



CITY COUNCIL
Tuesday, March 5, 2024, 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 US Toll Access code: 263 194 95698

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 February 20, 2024 Meeting Minutes

IV. 2023 Firefighter - EMS Provider - Officer of the Year Presentations

V. Reports of Municipal Officers

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

VI. Old Business

- a. Third reading of proposed Ordinance No. 2024-02 entitled "AN ORDINANCE AMENDING THE CODE OF ORDINANCES PART 9, TITLE 3, SECTION 935.14 (c)(1), FIXING THE USER FEES TO ALL SEWER CUSTOMERS IN THE CITY OF BROOKVILLE, OHIO."
- b. Third reading of proposed Ordinance No. 2024-03 entitled "AN ORDINANCE AMENDING THE CODE OF ORDINANCES PART 9, TITLE 3, SECTION 931.20 (a),

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



FIXING THE USER FEES TO ALL WATER CUSTOMERS IN THE CITY OF BROOKVILLE, OHIO."

- c. Second reading of proposed Ordinance No. 2024-04 entitled "AN ORDINANCE AMENDING THE COMPETITIVE BIDDING THRESHOLD OF THE CITY OF BROOKVILLE."

VII. New Business

- a. First reading of proposed Ordinance No. 2024-05 entitled "AN ORDINANCE LEVYING ASSESSMENTS FOR THE CUTTING AND REMOVAL OF WEEDS, VINES, GRASS AND/OR OTHER VEGETATION DURING THE YEAR 2023 FOR CERTAIN PROPERTIES IN THE CITY OF BROOKVILLE, OHIO."
- b. First reading of proposed Ordinance No. 2024-06 entitled "AN ORDINANCE LEVYING ASSESSMENTS FOR DELINQUENT UTILITY BILLS FOR CERTAIN PROPERTIES IN THE CITY OF BROOKVILLE, OHIO."

VIII. Reports of Boards and Commissions

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

IX. Public Comments (5 minutes per speaker)

X. Motion for Adjournment

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

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

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

Brookville City Council
Regular Meeting
February 20, 2024

The Regular Meeting of the Brookville City Council was called to order by Mayor Letner at 7:30 p.m. on February 20, 2024. 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, Piper, Schreier, Wilder and Zimmerlin; Manager Kuntz, 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 accept the Agenda as presented. All yeas, motion carried.

Motion by Zimmerlin, second by Wilder to accept the February 6, 2024 Special Meeting Minutes as presented. All yeas, motion carried.

Motion by Fowler, second by Piper to accept the February 6, 2024 Regular Meeting Minutes as presented. All yeas, motion carried.

Manager Kuntz reported staff has taken on a more proactive social media presence marketing the local small business community, the city's various activities/partnerships in the community as well as upcoming projects which will impact traffic and other outreach programming for our community at large. Another possible new communication tool will be to include a one page "Brookville Bulletin" in the quarterly utility bill updating the community about various projects across the city region. Manager Kuntz advised the city will continue to fine tune our message outreach ensuring communication with our local community, with both our residents and businesses alike, remains an important aspect of Brookville.

Manager Kuntz reported staff has also worked to onboard a new zoning database system. iWorQ is a system which several Montgomery County communities presently use. This new system will ensure additional tracking ability in both the code enforcement and zoning permit realms. Department heads are also reviewing their respective departmental pages on the city web site, and we will be working on updating pertinent information over the next several months.

Manager Kuntz reported staff has had discussions with the Montgomery County Land Bank and the Miami Valley Regional Planning Commission on moving an update of the Comprehensive Land Use Plan forward. Staff is currently reviewing a planning grant offered by the Montgomery County Land Bank which could assist funding a good portion of that project.

Manager Kuntz reported another item which will make the city administrative functions more efficient is an item Council was previously briefed on by former City Manager Keaton. Governor DeWine recently signed a law increasing the minimum bid threshold from \$50,000 to \$75,000 for the purchase of goods and services. This increase will allow the city to purchase items previously approved by Council via the budgetary process quicker than having to go through the bidding process for those items which meet this threshold. This will also allow city staff to research and find better deals for larger items including equipment and vehicles previously approved via the budget. The legislation before City Council changes nothing other than raising the threshold for goods and services by \$25,000. This measure will go into effect once the state's 90-day window from the Governor's signature expires.

Manager Kuntz reported city staff met with the engineering team at Hazen and Sawyer for the kickoff scope meeting for the city's Wastewater Treatment Facility Study. This project is scheduled to be completed by early fall to give staff an opportunity to apply for the second round of funding, which will be specific for the recommended infrastructure design/changes determined by the study.

Manager Kuntz reported the Wolf Creek Watermain Replacement Project is tentatively scheduled to begin on March 4, 2024. The material was delivered the week of February 12 in anticipation of the project start date. Local traffic will be maintained during the entirety of this project. Flaggers will be used when needed. The project is scheduled to be completed by late spring. The next phase of the Hay Avenue Road Resurfacing Project is also tentatively scheduled to begin in mid-March-early April. More information on this project will be sent out to the general public once we know more exact timeframes.

Manager Kuntz reported the Service Department has been able to perform quite a few tasks due to the break in weather. These tasks included maintaining all watermain patches with gravel, collecting trash in all parks and uptown, cleaning up dead limbs and sticks in all parks, repairing two streetlights in the center of Market Street, installing a new lift gate on service truck, installing retired employee Sonja Keaton's plaque by her tree in Golden Gate Park, installing decals and lights on new service department truck, repairing broken boards at the castle playground, patching potholes throughout town and collected 30 gallons of used oil.

Manager Kuntz reported the administrative delegate agreement with Montgomery County has been signed for the CDBG grant that was awarded last year for the all-inclusive playground to be located at Golden Gate Park. Staff will begin working to get this equipment purchased so it can be installed later this year. Park Board is also holding the annual Golden Gate Park cleanup day on Saturday, March 23rd from 10:00 a.m. until noon. Park Board will once again be utilizing the Montgomery County Cleanup Trailer for this event.

Manager Kuntz announced the Pallet of Threads Boutique, located at 112 Market Street, is holding a ribbon cutting ceremony on February 29th at 3:00 p.m. Manager Kuntz encouraged City Council and staff to attend if able to do so.

Member Zimmerlin inquired about the amount of funding available with the planning grant?

Manager Kuntz replied the planning grant would be a \$50,000 grant with the city contributing 25%. Staff is also looking for other grant opportunities that could be utilized as part of the local match.

Member Schreier inquired about the projected useful life of a Land Use Plan.

Manager Kuntz replied the basic industry standard is to update a Land Use Plan after 20 years.

Finance Director Brandt had no report.

Fire Chief Fletcher had no report.

Police Chief Jerome reported the Police Department shared a news release regarding a measles case that was recently reported at the Kroger Marketplace on Union Road on February 13 between 12:45 p.m. and 4:00 p.m. The release advises the public to follow the posted precautions posted if they were in the store at that time.

Police Chief Jerome reported he recently met with Hannah Blair from the Veteran's Administration, and learned about Emergency Admissions and the Compact Act, which would allow the Police Department to take a veteran to any hospital with guaranteed acceptance.

Law Director Stephan reported B & B Rentals, LTD has submitted a Final Subdivision Application for Meadow Glen Subdivision-B Record Plan and Meadow Glen Subdivision-C Record Plan. Both subdivision record plans were approved by Planning Commission at the February 15, 2024 meeting. The Meadow Glen Subdivision-B plan will establish new public street right of way for Fledgling Way and Bruns Drive. The Meadow Glen Subdivision-C will re-plat the existing Bruns Drive as a public street. Bruns Drive is currently a private street without public sidewalks. Public

sidewalks will now be installed both new subdivisions. These subdivisions are being submitted as a necessary step in the Bruns Apartments, Phase II Project. The Phase II Project will create 19 four-unit buildings and 2 two-unit buildings along the extension of Bruns Drive and Fledgling Way. Planning Commission approved the Preliminary Plat for the Bruns Apartments, Phase II Project at the January 18, 2024 meeting. Law Director Stephan requested Council approve Meadow Glen Subdivision-B Record Plan and Meadow Glen Subdivision-C Record Plan subject to final approval of the construction plans for the subdivision by the City Manager and City Engineer, and deposit of a performance bond to insure completion of the public improvements.

Motion by Schreier, second by Zimmerlin to approve the Meadow Glen Subdivision-B Record Plan and Meadow Glen Subdivision-C Record Plan as presented. All yeas, motion carried.

Law Director Stephan reported the Final Subdivision Record Plan entitled JLR Leasing Plat is before City Council for approval. This plat creates a 5.96-acre lot at 201 Heckathorn Road that will be the site for the Homestead Gathering Place, which will be a meeting facility for the Old German Baptist Church. Planning Commission did approve the Special Use Application for this project and the JLR Leasing Plat at the February 16, 2024 meeting. It is requested that Council approve the Final Subdivision Record Plan entitled JLR Leasing Plat for this project, subject to final approval of the construction subject to final approval of the construction plans for the subdivision by the City Manager and City Engineer, and deposit of a performance bond to insure completion of the improvements.

Motion by Fowler, second by Zimmerlin to approve the Final Subdivision Record Plan entitled JLR Leasing Plat, as presented. All yeas, motion carried.

Mayor Letner reported he had the honor of speaking to the Kiwanis at their monthly meeting.

Mayor Letner reported the Serve Brookville Program, scheduled for Friday, May 17, from 8:30 a.m. until 11:30 a.m., will give our high school students the opportunity to get the credits they need by serving the community. Mayor Letner asked everyone to reach out if they know of anyone who may benefit from this program.

Motion by Fowler, second Zimmerlin to read proposed Ordinance No. 2024-02. All yeas, motion carried.

Motion by Schreier, second by Wilder to accept the second reading of proposed Ordinance No. 2024-02. All yeas, motion carried.

Motion by Zimmerlin, second by Fowler to read proposed Ordinance No. 2024-03. All yeas, motion carried.

Motion by Piper, second by Wilder to accept the second reading of proposed Ordinance No. 2024-03. All yeas, motion carried.

Motion by Zimmerlin, second by Wilder to read proposed Ordinance No. 2024-04. All yeas, motion carried.

Motion by Zimmerlin, second by Piper to accept the first reading of proposed Ordinance No. 2024-04. All yeas, motion carried.

Member Fowler, Park Board Liaison, reported Jessica Mullins will be the new Ball Diamond Manager for the Adult Softball Program. The city has received several applications for the Park Caretaker position and will begin the interview process soon.

Member Zimmerlin commented that BSA has installed a new shed at the Westbrook Soccer Complex and it looks very nice.

Member Schreier, Planning Commission Liaison, reported at their February 15 meeting, Planning Commission reviewed and approved the Meadow Glen Subdivisions and the JLR Leasing Plat that Council approved this evening. They also approved a permit for the Bourbon Chicken Mobile Food Vendor to be located in the McMakens lot and another for Small Town Tique Mobile Vendor to sell women's clothing from the municipal lot on Arlington Road.

Law Director Stephan commented the Small Town Tique presented a schedule to set up on Arlington Road as well as Market Street. Planning Commission did not approve the request to sell on Market Street at this time due to parking considerations and potential competition with existing businesses.

Damian Kristof, of Brookville Public Library, invited everyone to attend a Don't Get Scammed Workshop at the Brookville library on Friday, March 1, 2024. This program will also be presented at Brookhaven Nursing Home.

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

Kimberly Duncan, Clerk

Charles Letner, Mayor

To: Mayor & Council
From: Jack Kuntz, City Manager
RE: Manager's Report
Date: 02/28/24

The Wolfcreek watermain replacement project continues to be on schedule to start the week of March 4th. Traffic should be maintained throughout the entirety of the project except for when the project tap-in at Arlington occurs. If there are any projected road detours during this part of the project, city staff will communicate that with the community. The Hay Avenue resurfacing project also continues to be on track to start the middle of this month (March).

The Brookville Board of Zoning Appeals has a board vacancy. Staff is requesting City Council authorize staff to advertise for the vacancy.

City staff, along with a representative from Montgomery County's Development Department, recently met with Green Tokai. They're doing well as a company, and we were able to pass along information to assist them in their hiring needs. One of the topics discussed with them was workforce transportation and staff subsequently met with representatives from Greater Dayton RTA to discuss this topic as it relates to all our manufacturing and industrial companies including Green Tokai and DMAX. Green Tokai's staff was also very complimentary of Brookville's services, especially the police and fire departments.

The Brookville Area Chamber of Commerce is hosting a Solar Eclipse Watch Party at the Brookville High School on April 8th, from noon until 5 pm. Brookville's Fire and Police Departments are presently working to develop various contingency response plans for the overall solar eclipse event that day.

City staff is currently working with our website hosting company, Civic Plus to continue identifying ways Brookville can improve information flow to our residents and businesses and ensuring information access is as user friendly as possible. We're at the beginning stages of this project and it will take several months to fully implement.

Reminder the Brookville Park's Board Annual Golden Gate Park clean up is scheduled for Saturday, March 23, 10am-noon.

City staff have interviews scheduled with interested candidates for the new Golden Gate Park Caretaker position this month (March) and we're hopeful we can have someone in place in the near future.

Staff continues to work on the 2023 Annual Report and the completed report will be submitted to City Council by the end of March.

Over the last two weeks, the Service Department performed the following tasks:

- Plowed and salted streets from the last snowstorm.
- Repaired two dump trucks from break downs during snow event.
- Picked up 250 gals of used oil.
- Replaced two mail boxes that were damaged during snow event.
- Emptied trash from all parks and uptown.
- Continued limb pickup in all parks.
- Pothole patch.
- Installed irrigation controls in the new shed at soccer.
- Repaired door on Diamond 1 concession stand.
- Disposed of 33 tires to transfer station.
- Jetted retention ponds on Arlington Rd.



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

Chief Douglas Jerome

djerome@brookvilleohio.com



Council Meeting Agenda March 5, 2024

Reportable Incidents

1/1/2023 – 2/28/2023 = 75

1/1/2024 – 2/28/2024 = 51

Citations

1/1/2023 – 2/28/2023 = 68

1/1/2024 – 2/28/2024 = 79

Traffic Stops

February 2023 - 121

February 1, 2024 to date - 242

Brookville Police Department

Incident Arrest Blotter

Arrest Date	Time	Suspect's Name	Address, Charges(s)	Incident ID
02/20/2024	11:21 AM	ANDREA NICOLE ROJC	11560 SWEET POTATO RIDGE RD, BROOKVILLE, OH 453 35: WARRANT ARREST	2024-00042

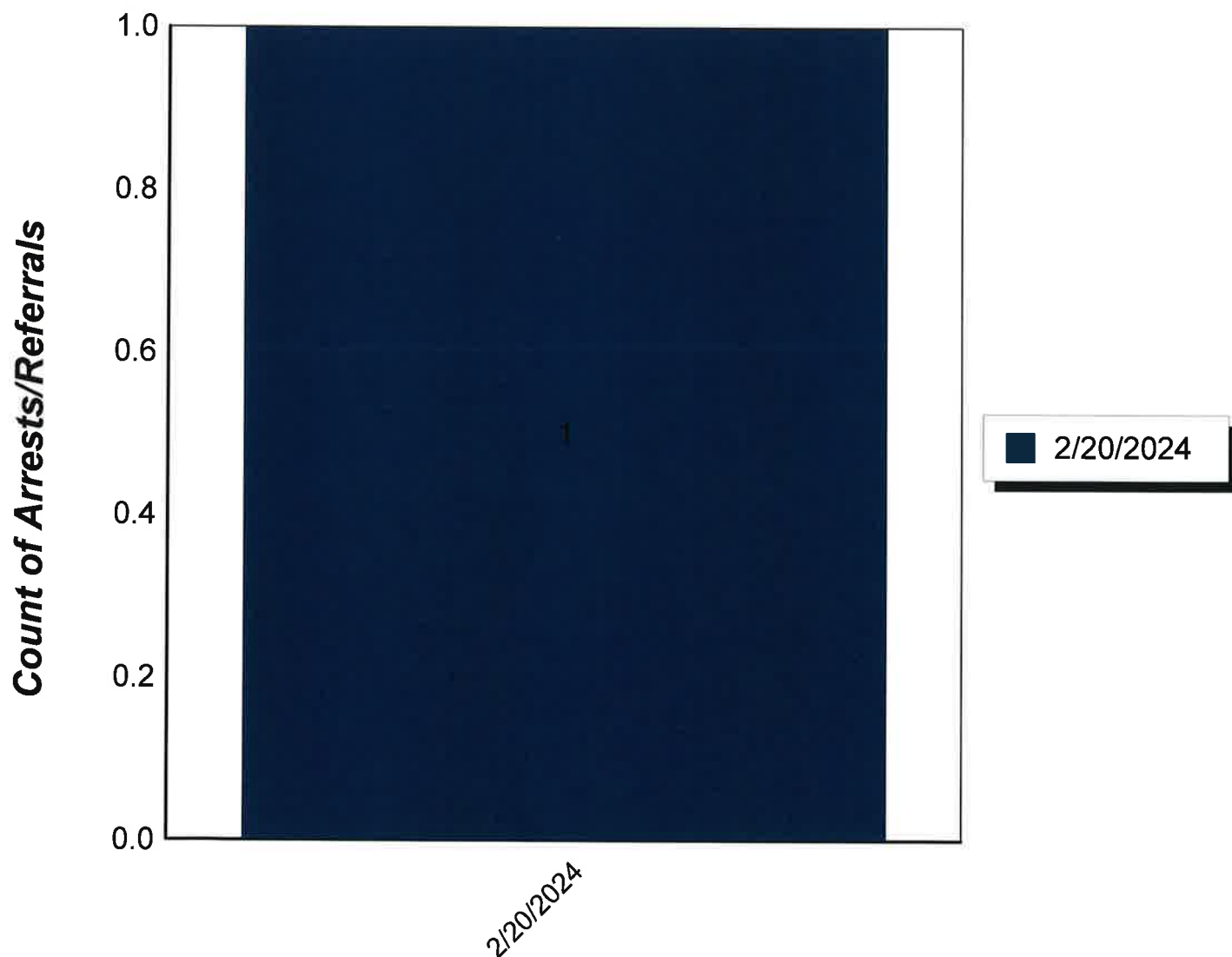
Total Selected = 1

Brookville Police Department

Arrest Log by Date

Arrest Date	Total Arrests
February 20, 2024	1
Total Selected = 1	

Arrest Log by Date

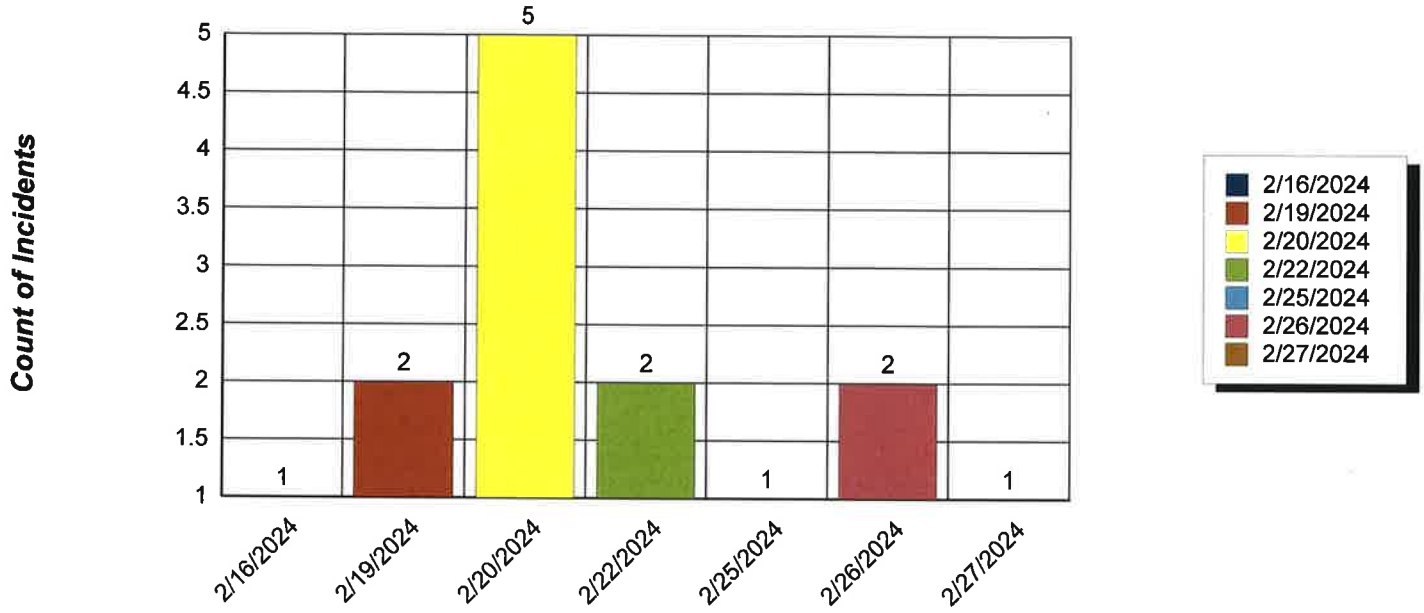


Brookville Police Department

Incident Log by Date Reported

Date Reported	Day of Week	Total Reported
02/16/2024	Friday	1
02/19/2024	Monday	2
02/20/2024	Tuesday	5
02/22/2024	Thursday	2
02/25/2024	Sunday	1
02/26/2024	Monday	2
02/27/2024	Tuesday	1
Total Selected = 14		

Incident Log by Date Reported



Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
February 16, 2024					
2024-00038	128 VILLA DRIVE BROOKVILLE PD	SIGNAL 26I - OHIO HB4 LE NOTIFICATION LETTER	02/05/2024	02/22/2024	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 02 26I - OHIO HB4 LE NOTIFICATION LETTER					
Total Incidents Reported for Date: 1					
February 19, 2024					
2024-00039	523 VINE ST BROOKVILLE PD	SIGNAL 20 - DOMESTIC VIOLENCE	02/17/2024		OPEN CASE
Offenses UCR Offense Description 1 02 291925A - Domestic violence - knowingly cause physical harm					
2024-00040	43 W MCKINLEY STREET APT. D BROOKVILLE PD	SIGNAL 02 - RAPE	02/19/2024		OPEN CASE
Offenses UCR Offense Description 1 02 290702 - Rape					
Total Incidents Reported for Date: 2					
February 20, 2024					
2024-00042	709 ARLINGTON BROOKVILLE PD	SIGNAL 35M - MISDEMEANOR WARRANT ARREST	02/20/2024	02/20/2024	ARREST
Offenses UCR Offense Description 3 02 430162 - Open container liquor N/A 31301 - OBEDIENCE TO TRAFFIC CONTROL DEVICES N/A 35 - WARRANT ARREST					
2024-00041	301 SYCAMORE ST BROOKVILLE PD	SIGNAL 26O - TELECOMMUNICATIONS HARASSMENT	02/20/2024	02/22/2024	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 02 291721A1 - Telephone harassment - knowingly					
2024-00043	530 WEST WESTBROOK ROAD BROOKVILLE PD	SIGNAL 53A - PROPERTY DAMAGE ACCIDENT	02/20/2024	02/20/2024	EXCEPTIONALLY CLEARED

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
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February 20, 2024

Offenses UCR Offense Description 1 N/A 451121A - ASSURED CLEAR DISTANCE AHEAD					
2024-00044	428 N. WOLF CREEK ST. BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	02/20/2024	02/20/2024	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 02 26I - INFORMATION REPORT					
2024-00045	429 N WOLF CREEK ST BROOKVILLE PD	SIGNAL 26I - APPLICATION FOR EMERGENCY ADMISSION	02/20/2024	02/20/2024	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 N/A 26I - APPLICATION FOR EMERGENCY ADMISSION					
Total Incidents Reported for Date: 5					

February 22, 2024

2024-00046	2 BLUE PRIDE DRIVE BROOKVILLE PD	SIGNAL 17 - SEX OFFENSE	02/22/2024		OPEN CASE
Offenses UCR Offense Description 1 02 2907321 - Pandering obscenity involving minor					
2024-00047	429 N Wolf Creek St BROOKVILLE PD	SIGNAL 26O - AGGRAVATED MENACING	02/22/2024		OPEN CASE
Offenses UCR Offense Description 2 02 26O - ALL OTHER CRIMINAL OFFENSES 04 290313B - Assault - recklessly harm victim					
Total Incidents Reported for Date: 2					

February 25, 2024

2024-00048	575 ARLINGTON RD BROOKVILLE PD	SIGNAL 07 - AUTO THEFT	02/25/2024		OPEN CASE
Offenses UCR Offense Description 2 07 291302B5 - Auto Theft 07 291302B5 - Auto Theft					
Total Incidents Reported for Date: 1					

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
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February 26, 2024

2024-00049	215 CUSICK AVENUE BROOKVILLE PD	SIGNAL 14 - CRIMINAL DAMAGING	02/26/2024		OPEN CASE
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Offenses	UCR	Offense Description
1	01	290906 - Criminal damaging/endangering

2024-00050	301 Sycamore St BROOKVILLE PD	SIGNAL 260 - CRIMINAL DAMAGING	02/26/2024		OPEN CASE
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Offenses	UCR	Offense Description
1	01	290906 - Criminal damaging/endangering

Total Incidents Reported for Date: 2

February 27, 2024

2024-00051	545 EAST UPPER LEWISBURG SALEM ROAD BROOKVILLE PD	SIGNAL 14 - CRIMINAL DAMAGING	02/27/2024		OPEN CASE
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Offenses	UCR	Offense Description
1	01	290906 - Criminal damaging/endangering

Total Incidents Reported for Date: 1

Total Selected = 14

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 2024-02 Passed , 20

AN ORDINANCE AMENDING THE CODE OF ORDINANCES PART 9, TITLE 3, SECTION 935.14 (c)(1), FIXING THE USER FEES TO ALL SEWER CUSTOMERS IN THE CITY OF BROOKVILLE, OHIO.

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

SECTION I: Section 935.14 (c)(1) of the Code of Ordinances is hereby amended to read as follows:

The following shall be the quarterly rates charged by the City for services to be rendered by its sanitary sewage system to it and to its inhabitants and others, based on water consumption. The Rate schedule shall apply effective on the March 2024 billing for sewer usage as follows on:

- (1) Domestic strength wastewater
 - A. First minimum charge for 1,000 cubic feet or less per quarter: Forty dollars and fifty-five cents (\$40.55).
 - B. Second: Charge for each 100 cubic feet or any part thereof, in excess of 1,000 cubic feet, but less than 10,000 cubic feet: Four dollars and six cents (\$4.06).
 - C. Third: Charge for each 100 cubic feet, or any part thereof in excess of 10,000 cubic feet: Three dollars and two cents (\$3.02).
 - D. Fourth: There will be a twenty-five percent (25%) additional fee for consumers living outside of the municipal corporation limits.

SECTION II: This Ordinance shall revoke and rescind all Ordinances, and parts of Ordinances and Resolutions, and parts of Resolutions that are in conflict herewith and shall be enforced from and after the earliest period allowed by law.

PASSED this day of 2024.

Kimberly Duncan, Clerk Charles Letner, Mayor

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 2024-02 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. 2024-02, passed by the Council of the City of Brookville, Ohio, on the _____ day of _____ 2024.

Kimberly Duncan, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 2024-02 was posted at the City Building, US Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the _____ day of _____ 2024 to the _____ day of _____ 2024, both days inclusive.

Kimberly Duncan, Clerk

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 2024-03 Passed , 20

AN ORDINANCE AMENDING THE CODE OF ORDINANCES PART 9, TITLE 3, SECTION 931.20 (a), FIXING THE USER FEES TO ALL WATER CUSTOMERS 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	\$ 57.00
3/4	inch meter	\$ 69.50
1	inch meter	\$ 111.50
1½	inch meter	\$ 186.50
2	inch meter	\$ 311.50
3	inch meter	\$ 625.25
4	inch meter	\$ 942.25
6	inch meter	\$1,623.25
8	inch meter	\$2,228.00
10	inch meter	\$3,712.50
12	inch meter	\$5,122.75

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

First	10,000 cubic feet	\$ 42.12
Next	90,000 cubic feet	\$ 39.83
Next	400,000 cubic feet	\$ 37.49
Next	500,000 cubic feet	\$ 30.70

These rates shall start and be in effect with the March 2024 billing for water consumed during the previous quarter of December 2023 through February 2024.

SECTION II: This Ordinance shall revoke and rescind all Ordinances, and parts of Ordinances and Resolutions, and parts of Resolutions that are in conflict herewith and shall be enforced from and after the earliest period allowed by law.

PASSED this day of 2024.

Kimberly Duncan, Clerk

Charles Letner, Mayor

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 2024-03 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. 2024-03, passed by the Council of the City of Brookville, Ohio, on the day of 2024.

Kimberly Duncan, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 2024-03 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 2024 to the day of 2024, both days inclusive.

Kimberly Duncan, Clerk

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 2024-04 Passed, 20

AN ORDINANCE AMENDING THE COMPETITIVE BIDDING THRESHOLD OF THE CITY OF BROOKVILLE.

WHEREAS, Section 105.01(a) of the Code of Ordinances of the City of Brookville provides that "All contracts for goods and services, other than the compensation of persons employed by the City, in an amount in excess of fifty thousand dollars (\$50,000) which are not exempt from competitive bidding by City Charter Section 8.02(B), shall first be authorized by motion of City Council after completion of the competitive procedure as herein provided."; and

WHEREAS, Ohio Revised Code Section 9.17 now provides a competitive bidding threshold of Seventy-Five Thousand Dollars (\$75000.00) through calendar year 2024, and for each calendar year thereafter, the amount for the previous calendar year increased by three per cent as determined and published by the director of commerce.

WHEREAS, City Council desires to amend the competitive bidding threshold for the City of Brookville to be consistent with the competitive bidding threshold established in Ohio Revised Code Section 9.17;

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

SECTION I: Section 105.01(a) of the Code of Ordinances of the City of Brookville is hereby amended as follows:

All contracts for goods and services, other than the compensation of persons employed by the City or contracts exempt from competitive bidding under the City of Brookville Charter Section 8.02(B), in an amount in excess of the competitive bidding threshold amount established in Ohio Revised Code Section 9.17 of seventy-five thousand dollars (\$75000.00) for calendar year 2024, and increasing by three percent (3%) per year thereafter, shall first be authorized by motion of Council after the completion of the competitive procedure as herein provided.

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

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

PASSED THIS day of, 2024.

ATTEST:

Kimberly Duncan, Clerk

Charles Letner, Mayor

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. _____ Passed _____, 20____

CERTIFICATE

The undersigned, Clerk of the City of Brookville, does hereby certify that the foregoing is a true and correct copy of Ordinance No. 2024-04, passed by the Council of the City of Brookville, Ohio, on the _____ day of _____, 2024.

Kimberly Duncan, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No, 2024-04 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 _____, 2024 to the _____ day of _____, 2024, both days inclusive.

Kimberly Duncan, Clerk

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8034 FORM NO. 30043

Ordinance No. 2024-05 Passed , 20

AN ORDINANCE LEVYING ASSESSMENTS FOR THE CUTTING AND REMOVAL OF WEEDS, VINES, GRASS AND/OR OTHER VEGETATION DURING THE YEAR 2023 FOR CERTAIN PROPERTIES IN THE CITY OF BROOKVILLE, OHIO.

WHEREAS, pursuant to Section 503.03 of the Code of Ordinances of the City of Brookville, Ohio, the City may assess the cost of cutting and removal of weeds, vines, grass or other vegetation, plus a two percent (2%) administrative fee; and

WHEREAS, under Section 503.04 of the Code of Ordinances, the Director of Finance has given notice of such assessment to the owner of the lot or land from which the weeds, vines, grass and/or other vegetation was removed, either in person or sent by regular United States Mail, postage prepaid; and

WHEREAS, the assessments remain unpaid more than thirty (30) days after the notice of assessment was sent to the owner by the Director of Finance; and

WHEREAS, under Section 503.04, the Director of Finance, after approval by Council, may certify unpaid assessments to the County Auditor to be placed on the tax duplicate and collected as other taxes are collected.

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

SECTION I: The Council hereby approves and authorizes the Director of Finance to certify to the County Auditor the unpaid assessments for the cutting and removal of such weeds, vines, grass and/or other vegetation during the year 2023 for said assessments being set forth in Exhibit A attached hereto and incorporated herein by reference and aggregating in the amount of \$2,576.25, which includes City of Brookville Administrative Fees.

SECTION II: The Director of Finance shall certify to the County Auditor the unpaid assessments within thirty (30) days after passage of this Ordinance.

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

PASSED this day of 2024.

Kimberly Duncan, Clerk Charles Letner, Mayor

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 2024-05 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. 2024-05 passed by the Council of the City of Brookville, Ohio, on the day of 2024.

Kimberly Duncan, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 2024-05 as posted at the City Building, US Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the day of 2024 to the day of 2024, both days inclusive.

Kimberly Duncan, Clerk

Exhibit A

	<u>Project ID</u>	<u>City, State</u>	<u>Parcel ID</u>		<u>Assessment</u>
1	31500	Brookville, Ohio	C05 00213 0038	\$	918.00
2	31500	Brookville, Ohio	C05 00102 0028	\$	459.00
3	31500	Brookville, Ohio	C05 00208 0050	\$	306.00
4	31500	Brookville, Ohio	C05 000204 0006	\$	459.00
5	31500	Brookville, Ohio	C05 00215 0011	\$	306.00
6	31500	Brookville, Ohio	L54 00304 0006	\$	128.25
TOTALS				\$	2,576.25

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 2024-06 Passed , 20

AN ORDINANCE LEVYING ASSESSMENTS FOR DELINQUENT UTILITY BILLS FOR CERTAIN PROPERTIES IN THE CITY OF BROOKVILLE, OHIO.

WHEREAS, pursuant to Section 931.21(g), 935.14(f) and 957.07(c) of the Code of Ordinances of the City of Brookville, Ohio, the City may certify to the County Auditor assessments for water, sewer and refuse bills which have been delinquent for more than forty-five days from date of billing, and said assessments shall become a lien against the property served and shall be collected as general taxes; and

WHEREAS, these charges remain unpaid more than forty-five days after the notice of charges were sent to the property owner by the Director of Finance.

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

SECTION I: City Council hereby approves and authorizes the Director of Finance to certify to the County Auditor assessments for delinquent water, sewer, stormwater and refuse charges, said assessments being set forth in Exhibit A - \$5,527.88, Exhibit B – Sewer \$3,080.06, Exhibit C – Storm Water \$739.31, and Exhibit D – Refuse \$4,269.58, respectively, and attached hereto and incorporated herein by reference and aggregating in the amount of \$13,616.83 for all services and broken-down totals for each service as shown above, all of which do not include County Fees.

SECTION II: The Director of Finance shall certify to the County Auditor the unpaid assessments within thirty (30) days after passage of this Ordinance.

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

PASSED this day of 2024.

Kimberly Duncan, 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 No. 2024-06 passed by the Council of the City of Brookville, Ohio, on the day of 2024.

Kimberly Duncan, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 2024-06 as posted at the City Building, US Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the day of 2024 to the day of 2024, both days inclusive.

Kimberly Duncan, Clerk

EXHIBIT A			
Project Code	City, State	Parcel ID	Water Charge
31102	Brookville, Ohio	C05 00405 0022	134.40
31102	Brookville, Ohio	C05 00625 0025	120.77
31102	Brookville, Ohio	C05 00108 0029	78.80
31102	Brookville, Ohio	C05 00102 0008	16.61
31102	Brookville, Ohio	C05 00102 0007	314.56
31102	Brookville, Ohio	C05 00110 0025	101.47
31102	Brookville, Ohio	C05 00204 0006	259.90
31102	Brookville, Ohio	L54 00408 0032	85.01
31102	Brookville, Ohio	L54 00304 0006	142.30
31102	Brookville, Ohio	L54 00310 0005	70.00
31102	Brookville, Ohio	L54 00309 0010	66.58
31102	Brookville, Ohio	C05 00317 0021	143.39
31102	Brookville, Ohio	C05 51109 0040	117.43
31102	Brookville, Ohio	C05 00613 0004	105.67
31102	Brookville, Ohio	C05 00101 0014	157.71
31102	Brookville, Ohio	C05 00625 0020	12.50
31102	Brookville, Ohio	C05 00211 0004	150.47
31102	Brookville, Ohio	C05 00206 0002	200.54
31102	Brookville, Ohio	L54 00310 0014	125.07
31102	Brookville, Ohio	C05 00105 0021	6.61
31102	Brookville, Ohio	C05 00102 0028	442.00
31102	Brookville, Ohio	C05 51109 0034	50.41
31102	Brookville, Ohio	L54 00417 0006	257.07
31102	Brookville, Ohio	L54 00304 0004	52.89
31102	Brookville, Ohio	L54 00601 0015	47.63
31102	Brookville, Ohio	L54 00601 0015	13.46
31102	Brookville, Ohio	C05 00208 0024	273.76
31102	Brookville, Ohio	C05 00204 0005	116.36
31102	Brookville, Ohio	L54 00404 0021	155.90
31102	Brookville, Ohio	L54 00307 0009	149.78
31102	Brookville, Ohio	C05 00110 0025	105.95
31102	Brookville, Ohio	C05 00625 0029	120.71
31102	Brookville, Ohio	C05 00415 0057	213.83

EXHIBIT A

31102	Brookville, Ohio	C05 00101 0015	116.25
31102	Brookville, Ohio	C05 00105 0003	105.69
31102	Brookville, Ohio	C05 00110 0025	380.63
31102	Brookville, Ohio	C05 00101 0013	127.74
31102	Brookville, Ohio	C05 00415 0057	48.48
31102	Brookville, Ohio	C05 00415 0057	292.76
31102	Brookville, Ohio	C05 00101 0015	46.79

TOTALS 5,527.88

EXHIBIT B

Project Code	City, State	Parcel ID	Sewer Charge
31100	Brookville, Ohio	C05 00405 0022	90.67
31100	Brookville, Ohio	C05 00625 0025	66.32
31100	Brookville, Ohio	C05 00108 0029	51.53
31100	Brookville, Ohio	C05 00102 0008	9.79
31100	Brookville, Ohio	C05 00102 0007	214.04
31100	Brookville, Ohio	C05 00110 0025	47.24
31100	Brookville, Ohio	C05 00204 0006	176.86
31100	Brookville, Ohio	L54 00408 0032	43.30
31100	Brookville, Ohio	L54 00304 0006	98.20
31100	Brookville, Ohio	L54 00309 0010	45.95
31100	Brookville, Ohio	C05 00317 0021	78.63
31100	Brookville, Ohio	C05 51109 0040	55.40
31100	Brookville, Ohio	C05 00613 0004	41.58
31100	Brookville, Ohio	C05 00101 0014	51.44
31100	Brookville, Ohio	C05 00625 0020	5.49
31100	Brookville, Ohio	C05 00211 0004	67.01
31100	Brookville, Ohio	C05 00206 0002	103.73
31100	Brookville, Ohio	L54 00310 0014	58.21
31100	Brookville, Ohio	C05 00105 0021	4.25
31100	Brookville, Ohio	C05 00102 0028	231.78
31100	Brookville, Ohio	C05 51109 0034	34.79
31100	Brookville, Ohio	L54 00417 0006	97.50
31100	Brookville, Ohio	L54 00304 0004	36.50
31100	Brookville, Ohio	L54 00601 0015	21.47
31100	Brookville, Ohio	L54 00601 0015	6.44
31100	Brookville, Ohio	C05 00208 0024	206.78
31100	Brookville, Ohio	C05 00204 0005	49.70
31100	Brookville, Ohio	L54 00404 0021	64.85
31100	Brookville, Ohio	L54 00307 0009	85.08

EXHIBIT B

31100	Brookville, Ohio	C05 00110 0025	67.42
31100	Brookville, Ohio	C05 00625 0029	55.83
31100	Brookville, Ohio	C05 00415 0057	137.70
31100	Brookville, Ohio	C05 00101 0015	63.13
31100	Brookville, Ohio	C05 00105 0003	42.51
31100	Brookville, Ohio	C05 00110 0025	291.35
31100	Brookville, Ohio	C05 00101 0013	46.76
31100	Brookville, Ohio	C05 00415 0057	24.91
31100	Brookville, Ohio	C05 00415 0057	173.63
31100	Brookville, Ohio	C05 00101 0015	32.29

TOTALS	3,080.06
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EXHIBIT C

Project Code	City, State	Parcel ID	Stormwater Charge
31103	Brookville, Ohio	C05 00405 0022	32.40
31103	Brookville, Ohio	C05 00625 0025	12.43
31103	Brookville, Ohio	C05 00108 0029	18.00
31103	Brookville, Ohio	C05 00102 0008	1.49
31103	Brookville, Ohio	C05 00102 0007	75.85
31103	Brookville, Ohio	C05 00110 0025	4.13
31103	Brookville, Ohio	C05 00204 0006	62.67
31103	Brookville, Ohio	L54 00408 0032	15.12
31103	Brookville, Ohio	L54 00304 0006	34.32
31103	Brookville, Ohio	L54 00309 0010	16.05
31103	Brookville, Ohio	C05 00317 0021	16.65
31103	Brookville, Ohio	C05 51109 0040	9.67
31103	Brookville, Ohio	C05 00613 0004	14.52
31103	Brookville, Ohio	C05 00101 0014	16.34
31103	Brookville, Ohio	C05 00625 0020	0.80
31103	Brookville, Ohio	C05 00211 0004	19.35
31103	Brookville, Ohio	C05 00206 0002	25.65
31103	Brookville, Ohio	L54 00310 0014	19.50
31103	Brookville, Ohio	C05 00105 0021	1.49
31103	Brookville, Ohio	C05 00102 0028	75.85
31103	Brookville, Ohio	C05 51109 0034	6.07
31103	Brookville, Ohio	L54 00417 0006	14.33
31103	Brookville, Ohio	L54 00304 0004	12.75
31103	Brookville, Ohio	L54 00601 0015	7.50
31103	Brookville, Ohio	L54 00601 0015	2.25
31103	Brookville, Ohio	C05 00208 0024	15.69
31103	Brookville, Ohio	C05 00204 0005	16.00
31103	Brookville, Ohio	L54 00404 0021	22.65
31103	Brookville, Ohio	L54 00307 0009	16.20

EXHIBIT C

31103	Brookville, Ohio	C05 00110 0025	5.90
31103	Brookville, Ohio	C05 00625 0029	4.54
31103	Brookville, Ohio	C05 00415 0057	32.00
31103	Brookville, Ohio	C05 00101 0015	22.05
31103	Brookville, Ohio	C05 00105 0003	2.46
31103	Brookville, Ohio	C05 00110 0025	6.53
31103	Brookville, Ohio	C05 00101 0013	16.34
31103	Brookville, Ohio	C05 00415 0057	14.50
31103	Brookville, Ohio	C05 00415 0057	37.99
31103	Brookville, Ohio	C05 00101 0015	11.28
TOTALS			739.31

EXHIBIT D

Project Code	City, State	Parcel ID	Refuse Charge
31850	Brookville, Ohio	C05 00405 0022	106.83
31850	Brookville, Ohio	C05 00625 0025	61.51
31850	Brookville, Ohio	C05 00108 0029	58.67
31850	Brookville, Ohio	C05 00102 0008	6.60
31850	Brookville, Ohio	C05 00102 0007	312.71
31850	Brookville, Ohio	C05 00110 0025	72.67
31850	Brookville, Ohio	C05 00204 0006	516.99
31850	Brookville, Ohio	L54 00408 0032	66.60
31850	Brookville, Ohio	L54 00304 0006	152.46
31850	Brookville, Ohio	L54 00309 0010	79.50
31850	Brookville, Ohio	C05 00317 0021	73.33
31850	Brookville, Ohio	C05 51109 0040	96.00
31850	Brookville, Ohio	C05 00613 0004	63.82
31850	Brookville, Ohio	C05 00101 0014	72.60
31850	Brookville, Ohio	C05 00625 0020	7.99
31850	Brookville, Ohio	C05 00211 0004	96.00
31850	Brookville, Ohio	C05 00206 0002	111.00
31850	Brookville, Ohio	L54 00310 0014	95.25
31850	Brookville, Ohio	C05 00105 0021	7.43
31850	Brookville, Ohio	C05 00102 0028	709.86
31850	Brookville, Ohio	C05 51109 0034	53.35
31850	Brookville, Ohio	L54 00417 0006	126.67
31850	Brookville, Ohio	L54 00304 0004	56.00
31850	Brookville, Ohio	L54 00601 0015	36.75
31850	Brookville, Ohio	L54 00601 0015	11.25
31850	Brookville, Ohio	C05 00208 0024	181.47
31850	Brookville, Ohio	C05 00204 0005	87.03
31850	Brookville, Ohio	L54 00404 0021	100.00
31850	Brookville, Ohio	L54 00307 0009	71.33

EXHIBIT D

31850	Brookville, Ohio	C05 00110 0025	117.00
31850	Brookville, Ohio	C05 00625 0029	66.75
31850	Brookville, Ohio	C05 00415 0057	78.50
31850	Brookville, Ohio	C05 00101 0015	97.33
31850	Brookville, Ohio	C05 00110 0025	115.17
31850	Brookville, Ohio	C05 00101 0013	81.68
31850	Brookville, Ohio	C05 00415 0057	48.33
31850	Brookville, Ohio	C05 00415 0057	123.69
31850	Brookville, Ohio	C05 00101 0015	49.46
TOTALS			4,269.58