



CITY COUNCIL
Tuesday, October 19, 2021, 7:30 PM
301 SYCAMORE STREET, BROOKVILLE, OHIO 45309
937-833-2135
www.brookvilleohio.com

PUBLIC HEARING – 8:00 P.M.
ORDINANCE NO. 2021--14 AMEND ZONING CLASSIFICATION OF PART LOT 2174

Dial 26321088237@brookvilleoh.webex.com You can also dial 173.243.2.68 and enter your meeting number.
Join by phone: +1-415-655-0001 US Toll Access code: 2632 108 8237

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 October 5, 2021 Regular Meeting Minutes
- IV. John Hanson Retirement Recognition**
- V. Reports of Municipal Officers**
 - a. City Manager
 - b. Finance Director
 - c. Fire Chief
 - d. Police Chief
 - e. Law Director
 - f. Mayor Chuck Letner
- VI. Old Business**

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



- a. Third Reading of Proposed Resolution No. 21-27 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."

VII. New Business

- a. First Reading of Proposed Resolution No. 21-30 entitled "A RESOLUTION DECLARING THE NECESSITY OF CONSTRUCTING, REPLACING OR REPAIRING CERTAIN SIDEWALKS, CURBS AND GUTTERS IN THE CITY OF BROOKVILLE, OHIO, AND DECLARING IT AN EMERGENCY."
- b. First Reading of Proposed Ordinance No. 2021-15 entitled "AN ORDINANCE TO APPROVE AND ADOPT CURRENT REPLACEMENT PAGES TO THE CODIFIED ORDINANCES, AND DECLARING IT AN EMERGENCY."
- c. First Reading of Proposed Resolution No. 21-31 entitled "A RESOLUTION AMENDING THE 2021 APPROPRIATIONS, AS SET FORTH BELOW, PURSUANT TO SECTION 5705.40 OF THE OHIO REVISED CODE, AND SECTION 12.35 OF THE OHIO ADMINISTRATIVE CODE AND APPROVING THE AMENDMENT TO THE CERTIFICATE OF ESTIMATED RESOURCES, AS SET FORTH BELOW."

VIII. Reports of Boards and Commissions

IX. Public Comments (5 minutes per speaker)

X. Executive Session

- a. ORC 121.22(G)(8) To consider confidential information of an applicant for economic development assistance that involves public infrastructure improvements or the extension of utility services that are directly related to an economic development project.
- b. ORC 121.22(G)(8) To consider confidential information of an applicant for economic development assistance to be made under Ohio Revised Code 5709.40 to 5709.43.
- c. ORC 121.22(G)(1) To consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee.

XI. 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.

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



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 • Jeff Requarth • Curt Schreier • Kim Wilder

To: Mayor & Council
From: Sonja M. Keaton, City Manager
RE: Manager's Report
Date: 10/18/2021

A reminder to get out and vote on November 2.

- Issue 2 is an additional tax for the benefit of the City of Brookville for the purpose of general construction, reconstruction, resurfacing, and repair of streets, roads, and bridges. This levy will allow the City to restore our annual street resurfacing program and provide matching funds for grants to repair streets. This levy will generate approximately \$474,447 annually, and will cost a homeowner, with a home valued at:

100% Home Value	Taxable Value (35%)	Proposed Millage	Annual Cost	Weekly Cost
\$ 80,000	\$ 28,000	3.85	\$ 107.80	\$ 2.07
\$ 100,000	\$ 35,000	3.85	\$ 134.75	\$ 2.59
\$ 120,000	\$ 42,000	3.85	\$ 161.70	\$ 3.11
\$ 140,000	\$ 49,000	3.85	\$ 188.65	\$ 3.63
\$ 160,000	\$ 56,000	3.85	\$ 215.60	\$ 4.15
\$ 180,000	\$ 63,000	3.85	\$ 242.55	\$ 4.66
\$ 200,000	\$ 70,000	3.85	\$ 269.50	\$ 5.18
\$ 220,000	\$ 77,000	3.85	\$ 296.45	\$ 5.70
\$ 240,000	\$ 84,000	3.85	\$ 323.40	\$ 6.22
\$ 260,000	\$ 91,000	3.85	\$ 350.35	\$ 6.74
\$ 280,000	\$ 98,000	3.85	\$ 377.30	\$ 7.26
\$ 300,000	\$ 105,000	3.85	\$ 404.25	\$ 7.77

- Issue 3 is the referendum on Ordinance No. 2021-04. Ordinance No. 2021-04 amends the zoning classification of part lot 1743 in the City of Brookville.
- Issue 15 is an additional 2.5 mill levy for the purpose of capital improvement funding for Fire and EMS services. Issue 15 is for residents of Perry Township.

Update on various projects:

- Finfrock Construction will move materials and their equipment in this week to begin replacing the watermain on Walnut and Salem Streets. That project should take approximately six to eight weeks to complete.
- A pre-construction meeting on the Hay Avenue Reconstruction Project was held on October 6. Brumbaugh Construction is scheduled to begin that project after the first of the year.
- The plan package was filed with ODOT on the Safe Routes to School Project. Bids are scheduled to be opened on or around January 13, 2022, with construction anticipated to start May 13, 2022. The projected completion date is August 14, 2022.

Over the last two weeks, the Service Department finished asphalt repairs on Cherry St., Brookside Dr., and S. Parkview Ave., prepped the leaf wagon, located a buried manhole at Freedom First Credit Union, installed parking blocks in Annex Bldg., flail mowed the Arlington Rd. ditch, cleared a storm easement off Heckathorn Rd., and started the fall spray application in the parks.



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

Chief Douglas Jerome

djerome@brookvilleohio.com



Council Meeting Agenda October 19, 2021

Reportable Incident

1/1/2020 – 10/14/2020 = 540

1/1/2021 – 10/14/2021 = 569

Citations

1/1/2020 – 10/14/2020 = 348

1/1/2021 – 10/14/2021 = 613

Traffic Stops

**October 2020- 155
October 2021 to date – 41**

Items of Interest

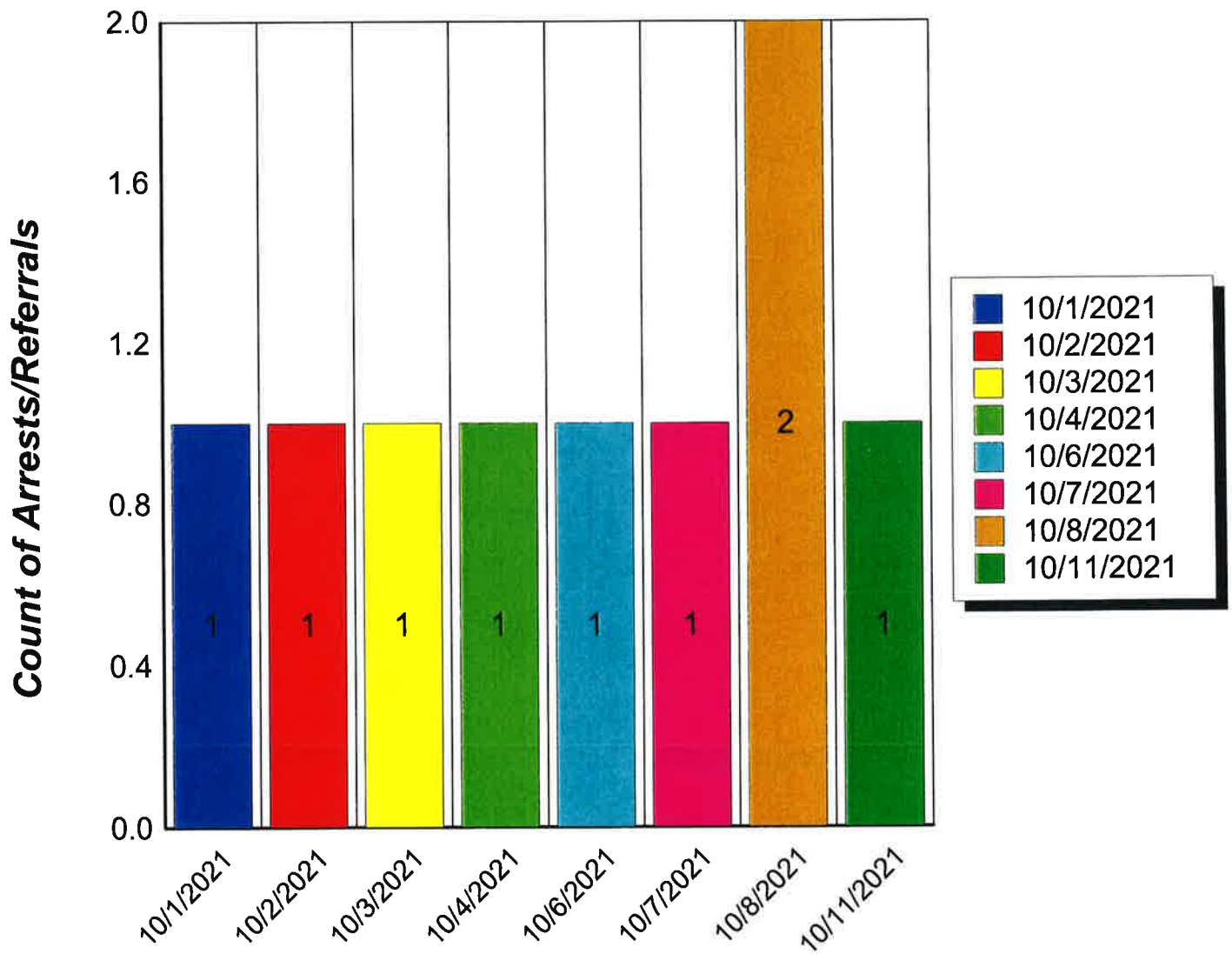
Officer John Hanson Retirement Presentation

Brookville Police Department

Arrest Log by Date

Arrest Date	Total Arrests
October 01, 2021	1
October 02, 2021	1
October 03, 2021	1
October 04, 2021	1
October 06, 2021	1
October 07, 2021	1
October 08, 2021	2
October 11, 2021	1
Total Selected = 9	

Arrest Log by Date



Brookville Police Department

Incident Arrest Blotter

Arrest Date	Time	Suspect's Name	Address, Charges(s)	Incident ID
10/01/2021		DAVID R. PADGETT	345 N WOLFCREEK, BROOKVILLE, OH 45309 35: WARRANT ARREST	2021-00544
10/02/2021		SHAWN M. JORDAN	15 ROCK ST, BROOKVILLE, OH 45309 35: WARRANT ARREST 291711B2: Disorderly conduct - intoxicated create risk of ha	2021-00547
10/03/2021		RONDELLE A. TYLER	1939 SHAFTESBURY RD, DAYTON, OH 45406 290313A: Assault - knowingly harm victim	2021-00549
10/04/2021		DAVID L. KNISLEY	7939 BROOKVILLE PHILLIPSBURG, BROOKVILLE, OH 45 291711B2: Disorderly conduct - intoxicated create risk of ha	2021-00551
10/06/2021		MICHELLE M. NUGENT	10 RIDGE APT 4, BROOKVILLE, OH 45309 290313: Assault	2021-00554
10/07/2021		JEREMY W. MILLER	406 MAIN STREET, BROOKVILLE, OH 45309 290313: Assault	2021-00560
10/08/2021		MORGAN T. JESS	78 ANKARA AVE, BROOKVILLE, OH 45309 291922B: Endangering children 291922B: Endangering children	2021-00561
		DENNIS A. BINGHAM, J	78 ANAKRA, BROOKVILLE, OH 45309 291922B: Endangering children 291922B: Endangering children 292313A4: Having weapons while disabled - alcohol or drug de 2925.04: Illegal Cultivation of Drugs	2021-00561
10/11/2021		CHELSEA M. CULBERS	249 W FUNDERBURG, FAIRBORN, OH 45324 292512: Possessing drug abuse instrument - obtain, use	2021-00565

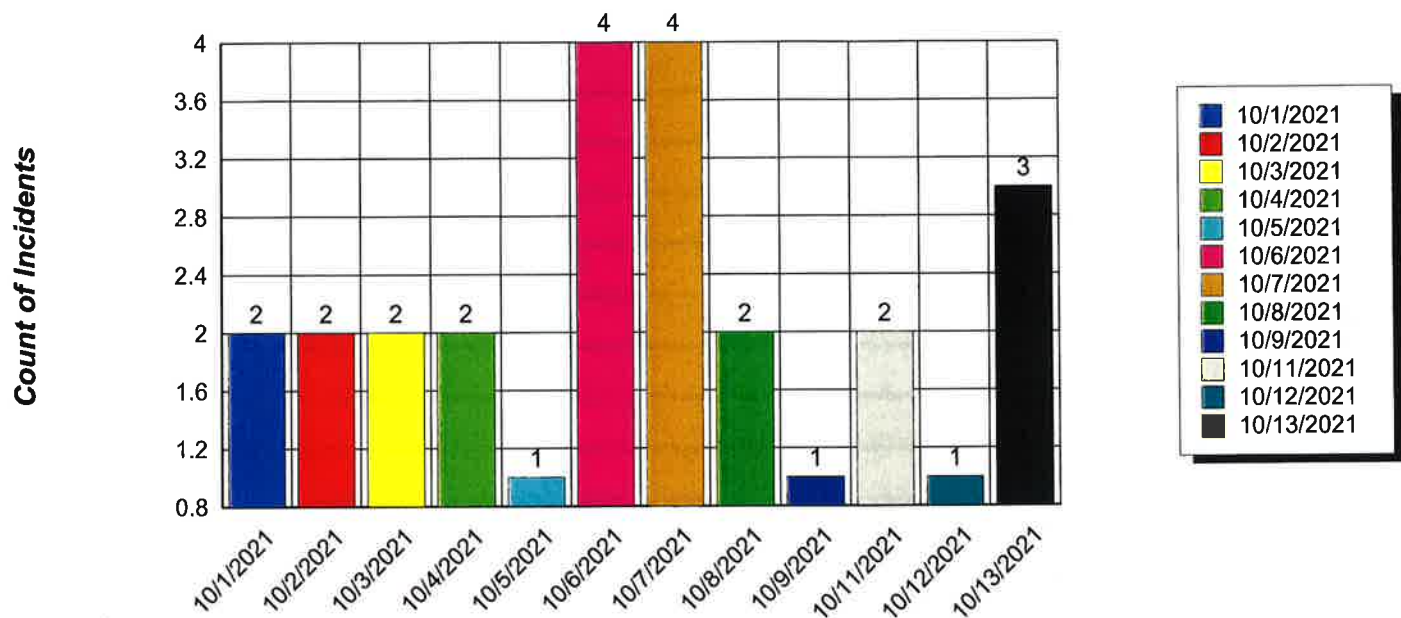
Total Selected = 9

Brookville Police Department

Incident Log by Date Reported

Date Reported	Day of Week	Total Reported
10/01/2021	Friday	2
10/02/2021	Saturday	2
10/03/2021	Sunday	2
10/04/2021	Monday	2
10/05/2021	Tuesday	1
10/06/2021	Wednesday	4
10/07/2021	Thursday	4
10/08/2021	Friday	2
10/09/2021	Saturday	1
10/11/2021	Monday	2
10/12/2021	Tuesday	1
10/13/2021	Wednesday	3
Total Selected = 26		

Incident Log by Date Reported



Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
October 01, 2021					
2021-00544	N. WOLF CREEK @ MCMACKEN BROOKVILLE PD	SIGNAL 35 - WARRANT	10/01/2021	10/01/2021	ARREST
Offenses UCR Offense Description 1 N/A 35 - WARRANT ARREST					
2021-00545	133 VILLA DR BROOKVILLE PD	SIGNAL 6B - THEFT	10/01/2021	10/12/2021	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 06 291302 - Theft					
Total Incidents Reported for Date: 2					

October 02, 2021

2021-00546	ARLINGTON RD @ TRIGGS RD BROOKVILLE PD	SIGNAL 55 - TRAFFIC STOP	10/02/2021	10/02/2021	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 6 N/A 450311A - Expired Registration N/A 451012 - DRIVING WITHOUT VALID LICENSE N/A 4510.111 - CHILD SUPPORT SUSPENSION N/A 451016 - FRA SUSPENSION N/A 4513263B - SEAT BELT N/A 4513263B - SEAT BELT					
2021-00547	1 MCMACKEN LANE BROOKVILLE PD	SIGNAL 35 - WARRANT ARREST	10/02/2021	10/02/2021	ARREST
Offenses UCR Offense Description 2 N/A 35 - WARRANT ARREST 02 291711B2 - Disorderly conduct - intoxicated create risk of ha					
Total Incidents Reported for Date: 2					

October 03, 2021

2021-00548	437 N WOLF CREEK ST BROOKVILLE PD	SIGNAL 55 - TRAFFIC STOP	10/03/2021	10/03/2021	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 N/A 451011 - DRIVING UNDER SUSPENSION					
2021-00549	33 W. MCKINLEY STREET UNIT E	SIGNAL 09- ASSAULT	10/03/2021	10/03/2021	

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
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October 03, 2021

BROOKVILLE PD ARREST

Offenses UCR Offense Description
 1 04 290313A - Assault - knowingly harm victim

Total Incidents Reported for Date: 2

October 04, 2021

2021-00550 75 ANKARA AVE SIGNAL 26O - ANIMAL COMPLAINT 10/04/2021 10/04/2021
 BROOKVILLE PD EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
 1 02 26O - ALL OTHER CRIMINAL OFFENSES

2021-00551 428 N WOLFCREEK SIGNAL 23 - PUBLIC INTOXICATION 10/04/2021 10/04/2021
 BROOKVILLE PD ARREST

Offenses UCR Offense Description
 1 02 291711B2 - Disorderly conduct - intoxicated create risk of ha

Total Incidents Reported for Date: 2

October 05, 2021

2021-00552 301 SYCAMORE SIGNAL 26I - PROPERTY DAMAGE CRASH 10/05/2021
 BROOKVILLE PD OPEN CASE

Offenses UCR Offense Description
 1 02 26I - INFORMATION REPORT

Total Incidents Reported for Date: 1

October 06, 2021

2021-00553 425 CARR DRIVE SIGNAL - 05 BREAKING AND ENTERING 10/06/2021
 BROOKVILLE PD OPEN CASE

Offenses UCR Offense Description
 1 05 291113 - Breaking and entering

2021-00554 50 RIDGE SIGNAL 9 - ASSAULT 10/06/2021 10/06/2021
 BROOKVILLE PD ARREST

Offenses UCR Offense Description
 1 04 290313 - Assault

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
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October 06, 2021

2021-00555 2 BLUE PRIDE SIGNAL 260 - MENACING 10/06/2021 10/06/2021
BROOKVILLE PD ARREST

Offenses UCR Offense Description
2 04 290321 - Aggravated menacing
02 291711 - Disorderly conduct

2021-00556 N.WOLF CREEK ST @ MARKET ST SIGNAL 55 - TRAFFIC STOP 10/06/2021 10/06/2021
BROOKVILLE PD EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
1 N/A 450311A - Expired Registration

Total Incidents Reported for Date: 4

October 07, 2021

2021-00557 ARLINGTON RD @ W UPPER SIGNAL 53A - PROPERTY DAMAGE CRASH 10/07/2021 10/07/2021
LEWISBURG BROOKVILLE PD EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
1 N/A 451121A - ASSURED CLEAR DISTANCE AHEAD

2021-00558 301 SYCAMORE SIGNAL 11 - FRAUD 10/07/2021
BROOKVILLE PD OPEN CASE

Offenses UCR Offense Description
1 06 291349A - Taking identity of another

2021-00559 255 CUSICK SIGNAL 26DB - DEAD BODY 10/07/2021
BROOKVILLE PD OPEN CASE

Offenses UCR Offense Description
1 02 26DB - DEAD BODY

2021-00560 406 MAIN SIGNAL 09 - ASSAULT 10/07/2021 10/07/2021
BROOKVILLE PD ARREST

Offenses UCR Offense Description
1 04 290313 - Assault

Total Incidents Reported for Date: 4

October 08, 2021

2021-00561 78 ANKARA AVE SIGNAL 18 - DRUG ABUSE 10/08/2021 10/08/2021

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
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October 08, 2021

BROOKVILLE PD ARREST

Offenses UCR Offense Description
 6 02 291922B - Endangering children
 02 291922B - Endangering children
 01 292313A4 - Having weapons while disabled - alcohol or drug de
 N/A 2925.04 - Illegal Cultivation of Drugs
 02 291922B - Endangering children
 02 291922B - Endangering children

2021-00562 365 CARR DRIVE SIGNAL 26O - PINK SLIP 10/08/2021 10/08/2021
 BROOKVILLE PD EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
 1 02 26O - ALL OTHER CRIMINAL OFFENSES

Total Incidents Reported for Date: 2

October 09, 2021

2021-00563 372 LEISURE DR APT 3 SIGNAL 18HO - HEROIN OVERDOSE 10/09/2021 10/09/2021
 BROOKVILLE PD EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
 1 01 18HO - HEROIN OVERDOSE

Total Incidents Reported for Date: 1

October 11, 2021

2021-00564 801 ARLINGTON SIGNAL 26I - FOUND PROPERTY 10/11/2021
 BROOKVILLE PD OPEN CASE

Offenses UCR Offense Description
 1 02 26I - INFORMATION REPORT

2021-00565 963 SALEM RD SIGNAL 18 - DRUG ABUSE INSTRUMENTS 10/11/2021 10/11/2021
 BROOKVILLE PD ARREST

Offenses UCR Offense Description
 1 01 292512 - Possessing drug abuse instrument - obtain, use

Total Incidents Reported for Date: 2

October 12, 2021

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
October 12, 2021					
2021-00566	5869 N DIAMOND MILL RD BROOKVILLE PD	SIGNAL 26A - ASSIST ANOTHER AGENCY	10/12/2021		OPEN CASE
Offenses UCR Offense Description					
	1	02 26A - ASSIST ANOTHER AGENCY/OFFICER			
<i>Total Incidents Reported for Date: 1</i>					
October 13, 2021					
2021-00567	801 ARLINGTON RD BROOKVILLE PD	SIGNAL 35 - WARRANT ARREST	10/13/2021		OPEN CASE
Offenses UCR Offense Description					
	1	N/A 35 - WARRANT ARREST			
2021-00568	100 PARKVIEW DR NORTH BROOKVILLE PD	SIGNAL 35 - WARRANT ARREST	10/13/2021		OPEN CASE
Offenses UCR Offense Description					
	1	N/A 35 - WARRANT ARREST			
2021-00569	799 ARLINGTON RD BROOKVILLE PD	SIGNAL 53HR - HIT/SKIP	10/13/2021		OPEN CASE
Offenses UCR Offense Description					
	1	N/A 454902 - STOPPING AFTER ACCIDENT			
<i>Total Incidents Reported for Date: 3</i>					
Total Selected = 26					



Agenda Item

COUNCIL MEETING DATE: October 19, 2021

TYPE OF AGENDA ITEM: Resolution

TO: Meghan Wheeler, Clerk of Council

FROM:

DATE:

SUBJECT: Third Reading of Proposed Resolution No. 21-27 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."

I. BACKGROUND:

II. DISCUSSION:

III. CONCLUSION:

IV. RECOMMENDED MOTION:

Attachments:
None

RESOLUTION NO. 21-30

No.

Passed

Yr.

A RESOLUTION DECLARING THE NECESSITY OF CONSTRUCTING, REPLACING OR REPAIRING CERTAIN SIDEWALKS, CURBS AND GUTTERS IN THE CITY OF BROOKVILLE, OHIO, AND DECLARING IT AN EMERGENCY.

WHEREAS, it is hereby determined that it is necessary to require the construction, replacement or repair of certain sidewalks, curbs and gutters at the locations hereinafter set forth; and

WHEREAS, the Engineer of the City of Brookville has heretofore prepared plans, specifications and estimates of costs for the construction, repair or replacement of certain sidewalks, curbs and gutters at the locations hereinafter set forth; and

WHEREAS, said plans, specifications and estimates of costs are now on file in the office of the City Clerk.

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

SECTION I: That it is necessary to construct, repair or replace certain sidewalks, curbs and gutters in the City of Brookville, Ohio, in the following locations:

See attached description marked Exhibit A

SECTION II: That the plans, specifications and estimates of cost for said construction, repair or replacement are now on file in the Office of the City Clerk are hereby approved.

SECTION III: The owners of each lot and parcel of land bounding and abutting upon the proposed sidewalks, curbs, and gutters as described in Exhibit A attached hereto shall construct, repair or replace that portion of said sidewalk, curb and gutter which abuts their property, in accordance with the plans and specifications now on file in the Office of the City Clerk within thirty-one (31) days after the service of notice of the passage of this Resolution upon said owner or owners.

SECTION IV: That in the event any such abutting property owner does not complete the construction, repair or replacement of that portion of such sidewalks, curbs and gutters which abut their property in accordance with said plans and specifications within the time period specified in Section III of this Resolution, then this Council shall cause the construction, repair and replacement to be done and the entire cost thereof shall be assessed upon the property of such abutting property owners.

SECTION V: That the Clerk of this Council be and hereby is authorized and directed to serve notice of the passage of this Resolution upon the owners of the lots and lands abutting upon sidewalks, curbs and gutters in the manner provided by law.

SECTION VI: This Resolution is hereby declared to be an emergency resolution to provide for prompt construction, repair or replacement of the sidewalks, curbs and gutters and thereby insure safe passage to pedestrians in the area. This Resolution shall take effect and be in full force from and after the date passed according to the Charter of the City of Brookville, Ohio.

PASSED this _____ day of _____ 2021.

ATTEST:

Michelle Brandt, Acting 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. 21-30, passed by the Council of the City of Brookville, Ohio, on the _____ day of _____ 2021.

Michelle Brandt, Acting Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Resolution No. 21-30, 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 _____ 2021 to the _____ day of _____ 2021, both days inclusive.

Michelle Brandt, Acting Clerk

EXHIBIT A
CITY OF BROOKVILLE
HAY AVENUE RECONSTRUCTION- PHASE 1
PRELIMINARY ASSESSMENT FORM

LOCATION OF TRACT	TAX MAP IDENTIFIER (BLOCK/LOT)	TAX PARCEL AUDITOR #	NAMES AS ON DEEDS ADDRESS FROM AUDITOR OFFICE	DEED FRONTAGE (FEET) ASSESSABLE FOOTAGE	QUANTITY SIDEWALK (S.F.)	QUANTITY CURBING (FT.)	COST SIDEWALK \$8.00/S.F.	COST CURBING \$26.00/FT.	TOTAL ASSESSMENT \$'S
	LOT 272, 273	C05-00202-0016 C05-00202-0017	BROOKVILLE HISTORICAL SOCIETY INC** 3 HAY AVENUE BROOKVILLE, OH 45309	152.00	1283.00	160.00	\$10,264.00	\$4,160.00	\$14,424.00
	LOT 267	C05-00202-0020	SCHUCK PROPERTIES, LLC 23 HAY AVENUE BROOKVILLE, OH 45309	66.00	350.00	66.00	\$2,800.00	\$1,716.00	\$4,516.00
	LOT 258	C05-00202-0021	TAC RENTALS LTD** 29 HAY AVENUE BROOKVILLE, OH 45309	52.00	335.00	77.00	\$2,680.00	\$2,002.00	\$4,682.00
	LOT 259	C05-00202-0022	MARK H. FINFROCK** 101 HAY AVENUE BROOKVILLE, OH 45309	66.85	384.25	75.85	\$3,074.00	\$1,972.10	\$5,046.10
	LOT 260	C05-00202-0023	ROBERT L. PRIDEMORE, TRUSTEE 111 HAY AVENUE BROOKVILLE, OH 45309	66.85	344.25	66.85	\$2,754.00	\$1,738.10	\$4,492.10
	LOT 261	C05-00202-0024	DENNIS DREW 121 HAY AVENUE BROOKVILLE, OH 45309	66.85	624.28	66.85	\$4,994.20	\$1,738.10	\$6,732.30
	LOT 262	C05-00202-0025	JEAN E GORDON** 123 HAY AVENUE BROOKVILLE, OH 45309	66.85	434.53	101.35	\$3,476.20	\$2,635.10	\$6,111.30
	LOT 263, 264	C05-00203-0015 C05-00203-0016	GENERAL TELEPHONE CO OF OHIO** 211 HAY AVENUE BROOKVILLE, OH 45309	119.63	507.00	58.00	\$4,056.00	\$1,508.00	\$5,564.00
	LOT 274	C05-00202-0026	RODGER W. AND RENEE D. MART** 4 HAY AVENUE BROOKVILLE, OH 45309	50.00	310.00	60.00	\$2,480.00	\$1,560.00	\$4,040.00
	LOT 275	C05-00202-0027	THOMAS W. WRIGHT 10 HAY AVENUE BROOKVILLE, OH 45309	50.00	260.00	50.00	\$2,080.00	\$1,300.00	\$3,380.00
	LOT 276	C05-00202-0028	JENNIFER M. AND THOMAS DAVIS 14 HAY AVENUE BROOKVILLE, OH 45309	50.00	260.00	50.00	\$2,080.00	\$1,300.00	\$3,380.00

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 2021-15 Passed , 20

AN ORDINANCE TO APPROVE AND ADOPT CURRENT REPLACEMENT PAGES TO THE CODIFIED ORDINANCES, AND DECLARING IT AN EMERGENCY.

WHEREAS, certain provisions within the Codified Ordinances should be amended to conform with current State law as required by the Ohio Constitution; and

WHEREAS, various ordinances of a general and permanent nature have been passed by Council which should be included in the Codified Ordinances; and

WHEREAS, Council has heretofore entered into a contract with the Walter H. Drane Company to prepare and publish such revision which is before Council in the form of replacement pages to the Codified Ordinances;

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

SECTION I: The ordinances of the Municipality of Brookville, Ohio, of a general and permanent nature, as revised, recodified, rearranged and consolidated into component codes, titles, chapters and sections within the 2021 Replacement Pages to the Codified Ordinances are hereby approved and adopted.

SECTION II: The following sections and chapters are hereby added, amended, or repealed as respectively indicated in order to comply with current State law.

Traffic Code

- 301.183 Low-Speed Micromobility Device. (Added)
- 301.22 Pedestrian. (Amended)
- 301.51 Vehicle. (Amended)
- 331.211 Report of Vehicle Failing to Yield Right of Way to Public Safety Vehicle. (Amended)
- 331.37 Driving Upon Sidewalks, Street Lawns or Curbs. (Amended)
- 333.03 Maximum Speed Limits. (Amended)
- 335.02 Permitting Operation Without Valid License; One License Permitted. (Amended)
- 335.021 Ohio Driver’s License Required for In State Residents. (Amended)
- 335.04 Certain Acts Prohibited. (Amended)
- 335.09 Display of License Plates or Validation Stickers; Temporary License Placard. (Amended)
- 371.13 Operation of Personal Delivery Device on Sidewalks and Crosswalks. (Added)
- 371.14 Low-Speed Micromobility Devices. (Added)
- 373.10 Motorized Bicycle Operation. (Amended)
- 373.15 Electric Bicycles. (Amended)

General Offenses Code

- 501.99 Penalties for Misdemeanors. (Amended)
- 505.071 Cruelty to Companion Animals. (Amended)
- 509.07 Making False Alarms. (Amended)
- 513.01 Drug Abuse Control Definitions. (Amended)
- 521.08 Littering and Deposit of Garbage, Rubbish, Junk, Etc. (Amended)
- 525.13 Interfering with Civil Rights. (Amended)
- 529.01 Liquor Control Definitions. (Amended)
- 529.07 Open Container Prohibited. (Amended)
- 533.08 Procuring; Engagement in Sexual Activity for Hire. (Amended)
- 533.09 Soliciting. (Amended)

RECORD OF ORDINANCES

2021-15

Ordinance No. _____ Passed _____, 20_____

General Offenses Code

- 533.091 Loitering to Engage in Solicitation. (Amended)
- 533.10 Prostitution. (Amended)
- 537.02 Vehicular Homicide and Manslaughter. (Amended)
- 541.04 Criminal Mischief. (Amended)
- 541.05 Criminal Trespass. (Amended)
- 541.051 Aggravated Trespass. (Amended)
- 545.03 Property Exceptions as Felony Offense. (Amended)
- 545.09 Passing Bad Checks. (Amended)
- 549.02 Carrying Concealed Weapons. (Amended)
- 549.06 Unlawful Transactions in Weapons. (Amended)

SECTION III: The complete text of the sections listed above are set forth in full in the current replacement pages to the Codified Ordinances which are hereby attached to this ordinance as Exhibit A. Notice of adoption of each new section by reference to its title shall constitute sufficient publication of new matter contained therein.

SECTION IV: This Ordinance is passed as an emergency measure for the protection and preservation of the peace, health, safety and general welfare of the inhabitants of the Municipality, the emergency being the immediate necessity to approve and distribute current Replacement Pages to the Codified Ordinances so as to facilitate administration, daily operation and avoid practical and legal entanglements; and it shall therefore take effect immediately upon passage by two-thirds of the members of Council of the Municipality of Brookville, Ohio.

PASSED this _____ day of _____ 2021.
ATTEST:

Michelle Brandt, Acting Clerk Charles Letner, Mayor

CERTIFICATE

The undersigned, Clerk of the City of Brookville, does hereby certify that the foregoing is a true and correct copy of Ordinance No. 2021-15, passed by the Council of the City of Brookville, Ohio, on the _____ day of _____ 2021.

Michelle Brandt, Acting Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 2021-15 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 _____ 2021, to the _____ day of _____ 2021, both days inclusive.

Michelle Brandt, Acting Clerk

Agenda Item

COUNCIL MEETING DATE: October 19, 2021

TYPE OF AGENDA ITEM: Resolution

TO: Meghan Wheeler, Clerk of Council

FROM:

DATE:

SUBJECT: First Reading of Proposed Resolution No. 21-31 entitled "A RESOLUTION AMENDING THE 2021 APPROPRIATIONS, AS SET FORTH BELOW, PURSUANT TO SECTION 5705.40 OF THE OHIO REVISED CODE, AND SECTION 12.35 OF THE OHIO ADMINISTRATIVE CODE AND APPROVING THE AMENDMENT TO THE CERTIFICATE OF ESTIMATED RESOURCES, AS SET FORTH BELOW."

I. BACKGROUND:

II. DISCUSSION:

III. CONCLUSION:

IV. RECOMMENDED MOTION:

Attachments:

None