



CITY COUNCIL MEETING
Tuesday, July 16, 2019, 7:30 PM
CITY HALL
301 SYCAMORE STREET, BROOKVILLE, OHIO 45309
(937) 833-2135
www.brookvilleohio.com

Agenda

I. Opening of Regular Council Meeting

- a. Call to Order
- b. Pledge of Allegiance
- c. Roll Call

II. Adoption of Agenda

III. Approval of Minutes

- a. Approval of the July 2, 2019 Regular Meeting Minutes

IV. Reports of Municipal Officers

- a. City Manager
- b. Finance Director
- c. Fire Chief
- d. Police Chief
- e. Law Director
- f. Mayor Chuck Letner

V. Old Business

- a. Third reading of proposed Resolution No. 19-10 entitled, "A Resolution authorizing the Acting City Manager to enter into an Agreement with the Ohio Department of Transportation for the 2019 STP Project at Arlington Road and Upper Lewisburg Salem Road."
- b. Motion to amend proposed Ordinance No. 2019-02 to reduce the user fees.
- c. Second reading of proposed Ordinance No. 2019-02 entitled, "An Ordinance establishing a Storm Water Management Utility in the City of Brookville, Ohio."

Mayor Chuck Letner • Vice Mayor James Zimmerlin
Council Members: Stephen Crane • JD Fowler • Curt Schreier • Matthew Swabb • Kim Wilder



VI. New Business

- a. Approval of Brookville Soccer Association Parade
- b. 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."
- c. First reading of proposed 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."
- d. Motion to approve an employment agreement with Sonja M. Keaton for the position of City Manager.
- e. Motion to appoint Sonja M. Keaton as Interim Finance Director effective July 21, 2019.
- f. Motion to advertise for the position of Finance Director.

VII. Reports of Boards and Commissions

- a. JD Fowler - Park Board Liaison
- b. Curt Schreier - Planning Commission

VIII. Public Comments (5 minutes per speaker)

IX. Motion for Adjournment

Please note: Council welcomes the comments and input of the public during Council Meetings. In order to provide an orderly fashion in which all interested parties have an opportunity to address Council, Council has adopted the following procedure for citizen's comments during any portion of the Council Meeting or Public Hearing.

Any citizen who wishes to address Council should state their name, address and then their comments. Speakers should not approach Council Members without first obtaining permission. After completion of their comments, Council would request that the speakers return to their seat so that any other interested persons could then be recognized and address Council.

The purpose of this procedure is to afford the maximum opportunity for citizen input without any type of disruption of the Council proceedings. While others are addressing Council from the podium, Council requests that audience members not make comments to Council or to other individuals to prevent any potential confusion or disruption.

Brookville City Council
Regular Meeting
July 2, 2019

The Regular Meeting of the Brookville City Council was called to order by Mayor Letner at 7:30 p.m. on July 2, 2019 in the Brookville Council Chambers. The Pledge of Allegiance was recited. Members Crane, 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. Member Fowler was absent.

Mayor Letner informed Member Fowler has been excused from tonight's Meeting because he is out of town.

Roll Call by Clerk Wheeler.

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

Motion by Zimmerlin, second by Swabb to approve the Regular Council Meeting Minutes of June 18, 2019. Members Schreier and Wilder abstained. Motion carried with 4 yeas and 2 abstentions.

Acting City Manager/Finance Director Keaton reported construction of the BP Station began last week. She informed all permits submitted have been approved.

Acting City Manager/Finance Director Keaton informed the front office is in the midst of updating our utility billing software to VIP, a windows based software. She informed the addition of utility billing software will complete our VIP software upgrade that began in 2017. The water bills will not look different, but customers will see a new account number on their bills.

Acting City Manager/Finance Director Keaton reported last week the Service Department patched sections of Walker Court, Mound Street, Sycamore Street and the crossovers on Terrace Park Boulevard. Twenty-nine tons of asphalt were applied. She informed the Service Department also completed the rehabilitation of the pedestrian bridge in Golden Gate Park and the sides of the bridge will be painted soon.

Acting City Manager/Finance Director Keaton informed the fountain at Gateway Park is currently inoperable. She described the motor is being rebuilt and will hopefully be re-installed prior to the Community Picnic.

Acting City Manager/Finance Director Keaton reported Fryman and Kuck General Contractors, Inc. has been pumping down six tanks at the Wastewater Treatment Plant and removing any tornado debris they find in the bottom of the tanks. She informed this project will take two days for each tank and the cost is \$37,043. She informed we are still waiting on approval from our insurance company for other repairs to still be done. She informed a structural engineer looked at the storage building at the rear of our lab building at the WWTP as several large cracks were discovered in the two corners that attach to the lab building and on the south wall. She informed we do not have to demo and construct a new storage building. The cracks can be filled in and hurricane straps can be installed.

Acting City Manager/Finance Director Keaton provided Council with a spreadsheet prepared by the Zoning Officer, that shows there are currently 39 uninhabitable structures, six homes have been demolished with three homeowners that have no plans on rebuilding on their lots.

Acting City Manager/Finance Director Keaton informed we have received several inquiries on the former Payless building. She informed the building was shown to a potential client in early June. The Payless site is one of four potential properties the potential client is currently looking at. She stated the City of Brookville and the property owner is actively looking for an end user to occupy the vacant building.

Acting City Manager/Finance Director Keaton informed we submitted our Public Assistance Damage Assessment Form to FEMA on June 19. She informed a meeting was held with FEMA representatives on June 25 to go over our Assessment Form. She informed we are still waiting to see if the President will issue a disaster declaration for public entities who incurred costs as part of the tornado cleanup. She stated the Hazard Mitigation Grant full application for 306-312 South Wolf Creek Street was submitted on June 21.

Acting City Manager/Finance Director Keaton presented the June 30, 2019 Fund Balance.

Motion by Zimmerlin, second by Schreier to approve the June 30, 2019 Fund Balance as presented. All yeas, motion carried.

Acting City Manager/Finance Director Keaton requested Council approval to transfer \$150,000 into the Street M&R Fund and \$50,000 into the Park Fund from the General Fund. She informed these are both partial transfers that were included in our 2019 Appropriations.

Motion by Schreier, second by Zimmerlin authorize Acting City Manager/Finance Director Keaton to transfer \$150,000 into the Street M&R Fund and \$50,000 into the Park Fund from the General Fund. All yeas, motion carried.

Member Schreier asked if there is any sort of timeline for the repairs at the WWTP?

Acting City Manager/Finance Director Keaton stated no. She informed it has been a struggle obtaining quotes because everyone is busy and everyone needs work done. She informed once the quotes are received, they have to be forwarded onto our insurance company for approval. She stated she hopes we can have all of these repairs done by winter.

Member Wilder asked if there has recently been an increase in complaints on Rumpke?

Acting City Manager/Finance Director Keaton informed complaints had been pretty quiet until this past week, a lot have been received. She stated she thinks they have had some substitute drivers this past week. She informed she recently met the new manager over the drivers and was assured he would be making some new changes for the better.

Member Zimmerlin stated he wondered if there has been an increase in trash to be picked up since the tornado.

Acting City Manager/Finance Director Keaton informed yesterday Rumpke picked up 22 tons of trash in Brookville, which is double the normal amount and what is causing them to run behind on their routes. She described the Terrace Park area is looking much better, a lot of the debris has been picked up. She informed she will keep Council posted on a possible group who has volunteered to get dumpsters and equipment to finish cleanup in the Terrace Park area.

Fire Chief Fletcher presented the Operations Report for the first half of 2019.

Fire Chief Fletcher reported the Fire Association has been the recipient of a lot of financial donations to be used towards tornado relief. He informed a bank account was opened for the money received to be deposited into. He informed a small committee was formed to review the applications received for financial assistance. He stated the committee just wants to make sure they are being good stewards of passing the money on. He informed the committee should be able to turn around requests in 48 hours.

Fire Chief Fletcher reported enough money was donated to probably assist 30-45 families. He informed the first round of cashier checks were delivered today to the first few requests that were received. He stated now they are just waiting for more requests to come in. He encouraged anyone who may know someone in need to have them fill out a form, which can be found at the Fire Department, Police Department and City Offices. He reminded all information will be kept confidential.

Fire Chief Fletcher reported the heavy rescue truck has been completely repaired.

Member Zimmerlin asked if the number for overall calls in the unincorporated Clay Township area is over a 10-year period?

Fire Chief Fletcher informed yes, he took the average of calls now and over the last 10 years and we are running 30% more calls than 10 years ago.

Police Chief Jerome reported the Brookville Police Department handled 350 Incidents year-to-date, compared to 297 during this same time last year. Police Chief Jerome reported Citations were down a total of 31 Citations year-to-date, for a total of 245 Citations issued year-to-date. There were 184 traffic stops for May compared to 198 during May 2018.

Police Chief Jerome informed since the tornado, his Department is still patrolling and meeting with people to see how their progress is going. He stated it is summer and everyone should watch their speed because there are a lot of kids out and a lot of construction traffic. He stated the summer is a busy time and reminded the Community Picnic is coming up soon.

Law Director Stephan informed the City received a notice from the Division of Liquor Control that Giant Ohio, located at 801 Arlington Road, the site of the new BP Station has applied for a Liquor Permit. He reminded the property was previously owned by Giant Oil, which is a subsidiary of Giant Ohio. He informed Giant Ohio is now reapplying because the ownership has changed from Giant Oil. He requested a motion by Council that there are no objections to the Liquor Permit at 801 Arlington Road.

Motion by Schreier, second by Zimmerlin to allow the Liquor Permit with no objections as requested by the Division of Liquor Control and filed by Giant Ohio for the property located at 801 Arlington Road. All yeas, motion carried.

Mayor Letner asked if this was previously authorized for Giant Dayton?

Law Director Stephan advised yes. He informed the permit type is the same, a D1 and D2, which is essentially for carryout.

Mayor Letner asked Service Superintendent Homan to highlight the Service Department's recent projects.

Service Superintendent Homan stated the Service Department has done some amazing things the last few weeks. He described a lot of work has gone into the pedestrian bridge at Golden Gate Park and there is now a night and day difference. He informed they are almost done and the bridge should be complete prior to the Community Picnic. He informed trash cans will be placed near the grove area soon, which is quite a popular spot. He reported crews have made good progress on the S. Wolf Creek bridge. Service Superintendent Homan stated the Service Department has been shorthanded and several have been on vacation, but they are still getting a lot of work done. He informed they have been winding down with the storm cleanup and continue to keep up on routine maintenance items and mowing.

Mayor Letner stated the pedestrian bridge really looks great.

Service Superintendent Homan informed Montgomery County will send out an engineer soon to evaluate and then will provide a report.

Mayor Letner informed he and Acting City Manager/Finance Director Keaton will meet with Congressman Mike Turner on Monday, July 8. He stated they will cover a number of topics during their meeting including the tornado and recent Dayton water issues.

Mayor Letner wished everyone a Happy Fourth of July.

In Old Business,

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

Motion by Zimmerlin, second by Crane to accept the second 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.

Mayor Letner informed the first reading of a proposed Ordinance to create a Storm Water Utility Fund was done a few months ago. He informed at that time \$4.50 per month per household and \$10 per business was approved. He stated something needs to happen and everyone knows there is a problem and it has to be addressed or it will continue to get worse. He stated with the recent increase to water, sewer and refuse rates, Council feels the amounts previously approved might be hard to swallow by most residents. He informed he would like to suggest cutting the amount in half and instituting a fee of \$2.25 per month per household instead. He stated we have to start somewhere.

Member Schreier stated he thinks that would be a fair way to start. He stated residents are also faced with the recent gas tax increase that just went into effect. He stated this would be a way to start small and could always be revised later.

Member Zimmerlin agreed. He stated he thinks Council and Staff should try to outline potential projects related to a Storm Water Utility Fund to communicate to residents. He stated even with \$2.25 fee, the generation of funds won't be a lot, but it's at least a start.

Member Schreier stated it would be a good start and a sign of good faith that we are willing to work with Montgomery County Soil and Water on possible co-development projects.

Mayor Letner informed there will not be a vote tonight, the Ordinance will be re-done and then a second reading will take place at the next Meeting. He stated this is something that needs to be done and it has been put on hold a little bit until there was a full Council, but now Council needs to get moving on it.

Law Director Stephan informed Council can pass a motion to amend the Ordinance and then do a second reading. He stated just to clarify, Council would like to cut all the rates listed in the Ordinance in half.

Member Zimmerlin stated the cut rates would be much easier for most people.

Acting City Manager/Finance Director Keaton informed cutting the fees in half would generate approximately \$68,000 a year. She reminded utility bills are quarterly, so it would take a little while to build up.

Member Zimmerlin asked with some of the redundancy issues Dayton has recently had, do we know if they are looking at making any improvements? He was wondering about future costs we might incur because of enhancements Dayton makes.

Service Superintendent Homan informed none of that information from Dayton has been shared with us.

Acting City Manager/Finance Director Keaton informed she is trying to get a meeting set up with Dayton's Water Director.

Mayor Letner stated he plans to bring up the recent water issues with Dayton, including water contaminants and the need for backup generators, with Congressman Mike Turner at their upcoming meeting. He stated we have had two interruptions of service so far this year.

Fire Chief Fletcher informed the chemicals in question have actually been removed from current day fire fighting foam, it is contaminants from the 1960's and 1970's when there weren't any containment for the practice foam used.

In New Business,

Motion by Schreier, second by Wilder to read proposed Resolution No. 19-12. All yeas, motion carried.

Member Zimmerlin asked what is the purpose of the emergency?

Acting City Manager/Finance Director Keaton informed the draft Resolution sent to us from Montgomery County was in emergency format. She stated they are trying to get all jurisdictions that participate with Montgomery County's Hazard Mitigation Plan up to date and they want all entities who participate to have a Resolution adopted.

Motion by Zimmerlin, second by Crane to accept the first reading, dispense with the second and third readings and adopt Resolution No. 19-12 entitled, "A RESOLUTION TO CONTINUE PARTICIPATION IN A MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN IN CONJUNCTION WITH THE MONTGOMERY COUNTY OFFICE OF EMERGENCY MANAGEMENT, AND DECLARING IT AN EMERGENCY." All yeas, motion carried.

Bonnie Cordes, Park Board President, thanked everyone who has helped work on the bridge. She thanked everyone who has volunteered their time, made donations or helped in anyway. She informed the primer was able to be done in one night because of the amount of volunteers. She informed the bridge will be painted soon. She thanked Zach Music for donating the painting supplies.

Mayor Letner stated everyone has done a terrific job.

Mayor Letner provided a Planning Commission update. He informed at the last Meeting, Members discussed the site of the old BP Station. He informed they discussed the delay at the site and Zoning Officer Snedeker reported the delay was not because of the builders, but the inspectors from the County on approving the permits. He informed last week Acting City Manager/Finance Director Keaton sent Montgomery County an email on the issue and by the next day we finally had permits approved and now they should be back at work onsite.

Kim Cheatham, of 565 Adrian Court, asked what was the total amount of donations received for the tornado relief fund what is the total amount that has been dispersed so far?

Fire Chief Fletcher informed there is accounting for those funds and final numbers will be reported, but at this time he does not have those numbers.

Ms. Cheatham asked if Service Superintendent Homan ever met with Montgomery County Soil and Water after the last Council Meeting to discuss the result of the drone flyover? She asked when will Council have a final copy of the report?

Service Superintendent Homan informed he did meet with Stephan Bridenbaugh of Soil and Water after the last Council Meeting and he said it will be a few weeks before all of the data is compiled into a report. He informed some of the flyover will have to be repeated because of the tornado and the amount of debris down in certain sections of the creek.

Ms. Cheatham stated as a City we need a full disclosure of the problems. She stated we also need to know what kind of commitment we will have from Clay and Perry Townships?

Mayor Letner stated maybe there is someone locally that we could have fly a drone for our own benefit.

Member Swabb stated he could, he would just need to know the exact location and he could capture the footage and then email to Council Members.

Member Zimmerlin asked if any additional support might be created because of the tornado damage?

Service Superintendent Homan stated he is not sure about additional support, maybe additional work because of the amount of trees down as a result of the tornado.

Member Schreier suggested looking into the possibility of disaster funding being available. He stated we could easily provide documentation of before and after the tornado.

Service Superintendent Homan stated he will look into it and discuss with Montgomery County Soil and Water. He stated it may depend if we get the federal declaration.

Member Zimmerlin asked what about the homeowners along the creek in Trotwood, are they doing any cleanup?

Service Superintendent Homan informed Montgomery County has done some creek cleanup in that area since the storm.

Ms. Cheatham stated when Council talks about money and the potential of \$68,000 with a Storm Water Fund, they need to provide a big picture of where that money will go. She stated Council needs to be transparent and tell the community why and how this \$2.50 per month will be spent.

Member Zimmerlin reminded some costs associated with storm water projects will be tied back to the homeowners.

Ms. Cheatham stated it's hard for members of the community to grasp what the City is really facing.

Bobette Bowman, of 47 Western Avenue, asked how long before citizens can know when the contaminations will be removed from the water?

Service Superintendent Homan explained the primary well field affected is no longer being used. He informed only minor traces have been detected in the water and it is currently being monitored. He stated the levels found are well below testable limits and Dayton has no violations with the EPA, there are no harmful elements in the water.

Member Zimmerlin asked how long has it been in the water supply?

Service Superintendent Homan stated he has heard as far back as three years. He stated it was probably even there long before anyone knew it was there or what it was.

Fire Chief Fletcher stated for a long time it was not even considered a carcinogen and was not even a concern. He stated Dayton has their own lab that is constantly checking the water, contaminants and how they migrate. He stated if they have a concern, they stop taking water from that area of the aquifer. He stated there are no concerns from a consumption standpoint.

Member Zimmerlin stated it wouldn't hurt to bring someone in from Dayton to explain Dayton's water system.

Ralph Dove, of 939 Calmer Ernst Boulevard, stated for some reason he keeps having black in the water of the toilets and shower in his bathroom, he is not sure what it is, but is having a plumber come out to take a look.

Mr. Dove informed he met with Service Superintendent Homan about a week ago and explained to him about a hole in the road that keeps getting bigger near his home. He thanked Service Superintendent Homan for quickly patching the hole.

Motion by Zimmerlin, second by Wilder to enter into Executive Session per ORC 121.22 (G)(1) to consider the appointment of a public employee or public official. All yeas, motion carried.

Motion by Swabb, second by Zimmerlin to go back into Regular Session. All yeas, motion carried.

Motion by Schreier, second by Zimmerlin to adjourn. All yeas, motion carried.

Meghan Wheeler, Clerk

Charles Letner, Mayor

MEMORANDUM

To: Mayor & Council
From: Sonja M. Keaton, Acting City Manager/Finance Director
Date: 7/15/19
Subject: Manager Report

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. This is the same cost per ton that we paid last year. Request 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.

I am requesting Council accept the first reading of proposed Resolution 19-14 that 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(s). The application deadline is August 21, 2019. 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. The street, curb, gutter and sidewalk is currently in poor condition. By dividing this project into four phases we should score better on our application.

I received a letter last week from Rumpke that indicates 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. Based on our June invoice that would be an additional \$204 per month.

Council has a copy of an article I 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. The 326 area code will overlay the existing 937 area code, which is expected to run out of available phone numbers in 2020. 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.

Service Department updates:

- ▶ The fountain at Gateway Park is working
- ▶ The pedestrian bridge at Golden Gate Park is open
- ▶ Four trees were removed in Golden Gate Park
- ▶ The bridge on N. Wolf Creek at Main Street was recently painted

The City recently submitted a Hazard Mitigation Grant Pre-Application for 320 S. Wolf Creek Street. The President declared a Major Disaster for the State of Ohio as the result of flooding in February 2019. This application is similar to the one that we submitted in March for 306-312 S. Wolf Creek. The State Hazard Mitigation Team will meet in mid-July to prioritize the pre-applications.

The Governor has asked FEMA for an addendum to the ongoing disaster declaration. If the request is granted, five Ohio counties, including Montgomery, will be eligible for federal funds for eligible storm-related response and recovery efforts including debris removal, emergency protective measures and damage infrastructure.

A reminder of the Annual Community Picnic - July 25-27, 2019.



City of **BROOKVILLE** **POLICE**

Chief Douglas Jerome

djerome@brookvilleohio.com



Council Meeting Agenda July 16, 2019

Reportable Incidents

1/1/2018 – 7/12/2018 = 329

1/1/2019 – 7/12/2019 = 379

Citations

1/1/2018 – 7/12/2018 = 309

1/1/2019 – 7/12/2019 = 257

Traffic Stops

June 2018 – 205

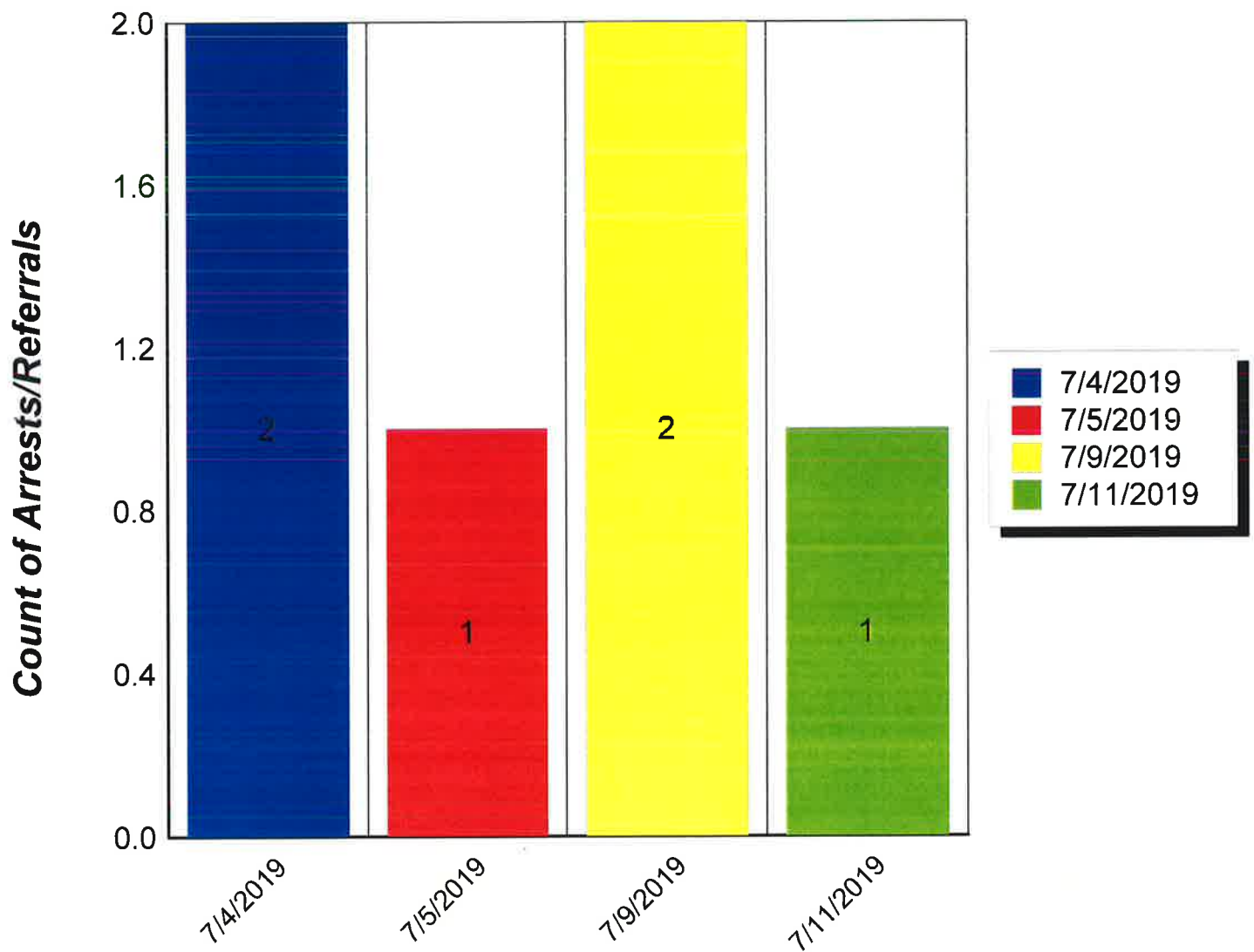
June 2019 – 170

Brookville Police Department

Arrest Log by Date

Arrest Date	Total Arrests
July 04, 2019	2
July 05, 2019	1
July 09, 2019	2
July 11, 2019	1
Total Selected = 6	

Brookville Police Department

Arrest Log by Date

Brookville Police Department

Incident Arrest Blotter

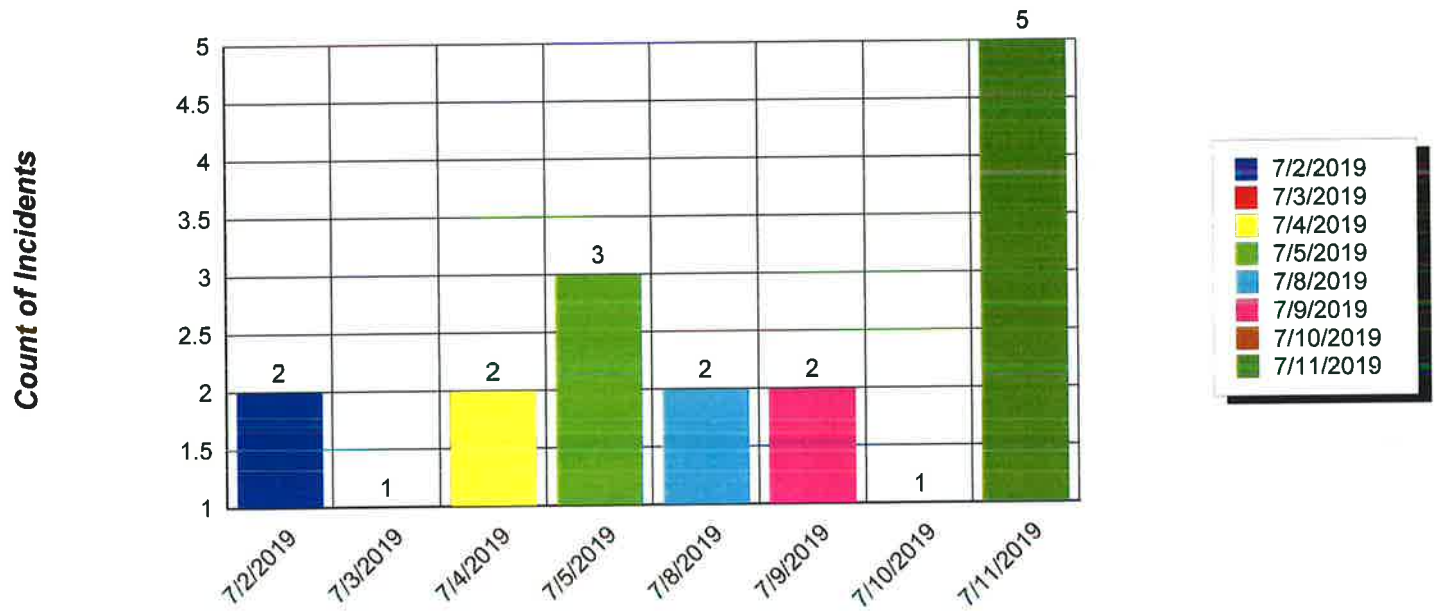
Arrest Date	Time	Suspect's Name	Address, Charges(s)	Incident ID
07/04/2019		JOHN W. WARREN	121 S. BEECH ST, EATON, OH 45320 451021: FAILURE TO REINSTATE 292312: Carrying concealed weapons	2019-00367
		MARK D K EASON	7178 LITTLE RICHMOND RD, TROTWOOD, OH 45417 291711A3: Disorderly conduct - insulting, taunting 292133A: RESISTING ARREST	2019-00368
07/05/2019		WILLIAM R. SHEPHERD	32 SHORELINE DR, BROOKVILLE, OH 45309 4510.111: CHILD SUPPORT SUSPENSION 451012: DRIVING WITHOUT VALID LICENSE 292511C3: Drug abuse - marijuana 292511: Drug abuse - obtain, possess, use controlled subst 292514C1: Illegal use or possession of drug paraphernalia	2019-00371
07/09/2019		CHAD R. MIKESELL	2184 HOLLASBURG ARCANUM RD, NEW MADISON, OH 43054 291925C: Domestic violence - knowingly force, threat of	2019-00374
		GAGE R. MOORE	1609 S. 3RD ST, RICHMOND, IN 47374 35: WARRANT ARREST	2019-00375
07/11/2019		CAROLYN BEASLEY	504 ADRIAN CT, BROOKVILLE, OH 45309 35: WARRANT ARREST	2019-00380
Total Selected = 6				

Brookville Police Department

Incident Log by Date Reported

Date Reported	Day of Week	Total Reported
07/02/2019	Tuesday	2
07/03/2019	Wednesday	1
07/04/2019	Thursday	2
07/05/2019	Friday	3
07/08/2019	Monday	2
07/09/2019	Tuesday	2
07/10/2019	Wednesday	1
07/11/2019	Thursday	5
Total Selected = 18		

Brookville Police Department

Incident Log by Date Reported

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
July 02, 2019					
2019-00364	102 TIMBERWOLF WAY BROOKVILLE PD	SIGNAL 06A - GRAND THEFT	06/30/2019		OPEN CASE
Offenses UCR Offense Description 1 06 291302A1 - Theft - without consent					
2019-00365	100 PARKVIEW RM 129 BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	07/02/2019	07/02/2019	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 02 26I - INFORMATION REPORT					
Total Incidents Reported for Date: 2					
July 03, 2019					
2019-00366	799 ARLINGTON BROOKVILLE PD	SIGNAL 18 - DRUG OFFENSE	07/03/2019	07/03/2019	OPEN CASE
Offenses UCR Offense Description 2 01 292511C1 - Drug abuse - sched. I or II substance 01 292512 - Possessing drug abuse instrument - obtain, use					
Total Incidents Reported for Date: 1					
July 04, 2019					
2019-00367	12442 BROOKVILLE PYRMONT ROAD BROOKVILLE PD	SIGNAL 55 - TRAFFIC STOP	07/04/2019	07/04/2019	ARREST
Offenses UCR Offense Description 2 N/A 451021 - FAILURE TO REINSTATE 01 292312 - Carrying concealed weapons					
2019-00368	401 MARKET ST. BROOKVILLE PD	SIGNAL 24 - DISORDERLY CONDUCT	07/04/2019	07/04/2019	ARREST
Offenses UCR Offense Description 2 02 291711A3 - Disorderly conduct - insulting, taunting 04 292133A - RESISTING ARREST					
Total Incidents Reported for Date: 2					
July 05, 2019					

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
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July 05, 2019

2019-00369	ARLINGTON ROAD & W. CAMPUS BLV BROOKVILLE PD	SIGNAL 53A - MOTOR VEHICLE ACCIDENT	07/05/2019		OPEN CASE
Offenses UCR Offense Description					
	1	N/A 4511202 - REASONABLE CONTROL			
2019-00370	301 SYCAMORE STREET BROOKVILLE PD	SIGNAL 26I - FOUND PROPERTY	07/05/2019	07/05/2019	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description					
	1	02 26I - INFORMATION REPORT			
2019-00371	UPPER LEWISBURG SALEM @ ALBERT BROOKVILLE PD	SIGNAL 18 - DRUG ABUSE	07/05/2019	07/05/2019	ARREST
Offenses UCR Offense Description					
	7	N/A 4513071 - STOP LIGHTS			
		N/A 451016 - FRA SUSPENSION			
		N/A 4510.111 - CHILD SUPPORT SUSPENSION			
		N/A 451012 - DRIVING WITHOUT VALID LICENSE			
		01 292511C3 - Drug abuse - marijuana			
		01 292511 - Drug abuse - obtain, possess, use controlled subst			
		02 292514C1 - Illegal use or possession of drug paraphernalia			

Total Incidents Reported for Date: 3

July 08, 2019

2019-00372	75 JUNE PLACE BROOKVILLE PD	SIGNAL 06B - PETTY THEFT	07/08/2019		OPEN CASE
Offenses UCR Offense Description					
	1	06 291302A1 - Theft - without consent			
2019-00373	436 SALEM ST BROOKVILLE PD	SIGNAL 9 - ASSUALT	07/08/2019	07/08/2019	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description					
	1	04 290313 - Assault			

Total Incidents Reported for Date: 2

July 09, 2019

2019-00374	926 ARLINGTON RD	SIGNAL 20 - DOMESTIC VIOLENCE	07/09/2019	07/09/2019	
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Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
July 09, 2019					
	BROOKVILLE PD				ARREST
Offenses UCR Offense Description					
	1	02 291925C - Domestic violence - knowingly force, threat of			
2019-00375	1139 PREBLE DR BROOKVILLE PD	SIGNAL 35 - WARRANT ARREST	07/09/2019	07/09/2019	ARREST
Offenses UCR Offense Description					
	1	N/A 35 - WARRANT ARREST			
Total Incidents Reported for Date: 2					
July 10, 2019					
2019-00376	CLAY STREET @ SIMMONS BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	07/10/2019	07/10/2019	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description					
	1	02 26I - INFORMATION REPORT			
Total Incidents Reported for Date: 1					
July 11, 2019					
2019-00377	20 WILDERNESS COVE BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	07/11/2019		OPEN CASE
Offenses UCR Offense Description					
	1	02 26I - INFORMATION REPORT			
2019-00378	823 FLANDERS AVENUE BROOKVILLE PD	SIGNAL 53 A - PROPERTY DAMAGE CRASH	07/11/2019		OPEN CASE
Offenses UCR Offense Description					
	1	N/A 4511202 - REASONABLE CONTROL			
2019-00379	336 N. WOLF CREEK STREET BROOKVILLE PD	SIGNAL 26 I - INFORMATION REPORT	07/11/2019		OPEN CASE
Offenses UCR Offense Description					
	1	02 26I - INFORMATION REPORT			
2019-00381	545 FLANDERS AVE BROOKVILLE PD	SIGNAL 26DB - DEAD BODY	07/11/2019	07/11/2019	EXCEPTIONALLY CLEARED

Brookville Police Department

Incident Log by Date Reported

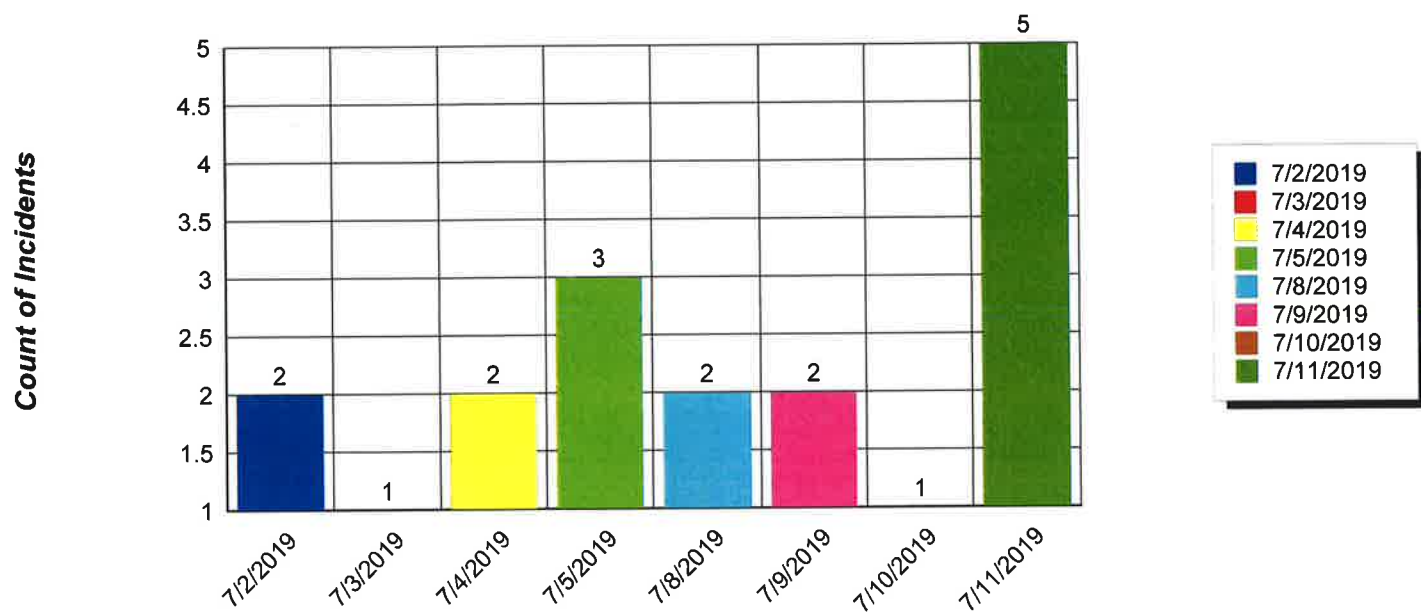
Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
-------------	----------------	-------------	---------------	--------------	--------

July 11, 2019

Offenses UCR Offense Description 1 02 26DB - DEAD BODY					
2019-00380	504 ADRIAN CT BROOKVILLE PD	SIGNAL 35 - WARRANT ARREST	07/11/2019	07/11/2019	ARREST
Offenses UCR Offense Description 1 N/A 35 - WARRANT ARREST					
Total Incidents Reported for Date: 5					

Total Selected = 18

Brookville Police Department

Incident Log by Date Reported

Agenda Item

COUNCIL MEETING DATE: July 16, 2019

TYPE OF AGENDA ITEM: Resolution

TO: Meghan Wheeler, Clerk of Council

FROM: Sonja Keaton, Finance Director

DATE:

SUBJECT: Third reading of proposed Resolution No. 19-10 entitled, "A Resolution authorizing the Acting City Manager to enter into an Agreement with the Ohio Department of Transportation for the 2019 STP Project at Arlington Road and Upper Lewisburg Salem Road."

I. BACKGROUND: Third reading. Legislation due to ODOT by August 28, 2019

II. DISCUSSION:

III. CONCLUSION:

IV. RECOMMENDED MOTION:

Attachments:

1. Res. 19-10

PRELIMINARY LEGISLATION

(LPA-ODOT-Let Project Agreement)

(PARTICIPATORY)

Resolution No. : 19-10

PID No. : 110348

County/Route/Section: MOT-Arlington/Upr Lewisbrg-Salem

The following is a Resolution enacted by the City of Brookville of Montgomery County, Ohio
(Motion/Ordinance/Resolution) (Local Public Agency)
hereinafter referred to as the Local Public Agency (LPA).

SECTION I – Project Description

WHEREAS, the City of Brookville has determined the need for the described project:

Intersection upgrade by removing the concrete island, realigning the crosswalks on the northwest corner, new pedestrian push buttons, upgraded truncated domes to the current standard, resurfacing of the intersection pavement and a signal detection conversion to a non-intrusive detecting system.

NOW THEREFORE, be it ordained by the City of Brookville of Montgomery County, Ohio.
(LPA)

SECTION II – Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

SECTION III – Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the development and construction of the above described project as well as any other agreements necessary to develop and construct the Project.

The LPA agrees to participate in the cost of the project.

The LPA further agrees to pay 100% of the cost of those features requested by the LPA which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

The LPA further agrees that change orders and extra work contracts required to fulfill the construction contracts shall be processed as needed. The State shall not approve a change order or extra work contract until it first gives notice, in writing, to the LPA. The LPA shall contribute its share of the cost of these items in accordance with other sections herein.

The LPA further agrees to pay 100% of the cost to install and/or repair curb ramps at all necessary intersections to ensure compliance with the Americans with Disabilities Act.

SECTION IV Authority to Sign

The LPA hereby authorizes the City Manager of said City of Brookville to enter into and execute
(Signature Authority) (LPA-or its division, department or agency)
contracts with the Director of Transportation which are necessary to develop plans for and to complete the above-described project.

Upon request of ODOT, the City Manager is also empowered to execute any appropriate documents to
(Signature authority)
affect the assignment of all rights, title, and interests of the City of Brookville to ODOT arising from any
(LPA)
agreement with its consultant in order to allow ODOT to direct additional or corrective work, recover damages due to errors or omissions, and to exercise all other contractual rights and remedies afforded by law or equity.

SECTION V – Utilities and Right-of-Way Statement

The LPA agrees that all right-of-way required for the described project will be acquired and/or made available in accordance with current State and Federal regulations. The LPA also understands that right-of-way costs include eligible utility costs.

The LPA agrees that all utility accommodation, relocation and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION VI – Maintenance

Upon completion of the Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the Project in accordance with all applicable State and Federal law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial provisions, as necessary, for the maintenance of the Project; (3) maintain the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.

Resolution No:19-10
PID No: 110348

SECTION VII - This Resolution shall therefore take effect and be enforce thirty (30) days after passage as provided by the Charter of the City of Brookville, Ohio.

Passed: _____, 2019.
(Date)

Attested: _____
(Clerk)

(Mayor)

(Contractual Agent of LPA – title)

**CERTIFICATE OF COPY
STATE OF OHIO**

City of Brookville of Montgomery County, Ohio
(LPA)

I, _____, as Clerk of the City of Brookville of Montgomery County,
(LPA)
Ohio, do hereby certify that the foregoing is a true and correct copy of Resolution No. 19-10 adopted by
(Motion/Ordinance/Resolution)
legislative Authority of the said City of Brookville on the _____ day of _____, 2019.
(LPA)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if
applicable, this _____ day of _____ 2019.

SEAL

(Clerk)

City of Brookville of Montgomery County, Ohio
(LPA)

(If the LPA is designated as a City then the "City Seal" is required. If no Seal, then a letter stating "No Seal is required to accompany the executed legislation.")

Resolution No:19-10
PID No: 110348

CERTIFICATE

The undersigned, Clerk of the City of Brookville, does hereby certify that the foregoing is a true and correct copy of Resolution No. 19-10, passed by the Council of the City of Brookville, Ohio, on the ____ day of _____, 2019.

Meghan Wheeler, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Resolution No. 19-10 was posted at the City Building, US Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the ____ day of _____ 2019, to the ____ day of _____ 2019, both days inclusive.

Meghan Wheeler, Clerk



Agenda Item

COUNCIL MEETING DATE: July 16, 2019

TYPE OF AGENDA ITEM: Ordinance

TO: Meghan Wheeler, Clerk of Council

FROM:

DATE:

SUBJECT: Second reading of proposed Ordinance No. 2019-02 entitled, "An Ordinance establishing a Storm Water Management Utility in the City of Brookville, Ohio."

I. BACKGROUND:

II. DISCUSSION:

III. CONCLUSION:

IV. RECOMMENDED MOTION:

Attachments:

1. Ord. 2019-02-storm water

AN ORDINANCE ESTABLISHING A STORMWATER MANAGEMENT UTILITY IN THE CITY OF BROOKVILLE, OHIO.

WHEREAS, the City of Brookville is required by law to manage the stormwater system which provides for the collection, treatment, storage and disposal of stormwater in the City of Brookville; and

WHEREAS, the City desires to establish a stormwater management utility to assist with the cost of stormwater management in the City of Brookville.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BROOKVILLE, THAT:

SECTION I: The Council of the City of Brookville hereby adopts Chapter 937 entitled Stormwater Management Utility of the Code of Ordinances as follows:

CHAPTER 937

STORMWATER MANAGEMENT UTILITY

937.01 DEFINITIONS

For the purpose of this Chapter, the following definitions shall apply unless the context clearly indicated or requires a different meaning.

(A) STORMWATER MANAGEMENT UTILITY:

The Stormwater Management Utility for the City of Brookville which shall be responsible for developing and implementing stormwater management plans and for managing stormwater facilities, stormwater systems and stormwater sewers in the City of Brookville.

(B) STORMWATER MANAGEMENT USER FEE:

The Stormwater Management User Fee for the City of Brookville is a fee established to fund and support the City's efforts to address issues presented in the recital provisions of the National Pollutant Discharge Elimination System (NPDES) Phase II stormwater permit and required operation, maintenance and replacement costs of the stormwater system in the City of Brookville

(C) DIRECTOR OF STORMWATER MANAGEMENT UTILITY:

The Director of the Stormwater management utility shall be the City Manager.

(D) STORMWATER SYSTEM

Stormwater System means all manmade facilities, structures and natural watercourses used for collecting and conducting stormwater to, through and from drainage areas to the points of final outlet, including, but not limited to, any and all of the following: conduits and appurtenant features, canals, creeks, channels, catch basins, ditches, streams, gulches, gullies, flumes, culverts, siphons, streets, curbs, gutters, dams, floodwalls, levees and pumping stations.

937.02 STORMWATER MANAGEMENT FEE

A stormwater management fee is imposed on each and every residential structure, mixed use structure, commercial structure, industrial structure and governmental or non-profit structure, and the owner thereof, excepting only public street, road, and alley rights of way.

The stormwater management fee shall be used exclusively for the repair, replacement, improvement, operation, regulation and maintenance of existing and future City of Brookville stormwater systems.

937.03 CLASSIFICATION OF PROPERTY

(A) Except as provided in this Chapter, all residential developed property and non-residential developed property located within the limits of the city shall be subject to the stormwater management user fee established by this Chapter regardless of whether the properties are privately or publically owned. Unimproved property shall not be subject to the stormwater management user fee.

(B) There shall be five classifications of structures on property:

(1) Residential Structure: A Residential Structure is a structure or building that is used exclusively for residential purposes.

(2) Mixed Use Structure: A Mixed Use Structure is a structure or building that is used for both residential and commercial purposes.

(3) Commercial Structure: A Commercial Structure is a structure or building used for commercial purposes such as an occupation or enterprise for the purchase, sale, barter or exchange of goods, wares, merchandise, or services, or the maintenance or operation of an office or offices for the provision of services or goods.

(4) Industrial Structure. An industrial structure is a structure or building wherein an enterprise engages in the manufacturing, assembly, or production of goods, wares, merchandise or products.

(5) Governmental or Non-Profit Structure: A governmental or non-profit structure is a structure or building used primarily for a government or non-profit purpose.

937.04 USER FEES ESTABLISHED

(A) The City Manager is directed to prepare a list of all lots and parcels within the City, and assign a classification for each structure on a lot and parcel. The classifications shall include the following:

- (1) Class A-Residential Structure
- (2) Class B-Mixed Use Structure
- (2) Class C-Commercial Structure
- (3) Class D-Industrial Structure
- (4) Class E-Governmental or Non-Profit Structure

(B) The user fee for the classes of structures shall be as follows:

- | | |
|--|------------------|
| (1) Class A-Residential Structure | \$2.25 per month |
| (2) Class B-Mixed Use Structure | \$3.75 per month |
| (2) Class C-Commercial Structure | \$3.75 per month |
| (3) Class D-Industrial Structure | \$5.25 per month |
| (4) Class E-Governmental or Non-Profit Structure | \$2.25 per month |

(C) The user fee shall be assessed for each structure on a lot or parcel, excluding any accessory structures, and if there are multiple structures on a single lot or parcel, a user fee shall be assessed for each structure.

(D) Rates and charges incurred under this section shall be prepared and collected by the City in accordance with those provisions regulating the preparation and issuance of bills for utility service. The monies collected under this section shall be used expressly for the benefit of the stormwater system and shall be deposited into the stormwater management fund.

937.05 COLLECTION

(A) The billing and collection of stormwater user fees shall be administered by the City Utilities Billing Office. The stormwater user fees shall be billed quarterly with payment due as of the date stated in the billing.

(B) The Stormwater Management Utility shall have authority to assess unpaid stormwater management user fees to the Montgomery County Auditor to be placed on the tax duplicate as an assessment on the property. In the alternative, the City may take appropriate legal action to collect unpaid stormwater management user fees.

937.06 REVENUE ADMINISTRATION

(A) All revenues generated by or on behalf of the Stormwater Management Utility shall be deposited in a Stormwater Management Fund and used exclusively for the stormwater management program.

(B) To the extent that the Stormwater Management user fees collected are insufficient to construct needed stormwater drainage facilities, the cost of the same may be paid from such City funds as may be determined by the Council. However, revenues from the City’s stormwater utility shall not be utilized for non-stormwater drainage expenses.

(C) The Stormwater Utility Fund shall be used for the following purposes:

- 1. Acquisition of property by gift, purchase, or condemnation necessary to construct, operate, and maintain stormwater management facilities.

2. Costs of administration and implementation of the stormwater management program.

3. Engineering and design; debt service and related financing expenses, planning and construction costs for new stormwater facilities; and inspection, enlargement, or improvement of existing facilities.

4. Operation and maintenance of the stormwater system, including the monitoring and inspection of stormwater control devices and facilities.

5. Water quality monitoring and water quality programs.

6. Inspection and enforcement activities.

7. Elected official, appointed official, stakeholder, and general public education and outreach relating to storm water.

8. Billing and revenue collection.

9. Other activities that are reasonably required to manage and operate the stormwater system.

(D) Funding for the storm water management system and other stormwater management activities connected therewith may include, but not be limited to:

1. Funds appropriated by the City;

2. Stormwater management user fee;

3. Permit and inspection fees;

4. Direct Charges. This charge will be collected from owners and developers for the costs of designing and constructing stormwater facilities and administrative costs and related expenses where the City designs and constructs, or contracts for the construction of the facilities.

5. Direct Assessments. The City may assess property owners for the costs of maintaining stormwater facilities that are not being maintained by the property owners directly benefiting from the stormwater facility.

6. Other income obtained from federal, state, local, and private grants, loans, or revolving funds.

937.07 POLICY FAIRNESS AND EQUITABILITY

The City Manager, with approval by the City Council, shall develop, periodically update, and make available to the public a document that expresses in the necessary detail the City's policies governing the stormwater user fee rate structure, billing administration, and other related issues.

937.08 ENFORCEMENT

The City Manager is authorized to take appropriate legal action to require compliance with this Chapter.

937.09 FLOODING NO LIABILITY

Floods and stormwater runoff may occasionally occur which exceeds the capacity of the system. This Ordinance does not imply nor create a duty on the City to insure that property subject to fees and charges established herein will always be free from flooding or flood damage, or that stormwater systems capable of handling all storm events can be cost effectively constructed, operated, or maintained. Nor shall this ordinance create a liability on the part of, or cause of action against, the City, or any of their elected officials, officers, or employees for any flood damage or any damage that may result from storms or runoff thereof. Nor does this section purport to reduce the need or the necessity for obtaining flood insurance.

937.10 SEVERABILITY

If any section, subsection, sentence, clause or portion of this chapter is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not effect the validity of the remaining portions.

SECTION II: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION III: This Ordinance shall take effect thirty (30) days after passage as provide by the Charter of the City of Brookville.

PASSED this _____ day of _____, 2019.

ATTEST:

Meghan Wheeler, Clerk

Charles Letner, Mayor

CERTIFICATE

The undersigned, Clerk of the City of Brookville, Ohio, does hereby certify that the foregoing is a true and correct copy of Ordinance 2019-02, passed by the Council of the City of Brookville, Ohio, on the _____ day of _____, 2019.

Meghan Wheeler, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance 2019-02 , was posted at the City Building, US Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the _____ day of _____, 2019 to _____ day of _____, 2019, both days inclusive.

Meghan Wheeler, Clerk



Agenda Item

COUNCIL MEETING DATE: July 16, 2019

TYPE OF AGENDA ITEM: Action Item

TO: Meghan Wheeler, Clerk of Council

FROM:

DATE:

SUBJECT: Approval of Brookville Soccer Association Parade

I. BACKGROUND:

II. DISCUSSION:

III. CONCLUSION:

IV. RECOMMENDED MOTION:

Attachments:

None

Agenda Item

COUNCIL MEETING DATE: July 16, 2019

TYPE OF AGENDA ITEM: Resolution

TO: Meghan Wheeler, Clerk of Council

FROM: Sonja Keaton, Finance Director

DATE:

SUBJECT: 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."

I. BACKGROUND:

II. DISCUSSION:

III. CONCLUSION:

IV. RECOMMENDED MOTION:

Attachments:

1. Res. 19-14

A RESOLUTION AUTHORIZING 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(S) AND TO EXECUTE CONTRACTS AS REQUIRED.

WHEREAS, the State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure; and

WHEREAS, the City of Brookville is planning to make capital improvements to the Hay Avenue Reconstruction, Phase I Project; and

WHEREAS, the infrastructure improvement herein above described is considered to be a priority need for the community and is a qualified project under the Ohio Public Works Commission (OPWC) programs.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BROOKVILLE, OHIO, THAT:

SECTION I: The City Manager is hereby authorized to apply to the OPWC for funds as described above.

SECTION II: The City Manager is further authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

SECTION III: This Resolution shall take effect and be in force thirty (30) days after passage as provided by the Charter of the City of Brookville.

PASSED this _____ day of _____ 2019.

ATTEST:

Meghan Wheeler, Clerk

Charles Letner, Mayor

CERTIFICATE

The undersigned, Clerk of the City of Brookville, Ohio does hereby certify that the foregoing is a true and correct copy of Resolution No. 19-14, passed by the Council of said City on the _____ day of _____ 2019.

Meghan Wheeler, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio hereby certifies that the foregoing Resolution No. 19-14 was posted at the City Building, U.S. Post Office, and the Brookville Branch of the Montgomery County Library, Brookville, Ohio on the _____ day of _____ 2019 to the _____ day of _____ 2019, both days inclusive.

Meghan Wheeler, Clerk

Agenda Item

COUNCIL MEETING DATE: July 16, 2019

TYPE OF AGENDA ITEM: Resolution

TO: Meghan Wheeler, Clerk of Council

FROM: Rod Stephan, Law Director

DATE:

SUBJECT: First reading of proposed 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."

I. BACKGROUND:

II. DISCUSSION:

III. CONCLUSION:

IV. RECOMMENDED MOTION:

Attachments:

1. Resolution 19-13 Naming City Manager.wpd

A RESOLUTION NAMING SONJA M. KEATON CITY MANAGER AND ESTABLISHING THE COMPENSATION FOR THIS POSITION AND DECLARING IT AN EMERGENCY.

WHEREAS, Brookville City Council desires to name Sonja M. Keaton City Manager;
and

WHEREAS, this Resolution establishes the compensation of the City Manager.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BROOKVILLE, OHIO, THAT:

SECTION I: Brookville City Council hereby names Sonja M. Keaton City Manager effective July 21, 2019.

SECTION II: The salary of the City Manager shall be \$3,923.08 biweekly.

SECTION III: This Resolution shall take effect July 21, 2019.

SECTION IV: If any sentence, clause, section or part of this Resolution is found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall affect only such clause, sentence, section or part of this Resolution and shall not effect or impair any of the remaining provisions, sentences, clauses, sections or other parts of this Resolution. It is hereby declared to be the intention of the Council of the City of Brookville that this Resolution would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, section or part thereof not been included herein.

SECTION V: This Resolution shall revoke and rescind any Resolution that is in conflict herewith.

SECTION VI: This Resolution is hereby declared to be an emergency Resolution. The reason for the emergency is being the proper employment of its city employees and to preserve the public health, safety and welfare of the citizens of the City and to permit the City Manager to commence employment on July 21, 2019. Therefore, this Resolution shall take effect and be in force from and after its passage, provided passage is by at least two-thirds of the members of Council.

PASSED this _____ day of _____ 2019.

ATTEST:

Meghan Wheeler, Clerk

Chuck Letner, Mayor

CERTIFICATE

The undersigned, Clerk of the City of Brookville, Ohio does hereby certify that the foregoing is a true and correct copy of Resolution No. 19-13 passed by the Council of said City on the _____ day of _____ 2019.

Meghan Wheeler, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of Council of the City of Brookville, Ohio, hereby certifies that the foregoing Resolution No. 19-13 was posted at the City Building, U.S. Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the _____ day of _____ 2019, to the _____ day of _____ 2019, both days inclusive.

Meghan Wheeler, Clerk