



CITY COUNCIL MEETING
Tuesday, June 15, 2021, 7:30 PM
301 SYCAMORE STREET, BROOKVILLE, OHIO 45309
937-833-2135
www.brookvilleohio.com

<https://brookvilleoh.webex.com/brookvilleoh/j.php?MTID=m6dfe9981c0a986eb947adb475d74c79e>

Meeting number: 132 196 2333 Password: 3kPSFtPS3M3

Join by phone: +1-415-655-0001 US Toll Access code: 132 196 2333

Agenda

I. Opening of Regular Council Meeting

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

II. Adoption of Agenda

III. Approval of Minutes

- a. Approval of June 1, 2021 Regular Meeting Minutes

IV. MetroNet Fiber

- a. Joe Salerno, Director of Business Development

V. Reports of Municipal Officers

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

VI. Old Business

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

- a. Third reading of proposed Ordinance No. 2021-03 entitled "AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF THE PROPERTY LOCATED AT 201 SYCAMORE STREET IN THE CITY OF BROOKVILLE FROM ITS PRESENT CLASSIFICATION OF OR (PD) OFFICE RESIDENTIAL PLANNED DEVELOPMENT OVERLAY DISTRICT TO THE NEW CLASSIFICATION OF I-1 (PD) LIGHT INDUSTRIAL PLANNED DEVELOPMENT OVERLAY DISTRICT."
- b. Third reading of proposed Ordinance No. 2021-05 entitled "AN ORDINANCE AMENDING SECTION 1123.03(b)(2) and 1125.03(b)(2) OF THE CODE OF ORDINANCES OF THE CITY OF BROOKVILLE, OHIO."
- c. Third reading of proposed Ordinance No. 2021-06 entitled "AN ORDINANCE AMENDING SECTIONS 1157.01 AND 1157.10 OF THE CODE OF ORDINANCES OF THE CITY OF BROOKVILLE, OHIO TO REGULATE SOLAR ENERGY EQUIPMENT."
- d. Third reading of proposed Ordinance No. 2021-07 entitled "AN ORDINANCE AMENDING THE DEFINITION OF BUILDING LINE, SETBACK LINE AND YARD SECTION 1103.03 OF THE CODE OF ORDINANCES OF THE CITY OF BROOKVILLE, OHIO."
- e. Second reading of proposed Resolution No. 21-09 entitled "A RESOLUTION ESTABLISHING THE LOCAL FISCAL RECOVERY FUND NO. B12 AND AUTHORIZING THE FINANCE DIRECTOR TO MAINTAIN REQUIRED BOOKS AND RECORDS TO EVIDENCE PAYMENTS INTO AND WITHDRAWALS FROM SAID FUND."
- f. Second reading of proposed Resolution No. 21-10 entitled "A RESOLUTION AMENDING THE 2020 APPROPRIATIONS, AS SET FORTH BELOW, PURSUANT TO SECTION 5705.40 OF THE OHIO REVISED CODE, AND SECTION 12.35 OF THE OHIO ADMINISTRATIVE CODE AND APPROVING THE AMENDMENT TO THE CERTIFICATE OF ESTIMATED RESOURCES, AS SET FORTH BELOW."

VII. New Business

VIII. Reports of Boards and Commissions

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

IX. Public Comments (5 minutes per speaker)

X. Executive Session

- a. Per ORC. 121.22 (G)(2) To consider the appointment, employment, dismissal, discipline, promoting, demotion, or compensation of a public employee.



- b. Per Section 121.22 (G)(4) Preparing for, conducting, or reviewing negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment.

XI. Motion for Adjournment

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

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

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

To: Mayor & Council
From: Sonja M. Keaton, City Manager
RE: Manager's Report
Date: 6/14/2021

We sold our BC1400 Brush Chipper on GovDeals for \$25,200, which more than covers the City's share of the Solid Waste Grant of \$17,784. We also sold our 1985 Ford Econoline truck on GovDeals for \$2,575.

I reached out to Superintendent Hopkins last week and he will be speaking with the School Board later this week on the SRO Agreement.

We received one proposal from Appraisal Stream in the amount of \$2,850 to complete an appraisal of the property at 320 S. Wolf Creek Street as part of our Hazard Mitigation Grant.

Request Council approval of the Water Service Agreement between the City of Dayton and the City of Brookville. The new Water Service Agreement is very similar to our current Water Service Agreement. The primary difference in the new Agreement are the rates are equal to the rates established within Dayton's Cost-of-Service Financial Model.

- The rates charged will be comprised of a base charge and a volumetric rate. In our current Water Service Agreement with Dayton, there is a 10% surcharge on top of the rates Dayton charges its residents, which has been removed in this new Model.
- Term is 15 years once approved by City of Dayton and City of Brookville. The Agreement can be renewed by mutual agreement of both parties for an additional 10 years.
- Five-percent early pay discount removed from all Agreements that Dayton has with other municipalities.
- Due date changed to 30 days of receipt of bill. Beginning 5 years after commencement of Agreement, any amount not paid in full is subject to a 10% penalty.
- Brookville shall coordinate with Dayton for a complete Brookville water system leak detection every 5 years that the Agreement is in effect. Current Agreement is every 7 years.

At the last Council Meeting, Council approved a new Mansea Metal Premium roof to be installed at 401 Albert Road in the amount of \$8,000. When the contractor went to order the materials, the price increased \$3,000. The price increase strictly reflects material cost increases due to current market conditions with building materials. The revised proposal is locked in until I could bring this back before City Council. During all the rain we experienced last week, the roof sprung additional leaks. I am requesting Council amend the motion to allow Campbell's Roofing to install the Mansea Metal Premium Rib Roof System at a revised cost of \$11,000.

The Service Department has been busy over the last two weeks with:

- Mowing
- Monitoring the installation of the water, storm, and sewer lines in Meadows of Brookville
- Flail mowed ditches
- Delivered barricades for Car Show at Reichard Chevrolet
- Completed annual safety inspection of our refuse truck at the South Transfer Station
- Relocated a tree in Golden Gate Park
- Installed banners on Market Street.

Memo

To: Mayor and Council

From: Michelle Brandt, Finance Director

Date: June 15, 2021

Subject: Finance Report

→ I received our health insurance renewal rates from Anthem and with some negotiation, Anthem is allowing us to renew our current dual health insurances plans with a 0% increase. The City funds 85% of the monthly health insurance premium with the employee contributing 15% of the monthly premium. There were also no changes to our life insurance plan. Dental and vision insurance were not up for renewal this year.

An option that could be considered is to implement a spousal surcharge on these plans that insure a spouse who is currently employed and is eligible to obtain health insurance with their employer. If we moved forward with a \$50.00 per month spousal surcharge, I recommend it start on January 1, 2022 as many employer's health insurance renews at the beginning of a year. If a spousal surcharge is implemented effective August 1, a spouse will not be able to get on their employer's health insurance until their open enrollment period, as a spousal surcharge is not considered a qualifying event. If the City implemented the \$50 surcharge it could potentially save the City \$6,300 over a seven-month period, from January through July.

I am requesting council approve the renewal under the Anthem Blue Access 2021 HSA Option E2 health insurance plan with the RX-T8 prescription plan, which allows the City to offer dual health insurance plans, with the employee contributing 15% and the employer contributing 85% of the monthly rate. The City will contribute \$1,000 for each single employee and \$2,000 for an employee and dependent contract under the Blue Access guarantee HSA plan; and to renew our Life and AD&D insurance through Anthem at a monthly rate of \$17 per full-time employee with life insurance paid 100% by the employer.

→ We received 2 proposals for Commercial Property, Automobile and Liability Insurance coverage for the period of 7/1/2021-6/30/2022. The first proposal is through the Public Entities Pool of Ohio or PEP with a premium of \$75,890. The second proposal is through the Ohio Plan, who we are currently insured with, with a premium of \$79,961. The difference between the two proposals is \$4,071. The increase from the prior year with the Ohio Plan is \$3,487 or 4.6%. The increase in the Ohio Plan can be attributed mainly to a hardening of the insurance market. The last few years there have been numerous large claims due to natural disasters such as floods, hurricanes and tornados causing the insurance industry to increase rates as a result.

- Additional Items to Note:

- The City receives a 10% discount with Lexipol for being a member of the Ohio Plan. In 2020 that saved police \$572.44 and fire \$353.29 for a total savings of \$925.73.
- As a member of the Ohio Plan, we are eligible for an Ohio Plan Advantage discount, which is available to members with four or more consecutive years of membership with the Ohio Plan. We can receive up to 60 points based on our loss ratios and up to 40 points on risk management. If all points are received a \$6,869 discount is awarded. This year the city received 40/40 points for risk management saving us \$2,747, but due to the tornado loss our loss ratio points were 0. The tornado loss will slowly start to drop off and we will begin to see more loss ratio points and receive a larger savings each year from the Ohio Plan. This discount requires at least 4 years in the plan.
- Ohio Plan coverage happens when the occurrence happens so as long as your occurrence happens while you had their coverage, they will cover you. PEP plan coverage happens when the claim is filed so even if the occurrence is during your coverage, but the claim was not filed until after your coverage ended then you are not covered.
- PEP can increase your rates at any time throughout the year, Ohio Plan only changes rates at renewal.
- PEP requires a signed contract with each renewal.
- Cyber related liability claims – trigger is injury (PEP), trigger is breach (Ohio Plan) Ohio plan helps with the upfront costs, but PEP does not.
- Our PEP contributed funds help to cover the PEP board and if there is negligence with the board it could cause our rates to increase



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

Chief Douglas Jerome

djerome@brookvilleohio.com



Council Meeting Agenda June 15, 2021

Reportable Incidents

1/1/2020 – 6/14/2020 = 265

1/1/2021 – 6/14/2021 = 353

Citations

1/1/2020 – 6/14/2020 = 147

1/1/2021 – 6/14/2021 = 445

Traffic Stops

June 2020- 81

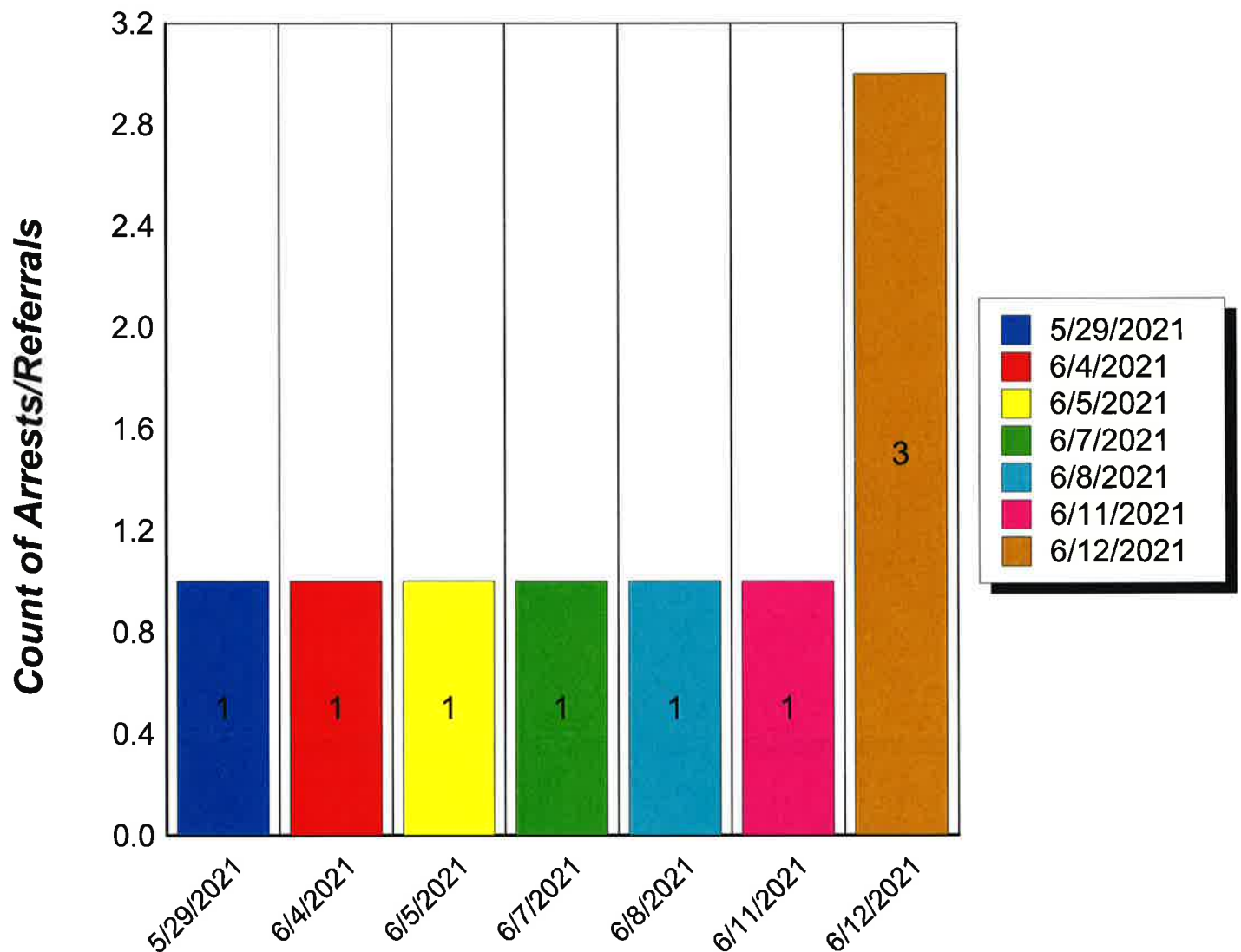
June 2021 to date - 63

Brookville Police Department

Arrest Log by Date

Arrest Date	Total Arrests
May 29, 2021	1
June 04, 2021	1
June 05, 2021	1
June 07, 2021	1
June 08, 2021	1
June 11, 2021	1
June 12, 2021	3
Total Selected = 9	

Arrest Log by Date



Brookville Police Department

Incident Arrest Blotter

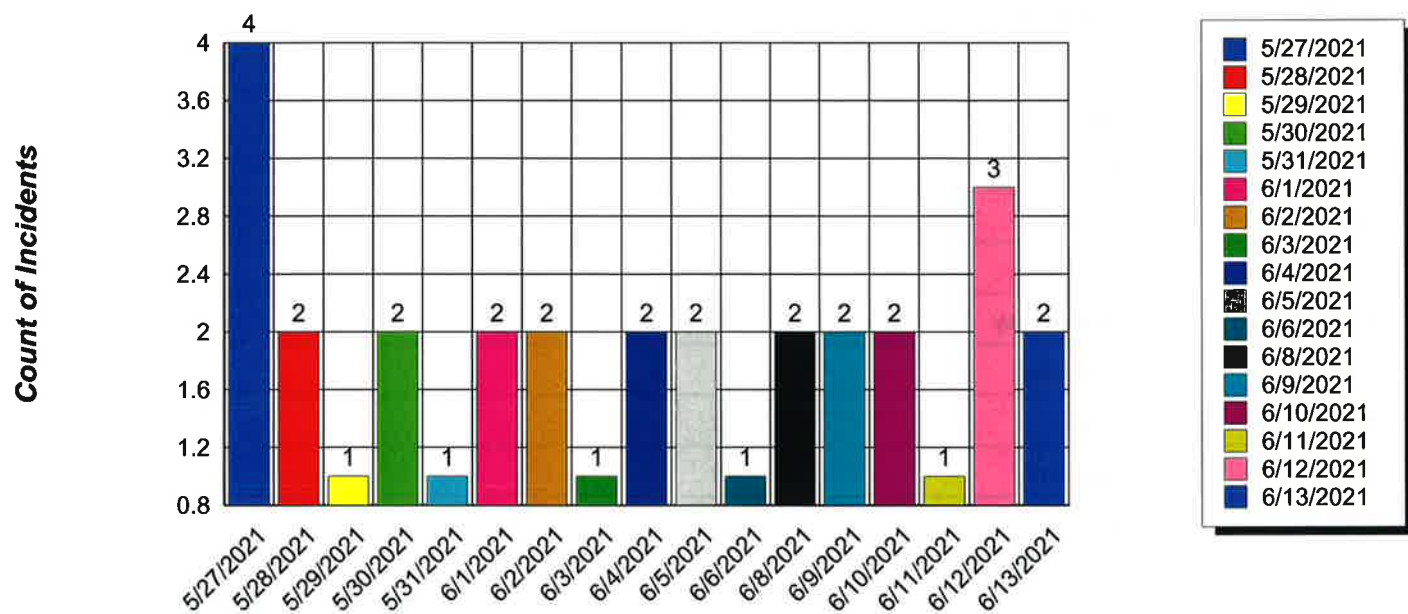
Arrest Date	Time	Suspect's Name	Address, Charges(s)	Incident ID
05/29/2021		RACHAEL E. KEMP	2265 US ROUTE 40 E, LEWISBURG, OH 45338 35: WARRANT ARREST	2021-00333
06/04/2021		ELAINE N. KINCAID	328 MALLARD CT, BROOKVILLE, OH 45309 291721B: Telephone harassment - abuse, threaten, annoy	2021-00342
06/05/2021	04:41 AM	DYLAN C. EMBREE	221 W. CUMBERLAND ST, LEWISBURG, OH 45338 4511194: PHYSICAL CONTROL	2021-00344
06/07/2021		LANCE D. STOVER	2133 E LEXINGTON RD, EATON, OH 45320 291302: Theft	2021-00346
06/08/2021		DAWN R. LOPER	306 S. HIGH ST, WEST MANCHESTER, OH 45382 35: WARRANT ARREST 292511C3: Drug abuse - marijuana 292514: Drug paraphernalia	2021-00347
06/11/2021		AMY J. WALLACE	2206 MEISMAN LN, BETHEL, OH 45106 430162: Open container liquor	2021-00353
06/12/2021		BRADLEY D. ARNETT	9506 VERONA RD, LEWISBURG, OH 45338 290313A: Assault - knowingly harm victim 291925: Domestic violence	2021-00354
		CRIS L. ARNETT	6264 EATON LEWISBURG, LEWISBURG, OH 45338 290313A: Assault - knowingly harm victim	2021-00354
		BRIAN L. ADAMS	728 S. MAIN ST APT D, FRANKLIN, OH 45005 35: WARRANT ARREST	2021-00355
Total Selected = 9				

Brookville Police Department

Incident Log by Date Reported

Date Reported	Day of Week	Total Reported
05/27/2021	Thursday	4
05/28/2021	Friday	2
05/29/2021	Saturday	1
05/30/2021	Sunday	2
05/31/2021	Monday	1
06/01/2021	Tuesday	2
06/02/2021	Wednesday	2
06/03/2021	Thursday	1
06/04/2021	Friday	2
06/05/2021	Saturday	2
06/06/2021	Sunday	1
06/08/2021	Tuesday	2
06/09/2021	Wednesday	2
06/10/2021	Thursday	2
06/11/2021	Friday	1
06/12/2021	Saturday	3
06/13/2021	Sunday	2
Total Selected = 32		

Incident Log by Date Reported



Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
May 27, 2021					
2021-00327	MAIN@WOLF CREEK BROOKVILLE PD	SIGNAL 35 - WARRANT ARREST	05/27/2021	05/27/2021	ARREST
Offenses UCR Offense Description 1 N/A 35 - WARRANT ARREST					
2021-00328	570 ALBERT BROOKVILLE PD	SIGNAL 06B - PETTY THEFT	05/11/2021		OPEN CASE
Offenses UCR Offense Description 1 06 291302 - Theft					
2021-00329	221 FOOTHILL DRIVE BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	05/27/2021	05/27/2021	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 02 26I - INFORMATION REPORT					
2021-00330	301 SYCAMORE STREET BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	05/27/2021	05/27/2021	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 02 291121 - Criminal trespass					
Total Incidents Reported for Date: 4					

May 28, 2021

2021-00331	301 SYCAMORE STREET BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	05/28/2021	05/28/2021	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 02 26I - INFORMATION REPORT					
2021-00332	208 JESSICA BROOKVILLE PD	SIGNAL 26I - PINK SLIP	05/28/2021	05/28/2021	EXCEPTIONALLY CLEARED
Offenses UCR Offense Description 1 02 26I - INFORMATION REPORT					
Total Incidents Reported for Date: 2					

May 29, 2021

2021-00333	6762 US ROUTE 127 N. EATON, OHIO BROOKVILLE PD	SIGNAL 35 - WARRANT ARREST	05/29/2021	05/29/2021	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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May 29, 2021

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

Total Incidents Reported for Date: 1

May 30, 2021

2021-00334	202 SYCAMORE ST BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	05/30/2021	05/30/2021	EXCEPTIONALLY CLEARED
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Offenses UCR Offense Description
 1 02 26I - INFORMATION REPORT

2021-00335	55 ROBERT WRIGHT DRIVE BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	05/30/2021	05/30/2021	EXCEPTIONALLY CLEARED
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Offenses UCR Offense Description
 1 02 26I - INFORMATION REPORT

Total Incidents Reported for Date: 2

May 31, 2021

2021-00336	650 MARKET ST BROOKVILLE PD	SIGNAL 53HR - HIT SKIP CRASH	05/31/2021	05/31/2021	EXCEPTIONALLY CLEARED
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Offenses UCR Offense Description
 1 N/A 53H&R - HIT & RUN CRASH

Total Incidents Reported for Date: 1

June 01, 2021

2021-00337	100 PARKVIEW DR NORTH BROOKVILLE PD	SIGNAL 26I - FOUND PROPERTY	06/01/2021	06/01/2021	EXCEPTIONALLY CLEARED
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Offenses UCR Offense Description
 1 02 26I - INFORMATION REPORT

2021-00338	210 CARR DRIVE BROOKVILLE PD	SIGNAL 53A - PROPERTY DAMAGE	06/01/2021	06/01/2021	EXCEPTIONALLY CLEARED
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Offenses UCR Offense Description
 1 N/A 53A - PROPERTY DAMAGE TRAFFIC CRASH

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: 2

June 02, 2021

2021-00339	ARLINGTON @ I70 BROOKVILLE PD	SIGNAL 53A - PROPERTY DAMAGE ACCIDENT	06/02/2021	06/02/2021	EXCEPTIONALLY CLEARED
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Offenses UCR Offense Description
1 N/A 451121A - ASSURED CLEAR DISTANCE AHEAD

2021-00340	28 HAY AVE BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	06/02/2021	06/02/2021	EXCEPTIONALLY CLEARED
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Offenses UCR Offense Description
1 02 26I - INFORMATION REPORT

Total Incidents Reported for Date: 2

June 03, 2021

2021-00341	334 WESTERN AVE BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	06/03/2021	06/03/2021	EXCEPTIONALLY CLEARED
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Offenses UCR Offense Description
1 02 26I - INFORMATION REPORT

Total Incidents Reported for Date: 1

June 04, 2021

2021-00342	334 WESTERN AVE BROOKVILLE PD	SIGNAL 26O - TELECOMMUNICATIONS HARASSMENT	06/04/2021	06/04/2021	ARREST
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Offenses UCR Offense Description
1 02 291721B - Telephone harassment - abuse, threaten, annoy

2021-00343	100 PARKVIEW DR. NORTH BROOKVILLE PD	SIGNAL 18 - DRUG ABUSE	06/04/2021	06/04/2021	ARREST
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Offenses UCR Offense Description
1 02 292514 - Drug paraphernalia

Total Incidents Reported for Date: 2

June 05, 2021

2021-00344	780 ARLINGTON ROAD	SIGNAL 21 - PHYSICAL CONTROL	06/05/2021	06/05/2021	
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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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June 05, 2021

BROOKVILLE PD ARREST

Offenses UCR Offense Description
 1 N/A 4511194 - PHYSICAL CONTROL

2021-00345 545 E. UPPER LEWISBURG RD BROOKVILLE PD SIGNAL 20 - INTERFERENCE WITH CUSTODY 06/05/2021
OPEN CASE

Offenses UCR Offense Description
 1 02 291923 - Interference with custody

Total Incidents Reported for Date: 2

June 06, 2021

2021-00346 520 ARLINGTON ROAD BROOKVILLE PD SIGNAL 06 - THEFT 06/06/2021 06/07/2021
ARREST

Offenses UCR Offense Description
 1 06 291302 - Theft

Total Incidents Reported for Date: 1

June 08, 2021

2021-00347 100 PARKVIEW DRIVE NORTH BROOKVILLE PD SIGNAL 18 - DRUG ABUSE 06/08/2021 06/08/2021
ARREST

Offenses UCR Offense Description
 4 N/A 35 - WARRANT ARREST
 01 292511C3 - Drug abuse - marijuana
 02 292514 - Drug paraphernalia
 N/A 451012 - DRIVING WITHOUT VALID LICENSE

2021-00348 263 DOYLE AVENUE BROOKVILLE PD SIGNAL 26I - INFORMATION REPORT 06/08/2021 06/08/2021
EXCEPTIONALLY CLEARED

Offenses UCR Offense Description
 1 02 26I - INFORMATION REPORT

Total Incidents Reported for Date: 2

June 09, 2021

2021-00349 185 ORCHARD BROOKVILLE PD SIGNAL 53HR - HIT SKIP CRASH 06/09/2021 06/09/2021
EXCEPTIONALLY CLEARED

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
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June 09, 2021

Offenses	UCR	Offense Description
3	N/A	53H&R - HIT & RUN CRASH
	N/A	454902 - STOPPING AFTER ACCIDENT
	N/A	4511202 - REASONABLE CONTROL

2021-00350	W. UPPER LEWISBURG @ ARLINGTON BROOKVILLE PD	SIGNAL 55 - TRAFFIC STOP	06/09/2021	06/09/2021	EXCEPTIONALLY CLEARED
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Offenses	UCR	Offense Description
2	N/A	451130 - LEFT OF CENTER
	N/A	454908 - FICTICIOUS PLATES

Total Incidents Reported for Date: 2

June 10, 2021

2021-00351	686 KIMMEL BROOKVILLE PD	SIGNAL 26M - MISSING ADULT	06/10/2021	06/10/2021	EXCEPTIONALLY CLEARED
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Offenses	UCR	Offense Description
1	N/A	26M - MISSING ADULT/JUVENILE

2021-00352	ARLINGTON RD @ CAMPUS BLVD BROOKVILLE PD	SIGNAL 55 - TRAFFIC STOP	06/10/2021	06/10/2021	EXCEPTIONALLY CLEARED
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Offenses	UCR	Offense Description
3	N/A	451012 - DRIVING WITHOUT VALID LICENSE
	N/A	451016 - FRA SUSPENSION
	N/A	450319 - Expired registration

Total Incidents Reported for Date: 2

June 11, 2021

2021-00353	95 PARKVIEW DR NORTH BROOKVILLE PD	SIGNAL 22 - OPEN CONTAINER	06/11/2021	06/11/2021	ARREST
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Offenses	UCR	Offense Description
1	02	430162 - Open container liquor

Total Incidents Reported for Date: 1

June 12, 2021

Brookville Police Department

Incident Log by Date Reported

Incident ID	Location, Area	Description	Date Occurred	Cleared Date	Status
June 12, 2021					
2021-00354	100 PARKVIEW DRIVE NORTH BROOKVILLE PD	SIGNAL 09 - ASSAULT	06/12/2021	06/12/2021	ARREST
Offenses UCR Offense Description 4 04 290313A - Assault - knowingly harm victim 04 290313A - Assault - knowingly harm victim 04 290313A - Assault - knowingly harm victim 02 291925 - Domestic violence					
2021-00355	10351 INNOVATION DRIVE MIAMISBURG BROOKVILLE PD	SIGNAL 35 - WARRANT ARREST	06/12/2021	06/12/2021	ARREST
Offenses UCR Offense Description 1 N/A 35 - WARRANT ARREST					
2021-00356	950 ALBERT RD BROOKVILLE PD	SIGNAL 55 - TRAFFIC STOP	06/12/2021		OPEN CASE
Offenses UCR Offense Description 3 N/A 451012 - DRIVING WITHOUT VALID LICENSE N/A 4510.111 - CHILD SUPPORT SUSPENSION N/A 451139 - FAILURE TO SIGNAL					
Total Incidents Reported for Date: 3					
June 13, 2021					
2021-00357	926 ARLINGTON RD BROOKVILLE PD	SIGNAL 26I - INFORMATION REPORT	06/13/2021		OPEN CASE
Offenses UCR Offense Description 1 02 26I - INFORMATION REPORT					
2021-00358	100 PARKVIEW DR NORTH BROOKVILLE PD	SIGNAL 26I - TRESPASSING	06/13/2021		OPEN CASE
Offenses UCR Offense Description 2 02 26I - INFORMATION REPORT 02 291121 - Criminal trespass					
Total Incidents Reported for Date: 2					
Total Selected = 32					

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 2021-03 Passed _____, 20____

AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF THE PROPERTY LOCATED AT 201 SYCAMORE STREET IN THE CITY OF BROOKVILLE FROM ITS PRESENT CLASSIFICATION OF OR (PD) OFFICE RESIDENTIAL PLANNED DEVELOPMENT OVERLAY DISTRICT TO THE NEW CLASSIFICATION OF I-1 (PD) LIGHT INDUSTRIAL PLANNED DEVELOPMENT OVERLAY DISTRICT.

WHEREAS, the property located at 201 Sycamore St. in the City of Brookville, including parcels C05 00114 0001, C05 00114 0002, C05 00203 0033, and C05 00203 0041, being further described in Exhibit A attached hereto (the "Property"), is currently zoned OR (PD) Office Residential Planned Development Overlay District; and

WHEREAS, after public hearing on this amendment to the zoning classification of the Property 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 classification of the Property from its present classification of OR (PD) Office Residential Planned Development Overlay District to its new classification of I-1 (PD) Light Industrial Planned Development Overlay District.

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

SECTION I: The zoning classification of the Property located at 201 Sycamore St. in the City of Brookville, including parcels C05 00114 0001, C05 00114 0002, C05 00203 0033 and C05 00203 0041, being further described in Exhibit "A" attached hereto and incorporated herein by reference, is hereby amended from its present zoning classification of OR (PD) Office Residential Planned Development Overlay District to the new classification of I-1 (PD) Light Industrial Planned Development Overlay District

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 _____ 2021.

ATTEST:

Kimberly Duncan, Clerk

Charles Letner, Mayor

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Kimberly Duncan, Clerk

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 2021-03 Passed , 20

EXHIBIT "A"

The real property located at 201 Sycamore Street, Brookville, Ohio and further described in the attached plat of survey and legal description dated January 3, 2017 and prepared by Luis G. Rancho & Associates, Inc.

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. _____ Passed _____, 20____

13-00000
(13-00000) 2, 4, 2001 0000
P.O.C.

LAKOTA, J. & NANCY FLOTT
 R. DICK 18-07756/2
 05:14 AC. (DICK)
 SUM. 2014-0212
 FO 005 60283 0024

SYCAMORE STREET (S. R/V.)

McKINLEY STREET
(51' R/W)

N 55°42'20" W 146.35'

1,7889 ACRES TOTAL

[illegible]

071 OF 56000-2
4 WYVA 1007-22 0000
2478 AC (211)
544 2052-001
40 205 1014 001 003

BASS (P. MARIANO)
 43 YEARS OLD FOR THE LAST TIME
 BORN 12-24-1941, OF THE SAME STREET FROM
 THE SCHOOL, HIS BIRTH 2201-5071 AND
 A NUMBER 12-24-1941.

PERINAT INFORMATION:

DEEDS: AS SHOWN HEREIN
MAY BE

SURVEY AS SHOWN HEREON

OCCUPATION STATEMENT:
OCCUPATION CONVENTIONALLY FITS
SUPPORTED LIVES UNLESS SHOWN
OTHERWISE HEREON.

6216

THIS SURVEY PREPARED WITHOUT THE
BENEFIT OF A CURRENT FILE SEARCH
REPORT OR COMMITMENT

DISTANCE IN (PARADISES) = OECD
CALL DISTANCE

CERTIFICATION TO:

1. ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE BY THE NATIONAL ARCHIVES AND RECORDS ADMINISTRATION. ALL INFORMATION IS TO BE KEPT AS IS.


 LUIS Q. RASCO
 REGISTERED SURVIVOR OF CIVIL WAR 5291



CITY OF BROOKLYN

VICTIMTY MA

NONUMENTATION LEGEND		
□	COLLOCATION	ADDITIONAL
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OFF OF MONTANA
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LGR

LEE C. FLETCHER & ASSOC. INC.
 2000 N. 12TH AVE. SUITE 100
 JOHNSON CITY, NY 13790
 518/486-1111 FAX 518/486-1112

DATE: 11/11/11 PAGE: 11

726 807 126-104

STY TONER

Figure 1



LUIS G. RIANCHO, PS

LUIS G. RIANCHO & ASSOCIATES, INC.

SURVEYING

GPS SERVICES
HIGHWAY & CONSTRUCTION STAKING
BOUNDARY & TOPOGRAPHIC SURVEYS

140 W. WENGER ROAD
ENGLEWOOD, OHIO
45322-2727

TEL (937) 836-1585
FAX (937) 836-9974
Email: lgriancho@woh.rr.com

D16060-1

January 3, 2017

Description of Parcel Combination
Sycamore Street, Brookville, Ohio
Containing 1.7888 Acres

C05 00114 0001
C05 00114 0002
C05 00203 0033 N.S.
C05 00203 0041

Located in the City of Brookville and in the southeast quarter of Section 34, Town 6, Range 4E, County of Montgomery, State of Ohio and being all of a 1.6598 acre tract of land conveyed to Thrush Rentals, LLC by deed recorded in I.R. Deed 12-078559, Parcel I, and being all of a 0.005 acre tract of land conveyed to Thrush Rentals, LLC by deed recorded in I.R. Deed 12-078559, Parcel II, and being all of a 0.26 acre tract of land conveyed to Thrush Rentals, LLC by deed recorded in I.R. Deed 12-078559, Parcel III, and being all of a 0.0832 acre tract of land conveyed to Thrush Rentals, LLC by deed recorded in I.R. Deed 12-069799, all in the Deed Records of Montgomery County, Ohio and being a tract of land described as follows:

commencing at a 1/2" iron pin found at the intersection of the south right-of-way line of Hays Avenue (51' Right-of-Way) with the east right-of-way line of Sycamore Street (51' Right-of-Way), said iron pin being also at the northwest corner of a 0.3607 acre tract of land conveyed to Eric B. Leiber by deed recorded in I.R. Deed 13-076342;

thence in a southerly direction with the east line of said Sycamore Street, South thirty degrees forty-two minutes twenty seconds (30° 42' 20") East for two hundred seventy-seven and 35/100 (277.35) feet to a 5/8" iron pin capped "LGR" found at the southwest corner of a 0.0142 acre tract of land conveyed to Geve Properties, LLC by deed recorded in I.R. Deed 09-034669, Parcel III and the **TRUE POINT OF BEGINNING**;

thence in an easterly direction with the south line of said 0.0142 acre Geve Properties, LLC land, North sixty degrees fourteen minutes thirty-one seconds (60° 14' 31") East for two hundred six and 76/100 (206.76) feet to a 5/8" iron pin capped "LGR" found at the southeast corner of said 0.0142 acre Geve Properties, LLC land;

Continued on Page 2

D16060-1
Desc. of 1.7888 Acres
Sycamore Street
Brookville, Ohio

-2-

01/03/17

thence in a northerly direction with the east line of said 0.0142 acre Geve Properties, LLC land and with the east line of a 0.489 acre tract of land conveyed to Geve Properties, LLC by deed recorded in I.R. Deed 09-034669, Parcel I and with the east line of a 0.0758 acre tract of land conveyed to Geve Properties, LLC by deed recorded in I.R. Deed 09-034669, Parcel II, North thirty degrees twenty-two minutes fifty-five seconds (30° 22' 55") West, passing axes found at three and 00/100 (3.00) feet and at one hundred six and 76/100 (106.76) feet, for a total distance of one hundred twenty-two and 76/100 (122.76) feet to an iron pin set in the south line of a 0.534 acre tract of land conveyed to Darrell L., Jr. & Nancy Flory by deed recorded in I.R. Deed 16-027502;

thence in an easterly direction with the south line of said Flory land, North fifty-nine degrees thirty-three minutes twenty-five seconds (59° 33' 25") East for eighty-six and 18/100 (86.18) feet to a 5/8" iron pin capped "SCHRAM" found at the southeast corner of said Flory land, said iron pin being also in the southerly line of a 7.59 acre tract of land conveyed to Village of Brookville, Ohio by deed recorded in Micro 93-0118D06;

thence in a southeasterly direction with the southerly line of said Village of Brookville land, South sixty-two degrees forty-two minutes forty-six seconds (62° 42' 46") East for three hundred twenty-five and 06/100 (325.06) feet to a 5/8" iron pin capped "SCHRAM" found at the northeast corner of a 0.163 acre tract of land conveyed to City of Brookville by deed recorded in I.R. Deed 03-165797;

thence in a southwesterly direction with the northerly line of said 0.163 acre City of Brookville land, South forty-five degrees forty-four minutes thirteen seconds (45° 44' 13") West for sixty-five and 32/100 (65.32) feet to a 5/8" iron pin capped "SCHRAM" found at the northwest corner of said 0.163 acre City of Brookville land, said iron pin being also in the easterly line of a 1.839 acre tract of land conveyed to City of Brookville by deed recorded in I.R. Deed 03-085244;

thence in a northwesterly direction with the easterly line of said 1.839 acre City of Brookville land, North sixty-two degrees forty-two minutes forty-six seconds (62° 42' 46") West for twenty and 00/100 (20.00) feet to a 1/2" iron pipe found at the northeast corner of said 1.839 acre City of Brookville land;

thence in a westerly direction with the north line of said 1.839 acre City of Brookville land and with the north line of a 0.878 acre tract of land conveyed to City of Brookville by deed recorded in I.R. Deed 03-085246, South sixty degrees thirty-four minutes zero

Continued on Page 3

D16060-1
Desc. of 1.7888 Acres
Sycamore Street
Brookville, Ohio

-3-

01/03/17

seconds (60° 34' 00") West for three hundred ninety-one and 89/10 (391.89) feet to a 5/8" iron pin capped "SCHRAM" found at the northwest corner of said 0.878 acre City of Brookville land, said iron pin being also in the east right-of-way line of said Sycamore Street;

thence in a northerly direction with the east right-of-way line of said Sycamore Street, North thirty degrees forty-two minutes twenty seconds (30° 42' 20") West for one hundred forty-six and 35/100 (146.35) feet returning to the **TRUE POINT OF BEGINNING**, containing 1.7888 acres more or less and subject to all legal highways, easements, restrictions and agreements of record, according to a survey of said premises by Luis G. Riancho, Registered Surveyor, State of Ohio #5287, dated December 2016.

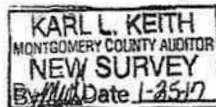
Note: basis of bearing is North thirty degrees forty-two minutes twenty seconds (30° 42' 20") West for the easterly right-of-way line of Sycamore Street by deed recorded in Instrument Record Number Deed-03-085246.

Note: All deeds referenced are recorded in the Deed Records of Montgomery County, Ohio and all plats referenced are recorded in the Plat Records of Montgomery County, Ohio.

Note: All iron pins set are #5 rebars, capped and stamped "LGR & ASSOC, ENGLEWOOD, OHIO".

Note: A Plat of Survey is recorded with the Montgomery County Engineer's Office Record of Land Surveys Volume 2017 Page 0001.

PAUL W. GRUNER, P.E., P.S.
MONTGOMERY COUNTY ENGINEER
APPROVED FOR POINT OF BEGINNING,
ACREAGE AND CLOSURE ONLY
DATE 1/23/17 FILE NO. 2017-0001
BY Wayne B. Tol



A handwritten signature of Luis G. Riancho.

Luis G. Riancho
Registered Surveyor
State of Ohio #5287

Date 1/23/17



RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 2021-05 Passed, 20

AN ORDINANCE AMENDING SECTION 1123.03(b)(2) and 1125.03(b)(2) OF THE CODE OF ORDINANCES OF THE CITY OF BROOKVILLE, OHIO.

WHEREAS, Section 1123.03(b)(2) and 1125.03(b)(2) of the Code of Ordinances establish the required rear yard for the R-1B and R-1C zoning districts in the City of Brookville; and

WHEREAS, the Planning Commission and City Council desire to amend the zoning code to modify the required rear yard depth for the R-1B and R-1C zoning districts in the City of Brookville to permit larger single family residential structures to be built on these lots; and

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

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

SECTION I: Section 1123.03(b)(2) is hereby amended to provide the following:

(b) Minimum rear yard depth 35 feet

SECTION II: Section 1125.03(b)(2) is hereby amended to provide the following:

(c) Minimum rear yard depth 30 feet

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

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

PASSED this day of 2021.

ATTEST:

Kimberly Duncan, Clerk

Charles Letner, Mayor

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 2021-05 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. 2021-05, passed by the Council of the City of Brookville, Ohio, on the day of 2021.

Kimberly Duncan, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 2021-05 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 2021, to the day of 2021, both days inclusive.

Kimberly Duncan, Clerk

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 2021-06 Passed, 20

AN ORDINANCE AMENDING SECTIONS 1157.01 AND 1157.10 OF THE CODE OF ORDINANCES OF THE CITY OF BROOKVILLE, OHIO TO REGULATE SOLAR ENERGY EQUIPMENT.

WHEREAS, Section 1157.10 of the Code of Ordinances regulates solar energy equipment in the City of Brookville; and

WHEREAS, the Planning Commission and City Council desire to amend the zoning code to amend regulations regarding solar energy equipment in the City of Brookville; and

WHEREAS, this Ordinance amends Section 1157.10 of the Code of Ordinances to modify regulations regarding solar energy equipment within the City of Brookville, and amends Section 1157.01 to include solar energy systems as a permitted accessory use subject to the provisions of Section 1157.10 as amended.

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

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

SECTION I: Section 1157.10 is hereby amended and replaced to provide new and amended regulations regarding solar energy equipment in the City of Brookville. The amended Section 1157.10 is set forth in Exhibit "A" attached hereto and incorporated herein by reference and is hereby approved.

SECTION II: Section 1157.01 is amended to add solar energy systems as a permitted accessory use in Section 1157.01(l) and existing 1157.01(l) is renumbered to 1157.01(m) as follows:

1157.01(l) Solar Energy Systems subject to the required provisions of Section 1157.10.

1157.01(m) Any other use customarily incidental, related, or subordinate to a residential use.

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

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

PASSED this day of 2021.

ATTEST:

Kimberly Duncan, Clerk

Charles Letner, Mayor

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 2021-06 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. 2021-06, passed by the Council of the City of Brookville, Ohio, on the day of 2021.

Kimberly Duncan, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 2021-06 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 2021, to the day of 2021, both days inclusive.

Kimberly Duncan, Clerk

EXHIBIT "A"

1157.10 Solar Energy Systems

(a) The use of Solar Energy Systems for collection of solar energy to provide electricity, heat, or otherwise provide energy to a residential, commercial, or industrial building is a permitted accessory use subject to the following standards.

(b) General Provisions:

(1) All solar energy systems shall comply with all applicable zoning, building, fire, plumbing and electrical codes of the City of Brookville.

(2) This section shall apply to solar energy systems on private property for use by the property owner and shall not be construed to permit a solar energy farm as a business. A "solar energy farm" is defined as an energy generation facility or area of land principally used to convert solar energy to electricity.

(3) Only commercially produced solar energy systems are permitted. The manufacturer specifications shall be submitted as part of the application for approval.

(b) Ground-Mounted Solar Energy Systems

(1) Ground-mounted solar energy systems shall only be permitted in the rear yard and shall be set back a minimum of 10 feet from all lot lines.

(2) In conservation and residential districts, no ground mounted solar energy system shall exceed six feet in height as measured from the average grade at the base of the system. In commercial and industrial districts, no ground mounted solar energy system shall exceed 25 feet in height, or the maximum height of the building, whichever is less; provided, however, that if the ground mounted solar energy system is located in a rear yard that is adjacent to a residential property or adjacent to a residential zoning district, the maximum height shall be six feet.

(3) Ground-mounted solar energy systems shall be screened from any adjacent lot lines of lots used for residential purposes by a fence, wall, landscaping or combination thereof.

(4) Ground-mounted solar energy systems shall not be positioned so as to reflect sunlight onto neighboring property, public streets or sidewalks, including on any neighboring structures.

(5) The total area of the ground-mounted solar energy system shall not exceed more than fifteen percent (15%) of the rear yard area in residential districts.

(c) Roof-Mounted Solar Energy Systems

(1) Roof-mounted solar panels that are integrated with the surface layer of the roof structure and which resemble common roofing materials may be permitted on any roof surface of a principal building or accessory building.

(2) Roof-mounted solar panels that are separated panels mounted flush with the roof structure may be permitted on any roof surface of a principal building or accessory building that does not face a street. Such panels shall be mounted flush to the roof and not extend vertically from the roof structure more than eight inches.

(3) Solar panels may be mounted on flat roofs provided there is a parapet wall or other architectural feature that screens the view of the panels. Such panels may be mounted at an angle provided they do not extend more than five feet above the roof surface.

(4) All wires and other associated appurtenances related to the solar energy systems shall be installed below the roofline and not visible from the street.

(5) Solar energy systems located on the roof shall provide, as part of their permit application, evidence of design review and structural certification signed by an engineer.

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8084 FORM NO. 30043

Ordinance No. 2021-07 Passed , 20

AN ORDINANCE AMENDING THE DEFINITION OF BUILDING LINE, SETBACK LINE AND YARD IN SECTION 1103.03 OF THE CODE OF ORDINANCES OF THE CITY OF BROOKVILLE, OHIO.

WHEREAS, in Section 1103.03 of the Code of Ordinances, which contains definitions for certain terms in the City of Brookville Zoning Code, sets forth definitions for the terms "Building Line", "Setback Line", and "Yard"; and

WHEREAS, the Planning Commission and City Council desire to amend Section 1103.03 of the Code of Ordinances to modify the definition for the terms "Building Line", "Setback Line" and "Yard"; and

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

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

SECTION I: The definition of the terms "Building Line", "Setback Line, and "Yard" in Section 1103.03 of Code of Ordinances of the City of Brookville is hereby amended 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 2021.

ATTEST:

Kimberly Duncan, Clerk

Charles Letner, Mayor

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Kimberly Duncan, Clerk

EXHIBIT "A"

1103.03 BUILDING LINE: A line parallel to the street right-of-way line or, lot line at the foundation of the principal building and representing the distance which the foundation of the principal building is to be set back from the street right-of-way line, or lot line, except as specified in Chapter 1153.

1103.03 SETBACK LINE: The line that is the required minimum distance from the street right-of-way line, or any other lot line and the foundation of the principal building that establishes the area within which the foundation of the principal building must be erected or placed.

1103.03 YARD: A required open space unoccupied and unobstructed by the foundation of a principal building. Other structural elements of a principal building above the foundation at ground level may extend into a yard. Accessory buildings may be located in the yard as permitted in Chapter 1157.

YARD, FRONT:

(a) Front Yard: An open space extending the full width of the lot between the foundation of the principal building at the ground level and the front lot line.

(b) Front Yard (Least Depth): The shortest distance, measured horizontally, between the foundation of the principal building and the front lot line.

(c) Front Yard (Least Depth) The depth shall be measured from the right-of-way line of the existing street or proposed street on which the lot fronts.

YARD, REAR:

(a) Rear Yard: An open space extending the full width of the lot between the foundation of the principal building at the ground level and the rear lot line.

(b) Rear Yard (Least Depth) The average distance measured horizontally between the foundation of the principal building and the nearest rear lot line.

YARD, SIDE

(a) Side Yard: An open space extending from the front yard to the rear yard between the foundation of the principal building and the nearest side lot line.

(b) Side Yard (Least Width): The shortest distance, measured horizontally, between the foundation of the principal building and the nearest side lot line.

(c) Side Yard (Least Width, How Measured): Such width shall be measured from the nearest side lot line and the foundation of the principal building. On a corner lot when the side lot line is a side street lot line, the required side yard shall be the same as the required front yard of the lot adjacent thereto.

No. **RESOLUTION NO. 21-09**

Passed

Yr.

A RESOLUTION ESTABLISHING THE LOCAL FISCAL RECOVERY FUND (B12) AND AUTHORIZING THE FINANCE DIRECTOR TO MAINTAIN REQUIRED BOOKS AND RECORDS TO EVIDENCE PAYMENTS INTO AND WITHDRAWALS FROM SAID FUND.

WHEREAS, on March 11, 2021, The American Rescue Plan of 2021 ("ARP"), a \$1.9 trillion COVID-19 economic stimulus package, was signed into law; and

WHEREAS, ARP will provide \$350 billion in additional funding to state and local governments; and

WHEREAS, the City of Brookville expects to receive ARP funds in the very near future; and

WHEREAS, the Ohio Auditor of State recommends government entities receiving said funds clearly document expenditures and withdrawals relative to the use of ARP funds; and

WHEREAS, in order to appropriately account for the deposit(s) and withdrawal(s) of ARP funds, the Finance Director recommends establishment of the "Local Fiscal Recovery Fund", designated Fund B12.

NOW, THEREFORE, Be It Resolved by the Council of the City of Brookville, State of Ohio, that:

SECTION I: That the "Local Fiscal Recovery Fund: is hereby established and is designated "Fund B12".

SECTION II: That the Finance Director is hereby authorized and directed to utilize said Fund and to maintain required books and records necessary to evidence deposits into and withdrawals and disbursements from said Fund.

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

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. 21-09 passed by the Council of the City of Brookville, Ohio, on the _____ day of _____ 2021.

Kimberly Duncan, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Resolution No. 21-09 was posted at the City Building, U.S. Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the _____ day of _____ 2021 to the _____ day of _____ 2021, both days inclusive.

Kimberly Duncan, Clerk

No.

RESOLUTION NO. 21-10*Passed*

Yr.

A RESOLUTION AMENDING THE 2021 APPROPRIATIONS, AS SET FORTH BELOW, PURSUANT TO SECTION 5705.40 OF THE OHIO REVISED CODE, AND SECTION 12.35 OF THE OHIO ADMINISTRATIVE CODE AND APPROVING THE AMENDMENT TO THE CERTIFICATE OF ESTIMATED RESOURCES, AS SET FORTH BELOW.

WHEREAS, the Council of the City of Brookville, Ohio approved the 2021 Original Certificate of Estimated Resources and the 2021 Appropriation Resolution; and

WHEREAS, the City of Brookville, Ohio needs to comply with the 2021 Budget; and

WHEREAS, the Finance Director has requested amendment of the Certificate of Estimated Resources and Appropriations for 2021.

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

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

<u>FUND</u>	<u>ACTION</u>	<u>AMOUNT</u>
Street Fund	Increase	\$ 7,354.54
Park Fund	Increase	\$ 11,000.00
Capital Improvement Funds	Increase	\$ 75,000.00
Water Fund	Increase	\$ 12,000.00
Sewer Fund	Increase	\$ 12,000.00
Refuse Fund	Increase	\$ 2,000.00

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

<u>AMOUNT</u>	<u>LINE ITEM</u>	<u>FUND</u>
\$ 25,000.00	B01-06B3-2346	Street Fund
\$ 7,354.54	B16-09A1-2719	FEMA Fund
\$ 25,000.00	E01-05C2-2346	Water Fund
\$ 15,000.00	E08-05C5-2346	Stormwater Fund

SECTION III: That the following transfers are approved:

<u>AMOUNT</u>	<u>FROM</u>	<u>TO</u>
\$ 7,354.54	B16-09A1-2719	B01-J100-1910
\$ 100,000.00	A01-07A2-2712	B01-I100-1920

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

PASSED this _____ day of _____ 2021.

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. 21-10 passed by the Council of the City of Brookville, Ohio, on the _____ day of _____ 2021.

Kimberly Duncan, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Resolution No. 21-10 was posted at the City Building, U.S. Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the _____ day of _____ 2021 to the _____ day of _____ 2021, both days inclusive.

Kimberly Duncan, Clerk