



CITY COUNCIL
Tuesday, January 4, 2022, 7:30 PM
301 SYCAMORE STREET, BROOKVILLE, OHIO 45309
937-833-2135
www.brookvilleohio.com

Join online: <https://brookvilleoh.webex.com/brookvilleoh/j.php?MTID=md126c47d4c8ed62fd3a7cc6cddc93fde>

Meeting number: 2631 949 5698 **Password:** P4Jbn3t8JPA

Join by phone: +1-415-655-0001 **Access code:** 263 194 95698

Agenda

I. Opening of Regular Council Meeting

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

II. Administer Oath of Office

- a. 1. Council Member Requarth
- 2. Council Member Schreier
- 3. Council Member Wilder
- 4. Council Member Zimmerlin

III. Adoption of Agenda

IV. Motion to Appoint a Vice Mayor

V. Motion to Appoint a Council Member to Planning Commission

VI. Approval of Minutes

- a. Approval of December 21, 2021 Regular Meeting Minutes

VII. Reports of Municipal Officers

- a. City Manager
- b. Finance Director
 - 1. Fund balance of December 31, 2021
- c. Fire Chief
- d. Police Chief

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



- e. Law Director
- f. Mayor Chuck Letner

VIII. Old Business

- a. Second reading of proposed Resolution No. 21-35 entitled "A RESOLUTION AUTHORIZING THE REQUEST FOR AN ADVANCE OF TAXES COLLECTED IN 2022 FOR TAX YEAR 2021."

IX. New Business

- a. First reading of proposed Resolution No. 22-01 entitled "A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE THE MULTI-AGENCY RADIO COMMUNICATION SYSTEM (MARCS) SERVICE AGREEMENT WITH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES, OFFICE OF INFORMATION TECHNOLOGY, AND DECLARING IT AN EMERGENCY."
- b. First reading of proposed Resolution No. 22-02 entitled "A RESOLUTION AUTHORIZING THE CITY MANAGER TO DISPOSE OF SURPLUS PROPERTY EITHER AT A PUBLIC AUCTION, A PRIVATE SALE, BY INTERNET AUCTION OR BY DONATION TO A GOVERNMENT ENTITY, OR TO A NON-PROFIT ORGANIZATION."
- c. First reading of proposed Resolution No. 22-03 entitled "A RESOLUTION AUTHORIZING A REVISED AGREEMENT WITH MONTGOMERY COUNTY TO PROVIDE EMERGENCY PREPAREDNESS, HOMELAND SECURITY AND EMERGENCY MANAGEMENT SERVICES FOR THE CITY OF BROOKVILLE, OHIO, AND DECLARING IT AN EMERGENCY."

X. Reports of Boards and Commissions

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

XI. Public Comments (5 minutes per speaker)

XII. 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 • Jeff Requarth • Curt Schreier • Kim Wilder

Brookville City Council
Regular Meeting
December 21, 2021

The Regular Meeting of the Brookville City Council was called to order by Mayor Letner at 7:30 p.m. on December 21, 2021. The meeting was held in the City Council Chambers and virtually using the Cisco WebEx application. The Pledge of Allegiance was recited. Members Crane, Fowler, Schreier, Requarth, Wilder and Zimmerlin; Manager Keaton, Finance Director Brandt, Law Director Stephan, Fire Chief Fletcher, Police Chief Jerome and Clerk Duncan were present.

Roll Call by Clerk Duncan.

Motion by Zimmerlin, second by Fowler to adopt the Agenda as presented. All yeas, motion carried.

Motion by Schreier, second by Zimmerlin to approve the December 7, 2021 Budget Work Session Minutes. All yeas, motion carried.

Motion by Zimmerlin, second by Wilder to approve the December 7, 2021 Regular Meeting Minutes. All yeas, motion carried.

Mayor Letner reported we recently lost a very valuable team member of the City of Brookville, Dale Godsey, who passed away early Sunday morning. Dale had been employed by the City for 28 years and had a wealth of knowledge. Mayor Letner called for a moment of silence to recognize Dale, stating he was Brookville through and through and will be missed.

Manager Keaton expressed her condolences to the family of Service Department Foreman Dale Godsey, who was a valued employee. Manager Keaton advised she and Dale began their employment with the City on the same day, which was September 27, 1993. Manager Keaton stated Dale will be sorely missed.

Manager Keaton advised it also with great sadness that she must announce the passing of Lee Vance, husband of Jennifer Vance. Jennifer is a Member of our Park Board. Manager Keaton asked everyone to keep Dale and Jenny's family in their thoughts and prayers as they go through this difficult time.

Manager Keaton reported she and Finance Director Brandt recently attended the County Auditor Annual Update meeting. Brookville's tentative taxable values increased \$3,900,950, or 3%. A/R values increased \$1,460,830, or 1.5% and C/I values increased \$2,220,140, or 7.1%. These new proposed values must still be approved by the State. This increase is due to new construction in the city. Property owners should see reduction factors on voted levies, as they bring in the same amount of money as when they were voted in.

Manager Keaton stated she is delighted to announce Finance Director Brandt received the Auditor of State Award for the Finance Department audit for year ending December 31, 2020. The Auditor of State audits nearly 6,000 entities and only a small percentage of entities are eligible for this award. Congratulations to Michelle Brandt and the Finance Department for receiving this award.

Manager Keaton reported MetroNet began their third week of installing fiber in Brookville. We have experienced a few disruptions and citizen grumbles with this installation, but we are working through that.

Manager Keaton reported under Old Business, she is requesting Council accept the second reading, dispense with the third reading, and adopt proposed Resolution No. 21-33. ODOT needs a copy of the adopted Resolution, Fiscal Officer's Certificate, Signed Contract and check by December 31, 2021.

Manager Keaton wished everyone a Merry Christmas, and a happy, healthy, and safe New Year.

Member Fowler inquired about the progress MetroNet has made so far?

Manager Keaton replied installation has been completed in Hunters Run and MetroNet is now working in Golden Gate Estates. They have also completed the upper section of Market Street and are working their way through. They are waiting on AES approval to connect on their poles, which should happen in February. MetroNet hopes to complete their fiber installation in June or July.

Member Requarth inquired if the Walnut Street project has been completed?

Manager Keaton replied it is complete with the exception of installing three fire hydrants. The hydrants will be installed upon delivery, which should be in early January.

Member Fowler asked whether the speed limit signs have been installed near the Meadows of Brookville?

Manager Keaton replied not all of the signs have been installed. The eastbound 45 mph speed limit sign is still up. The westbound sign was installed on an existing pole. The 55 mph signs will be installed just past Heckathorn Road once ODOT approval is received.

Finance Director Brandt requested Council authorization to receipt 90% of the revenue received from EMS Billing into the General Fund for operations of the Fire Department and 10% of the revenue from EMS Billing into the Fire Capital Improvement Fund for 2022.

Motion by Requarth, second by Fowler to authorize Finance Director Brandt to receipt 90% of the revenue received from EMS Billing into the General Fund for operations of the Fire Department and 10% of the revenue from EMS Billing into the Fire Capital Improvement Fund for 2022. All yeas, motion carried.

Finance Director Brandt requested Council approval to set the labor rate for the Service Department Mechanic at \$50 per hour for 2022, for work performed on the city fleet.

Motion by Schreier, second by Wilder to set the labor rate for the Service Department Mechanic at \$50 per hour for 2022, for work performed on the city fleet. All yeas, motion carried.

Finance Director Brandt requested Council approval to issue Super Blanket Purchase Order Certificates in 2022 for recurring monthly and quarterly expenditures.

Motion by Fowler, second by Zimmerlin to allow Finance Director Brandt to issue Super Blanket Purchase Order Certificates in 2022 for recurring monthly and quarterly expenditures. All yeas, motion carried.

Finance Director Brandt requested Council accept the first reading and dispense with the second and third reading to adopt proposed Resolution No. 21-36 as provided in 4.07(A)(1) of the Charter of the City.

Motion by Fowler, second by Zimmerlin to read proposed Resolution No. 21-36. All yeas, motion carried.

Motion by Fowler, second by Zimmerlin to accept the first reading, dispense with the second and third reading and adopt Resolution No. 21-36 entitled "A RESOLUTION TO MAKE APPROPRIATIONS FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF BROOKVILLE, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2022." All yeas, motion carried.

Finance Director Brandt requested Council accept the first reading and dispense with the second and third reading to adopt proposed Resolution No. 21-37 which amends the 2021 Appropriations and Estimated Resources. This Resolution shall take effect immediately after passage of this Resolution as provided in 4.07(A)(1) of the Charter of the City.

Motion by Requarth, second by Fowler to read proposed Resolution No. 21-37. All yeas, motion carried.

Motion by Zimmerlin, second by Wilder to accept the first reading, dispense with the second and third reading and adopt Resolution No. 21-37 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.” All yeas, motion carried.

Finance Director Brandt reported our platform for CivicClerk is updating on December 29, 2021. Council will receive an email and will have 24 hours to validate their account.

Mayor Letner and Council congratulated Finance Director Brandt on the Auditor of State Award.

Fire Chief Fletcher had no report.

Police Chief Jerome reported the Police Department adopted five families for Christmas and shopped for them with donations from Pak-Rite and Ritter Plumbing. The beard money donations were used to donate to the Shepard’s Hands and FISH food pantries. Police Chief Jerome thanked Administrative Assistant Alexa Staas for her help with these projects.

Police Chief Jerome reported the Police Department served a search warrant on Sunday morning and he will report further on that in January.

Law Director Stephan had no report and wished everyone Merry Christmas and Happy New Year.

Mayor Letner invited everyone to attend the Prayer Breakfast on January 13 at 7:30 a.m. The breakfast will be held at the Brookville School Board Office, located at 75 June Place.

Mayor Letner advised he will continue the Citizen of the Month program in 2022 as he has already received several nominations for some very deserving citizens.

Motion by Zimmerlin, second by Fowler to read proposed Resolution No. 21-33. All yeas, motion carried.

Motion by Fowler, second by Wilder to accept the second reading, dispense with the third reading and adopt Resolution No. 21-33 entitled “A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION ON THE SAFE ROUTES TO SCHOOL INFRASTRUCTURE PROJECT.” All yeas, motion carried.

Motion by Zimmerlin, second by Fowler to read proposed Resolution No. 21-35. All yeas, motion carried.

Motion by Fowler, second by Schreier to accept the first reading of Resolution No. 21-35. All yeas, motion carried.

Member Fowler, Park Board Liaison, had no report but commented the light display looks fantastic. He thanked the Park Board for their dedication and hard work.

Bonnie Cordes, of 760 Kimmel Trail, commented the wind has been hard on the light display this year.

Member Schreier, Planning Commission Liaison, had no report.

Mark Haworth of 10352 Upper Lewisburg Salem Road, asked what the status is on the 18 acres next to the firehouse?

Mayor Letner replied it is still vacant.

Mr. Haworth asked if there is anything going on with it?

Mayor Letner replied no, not at this time.

Mr. Haworth stated not at this time. You don't know anything?

Mayor Letner replied there is nothing going on with it at this time.

Mr. Haworth commented in July, Council approved a Resolution directing the Montgomery County Board of Elections to place a five-year 3.85 mill property tax levy for the general construction, reconstruction, resurfacing and repair of streets, roads and bridges on the November 2nd ballot. It is the third time Council placed the levy on the ballot. Council had asked voters to approve the street maintenance levy two previous times only to have the two levies fail. This levy again failed. Mr. Haworth stated the City Manager said there will be cuts and that was supposed to be discussed at the December 7 meeting and he did not hear anything.

Manager Keaton advised she shared with Council the proposed budget cuts at a Work Session that was held prior to the December 7 Council meeting. Manager Keaton stated she would be glad to share them with Mr. Haworth.

Mr. Haworth declined, stating he was going to let the cat out of the bag, stating that Council is all aware that the land was purchased next to the firehouse yesterday. Mr. Haworth stated he just asked Mayor Letner if he knew anything about it and he replied he did not know anything about it.

Mayor Letner replied he did not say that. Mayor Letner stated Mr. Haworth asked if there was anything going on and he replied no there is not.

Mr. Haworth began to speak and Mayor Letner asked if he could interrupt and take 30 seconds of his time?

Mr. Haworth replied that was fine, as long as it did not take away from his allotted five minutes.

Mayor Letner asked Mr. Haworth if his address is 10352 Upper Lewisburg Salem Road?

Mr. Haworth stated that is correct.

Mayor Letner stated just for the record, any address that is within the City of Brookville has three digits. Mayor Letner asked Mr. Haworth what his vested interest is as he does not live within the City of Brookville?

Mr. Haworth proceeded, asking how Council can explain to the citizens of Brookville that voted no overwhelmingly on November 2nd on the street levy and the micro-housing development next to the fire station, that we the City just blew over \$200,000 of hard earned tax dollars on the 18 acres of land next to the firehouse? Mr. Haworth stated our streets are in desperate need of repair and the street levy has failed three times and our city leaders are buying land that we don't need. The City Manager states that she will be making budget cuts, yet we have the funds to purchase the land. This whole land purchase was planned in secret executive meetings by City Council. Mr. Haworth stated in his opinion this is one of the most sneakiest deals that he has ever witnessed.

Member Requarth replied Mr. Haworth is right, the City has actually tried to pass five levies in the last three years, two for the park and three for the roads. When this land was brought into the city, it was meant for development. The citizens overturned the rezoning of the land. Member Requarth stated Council did have an Executive Session, but they also came back into the Council Chambers, and in public, passed the motion to purchase the land. Mr. Requarth stated prior to the Executive Session, the question was asked if there would be any action taken, and the reply was that it was possible. If no one hung around to hear the outcome of the Executive Session that is not

on Council. The approval to buy the land was in a public meeting. Member Requarth commented of the people sitting on Council, he probably had the most reservations, because of the message that it sends. We are running levies on the ballot, and yet we are spending \$200,000 on land. But the flip side is, as Manager Keaton mentioned earlier about taxes rolling back, running the city is a business. That land sitting there as a bean field or corn field does not make us any money. Since the citizens of this city choose not to help support added expenses as they come along, the only way that we can increase our revenue is to get more customers, like any business. To get more customers that land needs to be developed. Member Requarth stated the general consensus is there will be no more rezoning of the land. It will be developed under R-1B, which is how it was brought into the city. What it comes down to is if the citizens are not going to pass levies, which is their right, then we are going to have to increase revenue. Right now, over 70% of our General Fund revenue is from city income tax, so we have to bring more tax paying citizens into the city. The bottom line is that this is a business.

Mr. Haworth asked if the City is going to build houses now since they purchased the land?

Member Requarth replied no.

Mr. Haworth asked what was the purpose of buying the land?

Member Zimmerlin replied so we have control.

Mr. Haworth stated its all about control but yet our streets are in dire straights. We could have used that money to repair the streets.

Member Zimmerlin stated we have already lost out on a couple other parcels in town. We have a TIF along Market Street and we cannot use part of it because it was purchased by someone else. We have a third phase of another development that we cannot execute on because it was purchased by someone else. Member Zimmerlin stated Council is not going to ask for another levy, because they have already been turned down five times. We have to think outside the box and start considering other ways to generate revenue. There are only three ways to generate revenue-increase income tax, increase roof tops or make cuts. Member Zimmerlin said what are we going to cut? Our part-time firefighters? Our twelve Police Officers? We do not have a lot of money to cut so we have to generate revenue. We have gotten the message from the public and are not putting another levy on the ballot, so we are thinking of other avenues and how we make the city better.

Mr. Haworth stated you bought this for control. Control of what?

Member Zimmerlin replied the interest of the property and of the development. We have other parcels in the City that we own.

Mr. Haworth stated why not just keep it for sale and let a developer buy it and develop it?

Member Requarth replied we were afraid that someone would buy it and leave it just like it is, a bean field or a corn field in town. The only way we can make sure that it gets developed now is to own it. Mr. Requarth stated he hopes in the next six months we do not own it anymore.

Mr. Haworth stated 80% of the voters that voted that rezoning down wanted a bean field.

Many members spoke at once. Member Fowler stated he thought they wanted R-1B.

Mr. Haworth stated they are not all about the proud and progressive. Progressive seems to be a bad word here lately in the news.

Member Zimmerlin stated that land has been R-1B since the Comprehensive Plan was done. It has not been a secret.

Law Director Stephan stated it was rezoned R-1B Planned Development from Conservation around 2016. It was originally zoned Conservation when it was annexed to the city, and then it was rezoned to R-1B Planned Development.

Member Zimmerlin stated it has been our intention for years to make that land a residential development. It has not been a secret.

Mr. Haworth asked why Council had to go into secret meetings?

Member Zimmerlin replied Council goes into Executive Session on all sorts of things.

Mayor Letner stated it was approved after the Executive Session on December 7, 2021. It is in the minutes. It was public knowledge. Mayor Letner stated if you had stayed around you would know that. Mayor Letner advised before they went into Executive Session it was stated there may be action taken. Council did take action and it is recorded in the minutes.

Mayor Letner told Mr. Haworth he had one minute left.

Mr. Haworth stated Mayor Letner asked him a question about how he does not live in the city and how it affects him. Mr. Haworth stated it affects him because where he lives is right next door to where you are doing this and what you did started out at 67 homes and that got shot down. Then it went to 59 homes, and everybody unanimously approved that. Mr. Haworth stated 80% of the voters said no, they made the wrong decision on November 2nd.

Mayor Letner replied that was based on what Mr. Haworth's group told them. That is not based on what we told them.

Mr. Haworth stated it was not his group.

Mayor Letner replied you spearheaded it and funded it. We let you use our facility.

Mr. Haworth said he funded it?

Mayor Letner stated we are not going to get into a back and forth and told Mr. Haworth he had 30 seconds to finalize his statement.

Member Requarth stated the rezoning was the issue on the ballot.

Mr. Haworth commented the bottom line is he has lived in Brookville all of his life and he loves this city and loves living here. He just wants the right choices made and 80% of the voters are thinking the same way he is.

Member Fowler stated we are not building R-1C homes.

Member Crane agreed we are not building R-1C homes, it will be R-1B., so what is the problem?

Mr. Haworth commented if Council had stuck with the original plan, we would not be having this conversation.

Several Council Members replied at once, stating this is the original plan. It is back to R-1B zoning.

Mr. Haworth stated you wanted to put 59 homes on 18 acres, only 15 feet apart and that was way too dense.

Manager Keaton commented it has to be developed according to the R-1B, PD zoning requirements in our zoning book, which is not 15 feet apart. That was R-1C.

Mayor Letner thanked Mr. Haworth for his comments.

Paul Kimmel, of 119 Sycamore Street, stated he has lived and worked in Brookville for the last twelve years. He loves this community and the people who call it home, until recently. Mr. Kimmel stated he resides in an apartment building and he has never had issues with anyone. He is a single dad and at one point had custody of four children. His oldest daughter is now married and his oldest son is in the College Promise Program at Miami University. Mr. Kimmel stated last year the landlord rented to a couple after ignoring advice not to rent to them. Mr. Kimmel stated these neighbors are loud and disorderly, and will not or cannot control their children. His home is no longer a place of refuge, but a place of nuisance, disorderly conduct and vindictive behavior. He endures constant noise, pounding and possibly children riding a scooter across the floors above him. They have interfered with the parking by placing a basketball hoop in the parking lot. He has contacted his landlord and the police. The landlord has used many excuses to avoid eviction. He has reached his breaking point. The police have issued warnings and citations and have been met with combative behavior. He is here today with a plea for help from those with authority to rectify a situation that clearly violates his right to quiet enjoyment within his home. Perhaps they can help persuade the act of an eviction from those who have clearly breached their lease and continue to be a nuisance to our community.

Mayor Letner asked Mr. Kimmel if he has spoken to the Police Chief?

Mr. Kimmel stated he has not. He came to Council on the advice of several Police Officers. He is out of options as his landlord will not do anything.

Police Chief Jerome stated coming to an open Council meeting is not the proper way to solve the problem. Police Chief Jerome advised he would be happy to address Mr. Kimmel's concerns. It sounds like the Police Department is responding and are doing their job, but a situation like this can be a long process. Without the landlord's support, it is a complicated process to declare it a nuisance. Police Chief Jerome stated he would like the opportunity to meet with Mr. Kimmel. He cannot solve the problem overnight but they can definitely develop a plan.

Member Requarth stated he is looking at the Police report where the tenants in question were arrested and asked if Children's Services have been contacted?

Police Chief Jerome stated he believes Children's Services were contacted in that instance because children were in the car at the time of arrest.

Fire Chief Fletcher stated one of the most challenging things they run into is Ohio law provides a lot of protection for residents in their homes. There is a large expectation placed upon fire and police before they are allowed to act and many times their hands are tied. Fire Chief Fletcher agreed meeting with Police Chief Jerome is the best course of action at this point.

Member Requarth asked if we are sure if the children are being taken care of?

Police Chief Jerome stated he is aware of the steps that should be taken to ensure the children's safety. Now that he has been made aware of the situation, we can explore all of the steps for the safety of the children and to help Mr. Kimmel rectify the problem.

Member Zimmerlin commented Council recently heard a presentation from Montgomery County mediation services recently, and suggested they get involved to help mediate the situation between the landlord and tenant.

Manager Keaton advised she can provide Mr. Kimmel with that information.

Mr. Kimmel replied he would be open to anything.

Mayor Letner thanked Mr. Kimmel for coming and stated the Police Chief and City Manager will be good resources for his situation.

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

Kimberly Duncan, Clerk

Charles Letner, Mayor

To: Mayor & Council
From: Sonja M. Keaton, City Manager
RE: Manager's Report
Date: 1/3/2022

We received word last week that we were not approved for the federal Small, Rural, and Tribal Body-Worn Camera Program that we applied for in August. We have been added to the program waitlist. To date, we have not received word on the State grant that we applied for.

Work should begin in late January, early February on the Hay Avenue Project.

We will begin advertising for bids later this week for construction of the Sludge Press Building. A Pre-Bid Meeting is scheduled for January 18 and the Bid opening is scheduled for January 25.

Proposed Resolution No. 22-03 authorizes the City of Brookville to enter into a revised Agreement with Montgomery County to provide Emergency Preparedness, Homeland Security and Emergency Management Services. The Agreement was revised to ensure it is compliant with O.R.C. 5502. The Montgomery County Office of Emergency Management will serve local subdivisions providing mitigation, preparation, response, and recovery support for emergencies, disasters, enemy attack, or any other action too great to be dealt with unassisted. Jurisdictions entering into the countywide Agreement are required to contribute a per capita rate of \$0.02 for each citizen within the City of Brookville. The term of the Agreement shall not exceed three years.

Over the past couple of weeks, the Service Department has cleaned and winterized the leaf wagon, replaced a damaged sign on W. Campus Blvd, removed Christmas lights on Market St., Gateway Park, and the City building, replaced broken sideboards on a dump truck, finished decals on the new plow truck, and fabricated a new battery box for one of the plow trucks.



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

Chief Douglas Jerome

djerome@brookvilleohio.com



Council Meeting Agenda January 4, 2022

Reportable Incidents

1/1/2020 – 12/31/2020 = 719

1/1/2021 – 12/31/2021 = 695

Citations

1/1/2020 – 12/31/2020 = 472

1/1/2021 – 12/31/2021 = 658

Traffic Stops

Total for 2020- 1,641

Total for 2021- 1,624

Brookville Police Department

Incident Arrest Blotter

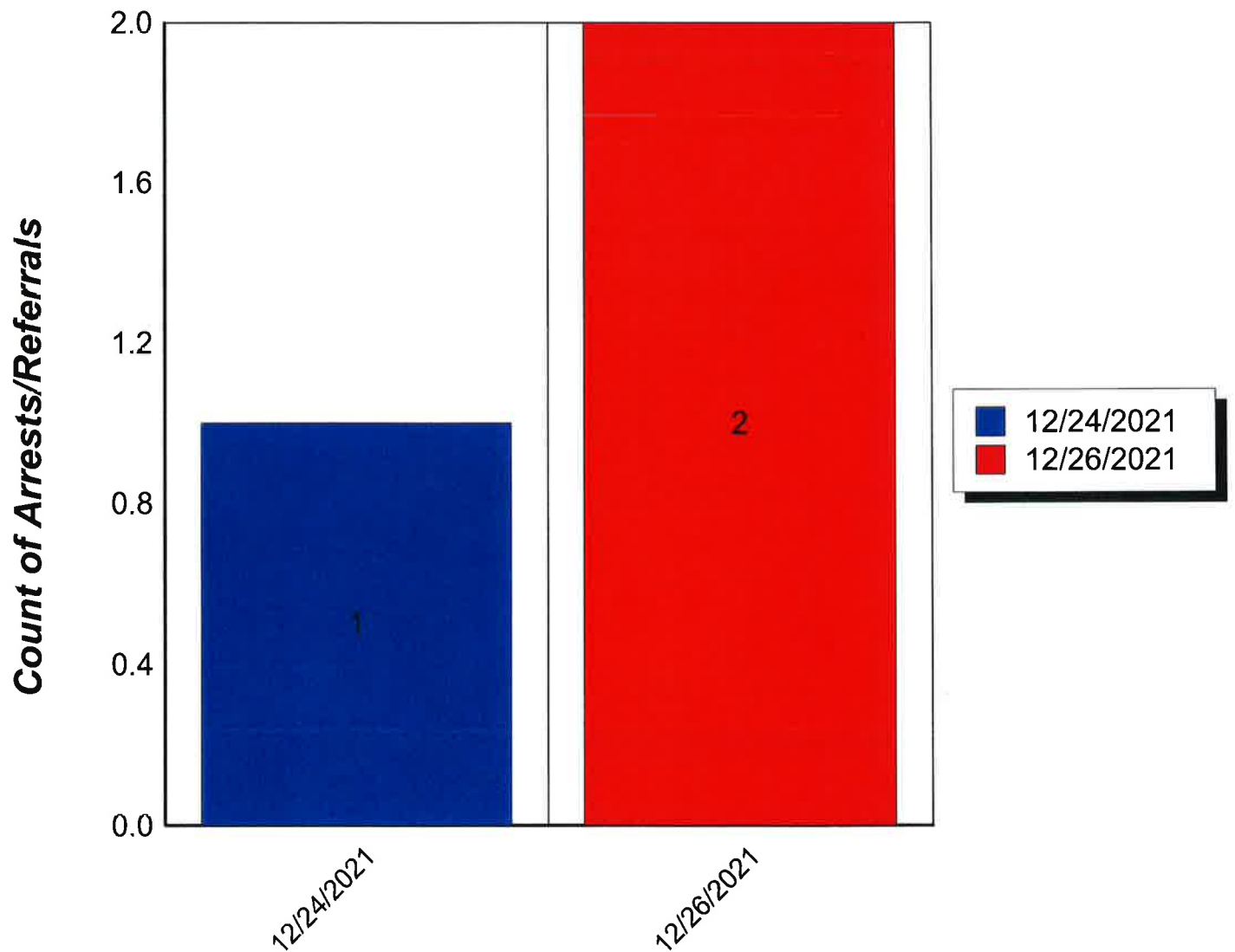
Arrest Date	Time	Suspect's Name	Address, Charges(s)	Incident ID
12/24/2021		LOUIS J. WILLIAMSON	2710 ODIN CT, MORaine, OH 45439 292511: Drug abuse - obtain, possess, use controlled subst 291711B1: Disorderly conduct - intoxicated annoy or alarm	2021-00690
12/26/2021		ALYSHA B. HENSLEY	2420 POWER AVE, HAMILTON, OH 45015 430162B4: Open container liquor - operator or passenger of v	2021-00691
		JARIN D. CASTLE	4096 KENWOOD DR, HAMILTON, OH 45015 292511C3: Drug abuse - marijuana	2021-00691
Total Selected = 3				

Brookville Police Department

Arrest Log by Date

Arrest Date	Total Arrests
December 24, 2021	1
December 26, 2021	2
Total Selected = 3	

Arrest Log by Date

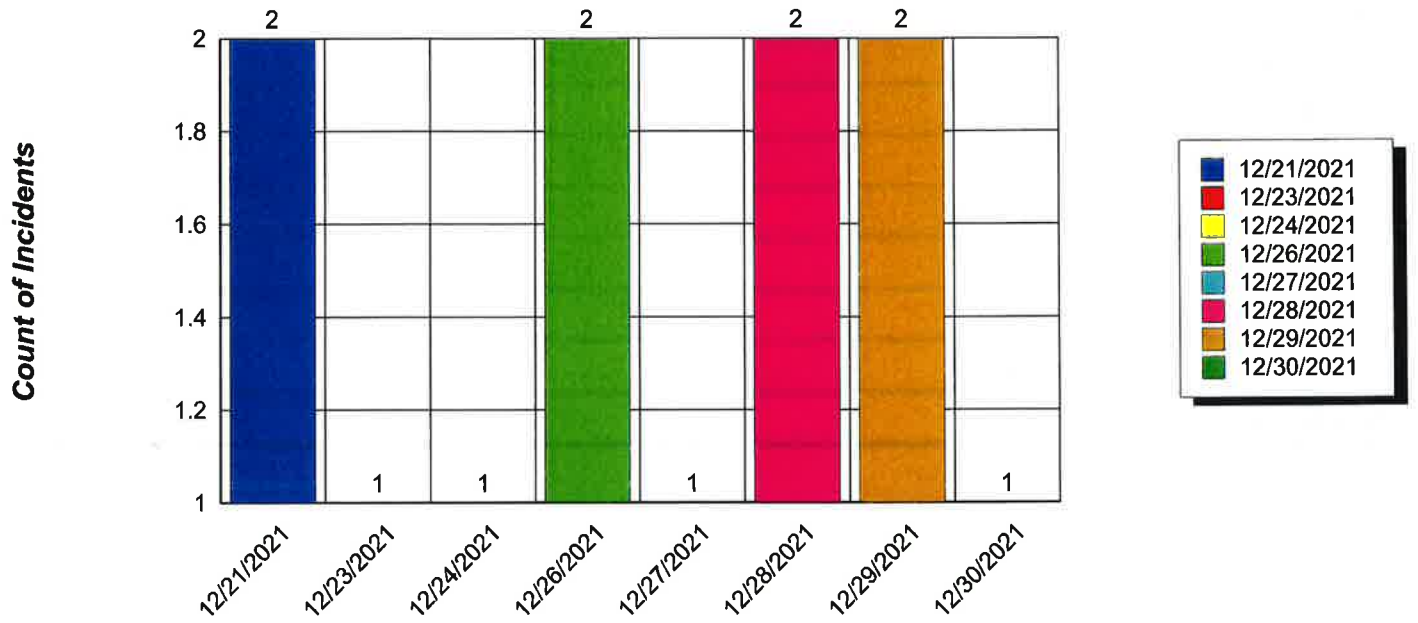


Brookville Police Department

Incident Log by Date Reported

Date Reported	Day of Week	Total Reported
12/21/2021	Tuesday	2
12/23/2021	Thursday	1
12/24/2021	Friday	1
12/26/2021	Sunday	2
12/27/2021	Monday	1
12/28/2021	Tuesday	2
12/29/2021	Wednesday	2
12/30/2021	Thursday	1
Total Selected = 12		

Incident Log by Date Reported



Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
December 21, 2021					
2021-00687	709 ARLINGTON RD BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	12/21/2021	12/21/2021	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 02 26I - INFORMATION REPORT					
2021-00688	359 BAKER BROOKVILLE PD	SIGNAL 11 - FRAUD	12/21/2021	12/21/2021	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 06 291349A - Taking identity of another					
Total Incidents Reported for Date: 2					
December 23, 2021					
2021-00689	47 W MCKINLEY BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	12/23/2021	12/23/2021	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 02 26I - INFORMATION REPORT					
Total Incidents Reported for Date: 1					
December 24, 2021					
2021-00690	SYCAMORE & MCKINLEY BROOKVILLE PD	SIGNAL 18 - DRUG ABUSE	12/24/2021	12/24/2021	ARREST
Offenses UCR Offense Description 2 01 292511 - Drug abuse - obtain, possess, use controlled subst 02 291711B1 - Disorderly conduct - intoxicated annoy or alarm					
Total Incidents Reported for Date: 1					
December 26, 2021					
2021-00691	575 ARLINGTON ROAD BROOKVILLE PD	SIGNAL 18 - DRUG ABUSE	12/26/2021	12/26/2021	ARREST
Offenses UCR Offense Description 3 01 292511C3 - Drug abuse - marijuana 02 430162B4 - Open container liquor - operator or passenger of v N/A 451303 - LIGHTED LIGHTS REQUIRED					
2021-00692	545 UPPER LEWISBURG SALEM	SIGNAL 26I - INFORMATION REPORT	12/26/2021	12/26/2021	

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
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December 26, 2021

BROOKVILLE PD

EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
1 02 26I - INFORMATION REPORT

Total Incidents Reported for Date: 2

December 27, 2021

2021-00693 110 WESTERN AVE SIGNAL 09 - ASSAULT
BROOKVILLE PD

12/27/2021 12/27/2021
EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
1 04 290313 - Assault

Total Incidents Reported for Date: 1

December 28, 2021

2021-00695 11979 WOLFCREE SIGNAL 26A- AGENCY ASSIST
BROOKVILLE PD

12/28/2021 12/28/2021
EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
1 02 26A - ASSIST ANOTHER AGENCY/OFFICER

2021-00694 135 CORONADO DR SIGNAL 07 - DWOC
BROOKVILLE PD

12/28/2021 12/30/2021
OPEN CASE

Offenses UCR Offense Description
1 07 291303 - Unauthorized use of motor vehicle

Total Incidents Reported for Date: 2

December 29, 2021

2021-00696 W CAMPUS @ ARLINGTON SIGNAL 53A - PROPERTY DAMAGE
ROAD
BROOKVILLE PD

12/29/2021 12/29/2021
EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
1 N/A 4511202 - REASONABLE CONTROL

2021-00697 507 PATRICIA FAYE SIGNAL 26DB - DEAD BODY
BROOKVILLE PD

12/29/2021 12/29/2021
EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
1 02 26DB - DEAD BODY

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
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Total Incidents Reported for Date: 2

December 30, 2021

2021-00698	801 ARLINGTON RD BROOKVILLE PD	SIGNAL 53HR - HIT/SKIP	12/31/2021		OPEN CASE
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Offenses UCR Offense Description
1 N/A 454902 - STOPPING AFTER ACCIDENT

Total Incidents Reported for Date: 1

Total Selected = 12

MEMORANDUM:

DATE: JANUARY 3, 2022

TO: BROOKVILLE CITY COUNCIL

FROM: RODNEY L. STEPHAN-COMMUNITY AND ECONOMIC DEVELOPMENT

RE: PURCHASE OF LAND BY GENERAL MOTORS, LLC.

General Motors, LLC had an option to purchase 53.567 acres on W. Campus in the Brookville Retail & Industrial Campus adjacent to the 74.529 acre parcel where General Motors constructed the DMAX facility. Planning Commission and City Council approved a rezoning of this 53.567 property to I-2 from HS and approved a new subdivision plat for this property in 2021. I have been advised that General Motors did complete the purchase of this 53.567 acre property in December 2021. The City has not received any plans for the use of this property, but it is promising that that General Motors has made this investment in additional land in the City of Brookville.

/s/Rodney L. Stephan

RESOLUTION NO. 21-35

A RESOLUTION AUTHORIZING THE REQUEST FOR AN ADVANCE OF TAXES COLLECTED IN 2022 FOR TAX YEAR 2021.

WHEREAS: It is in the best interest of citizens of the City of Brookville, Ohio that a request be made for advance taxes collected in 2022 for year 2021.

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

SECTION I: Authorization is granted to the Director of Finance of the City of Brookville, Ohio to make a request for an advance of taxes collected by the Treasurer of Montgomery County, Ohio, not to exceed the amount allotted by the Ohio Revised Code for the year 2021.

SECTION II: This Resolution shall therefore take effect and be enforced from and after its passage by the members of Council pursuant to the Charter of the City of Brookville, Ohio.

PASSED this _____ day of _____ 2022.

ATTEST:

Kimberly Duncan, 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. 21-35 passed by the Council of said City on the _____ day of _____ 2022.

Kimberly Duncan, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of Council of the City of Brookville, Ohio, hereby certifies that the foregoing Resolution No. 21-35 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 _____, 2022, to the _____ day of _____, 2022, both days inclusive.

Kimberly Duncan, Clerk

No.

RESOLUTION 22-01

Passed

Yr.

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE THE MULTI-AGENCY RADIO COMMUNICATION SYSTEM (MARCS) SERVICE AGREEMENT WITH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES, OFFICE OF INFORMATION TECHNOLOGY, AND DECLARING IT AN EMERGENCY.

WHEREAS, The Multi-Agency Radio Communication System (MARCS) is Ohio's wireless, digital communication network for first responders, providing fiber optic and microwave technology that enables State, local, and federal agencies to communicate instantly with one another during public safety events; and

WHEREAS, MARCS is a 700/800 MHz radio and data network that utilizes state-of-the-art trunked technology to provide statewide interoperability with digital clarity to police, fire, and EMS services; and

WHEREAS, MARCS agrees to provide the City of Brookville with MARCS service for MARCS compatible devices and equipment; and

WHEREAS, the City of Brookville desires to participate with MARCS.

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

SECTION I: The City of Brookville hereby agrees and consents to participate with the Ohio Department of Administrative Services, Office of Information Technology, Multi-Agency Radio Communication System.

SECTION II: The City of Brookville hereby authorizes the City Manager to sign the MARCS Service Subscription Agreement.

SECTION III: This Resolution is hereby declared an emergency measure for the immediate preservation of the public peace, health, safety, and welfare of the citizens of the City of Brookville, Ohio and to complete and submit the Agreement and all other pertinent paperwork to MARCS in a timely manner. This Resolution shall take effect from and after its passage as provided for in the Charter of the City of Brookville, Ohio.

PASSED this _____ day of _____ 2022.

ATTEST:

Kimberly Duncan, 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 Resolution No. 22-01, passed by the Council of the City of Brookville, Ohio, on the _____ day of _____ 2022.

Kimberly Duncan, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Resolution No. 22-01 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 _____ 2022, to the _____ day of _____ 2022, both days inclusive.

Kimberly Duncan, Clerk

No. **RESOLUTION NO. 22-02** *Passed* Yr. _____

A RESOLUTION AUTHORIZING THE CITY MANAGER TO DISPOSE OF SURPLUS PROPERTY EITHER AT A PUBLIC AUCTION, A PRIVATE SALE, BY INTERNET AUCTION OR BY DONATION TO A GOVERNMENT ENTITY, OR TO A NON-PROFIT ORGANIZATION.

WHEREAS, the City of Brookville, Ohio has accumulated surplus property; and

WHEREAS, the City of Brookville, Ohio no longer needs these items; and

WHEREAS, it would be uneconomical under the circumstances to maintain these items and would not be in the best interest of the citizens of the City of Brookville, Ohio to keep this equipment under the circumstances.

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

SECTION I: The City Manager is hereby authorized to place all such surplus items for sale at either a public auction, a private sale, or by Internet auction. The sale price to be determined at the sole discretion of the City Manager as well as the method of sale. The City Manager may also donate the surplus items to a government entity or to a non-profit organization. The City Manager shall provide a report to City Council within thirty (30) days after the disposal of surplus property that specifies the surplus property, the method of disposal and any funds generated from the sale of the surplus property and the name and address of the buyer or donee.

SECTION II: This Resolution shall therefore take effect and be enforced from and after its passage by the members of Council pursuant to the Charter of the City of Brookville, Ohio.

PASSED this _____ day of _____ 2022.

ATTEST:

Kimberly Duncan, 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. 22-02, passed by the Council of said City on the _____ day of _____ 2022.

Kimberly Duncan, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio hereby certifies that the foregoing Resolution No. 22-02 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 _____ 2022 to the _____ day of _____ 2022 both days inclusive.

Kimberly Duncan, Clerk

RESOLUTION NO. 22-03

No.

Passed

Yr.

A RESOLUTION AUTHORIZING A REVISED AGREEMENT WITH MONTGOMERY COUNTY TO PROVIDE EMERGENCY PREPAREDNESS, HOMELAND SECURITY AND EMERGENCY MANAGEMENT SERVICES FOR THE CITY OF BROOKVILLE, OHIO, AND DECLARING IT AN EMERGENCY.

WHEREAS, the City of Brookville desires to enter into a revised agreement with Montgomery County to provide its emergency preparedness, homeland security and emergency management services as outlined in the Montgomery County Emergency Management Services Agreement; and

WHEREAS, an annual cost for these services will be determined by the Director of Emergency Management and approved by the Montgomery County Board of Commissioners; and

WHEREAS, this agreement stands for a term not to exceed three (3) years until terminated by either party in accordance with the Montgomery County Emergency Management Services Agreement.

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

SECTION 1: That an agreement with Montgomery County to provide emergency preparedness, homeland security and emergency management services for the City of Brookville is hereby authorized and that these services will be provided at an annual cost to be determined by the Director of Emergency Management and approved by the Montgomery County Board of Commissioners. Further, the term of this agreement shall be from the date of execution by all parties and certification of funds by the Montgomery County Auditor and shall stand for a term not to exceed three (3) years until terminated by either party in accordance with the Montgomery County Emergency Management Services Agreement.

SECTION 2: This Resolution is hereby declared to be an emergency measure for the immediate preservation of the public peace, health, safety, and welfare of the citizens of the City of Brookville, Ohio, and to ensure that the City of Brookville will be able to timely participate with Montgomery County to provide emergency preparedness, homeland security and emergency management.

PASSED this _____ day of _____ 2022.

ATTEST:

Kimberly Duncan, 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. 22-03 passed by the Council of the City of Brookville on the _____ day of _____ 2022.

Kimberly Duncan, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of Council of the City of Brookville, Ohio, hereby certifies that the foregoing Resolution No. 22-03 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 _____ 2022, to the _____ day of _____ 2022, both days inclusive.

Kimberly Duncan, Clerk