



CITY COUNCIL MEETING
Tuesday, July 21, 2020, 7:30 PM
VIRTUAL MEETING
www.brookvilleohio.com
(937) 833-2135

Join Zoom Meeting: <https://zoom.us/j/96165712916?pwd=R2dBSU93N1lJVWNhRUplM0pNaVJNUT09>

Meeting ID: 961 6571 2916 Password: 478243

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Meeting ID: 961 6571 2916 Password: 478243

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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 July 7, 2020 Council Meeting Minutes

IV. Reports of Municipal Officers

- a. City Manager
- b. Finance Director
- c. Fire Chief
- d. Police Chief
- e. Law Director
 - 1. Record Plan Golden Gate Estates Section Two - B
- f. Mayor Chuck Letner

V. Old Business

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



VI. Public Comments (5 minutes per speaker)

VII. New Business

- a. First Reading of Resolution No. 20-13 entitled "A RESOLUTION SUBMITTING TO THE ELECTORS OF THE CITY OF BROOKVILLE AT THE ELECTION OF NOVEMBER 3, 2020 THE QUESTION OF AN ADDITIONAL PROPERTY TAX LEVY AT THE ANNUAL RATE OF FOUR AND SIXTY-THREE HUNDREDTHS (4.63) MILLS TO GENERATE FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) PER YEAR FOR A PERIOD OF FIVE YEARS TO BE PLACED ON THE TAX LIST AND DUPLICATE FOR TAX YEAR 2020 TO BE COLLECTED IN CALENDAR YEAR 2021, FOR THE GENERAL CONSTRUCTION, RECONSTRUCTION, RESURFACING, AND REPAIR OF STREETS, ROADS, AND BRIDGES IN THE CITY OF BROOKVILLE, PURSUANT TO OHIO REVISED CODE SECTION 5705.19(G), AND DIRECTING THE BOARD OF ELECTIONS OF MONTGOMERY COUNTY TO PLACE THE ISSUE ON THE BALLOT."
- b. First Reading of Resolution No. 20-14 entitled "A RESOLUTION SUBMITTING TO THE ELECTORS OF THE CITY OF BROOKVILLE AT THE ELECTION OF NOVEMBER 3, 2020 THE QUESTION OF AN ADDITIONAL PROPERTY TAX LEVY AT THE ANNUAL RATE OF ONE AND SIXTEEN HUNDREDTHS (1.16) MILLS TO GENERATE ONE HUNDRED TWENTY-FIVE THOUSAND DOLLARS (\$125,000.00) PER YEAR FOR A PERIOD OF FIVE YEARS TO BE PLACED ON THE TAX LIST AND DUPLICATE FOR TAX YEAR 2020 TO BE COLLECTED IN CALENDAR YEAR 2021, FOR PARKS AND RECREATIONAL PURPOSES IN THE CITY OF BROOKVILLE, PURSUANT TO OHIO REVISED CODE SECTION 5705.19(H), AND DIRECTING THE BOARD OF ELECTIONS OF MONTGOMERY COUNTY TO PLACE THE ISSUE ON THE BALLOT."
- c. First Reading of Resolution No. 20-15 entitled "A RESOLUTION ADOPTING THE GENERAL FUND CARRYOVER POLICY FOR THE CITY OF BROOKVILLE, OHIO."

VIII. Reports of Boards and Commissions

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

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.

Brookville City Council
Regular Meeting
July 7, 2020

The Regular Meeting of the Brookville City Council was called to order by Mayor Letner at 7:30 p.m. on July 7, 2020. The meeting was held in-person at the Brookville Fire Department Training Room and broadcast on Facebook Live. The Pledge of Allegiance was recited. Members Crane, Fowler, Schreier, Swabb, Wilder and Zimmerlin; Manager Keaton, Finance Director Brandt, Law Director Stephan, Clerk Duncan, Fire Chief Fletcher and Police Chief Jerome were present.

Roll Call by Clerk Duncan.

Mayor Letner called for a moment of silence in memory of Kevin O'Boyle, Editor of the Brookville Star, who passed away on July 4, 2020.

Manager Keaton requested to add Angie Dull and Adam Blevins from the Brookville Area Chamber of Commerce to the Agenda.

Motion by Zimmerlin, second by Swabb to approve the Agenda with an addition. All yeas, motion carried.

Motion by Zimmerlin, second by Crane to approve the Regular Council Meeting Minutes of June 16, 2020. All yeas, motion carried.

Manager Keaton requested Council authorization to approve a written request from Gale Colston to hold the Annual Breast Cancer Walk in Brookville on Saturday, September 26, 2020. The walk will begin at Brookville High School and will be the same route as in previous years. They will adhere to any regulations relating to COVID-19 that may be in force at that time.

Motion by Schreier, second by Zimmerlin to approve the Annual Breast Cancer Walk in Brookville on Saturday, September 26, 2020 as presented. All yeas, motion carried.

Manager Keaton advised Community Development Block Grant (CDBG) applications were due to Montgomery County by July 3, 2020. Manager Keaton advised she resubmitted the two projects that were submitted last year. Manager Keaton stated CDBG applications that were submitted last year were not funded, as those funds were used for demolition of damaged homes from the 2019 tornado. The first project is the Golden Gate Park, Walking Path, Phase I. This project includes the construction of a 610 linear foot, 8' wide sidewalk that will connect from the Brookville Community Theatre to the main driveway in Golden Gate Park. Council has a rendering of that project. This project also includes the demolition of an existing 2' deteriorated asphalt path. Total project cost is \$95,417.76. We are requesting \$66,792.43, or 70% in grant funding with the City contributing \$28,625.33, or 30% of the total project cost. The second application is the Brookville Demolition Project. The purpose of this application is to demolish up to three target properties which are negatively impacting neighborhood property values. Total project cost is \$80,000. We are requesting \$72,000, or 90% in grant funding with the City contributing \$8,000, or 10% of the total project cost. If funded these projects will take place in 2021. Manager Keaton requested Council authorization to allow the two CDBG grants to be considered for funding and if we are funded to enter into subsequent contracts.

Member Schreier inquired whether we are able to procure any private funding to help cover the remaining \$28,000?

Manager Keaton replied it would be acceptable to use donations to help cover the costs.

Member Fowler asked if the 8' sidewalk width is the minimum size?

Manager Keaton replied that is correct. Manager Keaton stated we are not eligible for many CDBG grants but this project is acceptable because it enables handicap access. This is our third attempt, to get funding. We were approved the first time we applied but the monies were redirected toward the water tower project in our industrial park. Last year no one was approved for CDBG funding.

Motion by Zimmerlin, second by Fowler to authorize Manager Keaton to allow the two CDBG grants to be considered for funding and if funded to enter into subsequent contracts. All yeas, motion carried.

Manager Keaton reported bids were opened for our 500,000-Gallon Water Tower Project on June 24, 2020. The City received three non-responsive bids and two responsive bids. Upon reviewing the responsive bids, L.C. United Painting Company submitted a base bid of \$129,000 and Clearcreek Coatings LTD submitted a base bid of \$157,000 for the interior work. As part of the bid, we requested an alternate bid for the cleaning and painting of the exterior, as this was going to be included in our 2021 Budget. The exterior of the water tower was last painted in 2006. L.C. United Painting Company submitted an alternate bid of \$74,000, which is \$30,925 below Clearcreek's alternate bid. Dixon Engineering's cost to monitor and inspect the exterior work is an additional \$9,200. Performing the exterior work now would save additional mobilization fees, engineering fees and bidding fees next year. Performing the exterior repaint before the paint fails, and allows rust to form on the metal, is also cost effective. Once rust forms, it requires sand blasting, which is quite expensive. Manager Keaton advised in 2006, the cost to sand blast and paint that water tower was \$72,800. Manager Keaton opened the floor for comments or questions?

Member Zimmerlin inquired what kind of warranty we would have towards any rust that may occur later?

Manager Keaton replied there is a warranty in the specifications.

Mayor Letner commented the life of this project would be about 15 years.

Manager Keaton stated if we keep it painted every 15 years we will not have to invest the additional money into the sandblasting. There is no sandblasting required at this time.

Manager Keaton requested Council accept the lowest and responsive base bid of \$129,000 from L.C. United Painting Company, Inc. for the wet and dry interior repaint, installation of a roof handrail, removal of the existing drain line and installation of a new drain line, installation of cathodic clips and fittings, and seam seal the roof lap seams, and to accept the alternate bid of \$74,000 from L.C. United Painting Company for the cleaning and painting of the exterior.

Motion by Zimmerlin, second by Fowler to accept the lowest and responsive base bid of \$129,000 from L.C. United Painting Company, Inc. for the wet and dry interior repaint, installation of a roof handrail, removal of the existing drain line and installation of a new drain line, installation of cathodic clips and fittings, and seam seal the roof lap seams, and to accept the alternate bid of \$74,000 from L.C. United Painting Company for the cleaning and painting of the exterior. All yeas, motion carried.

Manager Keaton also requested Council authorization for the additional engineering cost of \$9,200 for Dixon Engineering for the exterior inspections.

Motion by Schreier, second by Fowler to authorization the expenditure of the additional engineering cost of \$9,200 for Dixon Engineering for the exterior inspections. All yeas, motion carried.

Manager Keaton advised the City received CARES Act funding in the amount of \$84,239.74. App Architecture finalized the design of the front office. Manager Keaton advised a Request for Proposals was sent out to six contractors and there is a Pre-bid meeting scheduled for tomorrow.

Manager Keaton reminded everyone local income tax returns are due on July 15, 2020.

Manager Keaton stated as a follow-up to our June 16 Council Meeting, she has provided Council with a packet on health insurance consortiums and spousal carve-out and surcharge. Manager Keaton asked if Council wants to discuss this information tonight or at a future Council Meeting?

The consensus is to review the additional insurance information and discuss it at a future meeting.

Manager Keaton reported she received word last week that the Brookville Area Chamber of Commerce will not be holding their Annual Community Picnic this year. They are still holding the fireworks display on July 25, 2020 beginning at 10:00 p.m. Manager Keaton reported she and both Chiefs met with several of the Chamber Board Members this morning and discussed the fireworks display. Discussions were held on allowing or not allowing vehicles to park inside Golden Gate Park during the fireworks display. Manager Keaton stated if we prohibit vehicles from parking inside the park, we could shut down Market Street from the entrance of the Fire Station to AmVets to allow people to setup lawn chairs and/or blankets to view the fireworks. Vehicles could park inside the Fire Station parking lot and the Chamber is reaching out to the businesses on the other end of Market Street to see if they would allow parking in their lots. The Chamber is also reaching out to the businesses that surround the park to see if they would allow parking in their lots.

Adam Blevins, Chamber Board President thanked everyone for trying to get the Community Picnic off the ground this year. Mr. Blevins stated everyone put forth a tremendous effort, however, with the current health mandates they would have to follow and with other states starting to shut back down, the Board felt it would be irresponsible to try and push the picnic through. Mr. Blevins stated the Board would like to give back to the Brookville community with the fireworks display and they have received enough funds to cover it.

Angie Dull, Chamber Member Relations Specialist, commented that all ground level fireworks have been eliminated. The Chamber is currently gathering a list of businesses whose parking lots will be open for parking on the night of the fireworks event. Ms. Dull advised that the Chamber is recommending that Golden Gate Park should be closed during the event because it would be too difficult to enforce social distancing.

Fire Chief Fletcher advised he reached out to the Huber Heights Fire Chief to see how they handled their July 4 fireworks event at Cloud Park. He was told they limited the vehicles to every other parking space and asked people to stay on the left side of their vehicle. Their park was also closed to pedestrian traffic. Fire Chief Fletcher commented his opinion is that this would be too difficult and an unrealistic thing to enforce at Golden Gate Park with only 474 parking spaces. Fire Chief Fletcher stated moving parking to Market Street is a much better option for controlling social distancing.

Police Chief Jerome agreed Market Street and the surrounding grass space is a huge area that would provide a clear view of the fireworks. Police Chief Jerome stated they discussed Amvets and the Optimists selling food and portable restrooms could be brought in. Closing this road would be easy for the Police Department. The Community Theatre lot and Rob's lot will hold quite a few cars. This option will be a lot easier to control and go a lot smoother for the Police Department.

Mayor Letner asked if this will provide enough parking?

Police Chief Jerome replied he thinks this will be more than adequate as people will plan for it and will park in surrounding neighborhoods as well.

Fire Chief Fletcher agreed and stated alternative parking is being identified by the Chamber and will be encouraged. He is sure folks will figure it out.

Mayor Letner asked if the gates to Golden Gate Park will be locked?

Manager Keaton replied the gates will be locked between 6:00 and 7:00 p.m.

Manager Keaton asked if the rain date was set for July 26, 2020?

Ms. Dull replied that is correct.

Motion by Fowler, second by Zimmerlin to allow the Brookville Chamber of Commerce to hold a fireworks display on July 25, 2020 and to block off Market Street from Salem Street to East Upper Lewisburg Salem Road for event parking. All yeas, motion carried.

Manager Keaton's report showed the Service Department repaired a broken water valve on Hay Avenue at JoAnna Street, trimmed low hanging branches at Westbrook Park, the SK8 Park, the bike path and parts of Golden Gate Park. The Service Department resumed water service at the Westbrook Park Concession and irrigation system. The Service Department also began relocating water service from a 6" waterline to the main 12" waterline on E. Westbrook Road between Wolf Creek and Sycamore Streets. We took delivery of our remaining salt supply from our 2019 bid.

Finance Director Brandt presented the June 30, 2020 Fund Balance.

Motion by Schreier, second by Zimmerlin to accept the June 30, 2020 Fund Balance. All yeas, motion carried.

Finance Director Brandt reported water shut-offs have resumed and we have a little more than \$8,000 in outstanding accounts.

Fire Chief Fletcher welcomed everyone to the Fire Station and asked that Council bear with him as the kinks are worked out to hold a Council meeting in the training room. Fire Chief Fletcher reported the recent lull in activity due to the pandemic stopped as of July 1. The number of calls are quickly returning to normal levels. Fire Chief Fletcher reported DMAX had some major inspections scheduled today but they had to be rescheduled due to construction issues.

Police Chief Jerome reported that Major Simon attended a Duty to Intercede webinar on Lexipol today. Police Chief Jerome advised the Police Department has had a Duty to Intercede policy in place since 2016. We also have an annual recertification for this policy along with several other policies so that every officer reviews it and signs off annually. Police Chief Jerome reported we recently simplified our traffic stop form which collects 13 years of data. Police Chief Jerome stated he is proud of the how we constantly strive to be proactive.

Law Director Stephan had no report.

Mayor Letner reported the Governor put out a Directive today that Montgomery County, along with six other counties, are required to wear masks beginning at 6:00 p.m. tomorrow. Mayor Letner stated he will abide by this policy although he does not exactly agree with the numbers and the cause for alarm. Montgomery County has a population of over 500,000, with 2034 COVID-19 cases and 27 deaths. Mayor Letner stated although he does not understand the justification in these numbers, he will wear a mask because he is in a sworn position. Mayor Letner encouraged everyone to wear a mask beginning at 6:00 p.m. tomorrow.

Manager Keaton presented part three of her 2020 Revenue Presentation which recommends asking for a street and park levy to generate funds for much needed improvements.

Member Schreier inquired if the 2,000 tons of asphalt per year that Manager Keaton referred to is how she arrived at the \$500,000 figure needed per year?

Manager Keaton replied that is correct.

Member Schreier asked how many tons of asphalt we put down in 2019 and 2020?

Manager Keaton replied this year we had to put down more than budgeted for on the Arlington Road and Triggs Road Project, and in the Terrace Park Plat. We will get some of the money back for the Terrace Park. We are also putting a section down on Maple Street at Hay Avenue where it has been washed out. Manager Keaton advised we did not do much at all in 2019, just a small amount on Arlington Road and Wolf Creek Street which was an STP project. Manager Keaton stated the annual resurfacing that should be done has not taken place since 2017.

Manager Keaton reported this report is available on our website for public review.

Law Director Stephan advised Resolutions 20-11 and 20-12 are the first formal step that we need to take to place these levies on the ballot. Law Director Stephan stated the Resolutions need to be passed tonight so we are asking to dispense with the second and third reading. The Resolutions

will be submitted to the County Auditor, who has ten days to respond with the requested information. There will be a second Resolution at the next meeting to actually put these levies on the ballot. Law Director Stephan advised we are facing a deadline of August 5, 2020 in order to get these on the next ballot.

Motion by Schreier, second by Crane to read Resolution No. 20-11. All yeas, motion carried.

Motion by Zimmerlin, second by Schreier to accept the first reading, dispense with the second and third reading and adopt Resolution No. 20-11 entitled "A RESOLUTION REQUESTING THE MONTGOMERY COUNTY AUDITOR TO CERTIFY TO THE COUNCIL OF THE CITY OF BROOKVILLE, MONTGOMERY COUNTY, OHIO, THE TOTAL CURRENT TAX VALUATION OF THE CITY OF BROOKVILLE, MONTGOMERY COUNTY, OHIO, AND THE NUMBER OF MILLS THAT WOULD BE NECESSARY TO GENERATE FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) PER YEAR FROM A NEW PROPERTY TAX LEVY FOR A PERIOD OF FIVE YEARS TO BE PLACED ON THE TAX LIST AND DUPLICATE FOR THE TAX YEAR OF 2020 FOR COLLECTION IN THE CALENDAR YEAR 2021, FOR THE GENERAL CONSTRUCTION, RECONSTRUCTION, RESURFACING, AND REPAIR OF STREETS, ROADS, AND BRIDGES IN THE CITY OF BROOKVILLE. All yeas motion carried.

Motion by Zimmerlin, second by Fowler to read Resolution No. 20-12. All yeas, motion carried.

Motion by Zimmerlin, second by Fowler to accept the first reading, dispense with the second and third reading and adopt Resolution No. 20-12 entitled "A RESOLUTION REQUESTING THE MONTGOMERY COUNTY AUDITOR TO CERTIFY TO THE COUNCIL OF THE CITY OF BROOKVILLE, MONTGOMERY COUNTY, OHIO, THE TOTAL CURRENT TAX VALUATION OF THE CITY OF BROOKVILLE, MONTGOMERY COUNTY, OHIO, AND THE NUMBER OF MILLS THAT WOULD BE NECESSARY TO GENERATE ONE HUNDRED TWENTY-FIVE THOUSAND DOLLARS (\$125,000.00) PER YEAR FROM A NEW PROPERTY TAX LEVY FOR A PERIOD OF FIVE YEARS TO BE PLACED ON THE TAX LIST AND DUPLICATE FOR THE TAX YEAR OF 2020 FOR COLLECTION IN CALENDAR YEAR 2021, FOR PARKS AND RECREATIONAL PURPOSES IN THE CITY OF BROOKVILLE. All yeas, motion carried.

Mayor Letner thanked the 325 people who responded to the online survey.

Member Zimmerlin asked that we allow public comment prior to voting on these Resolutions at the next meeting?

Law Director Stephan replied that can be added to the agenda.

Member Schreier observed a 5% response to our survey was a pretty good representation of the community.

Member Fowler, Park Board Liaison, had no report.

Manager Keaton commented the Park Board meeting scheduled for July 14, 2020 has been cancelled so that Park Board can attend Kevin O'Boyle's memorial service.

Member Schreier, Planning Commission Liaison, had no report.

Roger Hoover, of 59 N. Orchard Street, thanked Council for their support of the Optimist Flag Project. The Optimist has taken over 200 subscriptions and just ordered another 100 flags.

Mayor Letner stated he is impressed with the flags on Terrace Park and on Arlington Road, stating they really look nice.

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

Kimberly Duncan, Clerk

Charles Letner, Mayor



To: Mayor & Council
From: Sonja M. Keaton, City Manager
RE: Manager Report
Date: 7/20/2020

Reminder that Clay Township has a 2.5 mill Fire/EMS renewal levy on the August 4, 2020 ballot. The current 2.5 mill levy expired in tax year 2019 collectable in 2020. Per our Fire/EMS Agreement with Clay Township, Brookville receives 60% of levy proceeds.

Proposals for our Front Office Renovation Project were received last week. Six Request for Proposals were sent out and we received proposals from all six firms. Proposals ranged from \$48,250 to \$72,690. I am requesting that Council accept the proposal of \$48,250 submitted by Brumbaugh Construction, Inc. as the lowest and responsive proposal. Included in their proposal is approximately \$15,060 for adding ballistic glass and panels at the Reception desk and ballistic film on the glass in the Vestibule. The ballistic items will be paid out of the Legislative Department in the General Fund, which has a \$20,000 unencumbered balance. The remaining amount will be paid out of our CARES Act funding.

Last June the City was informed that our Safe Routes to School (SRTS) Infrastructure application that was submitted in March was approved at a capped amount of \$312,584 and the project would take place in 2022. The project cost was estimated at \$336,342. The City is responsible for costs that exceed the capped amount. Since the estimated project cost exceeded the amount that was approved, we chose to fund the right-of-way services. Request for Proposals were sent out in May to three ODOT prequalified firms. We received one response. The firm that responded was O.R. Colan Associates LLC and they submitted a cost proposal of \$41,000. I had a conference call last week with the O.R. Colan to see if we could negotiate a lower cost proposal. O.R. Colan Associates submitted a revised proposal that lowered the cost to \$38,500. If discussions go well with the nine property owners along this project, the costs could be less, and if they run into any problems, the cost could increase. I am requesting that Council allow me to issue a Notice to Proceed to O.R. Colan Associates, LLC at a cost not to exceed \$40,000.

For the SRTS Project, right-of-way acquisitions range from 0.0010 to 0.130 acres and include temporary construction right-of-way's, sidewalk and driveway improvements, minor grading, sidewalk realignment and the removal of a tree. O.R. Colan Associates will be reaching out to the nine property owners to begin negotiations on the right-of-way acquisitions. These acquisitions may be donated or there may be costs involved.

Included in our 2020 Street Fund Budget was the purchase of a dump truck and a pickup truck. With the current decline in revenue, purchasing these items new is out of the question. Staff continues to look on GovDeals for good used dump trucks. We recently spotted a 2007 7400 8-ton dump truck on GovDeals that is being sold by a large township in Montgomery County. The dump truck comes with a plow and a salt spinner. The truck was inspected last week by Chris and Blair, and this dump truck is in good condition. Chris and Blair feel this vehicle is currently valued between \$18,000 and \$20,000. Our intent would be to remove one of our two 1997 International dump trucks as a plow truck and use it exclusively during watermain breaks. Currently during watermain repairs, they use one of our plow trucks to load road debris, spoils, and gravel. If the break occurs during a snow/ice event, it is very difficult to get the truck cleaned and ready for snow clearing and/or salt spreading. I am requesting that Council allow the City to bid on this dump truck up to a maximum amount of \$16,000. If we are the successful bidder, there is an additional 5% buyer's premium.

The Service Department completed the last service connection and asphalt restoration on E. Westbrook Rd., flail mowed our rural roadways, edged municipal sidewalks, removed brush on Cusick Ave. near the bike path, started Soccer and Pee Wee Football irrigation systems, assisted with backflow testing, and completed installation of hand sanitizer dispensers in Golden Gate Park restrooms.

Memo

To: Mayor and Council

From: Michelle Brandt, Finance Director

Date: July 21, 2020

Subject: Finance Report

- The 2021 Montgomery County Budget Commission Meeting will be held on Wednesday, August 27, 2020. Annually all public entities need to complete and submit a form to the Auditor's Office that indicates if they want to waive or request a hearing before the Montgomery County Budget Commission for the 2020/2021 Tax Information/Budget and/or Inside Millage. At this time I'm asking Council to waive the hearing before the Montgomery County Budget Commission for the 2020/2021 Tax Information/Budget and/or Inside Millage.
- Requesting Council's authorization to transfer funds from the General Fund to the following fund as appropriated:
 - \$150,000 to the Street M&R Fund this transfer is a partial amount of the amount appropriated



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

Chief Douglas Jerome

djerome@brookvilleohio.com



Council Meeting Agenda **July 21st, 2020**

Reportable Incidents

1/1/2019 – 7/17/2019 = 384

1/1/2020 – 7/17/2020 = 324

Citations

1/1/2019 – 7/17/2019 = 259

1/1/2020 – 7/17/2020 = 178

Traffic Stops

July 2019- 90

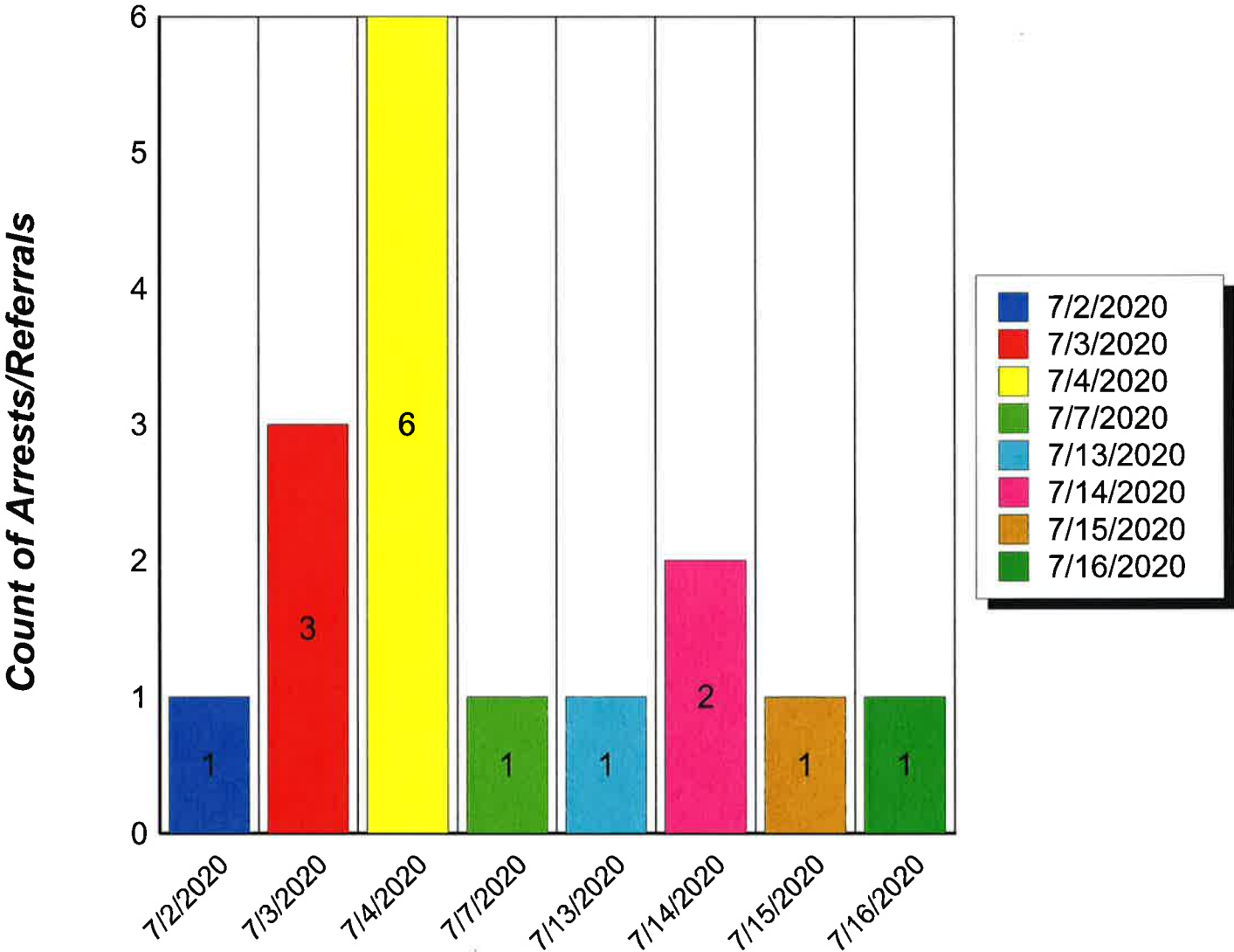
July 2020 to date- 77

Brookville Police Department

Arrest Log by Date

Arrest Date	Total Arrests
July 02, 2020	1
July 03, 2020	3
July 04, 2020	6
July 07, 2020	1
July 13, 2020	1
July 14, 2020	2
July 15, 2020	1
July 16, 2020	1
Total Selected = 16	

Arrest Log by Date



Brookville Police Department

Incident Arrest Blotter

Arrest Date	Time	Suspect's Name	Address, Charges(s)	Incident ID
07/02/2020		THOMAS J. GEARHEAF	7126 S TIPP COWLESVILLE RD, TIPP CITY, OH 45371 292131: Obstructing official business 292133A: RESISTING ARREST	2020-00294
07/03/2020		DAVID L. MUNDY	21 WALNUT ST, BROOKVILLE, OH 45309 35: WARRANT ARREST	2020-00295
		DANIEL J. SHIRK, Junio	34 URBAN LN, BROOKVILLE, OH 45309 53102: LOUD STEREO 50' FROM BUILDING	2020-00298
		JORDAN C.N. REDMON	107 QUINDORA DR, GREENVILLE, OH 45331 35: WARRANT ARREST	2020-00299
07/04/2020		JAMIE M. TINGLE	355 SWAILES DR, TROY, OH 45373 292511: Drug abuse - obtain, possess, use controlled subst 35: WARRANT ARREST	2020-00301
		CHASE T. COY	7579 S SHILOH RD, ENGLEWOOD, OH 45322 292514: Drug paraphernalia 292511C3: Drug abuse - marijuana	2020-00302
		DYLLAN L.T. STONE	9042 N COUNTY LINE, BROOKVILLE, OH 45309 292514: Drug paraphernalia	2020-00302
		STEVEN E. CLEMONS	9505 SHEEHAN RD, CENTERVILLE, OH 45458 292514: Drug paraphernalia	2020-00303
		ANTHONY R. ROBERTS	5278 MANCHESTER RD, DAYTON, OH 45449 35: WARRANT ARREST	2020-00303
		** JUVENILE **	625 MARKET ST, BROOKVILLE, OH 45309 291925A: Domestic violence - knowingly cause physical harm	2020-00304
07/07/2020		WESLEY M. STEIN	13667 UPPER LEWISBURG SALEM, BROOKVILLE, OH 45 35: WARRANT ARREST	2020-00307
07/13/2020		KEVIN A. GALE	606 OTTERBEIN AVE, DAYTON, OH 45406 292511C3: Drug abuse - marijuana 292514C: Drug paraphernalia	2020-00319
07/14/2020		** JUVENILE **	275 CROSSWELL, BROOKVILLE, OH 45309 291925A: Domestic violence - knowingly cause physical harm	2020-00321
		WILLIAM C. FAIRCHILD	224 N 12TH ST, RICHMOND, IN 47374 35: WARRANT ARREST	2020-00323
07/15/2020		NATASHA D. ARENTZ	34 E BRYANT AVE, FRANKLIN, OH 45005 291711B2: Disorderly conduct - intoxicated create risk of ha	2020-00324
07/16/2020		KIMI S. HATTON	2871 US ROUTE 35 E ROOM 20, WEST ALEXANDRIA, OH 292511C3: Drug abuse - marijuana	2020-00326

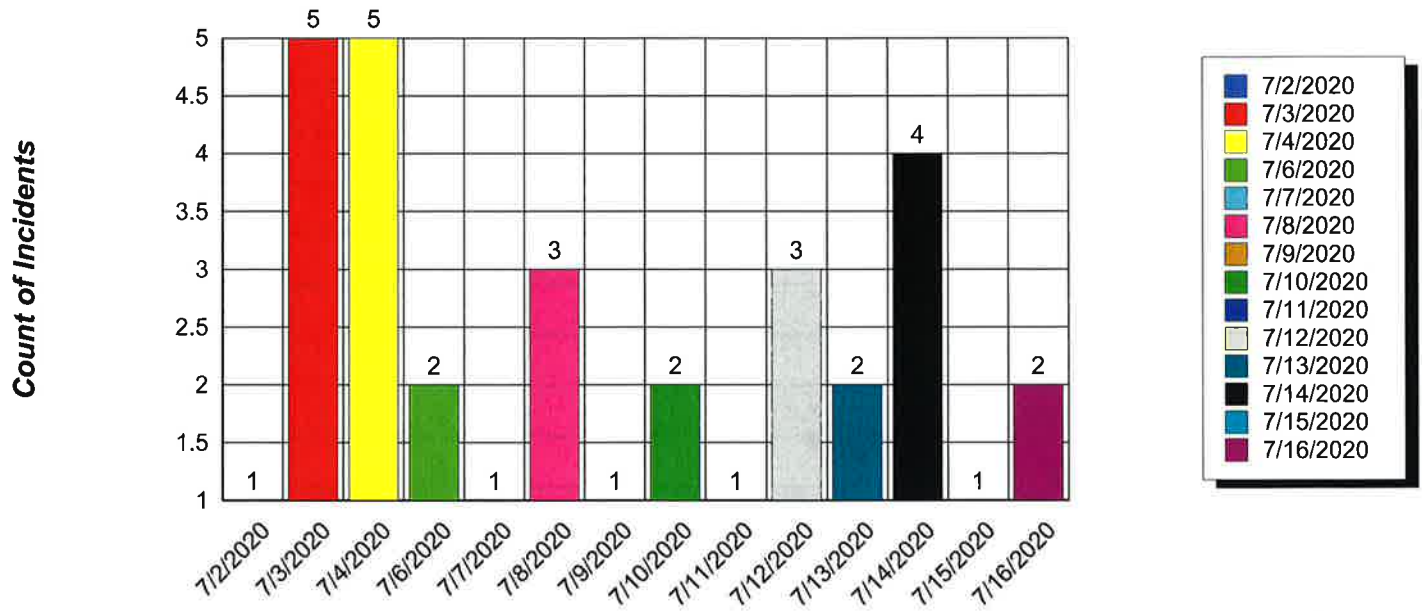
Total Selected = 16

Brookville Police Department

Incident Log by Date Reported

Date Reported	Day of Week	Total Reported
07/02/2020	Thursday	1
07/03/2020	Friday	5
07/04/2020	Saturday	5
07/06/2020	Monday	2
07/07/2020	Tuesday	1
07/08/2020	Wednesday	3
07/09/2020	Thursday	1
07/10/2020	Friday	2
07/11/2020	Saturday	1
07/12/2020	Sunday	3
07/13/2020	Monday	2
07/14/2020	Tuesday	4
07/15/2020	Wednesday	1
07/16/2020	Thursday	2
Total Selected = 33		

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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July 02, 2020

2020-00294	ARLINGTON RD @ TRIGGS RD BROOKVILLE PD	SIGNAL 260 - RESISTING ARREST	07/02/2020	07/02/2020	ARREST
Offenses UCR Offense Description					
5	N/A	454908 - FICTICIOUS PLATES			
	N/A	4513263B - SEAT BELT			
	N/A	451326 - SAFETY GLASS REQUIRED			
	02	292131 - Obstructing official business			
	04	292133A - RESISTING ARREST			

Total Incidents Reported for Date: 1

July 03, 2020

2020-00297	100 PARKVIEW DR N BROOKVILLE PD	SIGNAL 26DB - DEAD BODY	07/03/2020		OPEN CASE
Offenses UCR Offense Description					
1	02	26DB - DEAD BODY			
2020-00296	799 ARLINGTON RD BROOKVILLE PD	SIGNAL 26I - FOUND PROPERTY	07/03/2020	07/03/2020	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description					
1	02	26I - INFORMATION REPORT			
2020-00298	34 URBAN LN BROOKVILLE PD	SIGNAL 260 - NOISE VIOLATION	07/03/2020	07/03/2020	ARREST
Offenses UCR Offense Description					
1	N/A	53102 - LOUD STEREO 50' FROM BUILDING			
2020-00299	6670 OH 503 BROOKVILLE PD	SIGNAL 35 - WARRANT ARREST	07/03/2020	07/03/2020	ARREST
Offenses UCR Offense Description					
1	N/A	35 - WARRANT ARREST			
2020-00295	21 WALNUT ST. BROOKVILLE PD	SIGNAL 35 - WARRANT ARREST	07/03/2020	07/03/2020	ARREST
Offenses UCR Offense Description					
1	N/A	35 - WARRANT ARREST			

Total Incidents Reported for Date: 5

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
July 04, 2020					
2020-00300	390 CARR DR BROOKVILLE PD	SIGNAL 14 - CRIMINAL DAMAGING	07/04/2020	07/04/2020	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 01 290906 - Criminal damaging/endangering					
2020-00301	BROOKSIDE DR @ ANKARA AVE BROOKVILLE PD	SIGNAL 18 - DRUG ABUSE	07/04/2020		
Offenses UCR Offense Description 2 01 292511 - Drug abuse - obtain, possess, use controlled subst N/A 35 - WARRANT ARREST					
2020-00302	1 MCMAKEN LN. BROOKVILLE PD	SIGNAL 18 - DRUG ABUSE	07/04/2020	07/04/2020	ARREST
Offenses UCR Offense Description 3 02 292514 - Drug paraphernalia 02 292514 - Drug paraphernalia 01 292511C3 - Drug abuse - marijuana					
2020-00303	926 ARLINGTON ROAD BROOKVILLE PD	SIGNAL 18 - DRUG ABUSE	07/04/2020	07/04/2020	ARREST
Offenses UCR Offense Description 2 02 292514 - Drug paraphernalia N/A 35 - WARRANT ARREST					
2020-00304	625 MARKET ST BROOKVILLE PD	SIGNAL 20 - DOMESTIC VIOLENCE	07/04/2020	07/04/2020	ARREST
Offenses UCR Offense Description 1 02 291925A - Domestic violence - knowingly cause physical harm					

Total Incidents Reported for Date: 5

July 06, 2020

2020-00305	502 MARKET STREET BROOKVILLE PD	SIGNAL 26I - FOUND PROPERTY	07/06/2020	07/06/2020	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 02 26I - INFORMATION REPORT					
2020-00306	N WOLF CREEK @ KARRLAND BROOKVILLE PD	SIGNAL 18 - DRUG ABUSE	07/06/2020	07/06/2020	EXCEPTIONALLY CLEARED

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
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July 06, 2020

Offenses	UCR	Offense Description
6	01	292511 - Drug abuse - obtain, possess, use controlled subst
	01	292511C3 - Drug abuse - marijuana
	02	292514 - Drug paraphernalia
	N/A	454908 - FICTICIOUS PLATES
	N/A	450321 - FAILURE TO DISPLAY REGISTRATION
	N/A	451133A - LANES AND LINES

Total Incidents Reported for Date: 2

July 07, 2020

2020-00307	428 N WOLF CREEK ST UNIT 2 BROOKVILLE PD	SIGNAL 35 - WARRANT ARREST	07/07/2020	07/07/2020	ARREST
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Offenses	UCR	Offense Description
1	N/A	35 - WARRANT ARREST

Total Incidents Reported for Date: 1

July 08, 2020

2020-00308	301 SYCAMORE BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	07/08/2020	07/08/2020	EXCEPTIONALLY CLEARED
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Offenses	UCR	Offense Description
1	02	26I - INFORMATION REPORT

2020-00309	126 CORONADO DRIVE BROOKVILLE PD	SIGNAL 09 - ASSAULT	07/08/2020	07/09/2020	EXCEPTIONALLY CLEARED
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Offenses	UCR	Offense Description
1	04	290313 - Assault

2020-00310	406 MAIN ST BROOKVILLE PD	SIGNAL 06B - PETTY THEFT	07/08/2020	07/08/2020	INACTIVE
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Offenses	UCR	Offense Description
1	06	291302 - Theft

Total Incidents Reported for Date: 3

July 09, 2020

2020-00311	302 ESTATES LANE	SIGNAL 11 - FRAUD	07/09/2020	07/09/2020	
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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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July 09, 2020

BROOKVILLE PD EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
1 06 291349A - Taking identity of another

Total Incidents Reported for Date: 1

July 10, 2020

2020-00312 926 ARLINGTON RD SIGNAL 26I - FOUND PROPERTY 07/10/2020 07/10/2020
BROOKVILLE PD EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
1 02 26I - INFORMATION REPORT

2020-00313 N WOLF CREEK @ LEISURE SIGNAL 55 - TRAFFIC STOP 07/10/2020 07/10/2020
BROOKVILLE PD EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
1 02 26I - INFORMATION REPORT

Total Incidents Reported for Date: 2

July 11, 2020

2020-00314 ARLINGTON AND I-70 SIGNAL 55 - TRAFFIC STOP 07/11/2020 07/11/2020
BROOKVILLE PD EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
2 N/A 4510037 - POINTS SUSPENSION
N/A 451011 - DRIVING UNDER SUSPENSION

Total Incidents Reported for Date: 1

July 12, 2020

2020-00315 15 Western SIGNAL 53HR- HIT AND RUN ACCIDENT 07/12/2020 07/13/2020
BROOKVILLE PD EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
1 N/A 53H&R - HIT & RUN CRASH

2020-00316 70 RIDGE RD APT 28 SIGNAL 26I - PINK SLIP 07/12/2020 07/12/2020
BROOKVILLE PD EXCEPTIONALLY CLEARED

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
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July 12, 2020

Offenses UCR Offense Description
1 02 26I - INFORMATION REPORT

2020-00317 40 TRIGGS RD SIGNAL 260 - CRIMINAL TRESPASS WARNING 07/12/2020 07/12/2020
BROOKVILLE PD EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
1 02 26O - ALL OTHER CRIMINAL OFFENSES

Total Incidents Reported for Date: 3

July 13, 2020

2020-00318 21 WALNUT STREET SIGNAL 18 - DRUG LAWS 07/13/2020 07/13/2020
BROOKVILLE PD ARREST

Offenses UCR Offense Description
4 01 292511 - Drug abuse - obtain, possess, use controlled subst
N/A 451012 - DRIVING WITHOUT VALID LICENSE
N/A 450311A - Expired Registration
02 2921331B - Failure to comply with order/signal of P.O. - elud

2020-00319 620 ARLINGTON ROAD SIGNAL 18 - DRUG LAWS 07/13/2020 07/13/2020
BROOKVILLE PD ARREST

Offenses UCR Offense Description
2 01 292511C3 - Drug abuse - marijuana
02 292514C - Drug paraphernalia

Total Incidents Reported for Date: 2

July 14, 2020

2020-00320 BROOKVILLE INN SIGNAL 06B - PETTY THEFT 07/14/2020
BROOKVILLE PD OPEN CASE

Offenses UCR Offense Description
1 06 291302 - Theft

2020-00321 275 CROSSWELL AVE SIGNAL 20 - DOMESTIC VIOLENCE 07/14/2020 07/14/2020
BROOKVILLE PD ARREST

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

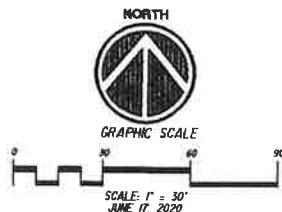
2020-00322 926 ARLINGTON ROAD SIGNAL 26I - FOUND PROPERTY 07/14/2020 07/14/2020

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
July 14, 2020					
	BROOKVILLE PD			EXCEPTIONALLY CLEARED	
Offenses UCR Offense Description					
	1	02 26I - INFORMATION REPORT			
2020-00323	HUNTERFIELD DR @ E. WESTBROOK RD BROOKVILLE PD	SIGNAL 35 - WARRANT ARREST	07/14/2020	07/14/2020	ARREST
Offenses UCR Offense Description					
	1	N/A 35 - WARRANT ARREST			
<i>Total Incidents Reported for Date: 4</i>					
July 15, 2020					
2020-00324	444 WESTERN AVE BROOKVILLE PD	SIGNAL 24 - PUBLIC INTOXICATION	07/15/2020	07/15/2020	ARREST
Offenses UCR Offense Description					
	1	02 291711B2 - Disorderly conduct - intoxicated create risk of ha			
<i>Total Incidents Reported for Date: 1</i>					
July 16, 2020					
2020-00325	126 CHURCH STREET BROOKVILLE PD	SIGNAL 26DB - DEAD BODY	07/16/2020	07/16/2020	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description					
	1	02 26DB - DEAD BODY			
2020-00326	450 N WOLF CREEK ST BROOKVILLE PD	SIGNAL 18 - DRUG ABUSE	07/16/2020	07/16/2020	ARREST
Offenses UCR Offense Description					
	1	01 292511C3 - Drug abuse - marijuana			
<i>Total Incidents Reported for Date: 2</i>					
Total Selected = 33					





BEARING BASIS

CORRELATED TO THE LOT LINE BETWEEN
CITY LOTS 2044 AND 2045 AS
N 24°48'36" W PER GOLDEN GATE
ESTATES SEC. 2 PER PD 166-6

OCCUPATION STATEMENT

LINE OF OCCUPATION ARE IN
REASONABLE AGREEMENT WITH
TITLE LINES.

SURVEY REFERENCES:

PD 166 PLS 6
PD 169 PLS 6

LEGEND:

1. PER PD 166 - LOT "GOLDEN GATE"
2. PER PD 169 - LOT "GOLDEN GATE"
3. PER PD 166 - LOT "GOLDEN GATE"
4. PER PD 169 - LOT "GOLDEN GATE"
5. PER PD 166 - LOT "GOLDEN GATE"
6. PER PD 169 - LOT "GOLDEN GATE"
7. PER PD 166 - LOT "GOLDEN GATE"
8. PER PD 169 - LOT "GOLDEN GATE"
9. PER PD 166 - LOT "GOLDEN GATE"
10. PER PD 169 - LOT "GOLDEN GATE"
11. PER PD 166 - LOT "GOLDEN GATE"
12. PER PD 169 - LOT "GOLDEN GATE"
13. PER PD 166 - LOT "GOLDEN GATE"
14. PER PD 169 - LOT "GOLDEN GATE"
15. PER PD 166 - LOT "GOLDEN GATE"
16. PER PD 169 - LOT "GOLDEN GATE"
17. PER PD 166 - LOT "GOLDEN GATE"
18. PER PD 169 - LOT "GOLDEN GATE"
19. PER PD 166 - LOT "GOLDEN GATE"
20. PER PD 169 - LOT "GOLDEN GATE"

CURVE DATA:

CURVE	DELTA ANGLE	RADIUS	ARC	TANGENT	CHORD	CHORD BEARING
1	23°41'29"	265.39'	119.27'	60.63'	118.27'	S 73°46'46" W
2	24°32'52"	100.00'	42.85'	21.76'	42.52'	N 87°41'12" W
3	69°30'09"	50.00'	60.94'	34.90'	37.24'	S 69°40'10" W
4	31°18'55"	50.00'	79.89'	31.16'	71.52'	S 10°54'22" E
5	161°09'04"	50.00'	140.63'	301.23'	38.63'	S 24°00'42" W

ACKNOWLEDGEMENT

STATE OF OHIO
COUNTY OF _____, ss:

Be it remembered, that on this _____ day of _____, 2020 before me, a notary public in and for said county and state, personally came Michael L. Oxner, to me known, and acknowledged that to the best of his knowledge, that all persons and corporations interested in this dedication and subdivision, either as owners or lienholders have united in its execution.

Michael L. Oxner

Notary Public in and for State of Ohio
My Commission expires: _____



RECORD PLAN OF

'GOLDEN GATE ESTATES' SECTION TWO - B

BEING A SUBDIVISION AND REPLAT OF CITY LOT NUMBERS 2043, 2044, & 2045
OF THE CONSECUTIVE NUMBERED LOTS OF THE CITY OF BROOKVILLE, OHIO

LOCATED IN

SOUTHWEST QUARTER OF SECTION 27, TOWN 6, RANGE 4 EAST, FIRST MERIDIAN
CITY OF BROOKVILLE, MONTGOMERY COUNTY, OHIO

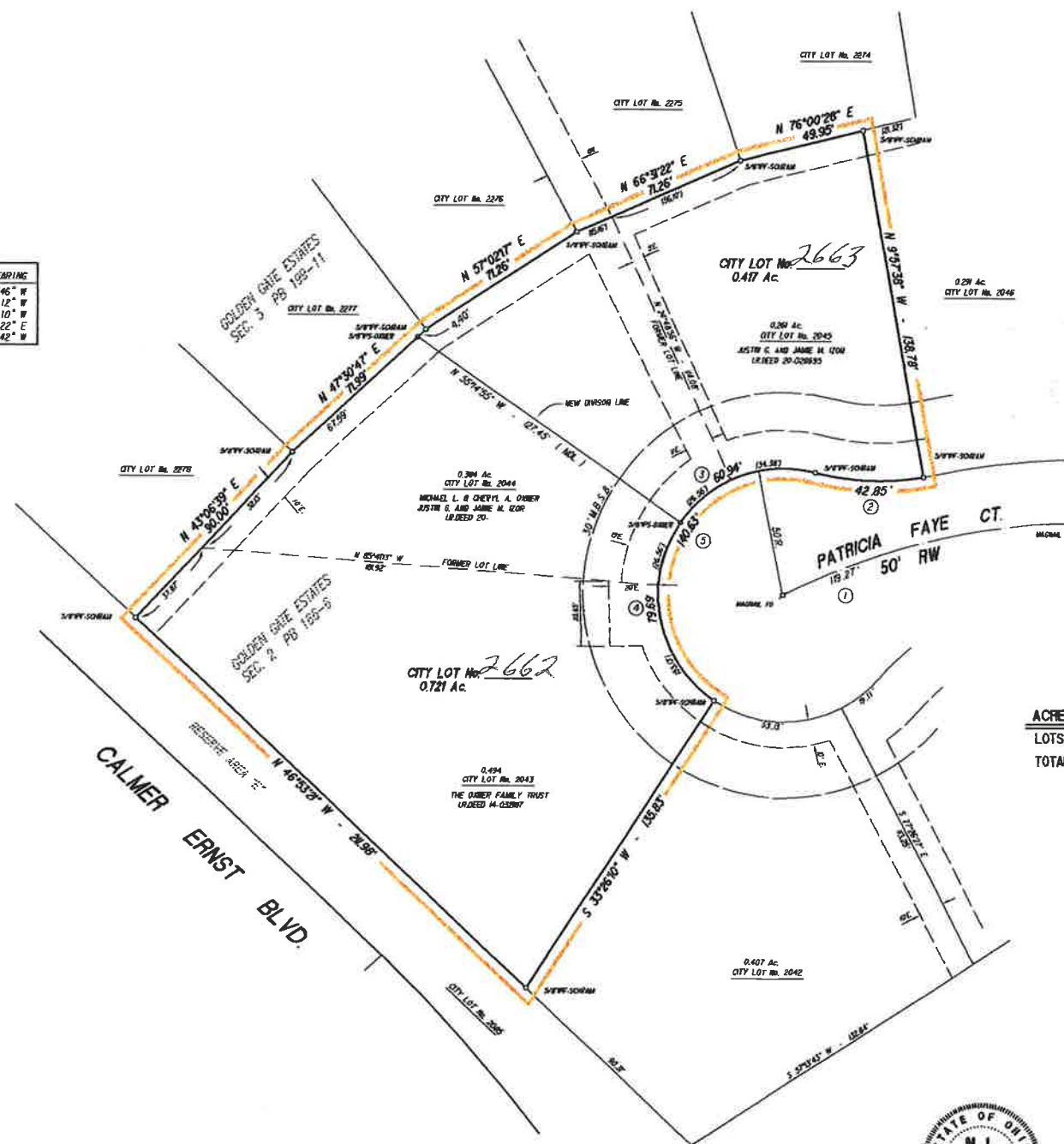
CONTAINING

1.138 ACRES

PREPARED BY:

PROFESSIONAL ASSOCIATES INC.

96 PATRICIA FAYE CT., BROOKVILLE, OHIO 45309 (937) 238-1677



APPROVALS: CITY OF BROOKVILLE

COUNCIL

PLANNING COMMISSION

DATE: _____

DATE: _____

MAYOR: _____

CHAIRPERSON: _____

CLERK: _____

CLERK: _____

APPROVED FOR DESCRIPTION AND OWNERSHIP

MONTGOMERY COUNTY ENGINEER

DATE: _____ CHECKED BY: _____

FILE NO.: 20-178

PROTECTIVE COVENANTS AND RESTRICTIONS

This plat and subdivision is subject to all the protective covenants and restrictions of Golden Gate Estates Section Two as recorded in Plat Book 166 Page 6 and the amendment thereto as recorded in SP-1-09-008547 of the office of the Montgomery County, Ohio Recorder.

ACREAGE SUMMARY:

LOTS 1.138 Ac.

TOTAL 1.138 Ac.

SURVEYOR'S CERTIFICATION:

I, Michael L. Oxner, hereby certify that I am a Professional Land Surveyor, licensed in compliance with the laws of the State of Ohio, that this plat / subdivision was prepared in accordance with O.A.C. Chapter 4733.37 Standards for Plat of Survey and also conforms to the O.R.C. Chapter 711 Standards for Record Plans and was conducted under my direct supervision, based on fieldwork in June 2020. All measurements are correct and monuments are to be set as shown. Curved distances are measured on the arc. Iron pins to be set at all lot corners.

By: Michael L. Oxner, P.E., P.S.
Reg. Surveyor No. 6209

JUNE 17, 2020

Date

DESCRIPTION

The within plat is a subdivision and replat of 1.138 acres located in Southwest Quarter of Section 27, Town 6, Range 4 East, First Meridian, City of Brookville, Montgomery County, Ohio and being all of City Lots 2043, 2044, and 2045 of the consecutive numbered lots of the City of Brookville and as conveyed to: The Oxner Family Trust (Lot 2043) by deed I.R. Deed 14-032187, Michael and Cheryl A. Oxner jointly with Justin G. Izor and Jamie M. Izor (Lot 2044) by deed I.R. Deed 20-_____, and Justin G. Izor and Jamie M. Izor (Lot 2045) by deed I.R. Deed 20-028695, all being recorded in the Deed Records of Montgomery County, Ohio.

DEDICATION

We the undersigned, being all of the owners and lienholders of the land herein subdivided, do hereby acknowledge and voluntarily consent to the execution of said plat, and easements shown hereon are hereby reserved for access / egress and utility installations.

Easements shown on the plat are for the construction, operation, maintenance, repair, replacement, or removal of water, sanitary and storm sewers, gas, electric, telephone, or other utility lines or services, and for the express privilege of removing any and all trees or other obstructions to the free use of said utilities, and for providing of ingress to and egress from the property for said purposes.

Signed and acknowledged in the presence of: Owner: Michael L. Oxner and Cheryl A. Oxner, husband and wife.

Witness-as-to-both: Michael L. Oxner

Witness-as-to-both: Cheryl A. Oxner

Owner: Justin G. Izor and Jamie M. Izor, husband and wife

Witness-as-to-both: Justin G. Izor

Witness-as-to-both: Jamie M. Izor

Signed and acknowledged in the presence of: Owner: The Oxner Family Trust

Witness-as-to-both: Michael L. Oxner, Trustee

Witness-as-to-both: Cheryl A. Oxner, Trustee

STATE OF OHIO
COUNTY OF _____, ss:

Be it remembered that on this _____ day of _____, 2020 before me the undersigned, a notary public in and for said county personally appeared Michael L. Oxner and Cheryl A. Oxner, Trustees of The Oxner Family Trust, and as individuals, husband and wife, who acknowledged the signing of this instrument to be their free and voluntary act and deed.

In testimony thereof, I have affixed my hand and notary seal on the day and date above written.

Notary Public in and for State of Ohio
My commission expires: _____



STATE OF OHIO
COUNTY OF _____, ss:

Be it remembered that on this _____ day of _____, 2020 before me the undersigned, a notary public in and for said county personally appeared Justin G. and Jamie M. Izor, husband and wife, who acknowledged the signing of this instrument to be their free and voluntary act and deed.

In testimony thereof, I have affixed my hand and notary seal on the day and date above written.

Notary Public in and for State of Ohio
My commission expires: _____



RESOLUTION 20-13

No.

Passed

Yr.

A RESOLUTION SUBMITTING TO THE ELECTORS OF THE CITY OF BROOKVILLE AT THE ELECTION OF NOVEMBER 3, 2020 THE QUESTION OF AN ADDITIONAL PROPERTY TAX LEVY AT THE ANNUAL RATE OF FOUR AND SIXTY-THREE HUNDREDTHS (4.63) MILLS TO GENERATE FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) PER YEAR FOR A PERIOD OF FIVE YEARS TO BE PLACED ON THE TAX LIST AND DUPLICATE FOR TAX YEAR 2020 TO BE COLLECTED IN CALENDAR YEAR 2021, FOR THE GENERAL CONSTRUCTION, RECONSTRUCTION, RESURFACING, AND REPAIR OF STREETS, ROADS, AND BRIDGES IN THE CITY OF BROOKVILLE, PURSUANT TO OHIO REVISED CODE SECTION 5705.19(G), AND DIRECTING THE BOARD OF ELECTIONS OF MONTGOMERY COUNTY TO PLACE THE ISSUE ON THE BALLOT.

WHEREAS, on July 7, 2020, the City Council of the City of Brookville adopted Resolution No. 20-11 pursuant to Ohio Revised Code Section 5705.19 declaring it necessary to levy a property tax in excess of the ten-mill limitation for a period of five (5) years to be placed on the tax list and duplicate for tax year 2020 to be collected in calendar year 2021 for the general construction, reconstruction, resurfacing and repair of streets, roads, and bridges in the City of Brookville, pursuant to Ohio Revised Code 5705.19(G), and requesting the Montgomery County Auditor to certify the total current tax valuation of the City of Brookville and the number of mills that would be necessary to generate Five Hundred Thousand Dollars (\$500,000.00) per year; and

WHEREAS, the Montgomery County Auditor provided a Certificate of Estimated Property Tax Revenue certifying that the total current tax valuation of the City is \$113,785,570, and the estimated annual number of mills that would be necessary to generate Five Hundred Thousand Dollars (\$500,000.00) per year is Four and Sixty-Three Hundredths (4.63) Mills for each one dollar (\$1.00) of valuation, which amounts to forty-six and three tenths cents (\$0.463) for each one hundred dollars (\$100.00) of valuation. A copy of this Certificate of Estimated Property Tax Revenue is attached hereto as Exhibit A; and

WHEREAS, City Council desires to adopt this Resolution to place the question of the additional tax levy to the voters of the City of Brookville at the November 3, 2020 general election.

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

SECTION I: The City Council hereby finds, determines and declares that the amount of taxes which may be raised by the City of Brookville within the ten-mill limitation on the current tax list and duplicate will be insufficient to provide for the necessary requirements of the City of Brookville and that it is necessary to levy a tax in excess of that limitation at the estimated average annual rate of Four and Sixty-Three Hundredths (4.63) mills for a period of five (5) years, to generate Five Hundred Thousand Dollars (\$500,000.00) per year, to be placed on the tax list and duplicate for tax year 2020 for collection in calendar year 2021, for the general construction, reconstruction, resurfacing, and repair of streets, roads, and bridges in

the City of Brookville, pursuant to Ohio Revised Code Section 5705.19(G). The City Council hereby accepts the Certificate of Estimated Property Tax Revenue for Brookville City certified by the Montgomery County Auditor.

SECTION II: The Board of Elections of Montgomery County, Ohio is directed to place on the ballot, in the general election to be held on November 3, 2020, for submission to the electorate of the City of Brookville, the question of an additional property tax levy in the estimated annual rate of Four and Sixty-three Hundredths (4.63) mills to generate Five Hundred Thousand Dollars (\$500,000.00) per year for a period of five (5) years to be placed on the tax list and duplicate for tax year 2020 for collection in calendar year 2021 for general construction, reconstruction, resurfacing and repair of streets, roads, and bridges in the City of Brookville pursuant to Ohio Revised Code Section 5705.19(G). The form of the ballot to be cast at such election as may be modified by the Board of Elections or Secretary of State's Office, shall read substantially as follows:

Shall an additional property tax be levied for general construction, reconstruction, resurfacing and repair of streets, roads, and bridges in the City of Brookville at an annual rate of Four and Sixty-Three Hundredths (4.63) mills for each one dollar (\$1.00) of valuation, which amounts to forty-six and three tenths cents (0.463) for each one hundred dollars (\$100.00) of valuation, for a period of five (5) years, to be placed on the tax list and duplicate for the tax year 2020 for collection in calendar year 2021?

_____ FOR THE TAX LEVY

_____ AGAINST THE TAX LEVY

Said election shall be held at the regular places of voting in the City as established by the Board of Elections of Montgomery County, or otherwise, within the times provided by law and shall be conducted, canvassed and certified in the manner provided by law.

SECTION III: The Clerk of Council is directed to certify to the Board of Elections of Montgomery County, Ohio on or before August 5, 2020 a copy of this Resolution 20-13, Resolution 20-11, and the Certificate of Estimated Property Tax Revenue of the Montgomery County Auditor, and to take all necessary actions to place this issue on the ballot.

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

SECTION V: This Resolution shall take effect immediately upon passage as provided in Section 4.07(A)(3) of the Charter of the City of Brookville, Ohio.

RESOLUTION 20-13

No. _____

Passed _____

Yr. _____

PASSED this _____ day of _____, 2020.

ATTEST:

Kimberly Duncan, Clerk

Chuck Letner, Mayor

CERTIFICATE

The undersigned, Clerk of Council of the City of Brookville, does hereby certify that the foregoing is a true and correct copy of Resolution No. 20- 13, passed by the Council of the City of Brookville, Ohio, on the ___ day of _____, 2020.

Kimberly Duncan, Clerk of Council

CERTIFICATE OF POSTING

The undersigned, Clerk of Council of the City of Brookville, Ohio, hereby certifies that the foregoing Resolution No. 20-13 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 _____, 2020, to the _____ day of _____, 2020, both days inclusive.

Kimberly Duncan, Clerk of Council

Certificate of Estimated Property Tax Revenue For Brookville City

(Use this form when a Taxing Authority Certifies an Amount of Revenue and Requests a Rate for Additional, Replacement, Replacement With an Increase, and Replacement With a Decrease)

The County Auditor of Montgomery County, Ohio, does hereby certify the following:

1. On July 8, 2020, the taxing authority of the City of Brookville certified a copy of its resolution ordinance adopted July 7, 2020 requesting the county auditor to certify the current tax valuation of the city and the number of mills that would be necessary to generate Five Hundred Thousand Dollars (\$500,000.00) a year. The estimated average annual property tax levy required is calculated to be one and sixteen hundredths (4.63) mills for each one dollar (\$1.00) of valuation, which amounts to forty-six and three tenths cents (\$0.463) for each one hundred dollars (\$100.00) of valuation, to levy a tax outside the ten-mill limitation for the purpose of funding for the general construction, reconstruction, resurfacing, and repair of streets, roads, and bridges, pursuant to Revised Code §5705.19(G) to be placed on the ballot at the November 3, 2020, general election. The levy type is a 4.63 Mill Additional Levy for a five (5) year period of time.
2. The estimated property tax revenue that will be produced by the stated millage, assuming the tax valuation of the taxing authority district remains constant throughout the life of the levy, is calculated to be \$500,000.
3. The total tax valuation of the taxing authority district used in calculating the estimated property tax revenue is \$113,785,570.

Calculation of Millage

1. Tax valuation on the tax list most recently certified for collection:

1a. Class I Real (Res/Ag):	\$ 81,562,370
1b. Class II Real (Comm/Ind/PU Real):	\$ 28,953,930
1c. Public Utility Personal Property:	\$ 3,269,270
1d. General Personal Property:	\$ -
2. Total Valuation:	\$ 113,785,570
3. Revenue Requested:	\$ 500,000
4. Personal Property Phase-out Payment:	\$ -
5. Revenue to be charged as tax:	\$ 500,000
6. Millage Rate:	4.63

Karl L. Keith
Auditor, Montgomery County, Ohio

By: *Gloria A. Butler* Deputy

RESOLUTION 20-14

No. _____

Passed _____

Yr. _____

A RESOLUTION SUBMITTING TO THE ELECTORS OF THE CITY OF BROOKVILLE AT THE ELECTION OF NOVEMBER 3, 2020 THE QUESTION OF AN ADDITIONAL PROPERTY TAX LEVY AT THE ANNUAL RATE OF ONE AND SIXTEEN HUNDREDTHS (1.16) MILLS TO GENERATE ONE HUNDRED TWENTY-FIVE THOUSAND DOLLARS (\$125,000.00) PER YEAR FOR A PERIOD OF FIVE YEARS TO BE PLACED ON THE TAX LIST AND DUPLICATE FOR TAX YEAR 2020 TO BE COLLECTED IN CALENDAR YEAR 2021, FOR PARKS AND RECREATIONAL PURPOSES IN THE CITY OF BROOKVILLE, PURSUANT TO OHIO REVISED CODE SECTION 5705.19(H), AND DIRECTING THE BOARD OF ELECTIONS OF MONTGOMERY COUNTY TO PLACE THE ISSUE ON THE BALLOT.

WHEREAS, on July 7, 2020, the City Council of the City of Brookville adopted Resolution No. 20-12 pursuant to Ohio Revised Code Section 5705.19 declaring it necessary to levy a property tax in excess of the ten-mill limitation for a period of five (5) years to be placed on the tax list and duplicate for tax year 2020 to be collected in calendar year 2021 for parks and recreational purposes in the City of Brookville, pursuant to Ohio Revised Code 5705.19(H), and requesting the Montgomery County Auditor to certify the total current tax valuation of the City of Brookville and the number of mills that would be necessary to generate One Hundred Twenty-Five Thousand Dollars (\$125,000.00) per year; and

WHEREAS, the Montgomery County Auditor provided a Certificate of Estimated Property Tax Revenue certifying that the total current tax valuation of the City is \$113,785,570, and the estimated annual number of mills that would be necessary to generate One Hundred Twenty-Five Thousand Dollars (\$125,000.00) per year is One and Sixteen Hundredths (1.16) mills for each one dollar (\$1.00) of valuation, which amounts to eleven and six tenths cents (\$0.116) for each one hundred dollars (\$100.00) of valuation. A copy of this Certificate of Estimated Property Tax Revenue is attached hereto as Exhibit A; and

WHEREAS, City Council desires to adopt this Resolution to place the question of the additional tax levy to the voters of the City of Brookville at the November 3, 2020 general election.

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

SECTION I: The City Council hereby finds, determines and declares that the amount of taxes which may be raised by the City of Brookville within the ten-mill limitation on the current tax list and duplicate will be insufficient to provide for the necessary requirements of the City of Brookville and that it is necessary to levy a tax in excess of that limitation at the estimated average annual rate of One and Sixteen Hundredths (1.16) mills for a period of five (5) years, to generate One Hundred Twenty-Five Thousand Dollars (\$125,000.00) per year, to be placed on the tax list and duplicate for tax year 2020 for collection in calendar year 2021, for the parks and recreational purposes in the City of Brookville, pursuant to Ohio Revised Code Section 5705.19(H). The City Council hereby accepts the Certificate of Estimated Property

Tax Revenue for Brookville City certified by the Montgomery County Auditor.

SECTION II: The Board of Elections of Montgomery County, Ohio is directed to place on the ballot, in the general election to be held on November 3, 2020, for submission to the electorate of the City of Brookville, the question of an additional property tax levy in the estimated annual rate of One and Sixteen Hundredths (1.16) mills to generate One Hundred Twenty-Five Thousand Dollars (\$125,000.00) per year for a period of five (5) years to be placed on the tax list and duplicate for tax year 2020 for collection in calendar year 2021 for parks and recreational purposes in the City of Brookville pursuant to Ohio Revised Code Section 5705.19(H). The form of the ballot to be cast at such election as may be modified by the Board of Elections or Secretary of State's office, shall read substantially as follows:

Shall an additional property tax be levied for parks and recreational purposes in the City of Brookville at an annual rate of One and Sixteen Hundredths (1.16) mills for each one dollar (\$1.00) of valuation, which amounts to eleven and six tenths cents (\$0.116) for each one hundred dollars (\$100.00) of valuation, for a period of five (5) years, to be placed on the tax list and duplicate for the tax year 2020 for collection in calendar year 2021?

_____ FOR THE TAX LEVY

_____ AGAINST THE TAX LEVY

Said election shall be held at the regular places of voting in the City as established by the Board of Elections of Montgomery County, or otherwise, within the times provided by law and shall be conducted, canvassed and certified in the manner provided by law.

SECTION III: The Clerk of Council is directed to certify to the Board of Elections of Montgomery County, Ohio on or before August 5, 2020 a copy of this Resolution 20-14, Resolution 20-12, and the Certificate of Estimated Property Tax Revenue of the Montgomery County Auditor, and to take all necessary actions to place this issue on the ballot.

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

SECTION V: This Resolution shall take effect immediately upon passage as provided in Section 4.07(A)(3) of the Charter of the City of Brookville, Ohio.

RESOLUTION 20-14

No. _____

Passed _____

Yr. _____

PASSED this _____ day of _____, 2020.

ATTEST:

Kimberly Duncan, Clerk

Chuck Letner, Mayor

CERTIFICATE

The undersigned, Clerk of Council of the City of Brookville, does hereby certify that the foregoing is a true and correct copy of Resolution No. 20- 14, passed by the Council of the City of Brookville, Ohio, on the ___ day of _____, 2020.

Kimberly Duncan, Clerk of Council

CERTIFICATE OF POSTING

The undersigned, Clerk of Council of the City of Brookville, Ohio, hereby certifies that the foregoing Resolution No. 20-14 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 _____, 2020, to the _____ day of _____, 2020, both days inclusive.

Kimberly Duncan, Clerk of Council

Certificate of Estimated Property Tax Revenue For Brookville City

(Use this form when a Taxing Authority Certifies an Amount of Revenue and Requests a Rate for Additional, Replacement, Replacement With an Increase, and Replacement With a Decrease)

The County Auditor of Montgomery County, Ohio, does hereby certify the following:

1. On July 8, 2020, the taxing authority of the City of Brookville certified a copy of its resolution ordinance adopted July 7, 2020 requesting the county auditor to certify the current tax valuation of the city and the number of mills that would be necessary to generate One Hundred Twenty-Five Thousand Dollars (\$125,000.00) a year. The estimated average annual property tax levy required is calculated to be one and sixteen hundredths (1.16) mills for each one dollar (\$1.00) of valuation, which amounts to eleven and six tenths cents (\$0.116) for each one hundred dollars (\$100.00) of valuation, to levy a tax outside the ten-mill limitation for the purpose of funding Parks and Recreation services, pursuant to Revised Code §5705.19 (H), to be placed on the ballot at the November 3, 2020, general election. The levy type is a 1.16 Mill Additional Levy for a five (5) year period of time.
2. The estimated property tax revenue that will be produced by the stated millage, assuming the tax valuation of the taxing authority district remains constant throughout the life of the levy, is calculated to be \$125,000.
3. The total tax valuation of the taxing authority district used in calculating the estimated property tax revenue is \$113,785,570.

Calculation of Millage

1. Tax valuation on the tax list most recently certified for collection:

1a. Class I Real (Res/Ag):	\$ 81,562,370
1b. Class II Real (Comm/Ind/PU Real):	\$ 28,953,930
1c. Public Utility Personal Property:	\$ 3,269,270
1d. General Personal Property:	\$ -
2. Total Valuation:	\$ 113,785,570
3. Revenue Requested:	\$ 125,000
4. Personal Property Phase-out Payment:	\$ -
5. Revenue to be charged as tax:	\$ 125,000
6. Millage Rate:	1.16

Karl L. Keith
Auditor, Montgomery County, Ohio

By: Debra A. Butler Deputy

RESOLUTION NO. 20-15

No. _____

Passed _____

Yr. _____

A RESOLUTION ADOPTING THE GENERAL FUND CARRYOVER POLICY FOR THE CITY OF BROOKVILLE, OHIO.

WHEREAS, the Finance Director of the City of Brookville has recommended that the City Council adopt a general fund carryover policy for the City of Brookville.

WHEREAS, the purpose of this policy is to reinforce the proactive approach to financial management in the City of Brookville; and,

WHEREAS, a General Fund Carryover Balance Policy assists the City in maintaining long-term financial stability through the development of an adequate fund balance and appropriate reserve account.

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

SECTION 1: After thoroughly discussing revenue shortfalls of the City of Brookville, that City Council hereby adopts the General Fund Carryover Balance Policy attached hereto as Exhibit A.

SECTION 2: This Resolution shall be in full force and effective immediately upon its adoption and approval.

PASSED this _____ day of _____, 2020.

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. 20-15, passed by the Council of said City on the _____ day of _____, 2020.

Kimberly Duncan, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio hereby certifies that the foregoing Resolution No. 20-15 was posted at the City Building, U.S. Post Office, and the Brookville Branch of the Montgomery County Library, Brookville, Ohio on the _____ day of _____, 2020 to the _____ day of _____, 2020, both days inclusive.

Kimberly Duncan, Clerk

Exhibit A

CITY OF BROOKVILLE, OHIO GENERAL FUND CARRYOVER BALANCE POLICY

A. Purpose

The purpose of this policy is to ensure the financial stability and security of the General Fund of the City of Brookville and to guard against cyclical changes in revenue and expenditures by taking a proactive approach to the financial management of the City.

B. Policy

The City's General Fund Carryover Balance shall equal or exceed six months of the previous year's operating expenses.

C. Definitions

1. **General Fund Carryover Balance** – The amount of money left in the primary operating fund of the City (the General Fund) at the end of the fiscal year after the revenue has been received and the expenditures have been paid.
2. **Estimated Beginning Fund Balance** – The estimated unencumbered fund balance for the beginning of the fiscal year. This is calculated at the time the annual budget is prepared.
3. **Anticipated Revenues** – The amount of revenue the City of Brookville expects to receive in the upcoming fiscal year to fund annual appropriations.
4. **Appropriations** – The total amount appropriated for expenditure.
5. **Estimated Ending Fund Balance** – An amount equal to the Estimated Beginning Fund Balance plus Anticipated Revenues less Appropriations. The estimated ending fund balance is calculated at the time the budget is prepared and presented to City Council.

D. Scope

This policy applies to the General Fund, which is the primary operating fund for the City of Brookville.

E. Application

The estimated ending fund balance will be calculated at the time of annual budget preparation. Estimated ending fund balance will be calculated by taking the budget year's projected beginning fund balance, plus anticipated revenues, less appropriations. As necessary, annual appropriations shall be adjusted for additional revenue sources identified to ensure that the estimated ending fund balance complies with the General Fund Carryover Balance established in Section B of this policy.

F. Monitoring

The General Fund Balance will be monitored on a month-to-month basis by the Finance Director. The fund balance may drop temporarily below the minimum level due to current operations or emergencies.

G. Compliance

There may be circumstances where the fund balance falls below the minimum level due to unforeseen emergencies. Corrective action will be taken in the next annual budget, and no later than over a two-year period, to reduce appropriations or increase revenue to bring the fund balance into compliance with this policy.

If during the annual budget discussions the Administration and/or City Council determine that the City cannot meet the requirements of this policy, then they will include in the annual appropriations ordinance a concise statement explaining the decision to waive the policy. The statement should include the present financial status of the City, a specified timetable for returning to compliance with the policy, and the reason(s) given for overriding the policy.

This policy shall be reviewed at least once every five (5) years with the City Council to determine if it is consistent with the financial needs of the City of Brookville.