



CITY COUNCIL
Tuesday, September 3, 2024, 7:30 PM
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 August 20, 2024 Regular Meeting Minutes

IV. Reports of Municipal Officers

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

V. Old Business

- a. Third reading of proposed Resolution No. 24-14 entitled "A RESOLUTION AUTHORIZING THE CITY OF BROOKVILLE TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED."
- b. Third reading of proposed Ordinance No. 2024-10 entitled " AN ORDINANCE AMENDING SECTION 961.16 OF THE CODE OF ORDINANCES OF THE CITY OF BROOKVILLE, OHIO."



- c. Third reading of proposed Ordinance No. 2024-11 entitled "AN ORDINANCE IMPOSING A TEMPORARY MORATORIUM ON THE ISSUANCE OF ZONING PERMITS FOR RETAIL ESTABLISHMENTS PRIMARILY SELLING TOBACCO OR VAPING PRODUCTS IN THE CITY OF BROOKVILLE, OHIO."
- d. Second reading of proposed Ordinance No. 2024-12 entitled "AN ORDINANCE ESTABLISHING BUSINESS REGISTRATION IN THE CITY OF BROOKVILLE, OHIO."

VI. New Business

- a. First reading of proposed Ordinance No. 2024-13 entitled "AN ORDINANCE ESTABLISHING CHAPTER 1120 R-1 RURAL RESIDENTIAL DISTRICT OF THE CODE OF ORDINANCES OF THE CITY OF BROOKVILLE, OHIO"
- b. First reading of proposed Resolution No. 24-15 entitled "A RESOLUTION AUTHORIZING THE CITY OF BROOKVILLE TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED."
- c. First reading of proposed Resolution 24-16 entitled "A RESOLUTION AUTHORIZING THE CITY OF BROOKVILLE TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED."
- d. Motorized scooter conversation

VII. Reports of Boards and Commissions

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

VIII. Public Comments (5 minutes per speaker)

IX. Motion for Adjournment

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

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

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

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

Brookville City Council
Regular Meeting
August 20, 2024

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

Roll Call by Clerk Duncan.

Motion by Piper, second by Schreier to accept the Agenda as presented. All yeas, motion carried.

Motion by Fowler, second by Wilder to accept the August 6, 2024 Regular Meeting Minutes as presented. Wilder yea, Schreier abstain, Zimmerlin yea, Fowler yea, Piper yea, Lettner yea. Motion carried with five yeas and one abstention.

Damian Kristof, Branch Manager of the Brookville Metro Branch Library gave a short presentation about the library and encouraged residents to vote yes on the upcoming library levy.

Manager Kuntz thanked the Brookville Local School Board for welcoming the City Council to the school board's monthly workshop on August 15. The tour of the facilities was appreciated.

Manager Kuntz reported the inclusive playground at Golden Gate Park is now complete. The Service Department will be working on connecting the sidewalk from the Community Theater to the new playground in the coming weeks.

Manager Kuntz reported we do not have an exact timeframe on when the Wolf Creek resurfacing project is scheduled to begin, but it will occur in September/October. This project is being funded through the MVRPC STP program and information on the project timeline will be released as soon as we receive word for the Ohio Department of Transportation.

Manager Kuntz reported staff has begun working on a 5-Year CIP budget to be introduced to City Council as part of the regular budget discussion at the end of the year. This new program will assist staff and City Council in projecting and budgeting for general capital improvement projects over the next five years. Department heads submitted preliminary CIP items to the finance department in the beginning of August which are presently being reviewed by staff.

Manager Kuntz announced the formation of a new senior/retiree program that staff is presently working on. As part of Brookville's inclusion in the Coalition of Age Friendly Communities, Ronda Dittrick is putting together a monthly senior program to be held at the Lieber Center. Our first program is tentatively scheduled for the middle of September, and we will be releasing additional details as we get everything solidified over the next week or so.

Manager Kuntz presented a Special Event application for the annual Homecoming Parade scheduled for September 18. The parade will follow the same route as in years past. Fire Chief Fletcher and Police Chief Jerome have reviewed the application and have found no concerns. Staff recommends the City Council approves the special event permit application included in tonight's agenda.

Motion by Zimmerlin, second by Piper to approve the Brookville Schools Homecoming Parade on September 18 as presented. All yeas, motion carried.

Manager Kuntz commented he would like to publicly thank Angie Weiss and Kim Duncan for all their hard work in the front office at the Municipal Building. They are the first faces and voices our residents and businesses work with when they contact the city offices daily, and Angie and Kim do an unbelievable job day in and day out in not only be extremely professional, but they do an outstanding job of always being friendly, helpful and going the extra mile in helping everyone that contacts our office. They are a great representation of everything that is great about Brookville and our staff.

Finance Director Brandt presented the July 31, 2024 Fund Balance for Council review and approval.

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

Police Chief Jerome reported the new school year is off to a good start, and thanked students, parents and school staff for their cooperation.

Police Chief Jerome reported a new program has begun at the elementary school called First Responder Friday. This will be an opportunity for police and fire to interact with the students on a regular basis.

Police Chief Jerome reported Officer Wilson has teamed up with 7-Eleven to participate in a program called Operation Chill. This program rewards kids with a slurpy coupon if they are observed doing something good in the community.

Police Chief Jerome reported the Soccer Parade and opening day went well. The new police cruiser is in service.

Police Chief Jerome reminded everyone of the 9PM Routine program to secure their property each night. Police Chief Jerome encouraged people to share any ring camera footage of suspicious activity with the police department.

Law Director Stephan had no report.

Mayor Letner reported it was his pleasure to speak to the Optimist Club last week.

Mayor Letner commented the Safe Routes to School Project is proving to be very successful and he is glad to see the kids and citizens utilizing the program.

Motion by Zimmerlin, second by Fowler to read proposed Resolution No. 24-14. All yeas, motion carried.

Motion by Piper, second by Wilder to accept the second reading of proposed Resolution No. 24-14. All yeas, motion carried.

Motion by Zimmerlin, second by Fowler to read proposed Ordinance No. 2024-10. All yeas, motion carried.

Motion by Fowler, second by Schreier to accept the second reading of proposed Ordinance No. 2024-10. All yeas, motion carried.

Motion by Zimmerlin, second by Piper to read proposed Ordinance No. 2024-11. All yeas, motion carried.

Motion by Piper, second by Fowler to accept the second reading of proposed Ordinance No. 2024-11. All yeas, motion carried.

Member Schreier commented in response to a comment made last week in his absence, he would be open to extending the moratorium on annexations.

Motion by Wilder, second by Zimmerlin to read proposed Ordinance No. 2024-12. All yeas, motion carried.

Motion by Schreier, second by Fowler to accept the first reading of proposed Ordinance No. 2024-12. All yeas, motion carried.

City Manager Kuntz advised staff is moving forward regarding the downtown zoning text amendments to prohibit vape shops and payday lending, sign code regarding brightness and height as well as tent in residential districts being limited to the back yard. Manager Kuntz advised Planning Commission discussed special uses in residential zoning districts at their last meeting and agreed that we should get through the land use plan before we start making additional text amendments to the zoning code. Manager Kuntz stated while there are many zoning items we need to look at, it is important to finish the land use plan to identify how the city should grow in terms of land use patterns and to keep the zoning code consistent with the land use plan. Manager Kuntz stated it is his recommendation to use this opportunity to get feedback from our residents and business owners, complete the land use plan and then update our zoning code.

Member Fowler, Park Board Liaison, had no report.

Member Schreier, Planning Commission Liaison, reported Planning Commission approved a Special Use for mobile food vendors at Green Tokai and discussed a new proposed rural residential zoning district for larger lots within the city.

Jean Johnson, 225 Market Street, expressed concerns about kids and adults riding electric scooters on the sidewalks in front of the Market Street businesses. Ms. Johnson stated it is a significant safety issue for patrons leaving the Market Street businesses.

Mike Petro, 220 Market Street, stated he is also a business owner on Market Street and agreed with Ms. Johnson's concerns and urged Council to take a hard look at this safety issue.

Mark Haworth, 10352 Upper Lewisburg Road, inquired about any new developments regarding the smoke shop downtown and expressed concern about the signage in the smoke shop windows.

Mike Hughes, 278 Johnsville Brookville Road, wondered if the city should wait until the land use plan is complete to make updates to the downtown zoning district, expressed concerns about electric scooters on the roadway and suggested the distribution of scooter safety flyers to students through the school.

Bruce Garber, 434 Sycamore Street, stated many are opposed to rapid residential growth in Brookville because it is a unique community with many families who have been here for generations.

Kim Croft, 782 Kimmel Trail, advised she is a new resident of Brookville and appreciates the small rural community of Brookville and its history.

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: 08/29/2024

The Wolf Creek resurfacing project will start the week of September 9. This ODOT managed project will include signage and flaggers where appropriate to ensure traffic control is better managed than previous projects.

Staff received 6 responses to the city's Request for Proposals for the city's Comprehensive Land Use Plan Update. The Steering Committee has scheduled interviews with several of the companies who submitted responses the week of September 9 and we hope to have a recommendation for City Council at either the September 17 or October 1 City Council meeting.

As a quick update on the new senior program at Lieber Center. Due to staff scheduling and other projects we're currently working on, we're now looking to have the first event in November. We're looking to start distributing flyers and other marketing for the event at the end of September.

The Hay Avenue drive-thru bank demolition continues to be tentatively scheduled for September 14 and 15.

Reminder this month's Third Thursday event is September 19, 4-7pm at Gruenig Park. This event continues to get larger, and the local business community is doing an awesome job driving this event, creating a special event in Historic Downtown Brookville.

The Brookville Fire Department has put together a guide full of useful information such as preparing, managing, and available resources to use for a variety of disasters. Interested residents can stop by Station 76 for a free copy of the Emergency Preparedness Guide located in the front lobby along with many other useful sheets to assist every age group in the city's population. Thank you fire department for putting all this information together and making it available to Brookville's community!

The Brookville Police Department has recently rolled out their newest community outreach program, Project Chill, which is sponsored by 7-Eleven and Speedway. Officers are handing out free Slurpee coupons to kids in the Brookville community, specifically recognizing & rewarding our kids for good behavior and safe practices. I also would like to highlight both the fire and police departments for their First Responder Friday program at the school. This program helps introduce the community's youth to the great men and women of the fire and police departments and is another great opportunity for our staff to interact with the community on a weekly basis.

Big thanks to the Brookville Service Department for all their work down at the Waste Water Treatment Facility and working on the area where the city previously stored service department material and the burn trailers and other large item training equipment/material for the fire department. After all the equipment and material was moved, the Service Department laid asphalt grindings making the area much nicer. This area has been totally revamped and looks great.

Below is a list of some of the items the service department has worked on over the past few weeks:

- Mowing in parks and out in town
- Watering flowers and trees
- Asphalt patching from watermain breaks
- Installing new stop signs and no parking signs that are faded
- Spraying roundup for weed control on city owned property
- Installed 3 new RAS (Return Activated Sludge) pumps @ WWTP
- Cleaned up pipe yard, fire training center, removed all vehicles and put asphalt grindings down
- Sidewalk installed at new playground
- Fixed curb on Wolf Creek
- Repaired yard on Brooke Parke after repairing broken water service
- Cleaned up storage yard behind the service garage
- Mowed 10 acres in the industrial park
- Inspecting new water and sewer lines being installed



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

Chief Douglas Jerome

djerome@brookvilleohio.com



Council Meeting Agenda September 3, 2024

Reportable Incidents

01/01/2023 – 08/28/2023 = 355
01/01/2024 – 08/28/2024 = 316

Citations

01/01/2023 – 08/28/2023 = 287
01/01/2024 – 08/28/2024 = 253

Traffic Stops

August 2023 - 101
August 1, 2024 to date - 116

Brookville Police Department

Incident Arrest Blotter

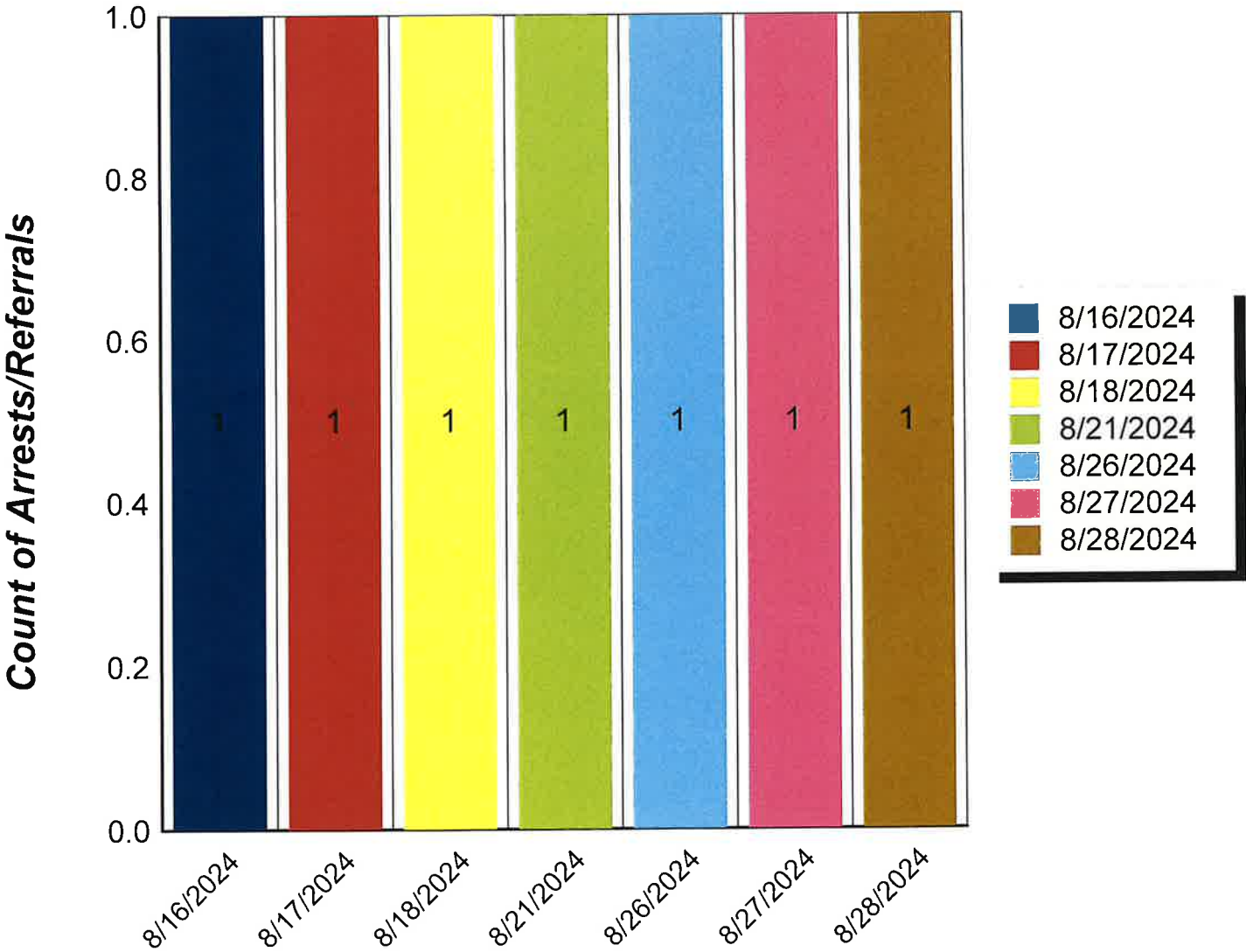
Arrest Date	Time	Suspect's Name	Address, Charges(s)	Incident ID
08/16/2024	08:00 PM	JARROD C. DOSS	18 PRYOR CT, BROOKVILLE, OH 45309 35: WARRANT ARREST	2024-00298
08/17/2024	07:33 AM	JASON EDDY KING, Th	78 CORONADO DR, BROOKVILLE, OH 45309 291925A: Domestic violence - knowingly cause physical harm	2024-00301
08/18/2024	08:37 AM	KAILEE ANNA HOSKINS	429 MARKET ST, BROOKVILLE, OH 45309 35: WARRANT ARREST	2024-00302
08/21/2024	01:46 PM	LESLIE A. CORDER	4624 S 150 E, COLUMBIA CITY, IN 46725 35: WARRANT ARREST	2024-00308
08/26/2024	12:10 AM	JOSEPH D. DAWSON	355 LEISURE DR APT 3, BROOKVILLE, OH 45309 451119A1: DUI - alcohol/drugs	2024-00314
08/27/2024	02:43 PM	DAWN ELIZABETH LAF	60 RIDGE RD APT 17, BROOKVILLE, OH 45309 450702A1: NO OPERATORS LICENSE	2024-00320
08/28/2024	08:00 AM	DAVID S. MAY	1498 WESTMONT DR, SPRINGFIELD, OH 45501 451139: FAILURE TO SIGNAL 450702A1: NO OPERATORS LICENSE 451011: DRIVING UNDER SUSPENSION 4510037: POINTS SUSPENSION 292511C1: Drug abuse - sched. I or II substance 292112: Tampering with evidence	2024-00321

Total Selected = 7

Arrest Log by Date

Arrest Date	Total Arrests
August 16, 2024	1
August 17, 2024	1
August 18, 2024	1
August 21, 2024	1
August 26, 2024	1
August 27, 2024	1
August 28, 2024	1
Total Selected = 7	

Arrest Log by Date

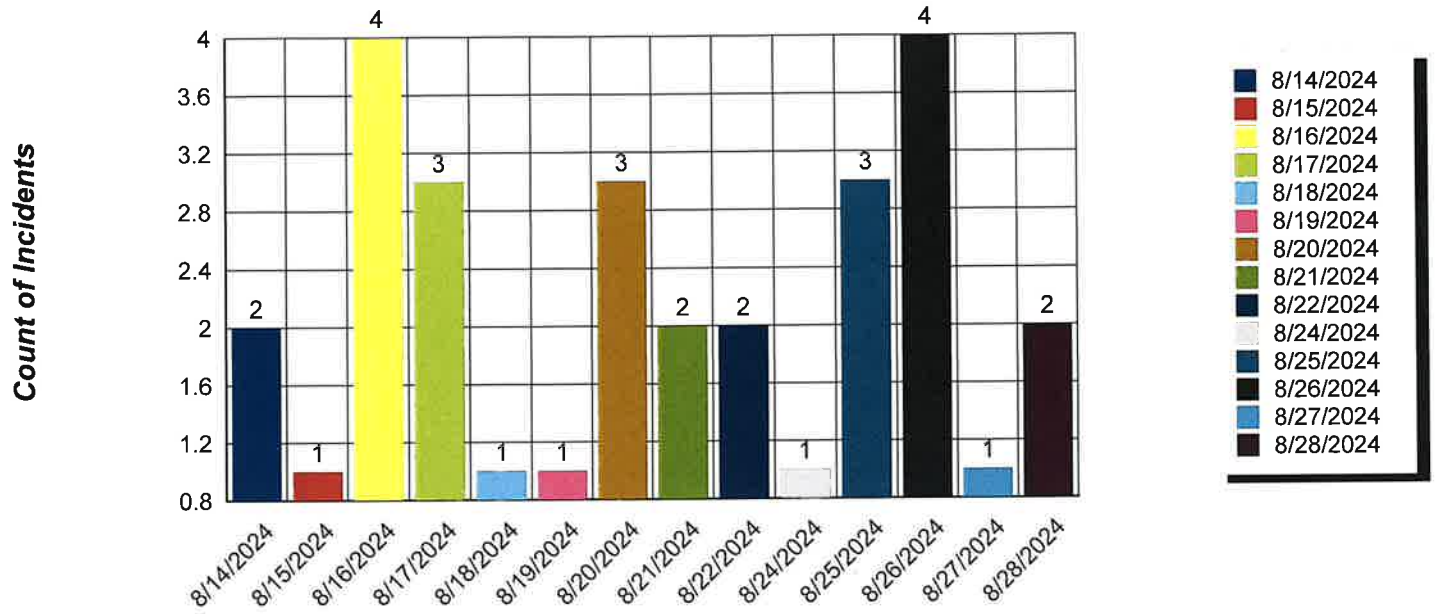


Brookville Police Department

Incident Log by Date Reported

Date Reported	Day of Week	Total Reported
08/14/2024	Wednesday	2
08/15/2024	Thursday	1
08/16/2024	Friday	4
08/17/2024	Saturday	3
08/18/2024	Sunday	1
08/19/2024	Monday	1
08/20/2024	Tuesday	3
08/21/2024	Wednesday	2
08/22/2024	Thursday	2
08/24/2024	Saturday	1
08/25/2024	Sunday	3
08/26/2024	Monday	4
08/27/2024	Tuesday	1
08/28/2024	Wednesday	2
Total Selected = 30		

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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August 14, 2024

2024-00292	1 COUNTRY LN ROOM 205 BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	08/14/2024	08/14/2024	EXCEPTIONALLY CLEARED
2024-00293	715 ARLINGTON RD BROOKVILLE PD	SIGNAL 6B - PETTY THEFT	08/14/2024	08/14/2024	EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
1 06 291302 - Theft

Total Incidents Reported for Date: 2

August 15, 2024

2024-00294	434 WESTERN AVE BROOKVILLE PD	SIGNAL 26I - APPLICATION FOR EMERGENCY ADMISSION	08/15/2024	08/15/2024	EXCEPTIONALLY CLEARED
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Offenses UCR Offense Description
2 02 291711 - Disorderly conduct
N/A 5122.10 - APPLICATION FOR EMERGENCY ADMISSION

Total Incidents Reported for Date: 1

August 16, 2024

2024-00295	ARLINGTON RD/N WOLF CREEK ST BROOKVILLE PD	SIGNAL 55 - DRIVING UNDER SUSPENSION	08/16/2024	08/16/2024	EXCEPTIONALLY CLEARED
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Offenses UCR Offense Description
2 N/A 451112 - OBEYING TRAFFIC CONTROL DEVICES
N/A 451011 - DRIVING UNDER SUSPENSION

2024-00297	801 ARLINGTON RD BROOKVILLE PD	SIGNAL 26O - COUNTERFEITING	08/15/2024		OPEN CASE
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Offenses UCR Offense Description
2 N/A 291330 - COUNTERFEITING
01 291302A3 - Theft - deception

2024-00296	WOLFCREEK @ WESTERN BROOKVILLE PD	SIGNAL 53B - INJURY CRASH	08/16/2024	08/16/2024	EXCEPTIONALLY CLEARED
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Offenses UCR Offense Description
1 N/A 451121A - ASSURED CLEAR DISTANCE AHEAD

2024-00298	WESTERN AVENUE & WESTBROOK ROAD	SIGNAL 35 - WARRANT ARREST	08/16/2024	08/16/2024	
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Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
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August 16, 2024

BROOKVILLE PD

ARREST

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

Total Incidents Reported for Date: 4

August 17, 2024

2024-00299 403 MARKET SIGNAL 6B - PETTY THEFT 08/17/2024 08/17/2024
BROOKVILLE PD EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
1 06 291302 - Theft

2024-00300 1 MCMAKEN LN SIGNAL 260 - COUNTERFEITING 08/16/2024
BROOKVILLE PD OPEN CASE

Offenses UCR Offense Description
2 N/A 291330 - COUNTERFEITING
01 291302A3 - Theft - deception

2024-00301 78 CORONADO SIGNAL 20 - DOMESTIC VIOLENCE 08/17/2024 08/17/2024
BROOKVILLE PD ARREST

Offenses UCR Offense Description
1 02 291925A - Domestic violence - knowingly cause physical harm

Total Incidents Reported for Date: 3

August 18, 2024

2024-00302 SALEM @ COUNTRY LN SIGNAL 35 - WARRANT ARREST 08/18/2024 08/18/2024
BROOKVILLE PD ARREST

Offenses UCR Offense Description
3 N/A 35 - WARRANT ARREST
N/A 451007 - LICENSE FORFEITURE SUSPENSION
N/A 450702A1 - NO OPERATORS LICENSE

Total Incidents Reported for Date: 1

August 19, 2024

2024-00303 1 BLUE PRIDE DRIVE SIGNAL 18 - POSSESSION OF DRUGS 08/19/2024 08/19/2024
BROOKVILLE PD ARREST

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
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August 19, 2024

Offenses UCR Offense Description
 1 01 292511C3 - Drug abuse - marijuana

Total Incidents Reported for Date: 1

August 20, 2024

2024-00304 117 BROOKE WOODE DR SIGNAL 26O - CRIMINAL TRESPASS 08/20/2024
 BROOKVILLE PD OPEN CASE

Offenses UCR Offense Description
 1 02 291121 - Criminal trespass

2024-00305 WESTERN AVE AND WOLF SIGNAL 26I INFORMATION REPORT 08/20/2024 08/20/2024
 CREEK STREET EXCEPTIONALLY CLEARED
 BROOKVILLE PD

Offenses UCR Offense Description
 1 02 26I - INFORMATION REPORT

2024-00306 1 BLUE PRIDE SIGNAL 04 - FELONIOUS ASSAULT 08/20/2024
 BROOKVILLE PD OPEN CASE

Offenses UCR Offense Description
 1 04 290311A1 - Felonious assault - victim seriously harmed

Total Incidents Reported for Date: 3

August 21, 2024

2024-00307 227 MARKET ST SIGNAL 26I - INFORMATION REPORT 08/21/2024 08/21/2024
 BROOKVILLE PD EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
 1 02 26I - INFORMATION REPORT

2024-00308 100 N. PARKVIEW DR SIGNAL 35 - WARRANT 08/21/2024 08/21/2024
 BROOKVILLE PD ARREST

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

Total Incidents Reported for Date: 2

August 22, 2024

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
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August 22, 2024

2024-00310	501 MAIN STREET BROOKVILLE PD	SIGNAL 26I - APPLICATION FOR EMERGENCY ADMISSION	08/22/2024	08/22/2024	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 N/A 26I - APPLICATION FOR EMERGENCY ADMISSION					
2024-00309	6 CORONADO DRIVE BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	08/22/2024	08/22/2024	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 02 26I - INFORMATION REPORT					
Total Incidents Reported for Date: 2					

August 24, 2024

2024-00311	548 E. WESTBROOK ROAD BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	08/24/2024	08/24/2024	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 02 26I - INFORMATION REPORT					
Total Incidents Reported for Date: 1					

August 25, 2024

2024-00315	ARLINGTON RD @ PARKVIEW DR E BROOKVILLE PD	SIGNAL 55 - TRAFFIC VIOLATION	08/26/2024		OPEN CASE
Offenses UCR Offense Description 3 N/A 4513.13 - COWL, FENDER, AND BACK-UP LIGHTS N/A 450702A1 - NO OPERATORS LICENSE N/A 451014 - DRIVING UNDER ALS SUSPENSION					
2024-00312	808 PLEASANT CT BROOKVILLE PD	SIGNAL 35 - WARRANT ARREST	08/25/2024	08/25/2024	ARREST
Offenses UCR Offense Description 1 N/A 35 - WARRANT ARREST					
2024-00314	237 MARKET BROOKVILLE PD	SIGNAL 21 - OVI	08/25/2024	08/26/2024	ARREST
Offenses UCR Offense Description 1 02 451119A1 - DUI - alcohol/drugs					

Brookville Police Department

Incident Log by Date Reported

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

August 26, 2024

2024-00316	SALEM @ ALBERT BROOKVILLE PD	SIGNAL 53A - CRASH	08/26/2024	08/26/2024	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 N/A 4511202 - REASONABLE CONTROL					
2024-00317	ARLLINGTON @ WOLFCREEK BROOKVILLE PD	SIGNAL 53A - CRASH	08/26/2024	08/26/2024	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 N/A 451143A - FAILED TO STOP AT POSTED STOP SIGN					
2024-00318	118 KARRLAND APT 16 BROOKVILLE PD	SIGNAL 02 - RAPE	08/26/2024		OPEN CASE
Offenses UCR Offense Description 1 02 290702A - Rape (forcible)					
2024-00319	545 UPPER LEWISBURG SALEM BROOKVILLE PD	SIGNAL 260 - TOBACCO VIOLATION	08/26/2024	08/26/2024	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 02 292702 - Illegal distribution of cigarettes / other tobacco					

Total Incidents Reported for Date: 4

August 27, 2024

2024-00320	ARLINGTON RD & N. WOLF CREEK ST BROOKVILLE PD	SIGNAL 55 - TRAFFIC STOP	08/27/2024	08/27/2024	ARREST
Offenses UCR Offense Description 2 N/A 451011 - DRIVING UNDER SUSPENSION N/A 450702A1 - NO OPERATORS LICENSE					

Total Incidents Reported for Date: 1

August 28, 2024

2024-00321	FLANDERS ST & MOUND ST BROOKVILLE PD	SIGNAL 18 - DRUG POSSESSION	08/28/2024	08/28/2024	ARREST
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Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
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August 28, 2024

Offenses	UCR	Offense Description
6	N/A	451139 - FAILURE TO SIGNAL
	N/A	450702A1 - NO OPERATORS LICENSE
	N/A	451011 - DRIVING UNDER SUSPENSION
	N/A	4510037 - POINTS SUSPENSION
	01	292511C1 - Drug abuse - sched. I or II substance
	01	292112 - Tampering with evidence

2024-00322	1 BLUE PRIDE DRIVE BROOKVILLE PD	SIGNAL 46 - JUVENILE TOBACCO VIOLATION	08/28/2024		OPEN CASE
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Offenses	UCR	Offense Description
1	N/A	215187 - Juv. tobacco prohibition:

Total Incidents Reported for Date: 2

Total Selected = 30

No.

RESOLUTION NO. 24-14

Passed

Yr.

A RESOLUTION AUTHORIZING THE CITY OF BROOKVILLE TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND / OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED.

WHEREAS, the State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure; and

WHEREAS, the City of Brookville is planning to make capital improvements to McKinley Street Bridge Rehabilitation; and

WHEREAS, the infrastructure improvement herein above described is considered to be a priority need for the community and is a qualified project under the OPWC programs.

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

SECTION I: The City Manager is hereby authorized to apply to the OPWC for funds as described above.

SECTION II: The City Manager is further authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

SECTION III: This Resolution shall take effect immediately and be in force thirty (30) days after passage as provided by the Charter of 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 Resolution No. 2024-14, 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 Resolution No. 2024-14 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. 2024-10 Passed , 20

AN ORDINANCE AMENDING SECTION 961.16 OF THE CODE OF ORDINANCES OF THE CITY OF BROOKVILLE, OHIO

WHEREAS, Section 961.01 prohibits the use of alcoholic beverages, intoxicating liquors, and intoxicating or hallucinogenic drugs in public parks; and

WHEREAS, a recent initiative passed by Ohio voters permits the use of marijuana by adults.

WHEREAS, the Park Board and City Council desire to amend the park regulations to clarify that use of marijuana is not permitted in any public park within the City of Brookville.

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

SECTION I: Section 961.01 of the Code of Ordinances is hereby amended as follows:

961.01 ALCOHOLIC BEVERAGES; INTOXICATING LIQUORS, MARIJUANA, INTOXICATING OR HALLUCINOGENIC DRUGS.

(a) No person shall take into a public park or use within a public park of any kind of alcoholic beverage, Intoxicating liquor, marijuana, intoxicating or hallucinogenic drugs within a public park.

(b) No person shall enter or remain in a public park while under the influence of an alcoholic beverage, intoxicating liquor, marijuana, or intoxicating or hallucinogenic drugs.

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. 2024-10, 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. 2024-10 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

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Charles Letner, Mayor

RECORD OF ORDINANCES

SEAR 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. 2024-11, 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. 2024-11 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

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

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. 2024-12, 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. 2024-12 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

ORDINANCE 2024-13

AN ORDINANCE ESTABLISHING CHAPTER 1120 R-1 RURAL RESIDENTIAL DISTRICT OF THE CODE OF ORDINANCES OF THE CITY OF BROOKVILLE, OHIO

WHEREAS, the City of Brookville is adjacent to Perry Township and Clay Township; and

WHEREAS, Perry Township and Clay Township have areas of single family housing on large lots that are adjacent to the City of Brookville;

WHEREAS, Planning Commission and City Council desire to establish a new zoning district that would provide for single family housing on large lots that would be compatible with adjacent areas of Perry and Clay Township; 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 to establish a new rural residential district.

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

SECTION I: Chapter 1120 R-1 RURAL RESIDENTIAL DISTRICT is hereby approved and adopted, as set forth in Exhibit "A" attached hereto and incorporated herein by reference.

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

CERTIFICATE

The undersigned, Clerk of the City of Brookville, does hereby certify that the foregoing is a true and correct copy of Ordinance No. 2024-13, 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. 2024-13 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 1120 R-1 RURAL RESIDENTIAL DISTRICT

1121.01 PURPOSE

The Rural Residential District is intended to control development in rural areas by requiring large lots for single family residential development in this district.

1121.02 USES

(a) Permitted Uses.

- (1) Single-family dwellings
- (2) Accessory buildings and uses incidental to the principal use which do not include any activity conducted as a business.
Regulations governing accessory facilities and uses are specified in Chapter 1157.

(b) Special Uses. The following special uses are subject to review and regulation in accordance with Chapter 1163:

- (1) Governmentally owned and/or operated parks and recreational facilities.
- (2) Private non-commercial recreational areas and facilities of an open space nature, such as golf courses, tennis courts, country clubs, etc.
- (3) Churches and other buildings for the purpose of religious worship.
- (4) Libraries.
- (5) Public and private schools offering courses in general education.
- (6) Cemeteries.
- (7) Home occupations.
- (8) Private earth stations.
- (9) Shared housing (maximum of five (5) residents).
- (10) Congregate housing (maximum of five (5) residents).
- (11) Family Care homes.
- (12) Foster Care facilities (maximum of five (5) residents).

1121.03 SITE DEVELOPMENT REGULATIONS (PERMITTED USES ONLY).

(a) Lot Requirements.

- | | |
|--------------------------|--------------------------------|
| (1) Minimum lot area | 63,340 square feet (1.5 acres) |
| (2) Minimum lot frontage | 150 feet |

(b) Yard Requirements.

- | | |
|------------------------------|----------------------|
| (1) Minimum front yard depth | 50 feet |
| (2) Minimum rear yard depth | 50 feet |
| (3) Minimum side yard depth | 20 feet on each side |
- Add one (1) foot to the minimum requirements for every two feet in which the height of the structure exceeds 25 feet.

(c) Structural Requirements.

- | | |
|-----------------------------|------------------|
| (1) Maximum building height | 35 feet |
| (2) Minimum floor area | 2000 square feet |

(d) Parking and Loading Requirements. See Chapter 1159 for off-street parking and loading requirements.

(e) Signs. See Chapter 1161 for size and location of permitted signs.

RESOLUTION 24-15

A RESOLUTION AUTHORIZING THE CITY OF BROOKVILLE TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED.

WHEREAS, the State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure; and

WHEREAS, the City of Brookville is planning to make a water main replacement project on Main Street between Columbia and Salem Streets; and

WHEREAS, the infrastructure improvement herein above described is considered to be a priority need for the community and is a qualified project under the Ohio Public Works Commission (OPWC) programs.

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

SECTION I: The City Manager is hereby authorized to apply to the OPWC for funds for a water main replacement project on Main Street between Columbia and Salem Streets; and

SECTION II: The City Manager is further authorized to enter into any agreements as may be necessary and appropriate for obtaining financial assistance from the OPWC.

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

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 Resolution No. 2024-15, 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 Resolution No. 2024-15 was posted at the City Building, US Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the _____ day of _____, 2024, to the _____ day of _____, 2024, both days inclusive.

KIMBERLY DUNCAN, CLERK

RESOLUTION 24-16

A RESOLUTION AUTHORIZING THE CITY OF BROOKVILLE TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED.

WHEREAS, the State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure; and

WHEREAS, the City of Brookville is planning to make capital improvements to the Hay Avenue Roadway Improvements, Phase III project; and

WHEREAS, the infrastructure improvement herein above described is considered to be a priority need for the community and is a qualified project under the Ohio Public Works Commission (OPWC) programs.

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

SECTION I: The City Manager is hereby authorized to apply to the OPWC for funds for the Hay Avenue Roadway Improvements, Phase III project; and

SECTION II: The City Manager is further authorized to enter into any agreements as may be necessary and appropriate for obtaining financial assistance from the OPWC.

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

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 Resolution No. 2024-16, 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 Resolution No. 2024-16 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