

BROOKVILLE CITY COUNCIL
REGULAR MEETING
March 4, 2008

The Regular Meeting of the Brookville City Council was called to order by Mayor Seagraves at 7:30 p.m. on March 4, 2008 in the City Council Chambers. The pledge of allegiance was recited. Members Cantrell, Garber, Letner, Reel and Ullery; Manager Wright, Assistant Manager Sewert, Fire Chief Nickel, Police Chief Preston, Law Director Stephan and Director of Finance/Clerk Keaton were present. Member Duncan was absent.

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

Motion by Reel, second by Garber to accept the February 19, 2008 Regular Meeting Minutes as presented. All yeas, motion carried.

Ron Marlow, owner of Alpha & Omega Towing, commented he was present tonight to thank Police Chief Preston for his prompt follow through on contacting the Supervisor of the Montgomery County Dispatch Center to express Mr. Marlow's concern on not being called on for AAA towing service. Mr. Marlow indicated he did speak with the Supervisor of the Montgomery County Dispatch Center and he indicated they have a protocol to follow, when a driver requests a AAA tow.

Chief Preston stated he has issued a Memorandum to his Patrol Officers if a driver in the City requests a AAA tow, they will be given Mr. Marlow's telephone number if they wish to call him.

Manager Wright reported the Fire Pumper/Tanker has been listed on GovDeals, and to date is doing quite well. The auction has received 38 bids to date, and the bidding ends late next week.

Manager Wright reported new carpet and tile has been installed in the majority of the City building. The front office will have new carpet installed later this month.

Manager Wright reported bids were opened on the rear loading refuse packer last week, and we received two bids. Manager Wright stated the bids were from McNeilus Truck Company in the amount of \$79,777 and the other bid was from Best Equipment Company in the amount of \$65,185. Manager Wright commented the McNeilus and Loadmaster packers are very similar. Manager Wright stated he has seen a demonstration on the McNeilus packer but he has not seen a demonstration on the Loadmaster. Best Equipment has a Loadmaster packer that will be available for a demonstration later this week. Manager Wright requested Council accept the bid from Best Equipment Company, contingent on this review and approval of the Loadmaster packer. Manager Wright stated the chassis for the packer needs to be ordered by March 31 as that is the last day to order the chassis through the State of Ohio.

Motion by Garber, second by Ullery to accept the bid from Best Equipment Company for a Loadmaster rear loading refuse packer in the amount of \$65,185 contingent on Manager Wright's viewing the demonstration, inspection and approval of the Loadmaster packer. All yeas, motion carried.

Manager Wright reported the City has not experienced any major problems with the salt supply this year.

Mayor Seagraves stated hats off to the Service Department on their snow removal efforts this year.

Fire Chief Nickel introduced and recognized Tasha Longyear as "EMS of the Year" and Dan Wolfe as "Firefighter of the Year." Fire Chief Nickel stated Tasha and Dan joined the local department in 2005. Tasha responded to 261 medic call and nine fire calls in 2007 and Dan responded to 249 medic calls and 74 fire calls. Fire Chief Nickel commented Dan started as a Cadet with the Brookville Fire Department.

Fire Chief Nickel reported the Brookville Fire Department responded to a pond at Sycamore State Park on a false ice incident on Sunday after someone spotted boots and a sled atop the

frozen water with a broken path through the ice. Fire Chief Nickel stated everyone worked in a quick manner and thanked Perry Township Police for their assistance in determining that someone had fallen through the ice the previous day and they were uninjured. Fire Chief Nickel stated this provided for a good training exercise for the Fire Department.

Member Letner inquired the life expectancy of a smoke detector.

Fire Chief Nickel responded the life expectancy of a smoke detector is five to seven years. Fire Chief Nickel reminded everyone to change their detector batteries this weekend when we move our clocks ahead.

Police Chief Preston presented the Brookville Police Department Incident Log from February 19 to March 3. Police Chief Preston reported there were 24 news cases for investigation with 19 of those closed out and five pending further investigation.

Police Chief Preston announced on February 27 the Brookville Police Department arrested an individual and charged him with five counts of rape of a child under the age of 10, which is a first degree felony for each count. The individual is being held in the Montgomery County Jail on a \$1 million bond.

Law Director Stephan reported proposed Ordinance No. 2008-03, which is before Council tonight for a first reading, rezones six lots in the Golden Gate Estates Subdivision. Law Director Stephan stated the Developer has requested to withdraw his plan of duplexes and revert back to the former zoning of R-1B, Urban Residential, to construct single family homes as proposed under the Golden Gate Estates, Section Three Plat. Law Director Stephan indicated the Golden Gate Estates, Section Three is what is recorded at Montgomery County. Law Director Stephan stated this was before Planning Commission and they have directed him to prepare an Ordinance for the rezoning of these six lots.

Motion by Reel, second by Garber to read proposed Ordinance No. 2008-03. All yeas, motion carried.

Motion by Reel, second by Garber to accept the first reading of proposed Ordinance No. 2008-03. All yeas, motion carried.

Mayor Seagraves set a Public Hearing on proposed Ordinance No. 2008-03 for April 1, 2008 at 8:00 p.m.

Law Director Stephan requested an Executive Session on Contract Negotiations.

Finance Director/Clerk Keaton presented the February 29, 2008 Fund Balance for Council review and approval.

Motion by Garber, second by Cantrell to approve the February 29, 2008 Fund Balance as presented. All yeas, motion carried.

Finance Director/Clerk Keaton announced Park Board and the City will be holding their 8th Annual Community Park Cleanup Day at Golden Gate, Westbrook and Ward parks on Saturday, March 15 from 10:00 a.m. to 1:00 p.m. with hot dogs and refreshments served at Shelter #3 at 1:00 p.m.

Mayor Seagraves had no report.

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

Motion by Reel, second by Cantrell to accept the third reading and adopt Ordinance No. 2008-02 entitled "AN ORDINANCE AMENDING THE CODE OF ORDINANCES PART 9, TITLE 3 AND 5, SECTION 931.20 (e), SECTION 935.14 (j) AND SECTION 957.06 (e) IN THE CITY OF BROOKVILLE, OHIO." All yeas, motion carried.

Motion by Reel, second by Cantrell to read proposed Resolution No. 08-04 through proposed Resolution No. 08-11. All yeas, motion carried.

Motion by Reel, second by Garber to accept the first reading, dispense with the second and third reading and adopt Resolution No. 08-04 entitled "A RESOLUTION ESTABLISHING A NEW WAGE SCALE FOR CITY EMPLOYEES AND DECLARING IT AN EMERGENCY."; Resolution No. 08-05 entitled "A RESOLUTION ESTABLISHING THE COMPENSATION OF THE CITY MANAGER, AND DECLARING IT AN EMERGENCY."; Resolution No. 08-06 entitled "A RESOLUTION ESTABLISHING THE COMPENSATION OF THE ASSISTANT CITY MANAGER, AND DECLARING IT AN EMERGENCY."; Resolution No. 08-7 entitled "A RESOLUTION ESTABLISHING THE COMPENSATION OF THE DIRECTOR OF FINANCE/CLERK OF COUNCIL, AND DECLARING IT AN EMERGENCY."; Resolution No. 08-08 entitled "A RESOLUTION ESTABLISHING THE COMPENSATION OF THE DIRECTOR OF FIRE, AND DECLARING IT AN EMERGENCY."; Resolution No. 08-09 entitled "A RESOLUTION ESTABLISHING THE COMPENSATION OF THE DIRECTOR OF POLICE, AND DECLARING IT AN EMERGENCY."; Resolution No. 08-10 entitled "A RESOLUTION ESTABLISHING THE COMPENSATION OF THE DIRECTOR OF LAW, AND DECLARING IT AN EMERGENCY."; and Resolution No. 08-11 entitled "A RESOLUTION ESTABLISHING A NEW WAGE SCALE FOR PART-TIME, PAID-ON-CALL, SEASONAL AND/OR TEMPORARY CITY EMPLOYEES AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Motion by Garber, second by Ullery to read proposed Resolution No. 08-12. All yeas, motion carried.

Manager Wright stated Council adopted a Resolution last year that set the dispatching rates with the Montgomery County Sheriff for a three-year period. This proposed Resolution authorizes him to enter into a long-term agreement for dispatching services in a consolidated emergency communications center. Manager Wright commented the Montgomery County Commissioners has asked for this resolution from all participants.

Motion by Reel, second by Cantrell to accept the first reading, dispense with the second and third reading and adopt Resolution No. 08-12 entitled "A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND EXECUTE AN AGREEMENT WITH THE BOARD OF COUNTY COMMISSIONERS OF MONTGOMERY COUNTY, OHIO TO PROVIDE EMERGENCY DISPATCH SERVICES IN A CONSOLIDATED EMERGENCY COMMUNICATIONS CENTER AS OPERATED BY THE MONTGOMERY COUNTY SHERIFF, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Motion by Garber, second by Ullery to go into Executive Session as requested by Law Director Stephan on a Contract Negotiation Matter. All yeas, motion carried.

Mayor Seagraves called Council back into Regular Session.

Motion by Ullery, second by Reel to adjourn. All yeas, motion carried.

Sonja M. Keaton, Clerk

David E. Seagraves, Mayor