



CITY COUNCIL
Tuesday, July 2, 2024, 7:30 PM
301 SYCAMORE STREET, BROOKVILLE, OHIO 45309
937-833-2135
www.brookvilleohio.com

Join Live:

<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 June 18, 2024 Regular Meeting Minutes

IV. Brookville Police Department - Green Tokai Recognition

V. Reports of Municipal Officers

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

VI. Old Business

- a. Second reading of Ordinance No. 2024-09 entitled "AN ORDINANCE AMENDING CHAPTER 1170, MEDICAL MARIJUANA, AND CHAPTER 1145, I-2, GENERAL INDUSTRIAL DISTRICT, OF THE CODE OF ORDINANCES OF THE CITY OF BROOKVILLE, OHIO."

VII. New Business

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



- a. First reading proposed Resolution No. 24-11 entitled "A RESOLUTION ESTABLISHING A NEW WAGE SCALE FOR FULL-TIME HOURLY CITY EMPLOYEES."

VIII. Reports of Boards and Commissions

- a. Member Fowler, Park Board Liaison
- b. Member Schreier, Planning Commission Liaison

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
June 18, 2024

The Regular Meeting of the Brookville City Council was called to order by Mayor Letner at 7:30 p.m. on June 18, 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 and Wilder; Finance Director Brandt, Law Director Stephan, Fire Chief Fletcher, Police Chief Jerome and Clerk Duncan were present. Member Zimmerlin was present on Webex. Manager Kuntz was absent.

Roll Call by Clerk Duncan.

Motion by Fowler, second by Wilder to accept the Agenda as presented. All yeas, motion carried.

Motion by Piper, second by Schreier to accept the June 4, 2024 Regular Meeting Minutes as presented. Crane yea, Fowler abstained, Zimmerlin abstained, Schreier yea, Wilder yea, Piper yea, Letner yea. Motion carried with five yeas and two abstentions.

Finance Director Brandt reported presented the May 31, 2024 Fund Balance.

Motion by Schreier, second by Fowler to accept the May 31, 2024 Fund Balance as presented. All yeas, motion carried.

Finance Director Brandt requested Council authorization to transfer \$554,897.65 from the Local Fiscal Recover Fund into the Water Fund. This is a partial transfer of the total amount approved in the appropriations.

Motion by Fowler, second by Wilder to authorize the transfer of \$554,897.65 from the Local Fiscal Recover Fund into the Water Fund as appropriated. All yeas, motion carried.

Finance Director Brandt reported our Commercial Property, Automobile and Liability Insurance through The Ohio Plan renews on July 1, 2024 for a one-year period. The renewal premium came in at \$86,994, which is a \$150 increase over our expiring policy. Our risk insurance includes Property, Liability, Automobile, Equipment Breakdown, Special Property, Computer, Crime, Malicious Assailant, Cyber and Terrorism coverages. Our property values increased \$1,818,160, special scheduled equipment values increased \$183,169 and computer equipment values increased \$17,753.

Motion by Piper, second by Wilder to authorize the renewal of the Commercial Property, Automobile and Liability Insurance coverage at a cost of \$86,994 through The Ohio Plan, beginning on July 1, 2024, for a one-year period. All yeas, motion carried.

Fire Chief Fletcher reported the Fire Department received a \$2,500 grant from Center Point Energy. The grant will be used to purchase safety and gas detection equipment.

Police Chief Jerome reported the Service Department has redone the landscaping at the entrance to North Brook Industrial Park and posted the weight limit signs on the McKinley Street bridge.

Police Chief Jerome reported Service Superintendent Hamiel has been working hard to keep the Hay Avenue Project moving. The hold-up is now a Frontier line that needs to be moved in order for some poles to be removed. This line should be moved tomorrow. Police Chief Jerome reported Flory's Antiques has a big sale going on this week, and extra signage has been placed to direct traffic to their location on Hay Avenue.

Police Chief Jerome reported Police Captain Morgan graduated this week from the Ohio State Patrol Public Safety Leadership Academy, which was an 11-week program.

Police Chief Jerome reported he and Police Officer Wilson attended the Block Party and Craft Sale at the Brookville Public Library this past Saturday. The event was well attended and there were no issues.

Police Chief Jerome reported Golden Gate Park was a planned lunch stop for an estimated 800 GOBA cyclists on Sunday. This event also went well with no incidents.

Police Chief Jerome announced the Police Department is pushing out a 9 p.m. routine program, encouraging residents to lock up their homes and properties.

Police Chief Jerome reported the Police Department is starting a Community Strides Program. The first event will be Walk the Block With a Cop, where residents from different neighborhoods can walk with a Police Officer and get tips on how to make their properties safer.

Law Director Stephan had no report.

Mayor Letner thanked Brookville Library Branch Manager Damian Kristof for organizing the Brookville Block Party and Craft Show last weekend. The event was laid out well and flowed smoothly.

Mayor Letner announced the next Market Street Connection Third Thursday event is this week and encouraged residents to attend and support the Market Street businesses.

Mayor Letner reminded residents to put their refuse and recycling out the night before as Rumpke is starting their routes very early in the morning in order to beat the recent extreme heat conditions.

Mayor Letner commented it was quite a site to see so many GOBA cyclists riding through Brookville on Sunday and using Golden Gate Park as a lunch stop.

Member Fowler, Park Board Liaison, reported park permits were up and the construction of the inclusive playground will begin the last week of June. Manager Kuntz is looking at ways to add more parking to Golden Gate Park and Law Director Stephan is looking at language for signage to be posted to prohibit the use of marijuana in the parks.

Member Schreier, Planning Commission Liaison, had no report.

Damian Kristof, 61 Oak Street, thanked the Police and Fire departments for their assistance with the Block Party and Craft Show on Saturday. An estimated 2,400 people attended the event. Mr. Kristof also reminded the public that the library is a great place to cool off in this extreme heat.

Mark Haworth, 10352 Upper Lewisburg Salem Road, inquired about a referendum that has been filed with the city regarding the zoning for the 85 acres across from the firehouse and asked whether everyone was aware of it.

Todd Clemmons, 841 Flanders, presented a Special Event Permit Application for the annual Brookville Soccer Association Parade.

Mayor Letner advised Mr. Clemmons that staff will review the request and present it for approval at the next Council meeting.

Bruce Garber, 434 Sycamore Street, wondered if Council would be for or against a big box store coming into Brookville, and asked Council to define grow or die when referring to a city. Garber stated new residents cost more in services than you earn in income tax.

Motion by Fowler, second by Schreier to adjourn.

Kimberly Duncan, Clerk

Charles Letner, Mayor

DRAFT

To: Mayor & Council
From: Jack Kuntz, City Manager
RE: Manager's Report
Date: 06/27/2024

After several unforeseen delays, specifically having utility companies move their private infrastructure from utility poles, which delayed the project slightly, the Hay Avenue, Phase II infrastructure project should be finishing up in the next couple of weeks.

Staff received the final change order for the Wolf Creed Watermain Replacement project. The change order amount is for -\$41,883.44. The reason for most of the change order is for material not needed for the project. Staff also has received a change order for the Hay Avenue Phase II Infrastructure project. Our engineer is currently reviewing the change order and discussing some of the items listed on the change order request with the contractor for clarification. We may have a revised request for approval by the July 2 meeting.

Joe Hamiel and Choice One Engineering had a pre-construction meeting with Barret Paving and ODOT staff on June 20 regarding the Wolf Creek Resurfacing Project. That project is scheduled to begin in the middle of September. Traffic will be maintained during this project and during non-working hours the street will be restored to full width capacity. There are also signage requirements which will be enforced during the entirety of the project.

A few weeks ago, I sent out an email regarding City Council's possible interest in joining the First Tier Suburb Consortium. The Consortium was originally organized in 2005 as a Council of Governments under Ohio law to focus on the challenges and opportunities unique to mature or maturing inner ring suburbs. The Consortium has expanded to include communities outside inner rings suburbs and currently includes ten cities and two townships, all located within Montgomery County. There is a one-time \$100 application fee and an annual \$250 membership fee. Additional information about the organization can be found at: [First Suburbs Consortium of Dayton Ohio – The First Suburbs Consortium of Dayton Ohio \(FSC-Dayton\) is a Council of Governments comprised of elected and appointed officials representing a number of mature and maturing suburban communities in Montgomery County, known as First Suburbs. \(firstsuburbsdayton.org\)](https://firstsuburbsdayton.org). Brookville would need to designate two representatives and an alternate to attend from current City Council. Representatives would be expected to attend monthly meetings during the evening hours, usually starting between 5:00 and 6:00.

We've had two Special Event Permits submitted to Council for review at this meeting. The first event is the annual Brookville Soccer Association 2024 Fall Opening Day Parade on August 10, from 9-9:30am. The parade will start on Carr Dr., travel through downtown, west on Wolf Creek, south on Arlington before entering Westbrook Park. The second event is for a Community Shredding Day at Bridge Credit Union, 425 Rona Parkway on August 10. This event would take place after the parade was completed from 10am-1pm. Included in this event would be two food trucks. Staff has reviewed both applications and have found no issues with them.

Below are some of the things our Service Department has been working on over the past two weeks.

- Mulched flowers beds where the city received a quote from Majestic on, saving the city resources by doing it ourselves,
- Removed old shrubs around Gazebo in GGP and planted new and mulched,
- Mowed 10 acres at industrial campus,
- Mowed grass in parks and town,
- Sprayed round up for weed control in parks and town,
- Replaced 1 pump and floats in Market St lift station,
- Hauled spoil dirt pile from WWTP to Tip Stone,
- Installed weight limit signs at McKinely St bridge,
- Collected trash in parks and uptown,
- Water flowers, trees in parks and uptown,
- Planted grass seed in GGP where tree stumps were removed,
- Replaced slide at the castle playground,
- Trimmed bushes in GGP and along the exit,
- Installed air conditioner in radio room at the PD,
- Trimmed back trees on Wolf Creek by WWTP for traffic visibility,
- Pothole patched and finished asphalt,
- Removed trees from Salem St and Walnut to repair storm tile, and
- Provided trash cans and barricades for Third Thursday event



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

Chief Douglas Jerome

djerome@brookvilleohio.com



Council Meeting Agenda **July 2, 2024**

Reportable Incidents

01/01/2023 – 06/25/2023 = 254

01/01/2024 – 06/25/2024 = 211

Citations

01/01/2023 – 06/26/2023 = 196

01/01/2024 – 06/26/2024 = 175

Traffic Stops

June 2023 - 134

June 1, 2024 to date - 161

Brookville Police Department

Incident Arrest Blotter

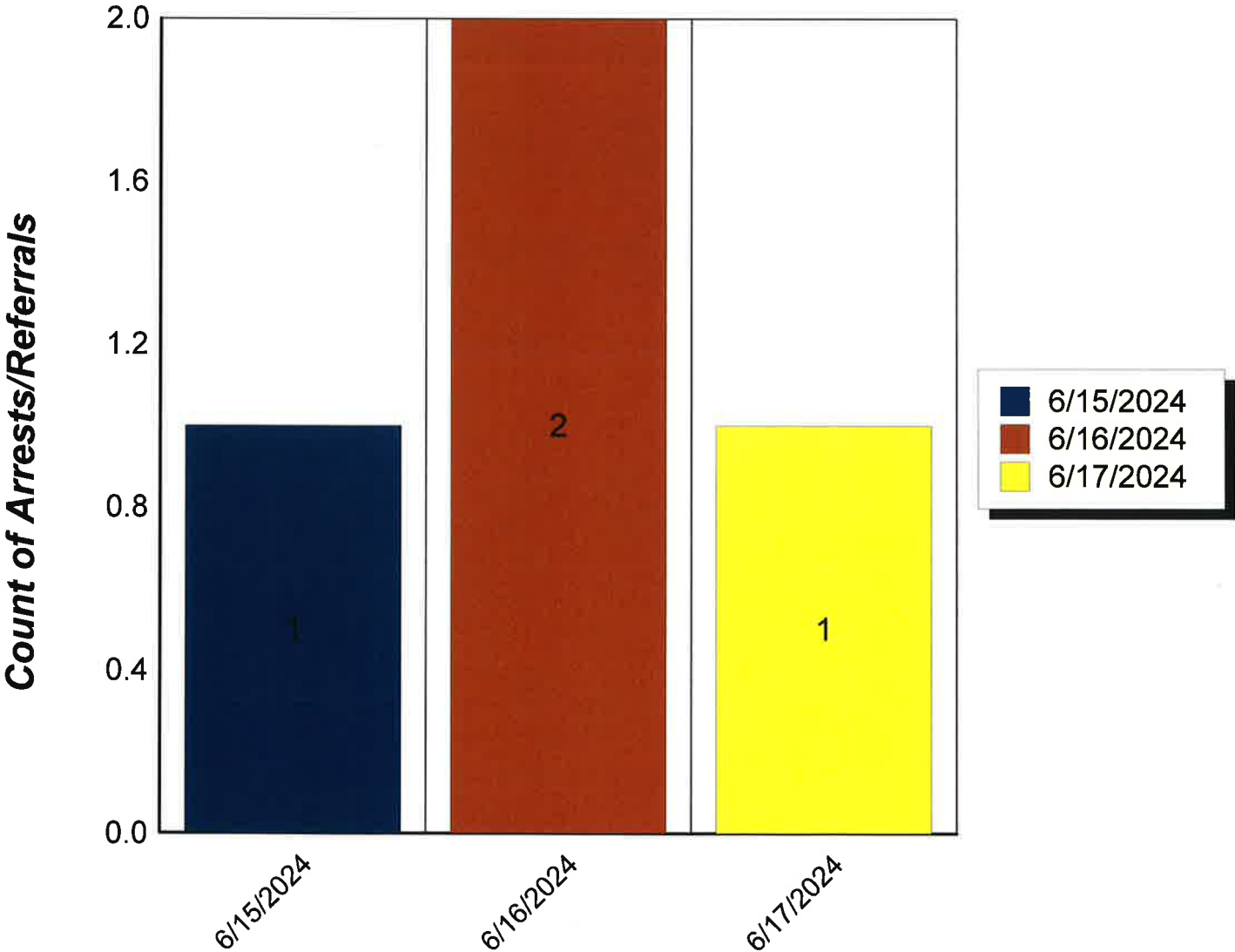
Arrest Date	Time	Suspect's Name	Address, Charges(s)	Incident ID
06/15/2024	07:03 AM	SHANE T. SMITH	16 WALNUT ST, BROOKVILLE, OH 45309 9001B4: DANGEROUS DOG	2024-00190
06/16/2024	01:26 AM	BRIAN DEAN COODY	8 KATHY CT, NEW PARIS, OH 45437 260: ALL OTHER CRIMINAL OFFENSES	2024-00193
06/16/2024	01:48 PM	** JUVENILE **	423 E PEASE AVE, WEST CARROLLTON, OH 45449 2151022C: Juvenile - incorrigible, endanger health/morals 215187: Juv. tobacco prohibition: 292511C1: Drug abuse - sched. I or II substance 430169E: NO UNDERAGE PERSON SHALL POSSESS OR CONSUME INTOX 292511C3: Drug abuse - marijuana	2024-00195
06/17/2024	11:17 AM	BRIAN H. SEEBOCK	32 JEFFERSON ST, BROOKVILLE, OH 45309 35: WARRANT ARREST	2024-00197
Total Selected = 4				

Brookville Police Department

Arrest Log by Date

Arrest Date	Total Arrests
June 15, 2024	1
June 16, 2024	2
June 17, 2024	1
Total Selected = 4	

Arrest Log by Date

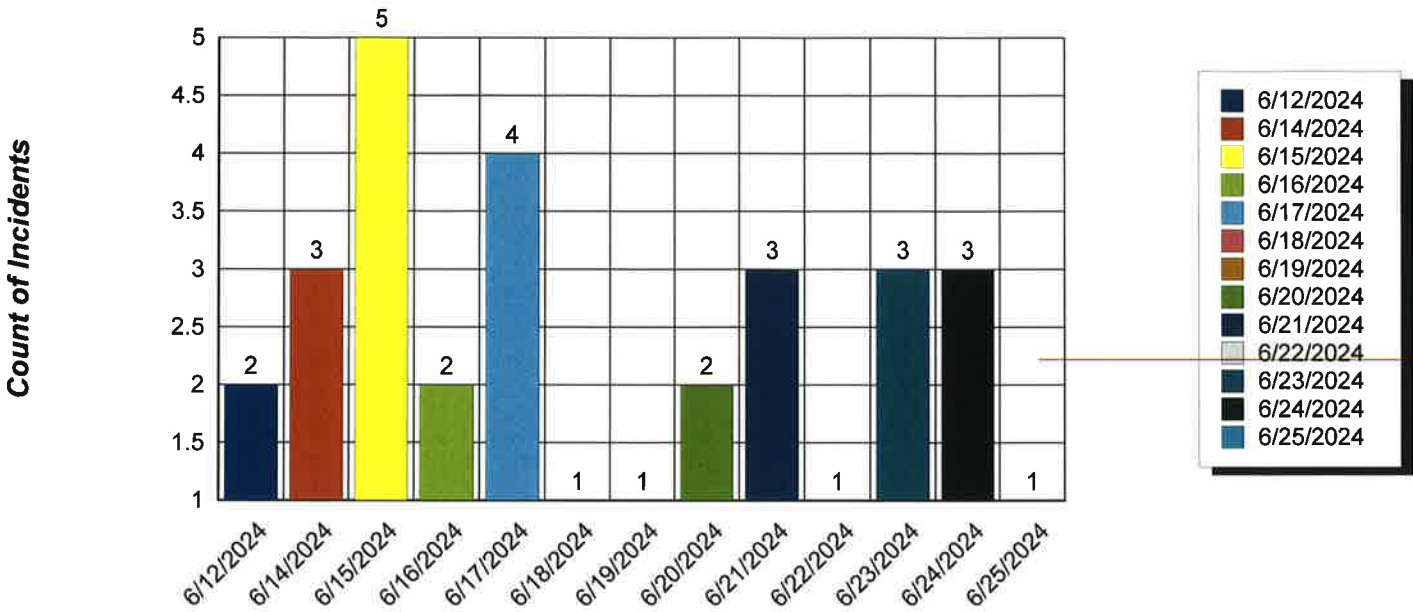


Brookville Police Department

Incident Log by Date Reported

Date Reported	Day of Week	Total Reported
06/12/2024	Wednesday	2
06/14/2024	Friday	3
06/15/2024	Saturday	5
06/16/2024	Sunday	2
06/17/2024	Monday	4
06/18/2024	Tuesday	1
06/19/2024	Wednesday	1
06/20/2024	Thursday	2
06/21/2024	Friday	3
06/22/2024	Saturday	1
06/23/2024	Sunday	3
06/24/2024	Monday	3
06/25/2024	Tuesday	1
Total Selected = 31		

Incident Log by Date Reported



Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
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June 12, 2024

2024-00184	715 MARKET ST BROOKVILLE PD	SIGNAL 55 - TRAFFIC VIOLATION	06/12/2024	06/12/2024	ARREST
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Offenses	UCR	Offense Description
3	N/A	4510.11B - LICENSE RESTRICTION VIOLATION
	N/A	451303 - LIGHTED LIGHTS REQUIRED
	N/A	451305 - NO TAIL LIGHTS; REAR PLATE LIGHT

2024-00185	610 Vine street BROOKVILLE PD	SIGNAL 26DB - DEAD BODY	06/12/2024	06/12/2024	EXCEPTIONALLY CLEARED
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Offenses	UCR	Offense Description
1	02	26DB - DEAD BODY

Total Incidents Reported for Date: 2

June 14, 2024

2024-00186	510 UPPER LEWISBURG SALEM BROOKVILLE PD	SIGNAL 26O - CRIMINAL TRESPASS	06/14/2024	06/14/2024	EXCEPTIONALLY CLEARED
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Offenses	UCR	Offense Description
1	02	291121 - Criminal trespass

2024-00187	425 ARLINGTON APT 9 BROOKVILLE PD	SIGNAL 26DB - DEAD BODY	06/14/2024	06/14/2024	EXCEPTIONALLY CLEARED
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Offenses	UCR	Offense Description
1	02	26DB - DEAD BODY

2024-00188	926 ARLINGTON RD BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	06/14/2024	06/14/2024	EXCEPTIONALLY CLEARED
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Offenses	UCR	Offense Description
2	N/A	4510.11B - LICENSE RESTRICTION VIOLATION
	N/A	4513.13 - COWL, FENDER, AND BACK-UP LIGHTS

Total Incidents Reported for Date: 3

June 15, 2024

2024-00189	117 SYCAMORE BROOKVILLE PD	SIGNAL 2 - RAPE	06/15/2024		OPEN CASE
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Offenses	UCR	Offense Description
1	02	290702A - Rape (forcible)

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
June 15, 2024					
2024-00190	16 Walnut Street BROOKVILLE PD	SIGNAL 26O - ANIMAL COMPLAINT	06/15/2024	06/15/2024	ARREST
Offenses UCR Offense Description 1 N/A 9001B4 - DANGEROUS DOG					
2024-00191	ARLINGTON @ MOUND BROOKVILLE PD	SIGNAL 53A - PROPERTY DAMAGE CRASH	06/15/2024	06/15/2024	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 N/A 451143A - FAILED TO STOP AT POSTED STOP SIGN					
2024-00192	817 CALMER ERNST BLVD BROOKVILLE PD	SIGNAL 6A - GRAND THEFT	06/15/2024	06/15/2024	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 01 291302A3 - Theft - deception					
2024-00194	GAINES & WOLF CREEK BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	06/13/2024	06/15/2024	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 02 26I - INFORMATION REPORT					
Total Incidents Reported for Date: 5					

June 16, 2024

2024-00193	100 PARKVIEW BROOKVILLE PD	SIGNAL 26O - MISUSE OF 911	06/16/2024	06/16/2024	ARREST
Offenses UCR Offense Description 1 02 26O - ALL OTHER CRIMINAL OFFENSES					
2024-00195	147 ANTWERP BROOKVILLE PD	SIGNAL 46 - JUVENILE COMPLAINT	06/16/2024	06/16/2024	ARREST
Offenses UCR Offense Description 5 02 2151022C - Juvenile - incorrigible, endanger health/morals N/A 215187 - Juv. tobacco prohibition: 01 292511C1 - Drug abuse - sched. I or II substance 02 430169E - NO UNDERAGE PERSON SHALL POSSESS OR CONSUME INTOX 01 292511C3 - Drug abuse - marijuana					
Total Incidents Reported for Date: 2					

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
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June 17, 2024

2024-00196	403 MARKET STAPT #4 BROOKVILLE PD	SIGNAL 180 - OVERDOSE	06/17/2024	06/17/2024	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 01 180 - DRUG OVERDOSE					
2024-00198	170 EXIT 21 WB BROOKVILLE PD	SIGNAL 55 - TRAFFIC VIOLATION	06/17/2024	06/17/2024	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 N/A 33510(a) - EXPIRED LICENSE PLATE					
2024-00197	1139 Preble Drive BROOKVILLE PD	SIGNAL 35 - WARRANT ARREST	06/17/2024	06/17/2024	ARREST
Offenses UCR Offense Description 1 N/A 35 - WARRANT ARREST					
2024-00199	301 SYCAMORE ST BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	06/11/2024	06/17/2024	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 02 26I - INFORMATION REPORT					
Total Incidents Reported for Date: 4					

June 18, 2024

2024-00200	747 MEADOW GLEN AVENUE BROOKVILLE PD	SIGNAL 53A - PROPERTY DAMAGE CRASH	06/18/2024		OPEN CASE
Offenses UCR Offense Description 1 03 451138A - IMPROPER BACKING					
Total Incidents Reported for Date: 1					

June 19, 2024

2024-00201	926 ARLINGTON BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	06/19/2024	06/19/2024	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 02 26I - INFORMATION REPORT					
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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June 20, 2024

2024-00202	MOUND ST & FLANDERS BROOKVILLE PD	SIGNAL 55 - TRAFFIC STOP	06/20/2024	06/20/2024	EXCEPTIONALLY CLEARED
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Offenses UCR Offense Description
1 N/A 30301A - FAILURE TO COMPLY W/LAWFUL ORDER

2024-00203	95 PARKVIEW DR NORTH BROOKVILLE PD	SIGNAL 35 - WARRANT ARREST	06/20/2024	06/20/2024	ARREST
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Offenses UCR Offense Description
1 N/A 35 - WARRANT ARREST

Total Incidents Reported for Date: 2

June 21, 2024

2024-00204	207 LITTEN CT BROOKVILLE PD	SIGNAL 260 - VEHICLE TRESPASS	06/21/2024		OPEN CASE
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Offenses UCR Offense Description
2 N/A 54506 - UNAUTHORIZED USE OF A VEHICLE; VEHICLE TRESPASS
06 291302A1 - Theft - without consent

2024-00205	301 SYCAMORE STREET BROOKVILLE PD	SIGNAL 26I - FOUND PROPERTY	06/21/2024	06/21/2024	EXCEPTIONALLY CLEARED
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Offenses UCR Offense Description
1 02 26I - INFORMATION REPORT

2024-00206	16 WALNUT ST. BROOKVILLE PD	SIGNAL 260 - ANIMAL CRUELTY	06/21/2024		OPEN CASE
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Offenses UCR Offense Description
1 N/A 959131 - PROHIBITIONS CONCERNING COMPANION ANIMALS

Total Incidents Reported for Date: 3

June 22, 2024

2024-00207	433 S. WOLF CREEK ST. BROOKVILLE PD	SIGNAL 55 - TRAFFIC VIOLATION	06/22/2024	06/22/2024	EXCEPTIONALLY CLEARED
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Offenses UCR Offense Description
1 N/A 451011 - DRIVING UNDER SUSPENSION

Total Incidents Reported for Date: 1

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
June 23, 2024					
2024-00208	43 MCKINLEY BROOKVILLE PD	SIGNAL 20 - DOMESTIC VIOLENCE	06/23/2024	06/23/2024	ARREST
Offenses UCR Offense Description 1 02 291925A - Domestic violence - knowingly cause physical harm					
2024-00209	401 HARPER CREEK BROOKVILLE PD	SIGNAL 26O - CRIMINAL TRESPASS	06/23/2024		OPEN CASE
Offenses UCR Offense Description 1 02 291121A1 - Criminal trespass - land/premises of another					
2024-00210	510 UPPER LEWISBURG SALEM BROOKVILLE PD	SIGNAL 26O - CRIMINAL TRESPASS	06/23/2024		OPEN CASE
Offenses UCR Offense Description 1 02 291121A - Criminal trespass					
Total Incidents Reported for Date: 3					

June 24, 2024

2024-00211	TRIGGS & ARLINGTON BROOKVILLE PD	SIGNAL 53HR - HIT AND RUN CRASH	06/24/2024		OPEN CASE
Offenses UCR Offense Description 3 N/A 53H&R - HIT & RUN CRASH N/A 33512 - STOPPING AFTER ACCIDENT-PUBLIC STREETS N/A 33303A - SPEED-UNREASONABLE FOR CONDITIONS/ ACD AHEAD					
2024-00212	117 SYCAMORE ST. BROOKVILLE PD	SIGNAL 4 - FELONIOUS ASSAULT	06/24/2024		OPEN CASE
Offenses UCR Offense Description 1 N/A 290318B2 - STRANGULATION					
2024-00213	ALBERT AND CARR BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	06/24/2024	06/24/2024	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 2 N/A 451011 - DRIVING UNDER SUSPENSION N/A 451314 - TWO HEADLIGHTS REQUIRED					
Total Incidents Reported for Date: 3					

June 25, 2024

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
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June 25, 2024

2024-00214	251 CUSICK BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	06/25/2024	06/25/2024	EXCEPTIONALLY CLEARED
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Offenses	UCR	Offense Description
1	02	26I - INFORMATION REPORT

Total Incidents Reported for Date: 1

Total Selected = 31

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-6094 FORM NO. 30043

Ordinance No. 2024-09 Passed, 20

AN ORDINANCE AMENDING CHAPTER 1170 MEDICAL MARIJUANA AND CHAPTER 1145 I-2 GENERAL INDUSTRIAL DISTRICT OF THE CODE OF ORDINANCES OF THE CITY OF BROOKVILLE, OHIO.

WHEREAS, Section 1170.01 of the Code of Ordinances currently prohibits medical marijuana cultivators, processors and retail dispensaries from operating in the City of Brookville; and

WHEREAS, the Code of Ordinances does not currently address the cultivation, processing, testing and retail dispensaries for adult use cannabis which have recently been authorized in Ohio; and

WHEREAS, the Planning Commission and City Council desire to amend the zoning code to permit marijuana cultivators, processors and laboratory testing facilities for medical marijuana and adult use cannabis to locate in the I-2 General Industrial District in the City of Brookville; and

WHEREAS, the Planning Commission and City Council desire to retain the current prohibition of medical marijuana retail dispensaries in the City of Brookville and to also prohibit adult use retail dispensaries in the City of Brookville; and

WHEREAS, after public hearing on this amendment to the zoning code of the City of Brookville, Ohio as required by Section 4.11 of the Charter, and upon recommendation of the Planning Commission, Council hereby adopts this Ordinance to amend the zoning code.

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

SECTION I: Chapter 1170 Medical Marijuana of the Code of Ordinances is hereby repealed and replaced with in its entirety with Chapter 1170, Medical Marijuana, as set forth in Exhibit "A" attached hereto and incorporated herein by reference.

SECTION II: Section 1145.02(a) Permitted Uses is hereby amended to add 1145.02(a) (10) as set forth below and to renumber the current Section 1145.02(a) (10) to 1145.02(a) (11):

1145.02(a)(10) Medical Marijuana and Adult Use Cannabis Cultivation, Processing and Laboratory Testing

1145.02(a)(11) Accessory buildings and uses incidental to the principal use.

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 were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. _____ Passed _____, 20____

SECTION IV: 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

CERTIFICATE

The undersigned, Clerk of the City of Brookville, does hereby certify that the foregoing is a true and correct copy of Ordinance No. 2024-09, 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. 2024-09 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

EXHIBIT "A"

CHAPTER 1170 MEDICAL MARIJUANA AND ADULT USE CANNABIS

Section 1170.01 MEDICAL MARIJUANA

(a) The cultivation, processing and laboratory testing of medical marijuana shall be a permitted use in the I-2 General Industrial District and shall not be permitted in any other zoning district in the City of Brookville. A license as described in Ohio Revised Code Section 3796.09 shall be required to operate a cultivation, processing or laboratory testing facility for medical marijuana in the City of Brookville.

(b) The operation of a retail medical marijuana dispensary as described in Ohio Revised Code Section 3796.10 shall be prohibited in the City of Brookville, and a zoning permit shall not be issued for a retail medical marijuana dispensary.

Section 1170.02 ADULT USE CANNABIS

(a) The cultivation, processing and laboratory testing of adult use cannabis shall be a permitted use in the I-2 General Industrial District and shall not be permitted in any other zoning district in the City of Brookville. A license as described in Ohio Revised Code Section 3780.10 shall be required to operate a cultivation, processing or laboratory testing facility for adult use cannabis in the City of Brookville.

(b) The operation of a retail adult use cannabis dispensary as described in Ohio Revised Code Section 3780.10 shall be prohibited in the City of Brookville, and a zoning permit shall not be issued for a retail adult use cannabis dispensary.

RESOLUTION NO. 24-11

**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 the pay period including July 1, 2024.
(Annual yearly based on 52 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				\$39.74	\$41.53	\$43.40
YEARLY				\$82,659.20	\$86,382.40	\$90,272.00
<u>FOREMAN</u>						
HOURLY		\$31.57	\$32.99	\$34.47		36.02
YEARLY		\$65,665.60	\$68,619.20	\$71,697.60		\$74,921.60
<u>STATE CERTIFIED TREATMENT PLANT OPERATOR</u>						
<u>FLEET MECHANIC</u>						
HOURLY	\$28.06	\$29.32	\$30.64	\$32.02	\$33.46	34.97
YEARLY	\$58,364.80	\$60,985.60	\$63,731.20	\$66,601.60	\$69,596.80	\$72,737.60
<u>FLEET MECHANIC</u>						
HOURLY	\$28.06	\$29.32	\$30.64	\$32.02	\$33.46	34.97
YEARLY	\$58,364.80	\$60,985.60	\$63,731.20	\$66,601.60	\$69,596.80	\$72,737.60
<u>MAINTENANCE WORKER II</u>						
HOURLY	\$25.86	\$27.02	\$28.24	\$29.51	\$30.84	\$32.22
YEARLY	\$53,788.80	\$56,201.60	\$58,739.20	\$61,380.80	\$64,147.20	\$67,017.60
<u>MAINTENANCE WORKER I</u>						
HOURLY	\$21.88	\$22.86	\$23.89	\$24.97	\$26.09	\$27.26
YEARLY	\$45,510.40	\$47,548.80	\$49,691.20	\$51,937.60	\$54,267.20	\$56,700.80
<u>DEPUTY CLERK II</u>						
HOURLY	\$23.69	\$24.76	\$25.87	\$27.03	\$28.25	\$29.52
YEARLY	\$49,275.20	\$51,500.80	\$53,809.60	\$56,222.40	\$58,760.00	\$61,401.60
<u>DEPUTY CLERK I</u>						
HOURLY	\$21.83	\$22.81	\$23.84	\$24.91	\$26.03	\$27.20
YEARLY	\$45,406.40	\$47,444.80	\$49,587.20	\$51,812.80	\$54,142.40	\$56,576.00
<u>POLICE & FIRE SECRETARY</u>						
HOURLY	\$19.90	\$20.80	\$21.74	\$22.72	\$23.74	\$24.81
YEARLY	\$41,392.00	\$43,264.00	\$45,219.20	\$47,257.60	\$49,379.20	\$51,604.80
<u>POLICE MAJOR</u>						
HOURLY				\$39.74	\$41.53	\$43.40
YEARLY				\$82,659.20	\$86,382.40	\$90,272.00
<u>POLICE CAPTAIN</u>						
HOURLY				\$37.05	\$38.71	\$40.45
YEARLY				\$77,064.00	\$80,516.80	\$84,136.00
<u>FULL TIME FIRE CAPTAIN (100 HOUR EMPLOYEE)</u>						
HOURLY				\$31.79	\$33.22	\$34.72
YEARLY				\$82,654.00	\$86,372.00	\$90,272.00

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JOB TITLES

A

B

C

D

E

F

HOUR

\$26.39

\$27.57

\$28.81

YEAR

\$77,058.80 \$80,504.40 \$84,125.20

HOUR

\$19.79

\$20.78

\$21.82

\$22.91

\$24.06

\$25.26

YEAR

\$57,786.80 \$60,677.60 \$63,714.40 \$66,897.20 \$70,255.20 \$73,759.20

(AS PER CONTRACT)

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 _____ 2024.

ATTEST:

Kimberly Duncan, Clerk

Charles Letner, Mayor

CERTIFICATE

The undersigned, Clerk of the City of Brookville, Ohio does hereby certify that the foregoing is a true and correct copy of Resolution No. 24-07 passed by the Council of said City on the _____ day of _____ 2024.

Kimberly Duncan, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of Council of the City of Brookville, Ohio, hereby certifies that the foregoing Resolution No. 24-07 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 _____ 2024, to the _____ day of _____ 2024, both days inclusive.

Kimberly Duncan, Clerk