



CITY COUNCIL MEETING
Tuesday, December 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

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

II. Adoption of Agenda

III. Approval of Minutes

- a. Approval of the December 3, 2019 Regular Meeting Minutes

IV. Re-appointments to Boards and Commissions

- a. Zach Music - Park Board
- b. Jessi Sievers - Planning Commission
- c. Joseph Tobias - Records Commission
- d. Brett Hart - Local Board of Tax Review

V. Appointment of Christopher Marshall to the Board of Zoning and Appeals

VI. Reports of Municipal Officers

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



VII. Old Business

- a. Third reading of proposed Resolution No. 19-24 entitled, "A Resolution authorizing the request for an advance of taxes collected in 2020 for Tax Year 2019."
- b. Second reading of proposed Resolution No. 19-26 entitled, "A Resolution authorizing a ten-year participation agreement with the Montgomery County Economic Development/Government Equity (ED/GE) Program."
- c. Second reading of proposed Resolution No. 19-27 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, 2020."

VIII. New Business

- a. First reading of proposed Resolution No. 19-28 entitled, "A Resolution establishing a new wage scale for full-time hourly employees."
- b. First reading of proposed Resolution No. 19-29 entitled, "A Resolution establishing a new wage scale for part-time hourly employees."
- c. First reading of proposed Resolution No. 19-30 entitled, "A Resolution establishing the compensation of the Clerk of Council."
- d. First reading of proposed Resolution No. 19-31 entitled, "A Resolution establishing the compensation of the City Manager."
- e. First reading of proposed Resolution No. 19-32 entitled, "A Resolution establishing the compensation for the Director of Finance."
- f. First reading of proposed Resolution No. 19-33 entitled, "A Resolution establishing the compensation of the Director of Fire."
- g. First reading of proposed Resolution No. 19-34 entitled, "A Resolution establishing the compensation of the Director of Police."
- h. First reading of proposed Resolution No. 19-35 entitled, "A Resolution establishing the compensation of the Director of Law."
- i. First reading of proposed Resolution Res. 19-36 entitled, "A Resolution amending the 2019 Appropriations 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."
- j. First reading of proposed Ordinance No. 2019-07 entitled, "An Ordinance to amend certain provisions in Chapter 194 of the City of Brookville Codified Ordinances being the City Income Tax Code to incorporate changes in the Tax Law required by the State of Ohio."



- k. First reading of proposed Ordinance No. 2019-08 entitled "An Ordinance amending the Code of Ordinances Part 9, Title 3, Section 931.20 (a) fixing the rates and charges to all water customers and Section 931.22 (a) fixing the Fire Line Service charges in the City of Brookville, Ohio."

IX. Reports of Boards and Commissions

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

X. Public Comments (5 minutes per speaker)

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.

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
December 3, 2019

The Regular Meeting of the Brookville City Council was called to order by Mayor Letner at 7:30 p.m. on December 3, 2019 in the Brookville Council Chambers. The Pledge of Allegiance was recited. Members Crane, Fowler, Schreier, Swabb, Wilder and Zimmerlin; Manager Keaton, Finance Director Brandt, Law Director Stephan, Clerk Wheeler, Fire Chief Fletcher, Police Chief Jerome and Service Superintendent Homan were present.

Roll Call by Clerk Wheeler.

Manager Keaton requested the addition of an Executive Session per ORC 121.22 (G)(1) to consider the appointments of various Boards and Commissions and per ORC 121.22 (G)(4) to review negotiations or bargaining sessions with public employees concerning compensation or other terms and conditions of employment.

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

Motion by Zimmerlin, second by Fowler to approve the Regular Council Meeting Minutes of November 19, 2019. All yeas, motion carried.

Motion by Fowler, second by Zimmerlin to approve the Special Budget Work Session Meeting Minutes of November 26, 2019. All yeas, motion carried.

Mayor Letner introduced from Montgomery County, Erik Collins, the Director of Community and Economic Development and Dan Bish, Community and Economic Development Specialist.

Erik Collins presented a Power Point Presentation on the renewal process for the Economic Development/Government Equity (ED/GE) Program. Copy of Power Point Presentation attached to Meeting Minutes.

Mayor Letner stated the ED/GE Program has made a big difference here in Brookville from Green Tokai to the new General Motors facility, it has been very beneficial for us.

Motion by Swabb, second by Zimmerlin to read proposed Resolution No. 19-26. All yeas, motion carried.

Motion by Fowler, second by Crane to accept the first reading of Resolution No. 19-26 entitled, "A Resolution authorizing a ten-year participation agreement with the Montgomery County Economic Development/Government Equity (ED/GE) Program." All yeas, motion carried.

Manager Keaton reported FEMA has approved the Hazard Mitigation Grant for the property located at 306-312 S. Wolf Creek Street. She informed Federal funding was approved in an amount not to exceed \$200,475, State funding in an amount not to exceed \$33,413, and with local funds totaling \$33,413. She stated a meeting with our Mitigation Specialist will be scheduled in the near future for program implementation requirements. She informed this process is estimated to take approximately six to eight months.

Manager Keaton informed lights have been installed in the trees on Market Street in time for the Christmas tree lighting on Wednesday, December 4 at 6:30 p.m. She described lights were also placed in the pine trees in Gateway Park. She informed the Christmas tree that normally sits on top of the fountain at Gateway Park will not be installed this year, due to a short circuit in the pre-lit tree.

Manager Keaton reported the Service Department will be extending leaf pickup for an additional two weeks.

Finance Director Brandt presented the November 30, 2019 Fund Balance.

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

Finance Director Brandt requested Council approve the first reading of proposed Resolution No. 19-27, the Annual Appropriation Resolution. She informed there have been no changes to the Appropriations since the Budget Work Session.

Motion by Schreier, second by Zimmerlin to read proposed Resolution No. 19-27. All yeas, motion carried.

Motion by Fowler, second by Zimmerlin to accept the first reading of proposed Resolution No. 19-27 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, 2020." All yeas, motion carried.

Fire Chief Fletcher presented the November Operations Report. He stated November was a busy month including an uptick in overdoses both in the City and the Townships.

Mayor Letner stated the highway can either help us or hurt us and we've seen both, but we'll deal with it.

Fire Chief Fletcher stated we are also located adjacent to an area where a lot of drugs are available and people stop here because we are in between Dayton and Indianapolis. He stated this is the reason both Police and Fire work hard to take the proper precautions to protect the community.

Police Chief Jerome reported the Brookville Police Department handled 629 Incidents year-to-date, compared to 677 during this same time last year. Police Chief Jerome reported Citations were down a total of 106 Citations year-to-date, for a total of 421 Citations issued year-to-date. There were 200 Traffic Stops for November compared to 198 during November 2018.

Police Chief Jerome informed last week, there were three overdoses in one day. He stated the problem is not going anywhere, which is why it's important to keep our staff and keep them as trained as possible.

Police Chief Jerome informed he attended a senior citizen lunch today at the school and the students did a wonderful job. He informed he and Clay Township Police Chief VanGundy attended the viewing in Arcanum for the Ohio State Patrol Officer recently killed.

Police Chief Jerome reminded tomorrow is the Chamber's Christmas tree lighting; this Saturday is the Rotary Club's Breakfast with Santa; and Christmas in the Park is scheduled for Friday, December 13.

Police Chief Jerome informed he is already working on the 2019 Annual Report for his Department. He described three Officers are carrying the new outer vests and the new patches have been ordered for the new vests thanks to the money donated from Am Vets. He stated the Officers are very excited about these new vests.

Law Director Stephan had no report.

Mayor Letner reminded Christmas in the Park is scheduled for December 13.

Mayor Letner informed he was recently out at the new construction site for DMAX and the Site Superintendent was praising the two Chiefs and Service Superintendent Homan for their hard work on monitoring the truck traffic near the interstate. Mayor Letner informed he also asked the Site Superintendent how many employees they have working on site and was informed approximately 85 per day through the week, which will help our tax base as long as they are there more than 21 days.

Mayor Letner reminded the Chamber's Annual Christmas tree lighting is tomorrow.

In Old Business,

Motion by Zimmerlin, second by Swabb to read proposed Resolution No. 19-24. All yeas, motion carried.

Motion by Fowler, second by Schreier to accept the second reading of proposed Resolution No. 19-24 entitled, "A RESOLUTION AUTHORIZING THE REQUEST FOR AN ADVANCE OF TAXES COLLECTED IN 2020 FOR TAX YEAR 2019." All yeas, motion carried.

Mayor Letner stated New Business was covered tonight in the Finance Director's report.

JD Fowler, Park Board Liaison, reported Park Board has been very busy planning for the upcoming Christmas in the Park Event and have already started decorating the park.

Bonnie Cordes, of the Brookville Park Board, stated there has been a lot of community activity at the park helping to decorate for the Christmas in the Park Event. She informed the Boy Scouts were out last night helping with decorations at the tennis courts. She stated she is just amazed at the support they have received. She informed Park Board will be having a Work Day at Golden Gate Park on Saturday, December 7. She thanked Sam's Club for their donations and Wal-Mart for the funding they provided in a grant. She informed Santa will be at the event and she hopes everyone comes out, it should be a lot of fun.

Member Schreier informed the November Planning Commission Meeting was cancelled and the next Meeting is scheduled for December 19.

Rodney Creech, of 5062 Bantas Creek Road in West Alexandria, informed he is running for State Representative and will be having a Meet and Greet next Tuesday at Golden Gate Park from 5:30-7:30 p.m. He stated he has been working hard in the district and really wants to get to know the community. He informed he is currently a County Commissioner for Preble County.

Motion by Zimmerlin, second by Fowler to go into Executive Session per ORC 121.22 (G)(1) to consider the appointments of various Boards and Commissions and per ORC 121.22 (G)(4) to review negotiations or bargaining sessions with public employees concerning compensation or other terms and conditions of employment. All yeas, motion carried.

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

Manager Keaton informed the Agreement between the City of Brookville and the Ohio Patrolmen's Benevolent Association (our Police Union) expires December 31, 2019. She requested a Motion by Council to extend the expiring Agreement between the City of Brookville and the Ohio Patrolmen's Benevolent Association from January 1, 2020 through June 30, 2020 with a modification to allow a 1.5% wage increase effective with the pay period that includes January 1, 2020.

Motion by Zimmerlin, second by Fowler to approve an extension of the Agreement between the City of Brookville and the Ohio Patrolmen's Benevolent Association from January 1, 2020 through June 30, 2020 with a modification to allow a 1.5% wage increase effective with the pay period that includes January 1, 2020. All yeas motion carried

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

Meghan Wheeler, Clerk

Charles Letner, Mayor

MEMORANDUM

To: Mayor & Council
From: Sonja M. Keaton, City Manager
Date: 12/16/19
Subject: Manager's Report

We received notice that the ED/GE Committee recommended Provimi receive a \$40,000 ED/GE Grant. The Montgomery County Commissioners will vote on the Committee's recommendations at their December 17 Commission Meeting.

Every ten years, the U.S. Census Bureau is responsible for conducting the nationwide census. The next census will be taken in 2020, and the Census Bureau is recruiting to fill important positions. People can apply for the 2020 Census work if they are at least 18 years old, a U.S. Citizen, and if they have a valid Social Security number and email address. Males born after December 31, 1959, must also be registered with the Selective Service System, or have a qualifying exemption. Applicants are encouraged to apply online, at 2020census.gov/jobs, or call the toll-free number at 1-855-JOB-2020.

Request Council accept the first reading, dispense with the second and third reading and adopt proposed Ordinance No. 2019-07, which amends the Pension definition and adds the Retirement Benefit Plan definition in Chapter 194, Municipal Income Tax, of our Codified Ordinances. The State of Ohio passed HB 166 this past summer and we are required to implement these definitions in our income tax Ordinance beginning January 1, 2020.

Request Council accept the first reading of proposed Ordinance No. 2019-08. The rates and charges for water are not increasing, we are adding 8", 10" and 12" water meters to our existing Ordinance, as our current Ordinance only addresses meters up to 6".

Request Council accept the second reading, dispense with the third reading and adopt Resolution 19-27, as provided in Section 4.07(A)(1) of the Charter of the City. There are no amendments, additions, or deletions to our 2020 Appropriation Resolution.

Memo

To: Mayor and Council

From: Michelle Brandt, Finance Director

Date: December 17, 2019

Subject: Finance Report

- I am requesting 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 2020, this is the same as what was done in 2019.
- I am requesting Council approval to set the labor rate for the Service Department Mechanic at \$45 per hour for 2020, for work performed on the city fleet.
- I am requesting Council approval to allow me to issue Super Blanket Purchase Order Certificates in 2020 for recurring monthly and quarterly expenditures.
- I am requesting Council approve a payment of \$46,245.45 to Brookville City Schools for income tax sharing, per the City's agreement with the School District.
- I am requesting Council accept the first reading and dispense with the second and third reading to adopt proposed Resolution 19-36 that amends the 2019 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.



City of
BROOKVILLE
POLICE

Chief Douglas Jerome

djerome@brookvilleohio.com



Council Meeting Agenda
December 17, 2019

Reportable Incidents

1/1/2018 – 12/12/2018 = 703

1/1/2019 – 12/12/2019 = 646

Citations

1/1/2018 – 12/12/2018 = 539

1/1/2019 – 12/12/2019 = 435

Traffic Stops

November 2018- 198

November 2019- 170

Incident Log by Date Reported

Date Reported	Day of Week	Total Reported
12/04/2019	Wednesday	1
12/05/2019	Thursday	4
12/06/2019	Friday	3
12/07/2019	Saturday	1
12/08/2019	Sunday	2
12/09/2019	Monday	2
12/10/2019	Tuesday	3
12/11/2019	Wednesday	1
Total Selected = 17		

Arrest Log by Date

Arrest Date	Total Arrests
December 04, 2019	1
December 05, 2019	1
December 08, 2019	2
December 09, 2019	1
Total Selected = 5	

Incident Arrest Blotter

Arrest Date	Time	Suspect's Name	Address, Charges(s)	Incident ID
12/04/2019		JAMES L.A. GRAHAM	3006 MANCHESTER RD, MIDDLETOWN, OH 45042 291927A1: ISSUED PURSUANT TO 291926 OR 311331	2019-00630
12/05/2019		DAVID L. MUNDY	21 WALNUT ST, BROOKVILLE, OH 45309 35: WARRANT ARREST	2019-00634
12/08/2019		ALBERT H. LOCKHART	356 LEISURE DR APT 4, BROOKVILLE, OH 45309 291925A: Domestic violence - knowingly cause physical harm 291925C: Domestic violence - knowingly force, threat of 291922: Endangering children 290906A: Criminal damaging/endangering	2019-00639
		ROGER L. KOUGHNER	336 E. WESTBROOK, BROOKVILLE, OH 45309 35: WARRANT ARREST	2019-00640
12/09/2019		** JUVENILE **	15 E STREET, NEW LEBANON, OH 45345 50702: CURFEW 215187: Juv. tobacco prohibition:	2019-00641

Total Selected = 5

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
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December 04, 2019

2019-00630 9 TERRACE PARK BLVD SIGNAL 20 - PROTECTION ORDER VIOLATION 12/04/2019 12/04/2019
BROOKVILLE PD ARREST

Offenses UCR Offense Description
1 02 291927A1 - ISSUED PURSUANT TO 291926 OR 311331

Total Incidents Reported for Date: 1

December 05, 2019

2019-00631 ARLINGTON RD @ WESTBROOK RD SIGNAL 53A - MOTOR VEHICLE CRASH NO INJURY 12/05/2019 12/05/2019
BROOKVILLE PD EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
1 N/A 33119 - REQUIREMENTS AT STOP SIGNS

2019-00632 575 ARLINGTON RD. SIGNAL 26I - INFORMATION REPORT 12/05/2019 12/05/2019
BROOKVILLE PD EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
1 02 26I - INFORMATION REPORT

2019-00633 2 BLUE PRIDE DRIVE SIGNAL 26I - INFORMATION REPORT 12/05/2019 12/05/2019
BROOKVILLE PD EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
1 02 26I - INFORMATION REPORT

2019-00634 MAIN ST @WALNUT ST SIGNAL 55 - TRAFFIC VIOLATION 12/05/2019 12/05/2019
BROOKVILLE PD EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
5 N/A 451016 - FRA SUSPENSION
N/A 4513071 - STOP LIGHTS
N/A 451021 - FAILURE TO REINSTATE
N/A 35 - WARRANT ARREST
N/A 4511203 - Wrongful entrustment of a motor vehicle

Total Incidents Reported for Date: 4

December 06, 2019

2019-00635 I-70 EB ON RAMP @ ARLINGTON RD. SIGNAL 55 - TRAFFIC STOP 12/06/2019 12/06/2019
BROOKVILLE PD EXCEPTIONALLY CLEARED

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
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December 06, 2019

Offenses UCR Offense Description 1 N/A 451016 - FRA SUSPENSION					
2019-00636	340 ALBERT RD BROOKVILLE PD	SIGNAL 55 - TRAFFIC STOP	12/06/2019	12/06/2019	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 4 N/A 451016 - FRA SUSPENSION N/A 451012 - DRIVING WITHOUT VALID LICENSE N/A 451121 - SPEEDING N/A 450319 - Expired registration					
2019-00637	1 BLUE PRIDE DR BROOKVILLE PD	SIGNAL 7 - UNAUTHORIZED USE OF MOTOR VEHICLE	12/06/2019	12/06/2019	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 07 291303 - Unauthorized use of motor vehicle					
Total Incidents Reported for Date: 3					

December 07, 2019

2019-00638	E. WESTBROOK RD@ S. WOLF CREEK ST BROOKVILLE PD	SIGNAL 55 - TRAFFIC VIOLATION	12/07/2019	12/07/2019	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 N/A 4510.111 - CHILD SUPPORT SUSPENSION					
Total Incidents Reported for Date: 1					

December 08, 2019

2019-00639	356 LEISURE APT 4 BROOKVILLE PD	SIGNAL 20 - DOMESTIC VIOLENCE	12/08/2019	12/09/2019	ARREST
Offenses UCR Offense Description 4 02 291925A - Domestic violence - knowingly cause physical harm 02 291925C - Domestic violence - knowingly force, threat of 02 291922 - Endangering children 01 290906A - Criminal damaging/endangering					
2019-00640	336 E. WESTBROOK RD BROOKVILLE PD	SIGNAL 35 - WARRANT ARREST	12/08/2019	12/08/2019	ARREST

Incident Log by Date Reported

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

Offenses UCR Offense Description
 1 N/A 35 - WARRANT ARREST

Total Incidents Reported for Date: 2

December 09, 2019

2019-00641 ARLINGTON ROAD AT MOUND STREET
 BROOKVILLE PD SIGNAL 55 - TRAFFIC STOP
 12/09/2019 12/09/2019
 EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
 3 N/A 451143A - FAILED TO STOP AT POSTED STOP SIGN
 N/A 50702 - CURFEW
 N/A 215187 - Juv. tobacco prohibition:

2019-00642 1 BLUE PRIDE DRIVE
 BROOKVILLE PD SIGNAL 46 - JUVENILE COMPLAINT
 12/09/2019 12/09/2019
 EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
 1 02 26I - INFORMATION REPORT

Total Incidents Reported for Date: 2

December 10, 2019

2019-00643 SYCAMORE ST @ HAY AVE
 BROOKVILLE PD SIGNAL 55 - PARKING VIOLATION
 12/10/2019 12/10/2019
 EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
 1 N/A 30308A4 - DISPLAYS ILLEGAL PLATES OR FAILURE TO DISPLAY

2019-00644 SYCAMORE ST AT MARKET ST
 BROOKVILLE PD SIGNAL 55 - PARKING VIOLATION
 12/10/2019 12/10/2019
 EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
 1 N/A 30308A4 - DISPLAYS ILLEGAL PLATES OR FAILURE TO DISPLAY

2019-00645 SALEM ST AND ALBERT ST
 BROOKVILLE PD SIGNAL 55 - TRAFFIC VIOLATION
 12/10/2019 12/10/2019
 EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
 3 N/A 450319 - Expired registration
 N/A 4513263B - SEAT BELT
 N/A 35106A1 - PARKING FOR DISPLAY PROHIBITED

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
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Total Incidents Reported for Date: 3

December 11, 2019

2019-00646	301 SYCAMORE BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	12/11/2019	OPEN CASE
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Offenses	UCR	Offense Description
1	02	26I - INFORMATION REPORT

Total Incidents Reported for Date: 1

Total Selected = 17

A RESOLUTION AUTHORIZING THE REQUEST FOR AN ADVANCE OF TAXES COLLECTED IN 2020 FOR TAX YEAR 2019.

WHEREAS: It is in the best interest of the citizens of the City of Brookville, Ohio that a request be made for advance taxes collected in 2020 for year 2019.

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 advance taxes collected by the Treasurer of Montgomery County, Ohio, not to exceed the amount allotted by the Ohio Revised Code for the year 2019.

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 _____ 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. 19-24 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. 19-24 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

A RESOLUTION AUTHORIZING A TEN-YEAR PARTICIPATION AGREEMENT WITH THE MONTGOMERY COUNTY ECONOMIC DEVELOPMENT/GOVERNMENT EQUITY (ED/GE) PROGRAM.

WHEREAS, the Board of County Commissioners of Montgomery County, Ohio established the Economic Development/Government Equity (ED/GE) program in 1992 to spur economic growth as well as create regional cooperation between its jurisdictions; and

WHEREAS, cooperation and coordination between the County and the Program Members is intended to promote economic health and improve the economic opportunities of the people in Montgomery County by assisting in the establishment or expansion within the County of industrial, commercial, or research facilities and by creating and preserving job employment opportunities for the people of Montgomery County; and

WHEREAS, the Economic Development/Government Equity (ED/GE) program has been in effect since 1992 and is scheduled for another renewal for the period January 1, 2020 through December 31, 2029; and

WHEREAS, the Montgomery County program guarantees that no member jurisdiction will ever contribute more funding than it will receive; and

WHEREAS, the City of Brookville has received positive return on investment from participation to date in the ED/GE program, and anticipates many more worthwhile economic development projects forthcoming from continuing participation; and

WHEREAS, it is in the best interest of the City to enter into the ED/GE program participation agreement; and

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

SECTION I: The City Manager is authorized on behalf of the City to enter into an ED/GE Participation Agreement with Montgomery County for a 10-year period beginning January 1, 2020 through December 31, 2029, and to execute collateral agreements directly relating to such participation.

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 _____ 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. 19-26 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. 19-26 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

Resolution No. 19-27

ANNUAL APPROPRIATION RESOLUTION.

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, 2020.

SECTION 1. BE IT RESOLVED by the Council of the City of Brookville, State of Ohio, that, to provide for the current expenses and other expenditures of the said City of Brookville, during the fiscal year ending December 31, 2020, the following sums be and they are hereby set aside and appropriated as follows, viz.

SECTION 2. That there be appropriated from the GENERAL FUND:

POLICE DEPARTMENT:

211	Salaries/Wages	\$ <u>1,045,000</u>	
212	Employee Benefits	\$ <u>470,000</u>	
230	Contractual Services	\$ <u>227,600</u>	
240	Supplies and Materials	\$ <u>53,200</u>	
250	Capital Outlay	\$ <u>40,700</u>	
	Other (Uniforms & Travel)	\$ <u>16,500</u>	
	TOTAL POLICE DEPARTMENT:		\$ <u>1,853,000</u>

FIRE DEPARTMENT:

211	Salaries/Wages	\$ <u>664,300</u>	
212	Employee Benefits	\$ <u>112,500</u>	
230	Contractual Services	\$ <u>283,600</u>	
240	Supplies and Materials	\$ <u>55,500</u>	
	Other (Uniforms & Travel)	\$ <u>19,100</u>	
	TOTAL FIRE DEPARTMENT:		\$ <u>1,135,000</u>

GOVERNMENT & ADMINISTRATIVE DEPARTMENT:

211	Salaries/Wages	\$ <u>340,000</u>
212	Employee Benefits	\$ <u>113,900</u>
230	Contractual Services	\$ <u>912,200</u>
240	Supplies and Materials	\$ <u>25,800</u>
250	Capital Outlay	\$ <u>20,000</u>
271	Transfers	\$ <u>1,189,000</u>
	Other (Uniforms & Travel)	\$ <u>1,100</u>

TOTAL GOVERNMENT & ADMINISTRATIVE DEPARTMENT: \$ 2,602,000

SECTION 3. That there be appropriated from the GENERAL FUND for contingencies for purposes not otherwise provided for, to be expended in accordance with the provisions of Section 5705.40 R.C., the sum of

\$ 5,000

GRAND TOTAL GENERAL FUND APPROPRIATION: \$ 5,595,000

SECTION 4.**STREET MAINTENANCE & REPAIR FUND:**

211	Salaries/Wages	\$ <u>407,000</u>
212	Employee Benefits	\$ <u>169,000</u>
230	Contractual Services	\$ <u>122,900</u>
240	Supplies and Materials	\$ <u>136,600</u>
250	Capital Outlay	\$ <u>253,000</u>
	Other (Uniforms & Travel)	\$ <u>3,800</u>
260	Debt Service	\$ <u>113,700</u>

TOTAL STREET MAINTENANCE & REPAIR FUND: \$ 1,206,000

SECTION 5.

PARK & RECREATION FUND:

211	Salaries/Wages	\$ <u>80,500</u>	
212	Employee Benefits	\$ <u>32,700</u>	
230	Contractual Services	\$ <u>107,400</u>	
240	Supplies and Materials	\$ <u>23,500</u>	
250	Capital Outlay	\$ <u>22,200</u>	
	Other (Uniforms & Travel)	\$ <u>1,700</u>	
TOTAL PARK & RECREATION FUND:			\$ <u>268,000</u>

SECTION 6.

LAND REUTILIZATION FUND:

230	Contractual Services	\$ <u>0</u>	
240	Supplies and Materials	\$ <u>0</u>	
260	Debt Service	\$ <u>0</u>	
TOTAL LAND REUTILIZATION FUND:			\$ <u>0</u>

SECTION 7.

LAW ENFORCEMENT FUND:

Other (Law Enforcement Misc., D.U.I. & R.I.F.)	\$ <u>5,000</u>	
TOTAL LAW ENFORCEMENT FUND:		\$ <u>5,000</u>

SECTION 8.

BOND RETIREMENT FUND:

260	Debt Service	\$ <u>374,000</u>	
TOTAL BOND RETIREMENT FUND:			\$ <u>374,000</u>

SECTION 9.

NOTE RETIREMENT-NORTHBROOK FUND:

260	Debt Service	\$ <u>90,000</u>	
TOTAL NOTE RETIREMENT-NORTHBROOK FUND:			\$ <u>90,000</u>

SECTION 10.**CAPITAL IMPROVEMENT FUND:**

250 Capital Outlay \$ 570,000

TOTAL CAPITAL IMPROVEMENT FUND: \$ 570,000

SECTION 11.**FIRE CAPITAL IMPROVEMENT FUND:**

230 Contractual Services \$ 50,000

250 Capital Outlay \$ 416,000

TOTAL FIRE CAPITAL IMPROVEMENT FUND: \$ 466,000

SECTION 12.**WATER FUND:**

211 Salaries/Wages \$ 165,000

212 Employee Benefits \$ 73,600

230 Contractual Services \$ 864,000

240 Supplies and Materials \$ 10,100

250 Capital Outlay \$ 170,500

Other (Uniforms & Travel) \$ 1,700

260 Debt Service \$ 98,100

TOTAL WATER FUND: \$ 1,383,000

SECTION 13.**SANITARY SEWER FUND:**

211 Salaries/Wages \$ 195,000

212 Employee Benefits \$ 82,500

230 Contractual Services \$ 230,500

240 Supplies and Materials \$ 15,500

250 Capital Outlay \$ 265,000

Other (Uniforms & Travel) \$ 1,700

260 Debt Service \$ 116,800

TOTAL SANITARY SEWER FUND: \$ 907,000

SECTION 14.**STORMWATER FUND:**

211	Salaries/Wages	\$ <u>19,000</u>	
212	Employee Benefits	\$ <u>10,500</u>	
230	Contractual Services	\$ <u>24,500</u>	
240	Supplies and Materials	\$ <u>2,500</u>	
250	Capital Outlay	\$ <u>2,000</u>	
	Other (Uniforms & Travel)	\$ <u>1,500</u>	
260	Debt Service	\$ <u>0</u>	
	TOTAL STORMWATER FUND:		\$ <u>60,000</u>

SECTION 15.**REFUSE FUND:**

211	Salaries/Wages	\$ <u>35,000</u>	
212	Employee Benefits	\$ <u>15,700</u>	
230	Contractual Services	\$ <u>385,500</u>	
240	Supplies and Materials	\$ <u>3,500</u>	
	Other (Uniforms & Travel)	\$ <u>300</u>	
	TOTAL REFUSE FUND:		\$ <u>440,000</u>

GRAND TOTAL ALL APPROPRIATIONS: \$11,364,000

SECTION 16.

This Resolution shall take effect immediately after passage of this Resolution as provided in 4.07(A)(1) of the Charter of the City of Brookville, Ohio.

And the Director of Finance is hereby authorized to draw warrants on the City Treasury for payments from any of the foregoing appropriations upon receiving proper certificates and vouchers therefore, approved by the board or officers authorized by law to approve the same, or an ordinance or resolution of council to make the expenditures; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or Ordinance. Provided further that the appropriations for contingencies can only be expended upon appeal or two-thirds vote of Council for items of expense constituting a legal obligation against the city, and for purposes other than those covered by other specific appropriations herein made.

Passed _____

Approved:

Charles Letner, Mayor

Attest:

Meghan Wheeler,
Clerk of Council

CERTIFICATE

Section 5705.39, R.C. – “No appropriation measure shall become effective until the county auditor files with the appropriation authority.....a certificate that the total appropriations from each fund taken together with all other outstanding appropriations, do not exceed such official estimate or amended official estimate. When the appropriation does not exceed such official estimate, the county auditor shall give such certificate forthwith upon receiving from the appropriating authority a certified copy of the appropriation measure.....”

The State of Ohio Montgomery County, ss.

I Michelle Brandt, Director of Finance of the City of Brookville in said County, and in whose custody the Files, Journals, and Records are required by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing Annual Appropriation Resolution is taken and copied from the original Resolution now on file with said City, that the foregoing Resolution has been compared by me with the said original and that the same is a true and correct copy thereof.

Witness my signature, this _____ day of _____ 2019.

Director of Finance of the City of
Brookville, Montgomery County,
Ohio

CERTIFICATE OF POSTING

The undersigned, Clerk of Council of the City of Brookville, Ohio, hereby certifies that the foregoing Resolution No. 19-27 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 _____ 2020 both days inclusive.

Meghan Wheeler
Clerk of Council

RESOLUTION NO. 19-28

A RESOLUTION ESTABLISHING A NEW WAGE SCALE FOR FULL-TIME HOURLY CITY EMPLOYEES.

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

SECTION I: The following constitutes the wage scale for full-time hourly employees of the City of Brookville, Ohio and shall take effect retroactive to the pay period including January 1, 2020. (Annual yearly based on 52 (40 hour) work weeks)

STEPS						
<u>JOB TITLES</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>	<u>F</u>
<u>SERV. DEPT. SUPT.</u>						
HOURLY				\$34.08	\$35.62	\$37.22
YEARLY				\$70,894.10	\$74,082.01	\$77,417.70
<u>FOREMAN</u>						
HOURLY		\$28.45	\$29.73	\$31.07	\$32.47	
YEARLY		\$59,176.94	\$61,837.05	\$64,623.83	\$67,537.29	
<u>STATE CERTIFIED TREATMENT PLANT OPERATOR</u>						
<u>FLEET MECHANIC</u>						
HOURLY	\$25.29	\$26.43	\$27.62	\$28.86	\$30.16	\$31.52
YEARLY	\$52,611.10	\$54,975.65	\$57,445.75	\$60,021.42	\$62,723.75	\$65,552.76
<u>ZONING & PROPERTY MAINTENANCE OFFICER</u>						
HOURLY				\$27.25	\$28.48	\$29.76
YEARLY				\$56,685.72	\$59,240.27	\$61,900.38
<u>MAINTENANCE WORKER II</u>						
HOURLY	\$23.30	\$24.35	\$25.45	\$26.59	\$27.79	\$29.04
YEARLY	\$48,473.15	\$50,647.69	\$52,927.78	\$55,313.44	\$57,804.66	\$60,401.43
<u>MAINTENANCE WORKER I</u>						
HOURLY	\$19.73	\$20.61	\$21.54	\$22.50	\$23.52	\$24.57
YEARLY	\$41,041.73	\$42,878.47	\$44,799.66	\$46,805.30	\$48,916.50	\$51,112.15
<u>DEPUTY CLERK II</u>						
HOURLY	\$21.36	\$22.32	\$23.32	\$24.37	\$25.47	\$26.61
YEARLY	\$44,419.65	\$46,425.29	\$48,515.38	\$50,689.91	\$52,970.01	\$55,355.66
<u>DEPUTY CLERK I</u>						
HOURLY	\$19.67	\$20.55	\$21.48	\$22.44	\$23.45	\$24.50
YEARLY	\$40,915.06	\$42,751.80	\$44,672.99	\$46,678.63	\$48,768.72	\$50,964.37
<u>POLICE & FIRE SECRETARY</u>						
HOURLY	\$17.94	\$18.75	\$19.59	\$20.47	\$21.40	\$22.36
YEARLY	\$37,304.90	\$38,993.86	\$40,746.16	\$42,582.90	\$44,504.10	\$46,509.74
<u>POLICE MAJOR</u>						
HOURLY				\$34.08	\$35.62	\$37.22
YEARLY				\$70,894.10	\$74,082.01	\$77,417.70
<u>POLICE CAPTAIN</u>						
HOURLY				\$31.75	\$33.18	\$34.67
YEARLY				\$66,038.34	\$69,015.13	\$72,118.59
<u>POLICE PATROLMAN</u>						
(AS PER CONTRACT)						

RESOLUTION NO. 19-28

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SECTION II: All employees will be hired on at least a one-year probationary period. Normal progression is starting at Step A, and at completion of the probationary period move to Step B. Progression through the remaining steps shall be on an annual basis from date of last step increase based upon satisfactory performance evaluation. The City Manager may, if necessary, start more qualified and experienced personnel at a higher step in order to fill a position that would then follow the normal progression through the remaining steps.

SECTION III: A full-time employee who possess an Associate's degree from a two (2) year program at an accredited college, 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 IV: If any sentence, clause, or 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 affect 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 Ordinance or Resolution or any part thereof that are in conflict herewith.

Passed this _____ day of _____ 2020.

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. 19-28 passed by the Council of said City on the _____ day of _____ 2020.

Meghan Wheeler, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of Council of the City of Brookville, Ohio, hereby certifies that the foregoing Resolution No. 19-28 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 _____ 2020, to the _____ day of _____ 2020, both days inclusive.

Meghan Wheeler, Clerk

RESOLUTION NO. 19-29

A RESOLUTION ESTABLISHING A NEW WAGE SCALE FOR SEASONAL AND/OR TEMPORARY AND PERMANENT PART-TIME HOURLY CITY EMPLOYEES.

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

SECTION I: The following constitutes the wage scale for seasonal and/or temporary hourly employees of the City of Brookville, Ohio and shall take effect retroactive to January 1, 2020:

	STEPS				
	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>
Seasonal and/or Temporary	\$9.68	\$10.12	\$10.57	\$11.05	\$11.55

SECTION II: The following constitutes the wage scale for permanent part-time hourly employees of the City of Brookville, Ohio, including City of Brookville Fire Department employees staffing a fire station Sunday through Saturday from 0000-2400 hours and shall take effect retroactive to January 1, 2020:

	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>
Part-time I	\$10.38	\$10.85	\$11.34	\$11.85	\$12.38
Part-time II	\$12.95	\$13.53	\$14.14	\$14.78	\$15.45
Part-time III	\$16.13	\$16.86	\$17.62	\$18.41	\$19.24

SECTION III: All seasonal and/or temporary and permanent part-time employees will be placed according to their training, qualifications and experience into one of the step “levels” based on the Department Head’s decision, and approved by the City Manager. Any progression from any step to another step, will be based upon satisfactory performance evaluation, and the need for such step level as determined by the Department Head and approval by the City Manager.

Present employees not fitting into one of the pay step levels, will retain their present rate of pay, or be placed in the nearest, higher rate, as approved by the Department Head and City Manager.

SECTION IV: City of Brookville Fire Department variable hour employees participating in voluntary activities, such as details, meetings, community activities and supervisory positions (Officer Pay), shall be eligible to receive a quarterly stipend for their volunteer service.

The quarterly stipend for all activities, not including Officer Pay, shall not exceed \$250 per quarter, per employee.

The Supervisory stipend, Officer Pay, shall not exceed \$240.00 quarterly for any Assistant Chief, \$146.00 quarterly for any Captain, or \$98.50 quarterly for any Lieutenant.

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

PASSED this _____ day of _____ 2020.

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. 19-29 passed by the Council of the City of Brookville, Ohio, on the _____ day of _____ 2020.

Meghan Wheeler, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Resolution No. 19-29 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 _____ 2020 to the _____ day _____ 2020 both days inclusive.

Meghan Wheeler, Clerk

RESOLUTION 19-30

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 hourly rate of the Clerk of Council shall be \$21.48 hourly.

SECTION II: This Resolution shall take effect retroactively to January 1, 2020.

SECTION III: 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 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.

PASSED this _____ day of _____ 2020.

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. 19-30 passed by the Council of said City on the _____ day of _____ 2020.

Meghan Wheeler, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of Council of the City of Brookville, Ohio, hereby certifies that the foregoing Resolution No. 19-30 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 _____ 2020, to the _____ day of _____ 2020, both days inclusive.

Meghan Wheeler, Clerk

RESOLUTION NO. 19-31

A RESOLUTION ESTABLISHING THE COMPENSATION OF THE CITY MANAGER.

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

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

SECTION I: The salary of the City Manager shall be \$3,981.93 biweekly.

SECTION II: This Resolution shall take effect retroactively to January 1, 2020.

SECTION III: 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 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.

PASSED this _____ day of _____ 2020.

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. 19-31 passed by the Council of said City on the _____ day of _____ 2020.

Meghan Wheeler, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of Council of the City of Brookville, Ohio, hereby certifies that the foregoing Resolution No. 19-31 as 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 _____ 2020, to the _____ day of _____ 2020 both days inclusive.

Meghan Wheeler, Clerk

RESOLUTION NO. 19-32

A RESOLUTION ESTABLISHING THE COMPENSATION OF THE DIRECTOR OF FINANCE.

WHEREAS, the City Charter requires that a Resolution be passed establishing the compensation of the Director of Finance.

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

SECTION I: The salary of the Director of Finance shall be \$2,771.73 biweekly.

SECTION II: This Resolution shall take effect retroactively to January 1, 2020.

SECTION III: 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 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.

PASSED this _____ day of _____ 2020.

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.19-32 passed by the Council of said City on the _____ day of _____ 2020.

Meghan Wheeler, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of Council of the City of Brookville, Ohio, hereby certifies that the foregoing Resolution No. 18-23 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 _____ 2020, to the _____ day of _____ 2020, both days inclusive.

Meghan Wheeler, Clerk

RESOLUTION NO. 19-33

A RESOLUTION ESTABLISHING THE COMPENSATION OF THE DIRECTOR OF FIRE.

WHEREAS, the City Charter requires that a Resolution be passed establishing the compensation of the Director of Fire.

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

SECTION I: The salary of the Director of Fire shall be \$3,401.64 biweekly.

SECTION II: This Resolution shall take effect retroactively to January 1, 2020.

SECTION III: Any 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 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.

PASSED this _____ day of _____ 2020.

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. 19-33 passed by the Council of said City on the _____ day of _____ 2020.

Meghan Wheeler, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of Council of the City of Brookville, Ohio, hereby certifies that the foregoing Resolution No. 19-33 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 _____ 2020, to the _____ day of _____ 2020, both days inclusive.

Meghan Wheeler, Clerk

RESOLUTION NO. 19-34

A RESOLUTION ESTABLISHING THE COMPENSATION OF THE DIRECTOR OF POLICE.

WHEREAS, the City Charter requires that a Resolution be passed establishing the compensation of the Director of Police.

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

SECTION I: The salary of the Director of Police shall be \$3,401.64 biweekly.

SECTION II: This Resolution shall take effect retroactively to January 1, 2020.

SECTION III: Any 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 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.

PASSED this _____ day of _____ 2020.

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. 19-34 passed by the Council of said City on the _____ day of _____ 2020.

Meghan Wheeler, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of Council of the City of Brookville, Ohio, hereby certifies that the foregoing Resolution No. 19-34 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 _____ 2020 to the _____ day of _____ 2020 both days inclusive.

Meghan Wheeler, Clerk

RESOLUTION NO. 19-35

A RESOLUTION ESTABLISHING THE COMPENSATION OF THE DIRECTOR OF LAW.

WHEREAS, the City Charter requires that a Resolution be passed establishing the compensation of the Director of Law.

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

SECTION I: The salary of the Director of Law shall be as follows per year, payable as follows:

Four Thousand Fifty-three Dollars (\$4,114.00) per month retainer, plus One Hundred Sixty-six Dollars and Fifty Cents (\$166.50) per hour for prosecutions and other non-retainer services.

SECTION II: This Resolution shall take effect retroactively to January 1, 2020.

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 _____ 2020.

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. 19-35 passed by the Council of said City on the _____ day of _____ 2020.

Meghan Wheeler, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of Council of the City of Brookville, Ohio, hereby certifies that the foregoing Resolution No. 19-35 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 _____ 2020, to the _____ day of _____ 2020, both days inclusive.

Meghan Wheeler, Clerk

No. **RESOLUTION NO. 19-36**

Passed

Yr. _____

A RESOLUTION AMENDING THE 2019 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.

WHEREAS, the Council of the City of Brookville, Ohio approved the 2019 Original Certificate of Estimated Resources and the 2019 Appropriation Resolution; and

WHEREAS, the City of Brookville, Ohio needs to comply with the 2019 Budget; and

WHEREAS, the Finance Director has requested amendment of the Certificate of Estimated Resources and Appropriations for 2019.

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

SECTION I: That the following amendments to the Certificate of Estimated Resources are approved as follows:

<u>FUND</u>	<u>ACTION</u>	<u>AMOUNT</u>
General Fund	Decrease	\$340,000.00
Street M&R	Increase	\$ 13,000.00
Law Enforcement	Increase	\$ 1,000.00
Note Retirement-NorthBrook	Decrease	\$ 4,000.00
Fire Capital Improvement	Increase	\$ 5,000.00
Water	Decrease	\$ 15,000.00
Sewer	Increase	\$ 41,000.00
Refuse	Increase	\$ 8,000.00

SECTION II: That the following transfers are approved:

<u>AMOUNT</u>	<u>FROM</u>	<u>TO</u>
\$ 5,000.00	A01-01A1-2110	A01-01A1-2520
\$30,000.00	A01-07A2-2110	A01-07A2-2393
\$ 3,000.00	A01-07A2-2120	A01-07A2-2420
\$ 5,000.00	B01-06B2-2122	B01-06B2-2421
\$ 5,000.00	B01-06B3-2122	B01-06B3-2353
\$ 2,500.00	B04-03B4-2340	B04-03B4-2420
\$ 2,500.00	E01-05C2-2122	E01-05C2-2420
\$ 4,000.00	E02-05C3-2351	E02-05C3-2420
\$ 2,000.00	E10-05F2-2124	E10-05F2-2343

SECTION III: That the following expense line item be decreased by:

<u>AMOUNT</u>	<u>LINE ITEM</u>	<u>FUND</u>
\$50,000.00	E01-05C2-2392	Water

SECTION IV: That the following expense line items be increased by:

<u>AMOUNT</u>	<u>LINE ITEM</u>	<u>FUND</u>
\$ 1,500.00	B13-07F3-2390	Law Enforcement
\$40,000.00	E01-05C2-2562	Water

SECTION V: This Resolution shall take effect immediately after passage of this Resolution as provided in 4.07(A)(1) of the Charter of the City of Brookville, Ohio.

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. 19-36 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. 19-36 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

2019-07

AN ORDINANCE TO AMEND CERTAIN PROVISIONS IN CHAPTER 194 OF THE CITY OF BROOKVILLE CODIFIED ORDINANCES BEING THE CITY INCOME TAX CODE TO INCORPORATE CHANGES IN THE TAX LAW REQUIRED BY THE STATE OF OHIO.

WHEREAS, changes to the State tax law in House Bill 166 require that the City of Brookville make certain changes to its tax code;

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

SECTION I: Section 194.03(28) is hereby amended and section 194.03(37A) is hereby added to Chapter 194 of the City of Brookville Codified ordinances to read as follows:

(28) "PENSION" For taxes prior to January 1, 2020, means any amount paid to an employee or former employee that is reported to the recipient on an IRS form 1099-R, or successor form. Pension does not include deferred compensation, or amounts attributable to nonqualified deferred compensation plans, reported as FICA/Medicare wages on an IRS form W-2, Wage and Tax Statement, or successor form. Commencing January 1, 2020, Pension means a retirement benefit plan, regardless of whether the plan satisfies the qualifications described under section 401(a) of the Internal Revenue Code, including amounts that are taxable under the "Federal Insurance Contributions Act," Chapter 21 of the Internal Revenue Code, excluding employee contributions and elective deferrals, and regardless of whether such amounts are paid in the same taxable year in which the amounts are included in the employee's wages, as defined by section 3121(a) of the Internal Revenue Code.

(37A) "RETIREMENT BENEFIT PLAN" means an arrangement whereby an entity provides benefits to individuals either on or after their termination of service because of retirement or disability. "Retirement benefit plan" does not include wage continuation payments, severance payments, or payments made for accrued personal or vacation time

SECTION II: All other provisions of Section 194.03 not amended herein shall remain in full force and effect.

SECTION III: 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 and of any of its Committees that resulted in such formal action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION IV: This municipal income tax code amendment shall be effective January 1, 2020.

Passed this _____ day of _____, 2020.

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 Ordinance 2019-07, passed by the Council of the City of Brookville, Ohio, on the _____ day of _____, 2020.

Meghan Wheeler, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance 2019-07, 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 _____, 2020 to the _____ day of _____, 2020, both days inclusive.

Meghan Wheeler, Clerk

MEMORANDUM

To: Mayor & Council
From: Sonja M. Keaton, City Manager
Date: 12/13/19
Subject: Ordinance No. 2019-07 - Amending Chapter 194 of the City's Codified Ordinances

The State of Ohio passed HB 166 in the summer of 2019. The Bill includes requirements to make certain changes to Chapter 194 of the City's Codified Ordinances. The changes commence January 1, 2020, and include mostly clarifications to specific definitions. The two definitions are as follows:

"PENSION" For taxes prior to January 1, 2020, means any amount paid to an employee or former employee that is reported to the recipient on an IRS form 1099-R, or successor form. Pension does not include deferred compensation, or amounts attributable to nonqualified deferred compensation plans, reported as FICA/Medicare wages on an IRS form W-2, Wage and Tax Statement, or successor form. Commencing January 1, 2020, Pension means a retirement benefit plan, regardless of whether the plan satisfies the qualifications described under section 401(a) of the Internal Revenue Code, including amounts that are taxable under the "Federal Insurance Contributions Act," Chapter 21 of the Internal Revenue Code, excluding employee contributions and elective deferrals, and regardless of whether such amounts are paid in the same taxable year in which the amounts are included in the employee's wages, as defined by section 3121(a) of the Internal Revenue Code.

"RETIREMENT BENEFIT PLAN" means an arrangement whereby an entity provides benefits to individuals either on or after their termination of service because of retirement or disability. "Retirement benefit plan" does not include wage continuation payments, severance payments, or payments made for accrued personal or vacation time.

RECORD OF ORDINANCES

Ordinance No. 2019-08 Passed , 20

AN ORDINANCE AMENDING THE CODE OF ORDINANCES PART 9, TITLE 3, SECTION 931.20(a) FIXING THE RATES AND CHARGES TO ALL WATER CUSTOMERS AND SECTION 931.22(a) FIXING THE FIRE LINE SERVICE CHARGES IN THE CITY OF BROOKVILLE, OHIO.

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

SECTION I: Section 931.20(a) of the Code of Ordinances is hereby amended to read as follows:

There shall be a minimum charge for water, billed quarterly. The minimum charge is to cover investment, overhead expenses and the cost of being ready to serve with water. These minimum charges will be payable quarterly as due, at the following rates for the various sized meters.

MINIMUM CHARGES PER QUARTER

5/8	inch meter	\$ 52.50
3/4	inch meter	\$ 64.05
1	inch meter	\$ 102.60
1½	inch meter	\$ 171.50
2	inch meter	\$ 286.75
3	inch meter	\$ 575.25
4	inch meter	\$ 866.75
6	inch meter	\$1,493.25
8	inch meter	\$2,049.75
10	inch meter	\$3,415.25
12	inch meter	\$4,712.50

The following shall be additional charges per thousand cubic feet per quarter for the:

First	10,000 cubic feet	\$ 38.75
Next	90,000 cubic feet	\$ 36.65
Next	400,000 cubic feet	\$ 34.50
Next	500,000 cubic feet	\$ 28.25

SECTION II: Section 931.22(a) of the Code of Ordinances is hereby amended to read as follows:

The following charges shall be made for fire line service in addition to a tapping permit as set forth in Section 931.09:

Size of Service:	2 inches	3 inches	4 inches	6 inches	8 inches	10 inches	12 inches
Rate per Quarter:	\$11.00	\$11.00	\$55.00	\$55.00	\$82.50	\$82.50	\$110.00

SECTION III: This Ordinance shall revoke and rescind all Ordinances, and parts of Ordinances and Resolutions, and parts of Resolutions that are in conflict herewith.

SECTION IV: This Ordinance shall take effect thirty (30) days after passage as provided in the Charter of the City of Brookville.

PASSED this day of 2020.

Meghan Wheeler, Clerk

Charles Letner, Mayor

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-9094 FORM NO. 30043

Ordinance No. _____ Passed _____, 20_____

CERTIFICATE

The undersigned, Clerk of the City of Brookville, Ohio, does hereby certify that the foregoing is a true and correct copy of Ordinance No. 2019-08, passed by the Council of the City of Brookville, Ohio, on the _____ day of _____ 2020.

Meghan Wheeler, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 2019-08 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 _____ 2020 to the _____ day of _____ 2020, both days inclusive.

Meghan Wheeler, Clerk