



CITY COUNCIL MEETING
Tuesday, September 17, 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 at 7:30 p.m. or soon thereafter**
 - a. Call to Order
 - b. Pledge of Allegiance
 - c. Roll Call
- II. Adoption of Agenda**
- III. Approval of Minutes**
 - a. Approval of the September 3, 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. Second reading of proposed Ordinance No. 2019-05 entitled, "An Ordinance amending the Zoning Classification of part of Lot 2652, formerly part of Lot 2173, of the City of Brookville from its present classification of (HS) Highway Service District to the new classification of (I-2) General Industrial District."

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



VI. New Business

- a. First reading of proposed Resolution No. 19-19 entitled, "A Resolution accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Auditor."
- b. First reading of proposed Resolution No. 19-20 entitled, "A Resolution establishing the compensation of the Clerk of Council."
- c. Approval of the Crosswell Avenue Block Party 2020

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. Executive Session

- a. Per ORC 121.22 (G)(8) to consider confidential information of an applicant for economic development assistance.

X. 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.

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

MEMORANDUM

To: Mayor & Council
From: Sonja M. Keaton, City Manager/Interim Finance Director
Date: 9/16/19
Subject: Manager Report

We received news from the Ohio Bureau of Workers' Compensation that the BWC Board approved a 10% rate cut for public employers. This rate reduction will be effective January 1, 2020.

We received word that our Hazard Mitigation pre-application that was submitted in July for 320 S. Wolf Creek Street was reviewed and we are now invited to develop a full project application for the project. The application is due November 18, 2019.

We completed our annual sewer root maintenance control; preventive maintenance was performed on 2,175' of sewer lines.

Our September Gas Tax receipt from the State of Ohio increased \$9,645 compared to the average amount receipted from January-August.

Proposed Resolution No. 19-19 accepts the amounts and rates as determined by the Montgomery County Budget Commission. The adoption of this Resolution is a formal approval of the rates and yields for the inside millage for the City. This is on the September 17, 2019 Council Agenda for a first reading. The second and third readings will take place in October. The remaining blanks will be filled in with the third reading that adopts this Resolution. The adopted Resolution needs to be filed with the County Auditor by October 31, 2019.

Attached is a copy of our estimated Local Government Fund distribution for 2020.

Meghan Wheeler, Deputy Clerk and Clerk of Council, is due a step increase effective October 15, 2019, her one-year anniversary of becoming a Deputy Clerk in addition to her Clerk of Council position. I am requesting Council accept the first reading of proposed Resolution No. 19-20.

RESOLUTION NO. 19-19

Tax Year 2019/2020

A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR.

(City Council)

Revised Code, Secs, 5705.34 - 5705.35

The Council of the City of Brookville, Montgomery County, Ohio met in
Regular session on the _____ day of _____ 2019, at the office
of City of Brookville with the following members present:

Chuck Letner, Mayor
JD Fowler, Council Member
Stephen Crane, Council Member
Matthew Swabb, Council Member
Curt Schreier, Council Member
Kim Wilder, Council Member
James Zimmerlin, Council Member

_____ moved the adoption of the following Resolution:

WHEREAS, The Budget Commission of Montgomery County, Ohio, has certified its action thereon to this Board, together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within, the ten mill tax limitation; therefore, be it

RESOLVED, By the Council of the City of Brookville Montgomery County, Ohio, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said City the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

City of Brookville - Tax Year 2019/2020**SCHEDULE A**

**SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET COMMISSION
AND COUNTY AUDITOR'S ESTIMATED TAX RATES**

FUND	Amount Approved By Budget Commission Inside 10 M. Limitation	Amount To Be Derived From Levies Outside 10 M. Limitation	County Auditor's Estimate of Tax Rate To Be Levied	
			Inside 10 M. Limit	Outside 10 M. Limit
City of Brookville - Tax Year 2019/2020	Column I	Column II	III	IV
General Fund C05, L54.....	139,676		1.30	
General Fund L56.....	198		0.65	
General Fund C04-1.....	63		0.71	
TOTAL	139,937	0	2.66	0.00

SCHEDULE B
LEVIES OUTSIDE 10 MILL LIMITATION
 Column II

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RESOLUTION NO. 19-19

Tax Year 2019/2020

and be it further

RESOLVED, That the Clerk of the Council be and is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

_____ seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

_____	1
_____	1
_____	1
_____	1
_____	1
_____	1
_____	1

This Resolution shall take effect 30 days after passage by City Council as provided in the Charter of the City of Brookville.

Adopted the 15th day of October 2019.

Charles Letner, Mayor

Meghan Wheeler, Clerk of Council
Brookville City
Montgomery County, Ohio

CERTIFICATE OF POSTING

The undersigned, Clerk of Council of the City of Brookville, Ohio, hereby certifies that the foregoing Resolution No. 19-19 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 October 2019, to the _____ day of November 2019, both days inclusive.

Meghan Wheeler, Clerk

RESOLUTION NO. 19-19

Tax Year 2019/2020

CERTIFICATE OF COPY

Original on File

The State of Ohio, Montgomery County, ss.

I, Meghan Wheeler, Clerk of this Council of Brookville City, in said County, and in whose custody the Files and Records of said Board required by the laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and copied from the original minutes of _____ now on file with said Council, that the foregoing has been compared by me with said original document, and that the same is a true and correct copy thereof.

WITNESS my signature, this _____ day of _____, 2019.

Meghan Wheeler, Clerk of Council
Brookville City
Montgomery County, Ohio

RESOLUTION NO. 19-19

Tax Year 2019/2020

**COUNCIL OF THE CITY OF
BROOKVILLE
MONTGOMERY COUNTY, OHIO**

RESOLUTION

ACCEPTING THE AMOUNTS AND RATES
AS DETERMINED BY THE BUDGET
COMMISSION AND AUTHORIZING THE
NECESSARY TAX LEVIES AND
CERTIFYING THEM TO THE COUNTY
AUDITOR.

(City Council)

Adopted _____, 2019

Meghan Wheeler, Clerk of Council

Filed _____, 2019

County Auditor

By _____
Deputy

A RESOLUTION ESTABLISHING THE COMPENSATION OF THE CLERK OF COUNCIL.

WHEREAS, the City Charter requires that a Resolution be passed establishing the compensation of the Clerk of Council.

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

SECTION I: The salary of the Clerk of Council shall take effect October 15, 2019, and shall be \$21.16 hourly.

SECTION II: A full-time employee who possess an Associate's degree from a two (2) year program at an accredited college, or a Bachelor of Arts or Bachelor of Sciences degree from a four (4) year program at an accredited college or university, or a Master's degree and who has successfully passed their probationary period as a full-time employee shall receive the following additional pay supplement:

<u>Degree</u>	<u>Amount</u>
Job Related Associate's Degree	\$0.24/hour
Job Related Bachelor's Degree	\$0.36/hour
Job Related Master's Degree	\$0.48/hour

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

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. 19-20 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. 19-20 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



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

Chief Douglas Jerome

djerome@brookvilleohio.com



Council Meeting Agenda September 17, 2019

Reportable Incidents

1/1/2018 – 9/13/2018 = 483

1/1/2019 – 9/13/2019 = 484

Citations

1/1/2018 – 9/13/2018 = 418

1/1/2019 – 9/13/2019 = 316

Traffic Stops

August 2018- 224

August 2019- 138

Brookville Police Department

Arrest Log by Date

Arrest Date	Total Arrests
September 05, 2019	1
September 10, 2019	1
September 12, 2019	2
Total Selected = 4	

Brookville Police Department

Incident Arrest Blotter

Arrest Date	Time	Suspect's Name	Address, Charges(s)	Incident ID
09/05/2019		JOSHUA P. FINNEY	101 N.MAIN ST APT 3, NEW MADISON, OH 45378 290321: Aggravated menacing	2019-00478
09/10/2019		DAVID M. HOLSTON	143 N. WOODWARD AVE, DAYTON, OH 45417 451016: FRA SUSPENSION 451011: DRIVING UNDER SUSPENSION 35: WARRANT ARREST	2019-00483
09/12/2019		AARON J. FINE	114 ROCKHILL, WEST MILTON, OH 45383 291112A1: Burglary - purpose to commit theft offense or felo	2019-00489
		TRAVIS L. ULLERY	106 JEFFERSON ST, ENGLEWOOD, OH 45322 291112A1: Burglary - purpose to commit theft offense or felo	2019-00489
Total Selected = 4				

Brookville Police Department

Incident Log by Date Reported

Date Reported	Day of Week	Total Reported
09/03/2019	Tuesday	2
09/04/2019	Wednesday	1
09/05/2019	Thursday	1
09/07/2019	Saturday	1
09/08/2019	Sunday	2
09/10/2019	Tuesday	1
09/11/2019	Wednesday	2
09/12/2019	Thursday	5
Total Selected = 15		

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
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September 03, 2019

2019-00476 295 UPPER LEWISBURG SIGNAL 18 - POSSIBLE DRUGS 09/03/2019 INACTIVE
 BROOKVILLE PD

Offenses UCR Offense Description
 1 02 26I - INFORMATION REPORT

2019-00477 301 SYCAMORE SIGNAL 26I - INFORMATION REPORT 09/03/2019 09/03/2019
 BROOKVILLE PD EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
 1 02 26I - INFORMATION REPORT

Total Incidents Reported for Date: 2

September 04, 2019

2019-00478 55 ROBERT WRIGHT DR SIGNAL - 260 - AGGRAVATED MENACING 09/04/2019 09/05/2019
 BROOKVILLE PD ARREST

Offenses UCR Offense Description
 1 04 290321 - Aggravated menacing

Total Incidents Reported for Date: 1

September 05, 2019

2019-00479 1 COUNTRY LN E103 SIGNAL 26DB - DEAD BODY 09/05/2019 09/05/2019
 BROOKVILLE PD EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
 1 02 26DB - DEAD BODY

Total Incidents Reported for Date: 1

September 07, 2019

2019-00480 IARLINGTON RD @ IR70E SIGNAL 18- DRUGS 09/07/2019 09/07/2019
 BROOKVILLE PD UNFOUNDED

Offenses UCR Offense Description
 1 01 292511C3 - Drug abuse - marijuana

Total Incidents Reported for Date: 1

September 08, 2019

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
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September 08, 2019

2019-00481 WESTERN AVE. AT HILL ST. SIGNAL 55 - TRAFFIC STOP 09/08/2019 09/08/2019
 BROOKVILLE PD EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
 3 N/A 451121 - SPEEDING
 N/A 451016 - FRA SUSPENSION
 N/A 4513263B - SEAT BELT

2019-00482 RIDGE RD @RONA PARKWAY SIGNAL 26I - INFORMATION REPORT 09/08/2019 09/08/2019
 BROOKVILLE PD EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
 1 02 26I - INFORMATION REPORT

Total Incidents Reported for Date: 2

September 10, 2019

2019-00483 10 MARKET SIGNAL 35 - WARRANT ARREST 09/10/2019 09/10/2019
 BROOKVILLE PD ARREST

Offenses UCR Offense Description
 3 N/A 451016 - FRA SUSPENSION
 N/A 451011 - DRIVING UNDER SUSPENSION
 N/A 35 - WARRANT ARREST

Total Incidents Reported for Date: 1

September 11, 2019

2019-00485 1 BLUE PRIDE DRIVE SIGNAL 26I - INFORMATION REPORT 09/12/2019
 BROOKVILLE PD OPEN CASE

Offenses UCR Offense Description
 1 02 26I - INFORMATION REPORT

2019-00484 33 MCKINLEY APT A SIGNAL 20 - DOMESTIC VIOLENCE 09/11/2019
 BROOKVILLE PD OPEN CASE

Offenses UCR Offense Description
 1 02 291925 - Domestic violence

Total Incidents Reported for Date: 2

September 12, 2019

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
September 12, 2019					
2019-00486	40 TRIGGS BROOKVILLE PD	SIGNAL 26I - FOUND PROPERTY	09/12/2019		OPEN CASE
Offenses UCR Offense Description 1 02 26I - INFORMATION REPORT					
2019-00488	1 BLUE PRIDE DR BROOKVILLE PD	SIGNAL 02 - RAPE	09/12/2019		OPEN CASE
Offenses UCR Offense Description 1 02 290702 - Rape					
2019-00487	575 ARLINGTON BROOKVILLE PD	SIGNAL 11 - FRAUD	08/09/2019		OPEN CASE
Offenses UCR Offense Description 1 01 291311 - Passing bad checks					
2019-00489	32 WESTERN AVE. BROOKVILLE PD	SIGNAL 05 - BURGLARY	09/12/2019	09/12/2019	ARREST
Offenses UCR Offense Description 2 05 291112A1 - Burglary - purpose to commit theft offense or felo 05 291112A1 - Burglary - purpose to commit theft offense or felo					
2019-00490	918 SALEM ST BROOKVILLE OHIO 45309 BROOKVILLE PD	SIGAL - 05 - AGGRAVATED BURGLARY	09/12/2019		OPEN CASE
Offenses UCR Offense Description 1 05 291111A3 - Aggravated burglary - occupied structure					
Total Incidents Reported for Date: 5					

Total Selected = 15

