

Brookville City Council
Regular Meeting
July 16, 2019

The Regular Meeting of the Brookville City Council was called to order by Mayor Letner at 7:30 p.m. on July 16, 2019 in the Brookville Council Chambers. The Pledge of Allegiance was recited. Members Crane, Fowler, Schreier, Swabb, Wilder, and Zimmerlin; Acting City Manager/Finance Director Keaton, Law Director Stephan, Fire Chief Fletcher, Police Chief Jerome and Clerk Wheeler were present.

Roll Call by Clerk Wheeler.

Motion by Zimmerlin, second by Schreier to approve the Agenda as presented. All yeas, motion carried.

Motion by Zimmerlin, second by Swabb to approve the Regular Council Meeting Minutes of July 2, 2019. All yeas, motion carried.

Acting City Manager/Finance Director Keaton reported the Southwest Ohio Purchasers for Government (SWOP4G) recently opened the 2019/2020 Rock Salt Bids and the lowest bidder for Brookville was Cargill, Inc. at a cost of \$85.12 per ton, delivered price. She informed this is the same cost per ton that we paid last year. She requested Council approve the 2019/2020 Rock Salt Bid for the purchase of 500 tons at a cost of \$85.12 per ton from Cargill, Inc.

Mayor Letner asked how many tons of salt we used last year?

Service Superintendent Homan informed last year approximately 450 tons were used. He stated he does not anticipate using any more than that this next year. He stated last winter was very long and drawn out.

Motion by Fowler, second by Crane to approve the 2019/2020 Rock Salt Bid for the purchase of 500 tons at a cost of \$85.12 per ton from Cargill, Inc. All yeas, motion carried.

Acting City Manager/Finance Director Keaton requested Council accept the first reading of proposed Resolution No. 19-14. She informed proposed Resolution No. 19-14 authorizes the City of Brookville to prepare and submit an application to participate in the Ohio Public Works Commission State Capital Improvement and or Local Transportation Improvement Program. The application deadline is August 21, 2019. She informed this project will be the first phase of the reconstruction of Hay Avenue between Wolf Creek and Maple Streets, which includes the replacement of the existing 4" waterline with an 8" waterline, replacement of the existing street, storm, curb, gutter and sidewalk. She described the street, curb, gutter and sidewalk are currently in poor condition. She stated by dividing this project into four phases we should score better on our grant application.

Mayor Letner stated Hay Avenue is in desperate need of an upgrade.

Member Zimmerlin asked if the property owners will be assessed for the curb and sidewalks on Hay Avenue?

Acting City Manager/Finance Director Keaton stated yes.

Motion by Swabb, second by Crane to read proposed Resolution No. 19-14. All yeas, motion carried.

Motion by Schreier, second by Zimmerlin to accept the first reading of proposed Resolution No. 19-14 entitled, "A RESOLUTION AUTHORIZING THE CITY OF BROOKVILLE TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT PROGRAM AND TO EXECUTE CONTRACTS AS REQUIRED." All yeas, motion carried.

Acting City Manager/Finance Director Keaton reported she received a letter last week from Rumpke that indicated they would be charging an additional \$0.09 per unit per month on their invoices due to the increase in gas tax that began on July 1. She informed based on our June invoice that would be an additional \$204 per month. She requested Council approval for her to sign the amendment to our contract with Rumpke. She stated there is a provision in our current contract to allow Rumpke to do this because of a governmental fee increase, such as the gas tax.

Member Fowler asked how much our rate has gone up since our initial contract was signed with Rumpke?

Acting City Manager/Finance Director Keaton informed this is the first rate adjustment since we signed with Rumpke.

Motion by Zimmerlin, second by Fowler to authorize the Acting City Manager/Finance Director to sign an amendment to our contract with Rumpke for an additional \$0.09 per unit per month charge due to the increase in gas tax beginning July 1, 2019. All yeas, motion carried.

Acting City Manager/Finance Director Keaton informed she provided Council with a copy of an article found on the Public Utilities Commission of Ohio (PUCO) website, where they announced last August that they approved a plan to implement the new 326 area code. She informed the 326 area code will overlay the existing 937 area code, which is expected to run out of available phone numbers in 2020. She stated mandatory 10 or 11-digit dialing for all local calls will begin on February 8, 2020 and the new 326 area code will take effect on March 8, 2020.

Acting City Manager/Finance Director Keaton provided a Service Department update. She informed the fountain at Gateway Park is now working; the pedestrian bridge at Golden Gate Park is open; four trees were removed in Golden Gate Park; and the bridge on North Wolf Creek at Main Street was recently painted.

Acting City Manager/Finance Director Keaton informed the City recently submitted a Hazard Mitigation Grant Pre-Application for 320 South Wolf Creek Street. She reminded the President declared a major disaster for the State of Ohio as the result of flooding in February 2019. She explained this application is similar to the one that was submitted in March for 306-312 South Wolf Creek Street. She informed the State Hazard Mitigation Team will meet in mid-July to prioritize the pre-applications.

Acting City Manager/Finance Director Keaton informed the Governor has asked FEMA for an addendum to the ongoing disaster declaration. She stated if the request is granted, five Ohio counties, including Montgomery, will be eligible for federal funds for eligible response and recovery efforts including debris removal, emergency protective measures and damaged infrastructure.

Acting City Manager/Finance Director Keaton reminded the Annual Community Picnic is July 25-27.

Member Fowler asked if there has been any update on the progress of the work being done on the school roof?

Acting City Manager/Finance Director Keaton stated she hasn't heard anything recently, but she will follow up with the School Superintendent to see how it's going.

Fire Chief Fletcher reported the Department of Public Health has issued a warning of extreme heat expected this weekend. He stated the Fire Department will do the opposite of what they do in cold temperatures and will open a cooling center for anyone as needed this weekend.

Fire Chief Fletcher informed the Fire Department is working on fire hydrant preventative maintenance. He stated they will coordinate this project with the Service Department. He informed the fire hydrant maintenance project is about 60 days behind. He stated the tornado affected their whole schedule of routine maintenance projects.

Fire Chief Fletcher reported the Tornado Relief Committee has dispersed approximately \$11,000 of donated funds to tornado victims. He stated the program is going well. He encouraged anyone affected by the tornado to fill out an assistance form. He informed the Committee has discussed a possible end date of sometime in August.

Member Zimmerlin asked if the K's Restaurant building will be repaired?

Fire Chief Fletcher stated he would imagine they would rebuild. He stated there was significant damage to the building, but it should be repairable. He informed our first on-duty crew was actually on another fire in old Clayton when the call at K's came in. He stated with the help of our 2nd on-duty crew, personnel who responded off-duty and some mutual aid, a response to K's was made. He informed some of the mutual aid crews who are normally quick to back us up were on the first fire also. He stated the Fire Department is always appreciative to our mutual aid, which is why we are always so quick to help others. Chief Fletcher stated he sees no aspect of the call that was affected by our first on-duty crew being out of town.

Mayor Letner asked if there were really patrons inside the restaurant who wanted to box their food before evacuating?

Fire Chief Fletcher informed the true first responders are typically dispatchers and the dispatcher was the first one to advise that everyone should evacuate the restaurant even though some people inside the building didn't even realize the building was on fire. He stated that is common in buildings when the fire starts in an attic or inside the walls. He stated when people don't think there is a fire just because there isn't anything where they are or that they can physically see, that becomes dangerous.

Police Chief Jerome reported the Brookville Police Department handled 379 Incidents year-to-date, compared to 329 during this same time last year. Police Chief Jerome reported Citations were down a total of 52 Citations year-to-date, for a total of 257 Citations issued year-to-date. There were 170 traffic stops for June compared to 205 during June 2018.

Police Chief Jerome informed a Police Test will be given in August. He stated some personnel need to be replaced because there have been some departures.

Police Chief Jerome reported he met with the Judge last Friday and one thing discussed was stiffer penalties for distracted drivers passing school buses. He informed the Police Department will do a public service announcement with the Judge, SRO and the schools in August. He stated there is zero tolerance for cars passing a school bus with a stop sign out.

Member Fowler asked if our school buses have dash cams?

Police Chief Jerome informed the buses do not, there are cameras on the inside though. He stated the drivers usually do a good job of documenting violations. He stated he will double check with the Superintendent if additional cameras will be placed on the buses.

Member Wilder asked if an increase in accidents have occurred on Route 49 because of the current construction?

Fire Chief Fletcher informed there have been a few accidents recently, but he wouldn't say an increase, no more accidents than usual.

Law Director Stephan advised Council has received a brief memorandum from him explaining the items listed under New Business tonight in order to appoint Sonja Keaton as City Manager.

Motion by Zimmerlin, second by Fowler to read proposed Resolution No. 19-13. All yeas, motion carried.

Motion by Fowler, second by Schreier to accept the first reading, dispense with the second and third readings and adopt Resolution No. 19-13 entitled, "A RESOLUTION NAMING SONJA M. KEATON CITY MANAGER AND ESTABLISHING THE COMPENSATION FOR THIS POSITION, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Law Director Stephan stated he would like to note this appointment would take effect July 21, 2019.

Motion by Schreier, second by Zimmerlin to approve an Employment Agreement with Sonja M. Keaton for the position of City Manager. All yeas, motion carried.

Motion by Fowler, second by Wilder to appoint Sonja M. Keaton as Interim Finance Director effective July 21, 2019. All yeas, motion carried.

Law Director Stephan advised the purpose of this motion is to be in compliance with the Charter as the permanent City Manager cannot also act as the permanent Finance Director or Law Director.

Law Director Stephan requested a motion to advertise the open position of Finance Director. He informed Council has been provided a copy of the advertisement for the open position.

Motion by Fowler, second by Zimmerlin to advertise for the position of Finance Director. All yeas, motion carried.

Member Wilder asked for an update on the BP station?

Law Director Stephan informed the permits were approved and the project should be moving forward. He stated the biggest factor is that all the plans have been approved.

Mayor Letner informed he and Acting City Manager Keaton met with Congressman Mike Turner last week. He informed they toured the tornado hit areas and their conversation stayed mainly on that task. He informed they only briefly discussed the Dayton water issues, but not in depth. He stated Congressman Turner was very attentive and asked about our needs.

Mayor Letner informed he recently participated in a tornado relief event held at Five Rivers Metro Park last weekend, where he briefly spoke on behalf of the City. He stated he received a lot of positive feedback from people who were there on what we did and how we represented ourselves.

Mayor Letner encouraged everyone to get out to the Community Picnic this year. He stated everyone needs a break and a chance to catch their breath since the tornado two months ago. He stated he hopes everyone will take a break and enjoy the Picnic.

In Old Business,

Motion by Zimmerlin, second by Schreier to read proposed Resolution No. 19-10. All yeas, motion carried.

Motion by Schreier, second by Fowler to accept the third reading of proposed Resolution No. 19-10 entitled, "A RESOLUTION AUTHORIZING THE ACTING CITY MANAGER TO ENTER INTO AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE STP PROJECT AT ARLINGTON ROAD AND UPPER LEWISBURG SALEM ROAD." All yeas, motion carried.

Law Director Stephan requested a motion by Council to amend proposed Ordinance No. 2019-02 to reduce the user fees. He informed as Council requested at the last Council Meeting, the user fees in the Ordinance have been reduced by half.

Motion by Schreier, second by Zimmerlin to amend proposed Ordinance No. 2019-02 to reduce the user fees. All yeas, motion carried.

Motion by Zimmerlin, second by Fowler to read proposed Ordinance No. 2019-02. All yeas, motion carried.

Motion by Fowler, second by Swabb to accept the second reading of proposed Ordinance No. 2019-02 entitled, "AN ORDINANCE ESTABLISHING A STORM WATER MANAGEMENT UTILITY IN THE CITY OF BROOKVILLE, OHIO." All yeas, motion carried.

Acting City Manager/Finance Director Keaton provided Council a packet of information on Stormwater Management. She informed the packet includes examples of stormwater expenditures.

In New Business,

Member Fowler informed the Brookville Soccer Association Parade is scheduled for Saturday, August 24, 2019.

Mayor Letner asked if both Chiefs are okay with the parade route?

Police Chief Jerome stated yes, the route is the same as last year.

Motion by Swabb, second by Crane to approve the Brookville Soccer Association Parade on August 24, 2019. Member Fowler abstained. Motion carried with 6 yeas and 1 abstention.

Police Chief Jerome reminded candy throwing is prohibited during parades.

Member Fowler, Park Board Liaison reported Park Board has been busy with the pedestrian bridge in Golden Gate Park and it has now been painted. He informed the volleyball court will be getting some new sand. He reported the Special Wish Car Show in June raised \$5,000 and had 140 cars show up. He stated the park has been busy and Park Board is doing a great job.

Mayor Letner stated the bridge really does look great.

Member Schreier informed Planning Commission has an upcoming meeting on July 18.

Bonnie Cordes, of the Brookville Park Board, stated she wanted to thank everyone who came out to help paint the bridge, it was a very neat community event.

Mayor Letner stated it is amazing the people that come together for a good cause.

Motion by Fowler, second by Wilder to adjourn. All yeas, motion carried.



Meghan Wheeler, Clerk



Charles Letner, Mayor