION SUPPORTING PASSAGE OF THE SINCLAIR COMMUNITY COLLEGE 2.5 REPLACEMENT PLUS 0.7 MILL LEVY AT THE MARCH 4, 2008 ELECTIONS, AND DECLARING IT AN EMERGENCY." Garber yea, Letner yea, Reel nay, Duncan yea, Cantrell yea and Seagraves yea. Motion carried with five yeas and one nay.

Member Reel stated he cannot place his support behind another school levy when our own school levy is out there still to be passed.

Assistant Manager Sewert reported the Chamber of Commerce will be holding their General Meeting on February 21 at 5:30 p.m. at Hip-Stirs Coffee House, and Council is invited to attend. Mayor Seagraves will be presenting his State of the City 2007 in Review.

Motion by Duncan, second by Garber to read proposed Ordinance No. 2007-24. All yeas, motion carried.

Motion by Reel, second by Duncan to accept the third reading and adopt Ordinance No. 2007-24 entitled "AN ORDINANCE PROHIBITING RESIDING IN OR OCCUPYING MOBILE HOMES, MOTOR HOMES, RECREATIONAL VEHICLES AND TRAILERS WHILE PARKED ON PUBLIC STREETS IN THE CITY OF BROOKVILLE, OHIO." All yeas, motion carried.

Motion by Duncan, second by Garber to read proposed Ordinance No. 2008-01. All yeas, motion carried.

Motion by Reel, second by Duncan to accept the first reading, dispense with the second and third reading and adopt Ordinance No. 2008-01 entitled "AN ORDINANCE LEVYING ASSESSMENTS FOR THE CUTTING AND REMOVAL OF WEEDS, VINES, GRASS AND/OR OTHER VEGETATION DURING THE YEAR 2007 IN THE CITY OF BROOKVILLE, OHIO, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Motion by Garber, second by Cantrell to read proposed Ordinance No. 2008-02. All yeas, motion carried.

Motion by Duncan, second by Cantrell to accept the first reading of proposed Ordinance No. 2008-02. All yeas, motion carried.

In New Business, Manager Wright reported he and Mayor Seagraves recently attended an open house at the Montgomery County Treasurer's Office. Manager Wright reported the Tax Lien Certificate Sale is an important tool that the Treasurer's office uses to collect delinquent taxes. Through the Tax Lien Certificate Sale over the last three years, the Treasurer's office has been able to collect a significant amount of delinquent taxes for both the City and the Brookville School District.

Member Reel commented that he read in the Planning Commission Minutes that a company bought several BP stations and inquired on the status of our former BP station.

Assistant Manger Sewert stated an article appeared in the Dayton Business Journal that indicated the 32 BP sites in the Dayton/Springfield area have been purchased by Giant Oil out of Tampa, Florida. Assistant Manager Sewert stated Law Director Stephan checked at Montgomery County, and the BP site in Brookville was purchased by this company. At this time we have not received any plans, but we do have contact information for property maintenance issues, should they arise this year.

Member Duncan stated in response to the Letter to the Editor that appeared in the Brookville Star, as long as he has been on Council, Council has tried to do something in the downtown area each year. Member Duncan stated the Chamber of Commerce involves the downtown businesses with their annual spring fling, the Brookville Fire Department holds their annual Fire Prevention activities in the downtown area; in fact Council in 2004 amended the Community Reinvestment Area #1 to include the Community Center Zoning District, which includes the downtown area from Wolf Creek Street to the bikeway, to encourage improvements to all businesses in this area. Several street reconstruction projects have been done over the years to attract business and people to the downtown area.

Mayor Seagraves stated several years ago, the Miami Valley Regional Planning Commission and the City of Brookville hosted a Walkable Communities Workshop. This Workshop focused on finding ways to bring traffic from the bike trail to downtown along with the commercial district on Arlington Road.

Motion by Duncan, second by Garber to go into Executive Session on a Contract Negotiation Matter as requested by Finance Director/Clerk Keaton. All yeas, motion carried.

Mayor Seagraves called Council back into Regular Session.

Finance Director/Clerk Keaton announced the City and the Brookville Police Union, Ohio Patrolmen's Benevolent Association, recently went to Factfinding on the Police Union Contract that expired on December 31, 2007. Finance Director/Clerk Keaton reported the FactFinder has issued her report, and it is her recommendation that Council accept the Factfinders report.

Motion by Duncan, second by Garber to accept the Factfinders report on Ohio SERB Case No. 07-MED-10-1050. All yeas, motion carried.

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