



CITY COUNCIL REGULAR MEETING AGENDA

Monday, June 10, 2024 at 7:00 PM

15 East Franklin Street Bellbrook, Ohio 45305
T (937) 848-4666 | www.cityofbellbrook.org

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **APPROVAL OF THE MINUTES**
 - A. Approval of the May 13, 2024 Regular City Council Meeting minutes
5. **MAYOR'S ANNOUNCEMENTS AND SPECIAL GUEST**
6. **CITIZEN COMMENTS**
7. **CITIZENS REGISTERED TO SPEAK ON AGENDA ITEMS**
8. **PUBLIC HEARING OF PROPOSED ORDINANCES**
 - A. Ordinance 2024-O-8 AN ORDINANCE TO PROCEED TO LEVY AN ADDITIONAL TAX IN EXCESS OF THE TEN-MILL LIMITATION, PURSUANT TO OHIO REVISED CODE SECTION 5705.19 AND SUBSECTION 5705.19(JJ), AS AMENDED, FOR ALL PURPOSES DESCRIBED IN SUBSECTIONS 5705.19(I) AND (J) OF THE OHIO REVISED CODE, WHICH LEVY SHALL BE TWO AND TWO TENTHS (2.2) MILLS AND SHALL RUN FOR A CONTINUING PERIOD OF TIME PURSUANT TO OHIO REVISED CODE SECTION 5705.19, AND DECLARING THAT THE QUESTION OF THE ADDITIONAL TAX LEVY BE SUBMITTED TO THE ELECTORS AT THE ELECTION TO BE HELD NOVEMBER 5, 2024. (Harding)
9. **INTRODUCTIONS OF ORDINANCES**
 - A. Ordinance 2024-O-9 AMENDING ORDINANCE 2023-O-6 BY MAKING SUPPLEMENTAL APPROPRIATIONS FOR EXPENSES OF THE CITY OF BELLBROOK FOR THE PERIOD BEGINNING JANUARY 1, 2024 AND ENDING DECEMBER 31, 2024, AND DECLARING AN EMERGENCY (Cyphers)
10. **ADOPTION OF RESOLUTIONS**
 - A. Resolution 2024-R-15 AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS TO COVER THE COSTS OF VARIOUS GOODS AND SERVICES ORDERED FOR CITY OPERATIONS AND TO MAKE PAYMENT ON INVOICES WITH A THEN AND NOW CERTIFICATE (Greenwood)
11. **OLD BUSINESS**
 - A. Review of Charter Articles V - VII
12. **NEW BUSINESS**
13. **CITY MANAGER'S REPORT**
14. **COMMITTEE REPORTS**
 - A. Safety Committee
 - B. Service Committee
 - C. Finance/Audit Committee
 - D. Community Affairs Committee
15. **CITY OFFICIAL COMMENTS**
16. **EXECUTIVE SESSION**
17. **ADJOURNMENT**

File Attachments for Item:

A. Approval of the May 13, 2024 Regular City Council Meeting minutes

RECORD OF PROCEEDINGS

Bellbrook City Council Meeting

May 13, 2024

Item A. Section 4, Item

1. CALL TO ORDER

Deputy Mayor Havens called the Regular Meeting of the Bellbrook City Council to order at 7:00pm

2. PLEDGE OF ALLEGIANCE

Deputy Mayor Havens led the Council in the Pledge of Allegiance.

3. ROLL CALL

PRESENT

Mr. Logan Ashley
Mrs. Katherine Cyphers
Mr. Forrest Greenwood
Mr. Brady Harding
Mr. Ernie Havens

ABSENT

Mr. T.J. Hoke
Mayor Mike Schweller

Motion to excuse the absence of T.J. Hoke and Mayor Schweller

Motion made by Mr. Harding, Seconded by Mrs. Cyphers.

Voting Yea: Mr. Ashley, Mrs. Cyphers, Mr. Greenwood, Mr. Harding, Mr. Havens

Motion Carries

4. APPROVAL OF THE MINUTES

A. Approval of the April 22, 2024, Regular City Council Meeting Minutes.

Deputy Mayor Havens asked if anyone had comments or corrections to the minutes of the April 22, 2024, meeting. Hearing none, the minutes were declared to be approved.

5. MAYOR'S ANNOUNCEMENTS AND SPECIAL GUEST

A. Recognition and Celebration of Jerry Burgan's Retirement After More Than 37 Years Service to Bellbrook.

Ryan Pasley, Mr. Schommer, and Deputy Mayor Havens thanked Jerry Burgan for his many years of service to the City of Bellbrook. Mr. Burgan was presented with the key to the city.

6. CITIZEN COMMENTS

None

RECORD OF PROCEEDINGS

Bellbrook City Council Meeting

May 13, 2024

Item A. Section 4, Item

7. CITIZENS REGISTERED TO SPEAK ON AGENDA ITEMS

Two citizens registered to speak on Ordinance 2024-O-4 & Ordinance 2024-O-5, and will speak during the public hearing.

8. PUBLIC HEARING OF PROPOSED ORDINANCES

A. **Ordinance 2024-O-4**: APPROVING THE APPLICATION TO CREATE A COMMUNITY ENTERTAINMENT DISTRICT FOR DOWNTOWN BELLBROOK (Deputy Mayor Havens)

Deputy Mayor Havens opened the Public Hearing at 7:20pm

Mr. Foster explained a community entertainment district (CED). He noted it was a boundary area that includes or will include a combination of entertainment retail, education, sporting, social, cultural, or arts establishments within the district. He noted it is not a DORA. The CED will be an economic development tool for the city. Provided requirements of the "CED" application.

Deputy Mayor Havens asked if there was anyone present wishing to speak for or against the Ordinance.

Mr. Brian Wentzel 1923 Sugar Maple Place spoke in favor of the Ordinance. Recommended more transportation and walkway options for residents due to the increase of foot traffic into the are.

Ms. Meredith Brinegar 2221 Ivy Crest Dr spoke in favor of the Ordinance on more restaurants, noting that is what the community has asked for. She thanked Mr. Foster for all the details.

Ms. Jenn LeClaire 3408 Pavilion Lane spoke in favor of the Ordinance.

Deputy Mayor Havens asked if anyone else wished to speak for or against the Ordinance. Hearing none, he closed the public hearing at 7:30

Motion to adopt Ordinance 2024-O-4

Motion made by Mr. Ashley, Seconded by Mrs. Cyphers.

Voting Yea: Mr. Ashley, Mrs. Cyphers, Mr. Greenwood, Mr. Harding, Mr. Havens

Motion Carries

B. **Ordinance 2024-O-5**: APPROVING THE APPLICATION TO CREATE A COMMUNITY ENTERTAINMENT DISTRICT FOR THE WEST BUSINESS DISTRICT OF BELLBROOK (Ashley)

Deputy Mayor Havens opened the Public Hearing at 7:33

RECORD OF PROCEEDINGS

Bellbrook City Council Meeting

May 13, 2024

Item A. Section 4, Item

Mr. Foster stated the information was the same as the previous, just establishing a CED in a different area of the City. He explained that the applicant, Treig LLC, is very excited as it will allow the business to attract more attractive tenants.

Deputy Mayor Havens asked if any wished to speak for or against the Ordinance, and hearing none, he closed the public hearing at 7:35

Motion to adopt Ordinance 2024-O-5

Motion made by Mrs. Cyphers, Seconded by Mr. Ashley.

Voting Yea: Mr. Ashley, Mrs. Cyphers, Mr. Greenwood, Mr. Harding, Mr. Havens

Motion Carries

- C. **Ordinance 2024-O-6**: REPEALING TITLE FOUR “ZONING” OF PART TWELVE “PLANNING AND ZONING CODE” OF THE BELLBROOK MUNICIPAL CODE IN ITS ENTIRETY AND ENACTING A NEW TITLE FOUR “ZONING” OF PART TWELVE “PLANNING AND ZONING CODE” OF THE BELLBROOK MUNICIPAL CODE (Greenwood)

Deputy Mayor Havens opened the Public Hearing at 7:40

Deputy Mayor Havens asked if anyone present wished to speak for or against the Ordinance.

Ms. Meredith Brinegar of 2221 Ivy Crest Dr spoke in favor of the revisions related to the accessory dwelling units.

Mrs. Cyphers asked why Planned Residential zoning was excluded for the auxiliary dwelling unit section. It was discussed and determined there was a desire to amend the Ordinance to make the correction.

Deputy Mayor Havens if anyone else wished to speak for or against the Ordinance, and hearing none closed the public hearing at 8:04

Motion to amend Introduced Ordinance 2024-O-6 to add PD-1 to Article 5 Section 5.02 (7)(d) in the last line to read “... (600) square feet in the PD-1, R-1A, and R-1B Zoning Districts.”

Motion made by Mrs. Cyphers, Seconded by Mr. Greenwood.

Voting Yea: Mr. Ashley, Mrs. Cyphers, Mr. Greenwood, Mr. Harding, Mr. Havens

Motion Carries

Motion to adopt Ordinance 2024-O-6

Motion made by Mr. Greenwood, Seconded by Mrs. Cyphers.

Voting Yea: Mr. Ashley, Mrs. Cyphers, Mr. Greenwood, Mr. Harding, Mr. Havens

Motion Carries

RECORD OF PROCEEDINGS

Bellbrook City Council Meeting

May 13, 2024

Item A. Section 4, Item

9. INTRODUCTIONS OF ORDINANCES

- A. **Ordinance No. 2024-O-7**: AUTHORIZING THE CITY MANAGER TO SUBMIT THE TAX BUDGET FOR FISCAL YEAR 2025 TO THE GREENE COUNTY AUDITOR, AND DECLARING AN EMERGENCY(Cyphers)

Mr. Schommer explained the Ordinance is to submit the annual tax budget to Greene County for certification and authority for receipt of Local government Funds from the State of Ohio. This is the first step of the 2025 budget.

He also noted the budget shows the need for a significant subsidy for public safety in order to remain balanced; however, the fund balance of the Police Fund will be exhausted, and the Fire Fund significantly reduced.

Motion to Introduce Ordinance 2024-O-7

Motion made by Mrs. Cyphers, Seconded by Mr. Greenwood.

Voting Yea: Mr. Ashley, Mrs. Cyphers, Mr. Greenwood, Mr. Harding, Mr. Havens

Motion Carries

10. ADOPTION OF RESOLUTIONS

- A. **Resolution 2024-R-12**: DETERMINING IT NECESSARY TO PROCEED WITH SUBMITTING THE QUESTION OF LEVYING AN ADDITIONAL TAX IN EXCESS OF THE TEN-MILL LIMITATION TO THE ELECTORS OF THE CITY, PURSUANT TO OHIO REVISED CODE SECTION 5705.19 AND SUBSECTION 5705.19(JJ), AS AMENDED, WHICH LEVY SHALL BE TWO AND TWO TENTHS (2.2) MILLS AND SHALL RUN FOR A CONTINUING PERIOD OF TIME PURSUANT TO OHIO REVISED CODE SECTION 5705.19, AND REQUESTING THE COUNTY AUDITOR TO CERTIFY MATTERS IN CONNECTION THEREWITH (Harding)

Mr. Schommer explained the resolution of necessity is to state the need for consideration of additional millage and to have that number certified by the County Auditor. He noted details of the revenue shortfall for public safety was discussed as part of the budget process and going into the 2025 budget preparation there is a need to address the funds. He provided details on opportunities to maintain current service levels or make reductions as needed.

Motion to adopt Resolution 2024-R-12

Motion made by Mr. Harding, Seconded by Mrs. Cyphers.

Voting Yea: Mr. Ashley, Mrs. Cyphers, Mr. Greenwood, Mr. Harding, Mr. Havens

Motion Carries

11. OLD BUSINESS

- A. Dissemination of master priorities list rankings.

RECORD OF PROCEEDINGS

Bellbrook City Council Meeting

May 13, 2024

Item A. Section 4, Item

Mr. Schommer distributed the ranked list of priorities submitted by the Council. He noted Council can review and bring back for discussion and implementation.

12. NEW BUSINESS

None

13. CITY MANAGER'S REPORT

Mr. Schommer provided updates on several topics to include:

The EV Charging station grant applied for to be placed at the library has been accepted for federal funding, and MVRPPC will be bidding out the project this week.

The Main and Franklin Improvements Project is scheduled to start May 20. The first steps will be excavation for installation of new curbing and crosswalks; however, there will be no closures of the roadway.

The Walnut Street drainage project design plans are complete and will be reviewed by the Service Department to begin scheduling construction of the new storm water drain system.

The on-site audit has been completed, and there were no issues. The auditors will be completing their reports as well as finalization of the Financial Report to be submitted to the State Auditor.

14. COMMITTEE REPORTS

A. Safety Committee

Mr. Ashley spoke on Fire achieving gold level recognition for 2023 through Lexipol, and had been for four consecutive years winning this award.

B. Service Committee

Mr. Greenwood spoke on the crosswalk work starting soon.

C. Finance/Audit Committee

None

D. Community Affairs Committee

None

RECORD OF PROCEEDINGS

Bellbrook City Council Meeting

May 13, 2024

Item A. Section 4, Item

15. CITY OFFICIAL COMMENTS

Mr. Ashley spoke about the briefing at the EPA meeting.

Mr. Greenwood mentioned the water in Bellbrook well field protection is safe and Tom's Mulch is under regulation from the EPA. He also offered congratulations to Jerry Burgan on his retirement.

Mr. Harding asked about the crosswalk at Dots since more crossing pedestrians at Blueberry Café and concerned people were crossing unsafely. Mr. Schommer spoke on the pedestrian signs and lights at crosswalks which will be finished by ODOT in the upcoming week.

Deputy Mayor Havens spoke on the crosswalk at Dots and parking at other businesses downtown and looks forward to the safety improvements.

16. EXECUTIVE SESSION

17. ADJOURNMENT

Hearing no further business coming before the Council, Deputy Mayor Havens declared the meeting adjourned at 8:45pm

Ernie Havens, Deputy Mayor

Robert Schommer, Clerk of Council

File Attachments for Item:

A. Ordinance 2024-O-8 AN ORDINANCE TO PROCEED TO LEVY AN ADDITIONAL TAX IN EXCESS OF THE TEN-MILL LIMITATION, PURSUANT TO OHIO REVISED CODE SECTION 5705.19 AND SUBSECTION 5705.19(JJ), AS AMENDED, FOR ALL PURPOSES DESCRIBED IN SUBSECTIONS 5705.19(I) AND (J) OF THE OHIO REVISED CODE, WHICH LEVY SHALL BE TWO AND TWO TENTHS (2.2) MILLS AND SHALL RUN FOR A CONTINUING PERIOD OF TIME PURSUANT TO OHIO REVISED CODE SECTION 5705.19, AND DECLARING THAT THE QUESTION OF THE ADDITIONAL TAX LEVY BE SUBMITTED TO THE ELECTORS AT THE ELECTION TO BE HELD NOVEMBER 5, 2024. (Harding)

RECORD OF ORDINANCES

Item A. Section 8, Item

Ordinance No. 2024-O-8

June 10, 2024

City of Bellbrook State of Ohio

Ordinance No. 2024-O-8

AN ORDINANCE TO PROCEED TO LEVY AN ADDITIONAL TAX IN EXCESS OF THE TEN-MILL LIMITATION, PURSUANT TO OHIO REVISED CODE SECTION 5705.19 AND SUBSECTION 5705.19(JJ), AS AMENDED, FOR ALL PURPOSES DESCRIBED IN SUBSECTIONS 5705.19(I) AND (J) OF THE OHIO REVISED CODE, WHICH LEVY SHALL BE TWO AND TWO TENTHS (2.2) MILLS AND SHALL RUN FOR A CONTINUING PERIOD OF TIME PURSUANT TO OHIO REVISED CODE SECTION 5705.19, AND DECLARING THAT THE QUESTION OF THE ADDITIONAL TAX LEVY BE SUBMITTED TO THE ELECTORS AT THE ELECTION TO BE HELD NOVEMBER 5, 2024.

WHEREAS, City Staff have carefully reviewed the status of the City's funds and projected expenses and have determined that there is a need for additional funding, pursuant to Ohio Revised Code Section 5705.19(JJ), for the purpose of providing and maintaining fire apparatus, mechanical resuscitators, underwater rescue and recovery equipment, or other fire equipment and appliances, buildings and sites therefor, or sources of water supply and materials therefor, for the establishment and maintenance of lines of fire-alarm communications, for the payment of firefighting companies or permanent, part-time, or volunteer firefighting, emergency medical service, administrative, or communications personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.34 of the Revised Code, for the purchase of ambulance equipment, for the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company, or for the payment of related costs, and/or for providing and maintaining motor vehicles, communications, other equipment, buildings, and sites for such buildings used directly in the operation of the police department, for the payment of salaries of permanent or part-time police, communications, or administrative personnel to operate the same, including the payment of any employer contributions required for such personnel pursuant to section 145.48 or 742.33 of the Revised Code, for the provision of ambulance or emergency medical services operated by a police department, or for the payment of other related costs, upon the entire territory of the City of Bellbrook, at a rate not exceeding Two and Two Tenths (2.2) Mills for each \$1 of taxable value, which amounts to \$77.00 for each \$100,000.00 of the county auditor's appraised value, for a continuing period of time; and

WHEREAS, it is in the best interest of the City's residents, and their health, safety, and welfare, that the City has adequate funding for its efficient operation; and

WHEREAS, City Staff have recommended that the City seek additional funding in the form of a tax levy, pursuant to Ohio Revised Code Section 5705.19(JJ), for the purposes described in Ohio Revised Code Section 5705.19(I) and (J); and

WHEREAS, after considering the recommendations of City Staff, this Council heretofore determined the necessity of levying an additional tax in excess of the ten-mill limitation for the benefit of the City and for the purposes described herein.

NOW, THEREFORE, TWO-THIRDS OF ALL MEMBERS OF COUNCIL OF THE CITY OF BELLBROOK CONCUR AND HEREBY ORDAINS:

RECORD OF ORDINANCES

Item A. Section 8, Item

Ordinance No. 2024-O-8

June 10, 2024

Section 1. Council has received certification issued by the County Auditor for Greene County, Ohio, pursuant to Ohio Revised Code Section 5705.03, as amended.

Section 2. The amount of taxes which may be raised within the ten-mill limitation will be insufficient to provide an adequate amount for the necessary requirements of the City of Bellbrook.

Section 3. Pursuant to Ohio Revised Code Section 5705.19(JJ), as amended, it is necessary to levy an additional tax in excess of the ten-mill limitation, for the purpose of providing and maintaining fire apparatus, mechanical resuscitators, underwater rescue and recovery equipment, or other fire equipment and appliances, buildings and sites therefor, or sources of water supply and materials therefor, for the establishment and maintenance of lines of fire-alarm communications, for the payment of firefighting companies or permanent, part-time, or volunteer firefighting, emergency medical service, administrative, or communications personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.34 of the Revised Code, for the purchase of ambulance equipment, for the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company, or for the payment of related costs, and/or for providing and maintaining motor vehicles, communications, other equipment, buildings, and sites for such buildings used directly in the operation of the police department, for the payment of salaries of permanent or part-time police, communications, or administrative personnel to operate the same, including the payment of any employer contributions required for such personnel pursuant to section 145.48 or 742.33 of the Revised Code, for the provision of ambulance or emergency medical services operated by a police department, or for the payment of other related costs, upon the entire territory of the City of Bellbrook, at a rate not exceeding Two and Two Tenths (2.2) Mills for each \$1 of taxable value, which amounts to \$77.00 for each \$100,000.00 of the county auditor's appraised value, for a continuing period of time.

Section 4. The City of Bellbrook will proceed with the submission of the question of the additional tax to the electors. Said levy shall be submitted to the electors of this City at the election to be held on Tuesday, November 5, 2024, and at the regular place or places of voting within this City as established by the Board of Elections of Greene County, Ohio during the election hours established by state law or by said Board of Elections.

Section 5. This ballot measure shall be submitted to voters in the entire territory of the City of Bellbrook, and the entire territory of the City of Bellbrook is located within Greene County, Ohio.

Section 6. The form of the ballot to be used at said election shall be substantially as follows:

PROPOSED ADDITIONAL TAX LEVY

CITY OF BELLBROOK, OHIO

A majority affirmative vote is necessary for passage

An additional tax for the benefit of the City of Bellbrook, pursuant to Ohio Revised Code Section 5705.19(JJ), as amended, for the purpose of providing and maintaining fire apparatus, mechanical resuscitators, underwater rescue and recovery equipment, or other fire equipment and appliances, buildings and sites therefor, or sources of water supply and materials therefor, for the establishment and maintenance of lines of fire-alarm

RECORD OF ORDINANCES

Ordinance No. 2024-O-8

June 10, 2024

communications, for the payment of firefighting companies or permanent, part-time, or volunteer firefighting, emergency medical service, administrative, or communications personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.34 of the Revised Code, for the purchase of ambulance equipment, for the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company, or for the payment of related costs, and/or for providing and maintaining motor vehicles, communications, other equipment, buildings, and sites for such buildings used directly in the operation of the police department, for the payment of salaries of permanent or part-time police, communications, or administrative personnel to operate the same, including the payment of any employer contributions required for such personnel pursuant to section 145.48 or 742.33 of the Revised Code, for the provision of ambulance or emergency medical services operated by a police department, or for the payment of other related costs, at a rate not to exceed two and two tenths (2.2) mills for each \$1 of taxable value, which amounts to \$77.00 for each \$100,000.00 of the county auditor's appraised value, for a continuing period of time, beginning in the year 2024 and first due and collectable in the calendar year 2025.

	FOR THE TAX
	AGAINST THE TAX

Section 7. Said levy shall be placed upon the tax list and duplicate of the then current year of 2024 (the proceeds of which levy first would be available for collection in the calendar year of 2025), if a majority of the qualified electors of this City voting thereon vote in favor thereof.

Section 8. The Clerk of Council is hereby directed to certify a copy of this Ordinance, together with a copy of the county auditor's certification(s) and the Resolution adopted by the City of Bellbrook pursuant to Ohio Revised Code Section 5705.03(B)(1), to the Board of Elections of Greene County, Ohio, not later than four o'clock (4:00) p.m. on the ninetieth (90th) day before the date of said election and to request that the Board of Elections of Greene County, Ohio, cause notice of the election on the question of levying this additional tax to be given as required by law.

Section 9. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that any and all deliberations of this Council that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including, but not limited to Section 121.22 of the Ohio Revised Code.

Section 10. This Ordinance shall take effect at the earliest time permitted by law.

PASSED BY City Council this ____ day of ____ 2024.

____ Yeas; ____ Nays.

RECORD OF ORDINANCES

Item A. Section 8, Item

Ordinance No. 2024-O-8

June 10, 2024

AUTHENTICATION:

Michael W. Schweller, Mayor

Robert Schommer, Clerk of Council

APPROVED AS TO FORM:

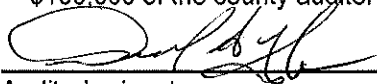
Stephen McHugh, Municipal Attorney

Certificate of Estimated Property Tax Revenue

Use this form when a taxing authority certifies a millage rate and requests the revenue produced by that rate.

The county auditor of Greene County, Ohio, does hereby certify the following:

- On May 16, 2024, the taxing authority of the Bellbrook City (political subdivision name) certified a copy of its resolution or ordinance adopted May 13 2024 requesting the county auditor to certify the current taxable value of the subdivision and the amount of revenue that would be produced by (2.200) mills, to levy a tax outside the 10-mill limitation for purposes pursuant to Revised Code § 5705.19(JJ) to be placed on the ballot at the November 5 2024, election. The levy type is an additional levy
- The property tax revenue that will be produced by the stated millage, assuming the taxable value of the subdivision remains constant throughout the life of the levy, is calculated to be \$ 610,000.
- The total taxable value of the subdivision used in calculating the estimated property tax revenue is \$ 277,362,950.
- The millage for the requested levy is (2.200) mills per \$1 of taxable value, which amounts to \$ 77 for each \$100,000 of the county auditor's appraised value.


Auditor's signature

May 16, 2024
Date

Instructions

- "Total taxable value" includes the taxable value of all real property in the subdivision as indicated on the tax list most recently certified for collection and estimates of the taxable value of public utility personal property for the first year the levy will be collected as set forth on the worksheets prescribed in conjunction with this form. If the subdivision is located in more than one county, the home county auditor (where the greatest taxable value of the subdivision is located) shall obtain the assistance of the other county auditors to establish the total tax valuation of the subdivision.
- For purposes of this certification, "subdivision" includes any agency, board, commission or other authority authorized to request a taxing authority to submit a tax levy on its behalf. See R.C. 5705.01(A) & (C).
- "Levy type" includes the following: (1) additional, (2) renewal, (3) renewal with an increase, (4) renewal with a decrease, (5) replacement, (6) replacement with an increase and (7) replacement with a decrease levies.
- In completing Lines 1 and 4 of this form, mills should be identified in whole numbers, i.e., 5 mills, rather than as a fraction of a dollar, i.e., \$0.005. This expression is consistent with the prior practice of identifying mills in whole numbers per \$1 of valuation.
- "The county auditor's appraised value" means the true value in money of real property. R.C. 5705.01(P).
- For any levy or portion of a levy, an estimate of the levy's annual collections, rounded to the nearest one thousand dollars, which shall be calculated assuming that the amount of the tax list of the taxing authority remains throughout the life of the levy the same as the amount of the tax list for the current year, and if this is not determined, the estimated amount submitted by the auditor to the county budget commission. R.C. 5705.03(B).
- Please file this certificate with the subdivision as soon as possible, so the taxing authority can pass a resolution to proceed not later than 90 days before the election.

RECORD OF RESOLUTIONS

Resolution No. 2024-R-12

May 13, 2024, 2024

2024 MY 16 AM 11:25

City of Bellbrook
State of Ohio

GREENE COUNTY AUDITOR

Resolution No. 2024-R-12

DETERMINING IT NECESSARY TO PROCEED WITH SUBMITTING THE QUESTION OF LEVYING AN ADDITIONAL TAX IN EXCESS OF THE TEN-MILL LIMITATION TO THE ELECTORS OF THE CITY, PURSUANT TO OHIO REVISED CODE SECTION 5705.19 AND SUBSECTION 5705.19(JJ), AS AMENDED, WHICH LEVY SHALL BE TWO AND TWO TENTHS (2.2) MILLS AND SHALL RUN FOR A CONTINUING PERIOD OF TIME PURSUANT TO OHIO REVISED CODE SECTION 5705.19, AND REQUESTING THE COUNTY AUDITOR TO CERTIFY MATTERS IN CONNECTION THEREWITH

WHEREAS, the Bellbrook City Council finds that an additional tax levy in excess of the ten-mill limitation is required for the benefit of the City, pursuant to Ohio Revised Code Section 5705.19(JJ), for the purpose of providing and maintaining fire apparatus, mechanical resuscitators, underwater rescue and recovery equipment, or other fire equipment and appliances, buildings and sites therefor, or sources of water supply and materials therefor, for the establishment and maintenance of lines of fire-alarm communications, for the payment of firefighting companies or permanent, part-time, or volunteer firefighting, emergency medical service, administrative, or communications personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.34 of the Revised Code, for the purchase of ambulance equipment, for the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company, or for the payment of related costs, or for providing and maintaining motor vehicles, communications, other equipment, buildings, and sites for such buildings used directly in the operation of the police department, for the payment of salaries of permanent or part-time police, communications, or administrative personnel to operate the same, including the payment of any employer contributions required for such personnel pursuant to section 145.48 or 742.33 of the Revised Code, for the provision of ambulance or emergency medical services operated by a police department, or for the payment of other related costs, at a rate not to exceed two and two tenths (2.2) mills for each \$1 of taxable valuation, which amounts to twenty-two cents (\$0.22) for each \$100 of the taxable property within the City of Bellbrook, County of Greene, State of Ohio, for a continuing period of time, pursuant to Section 5705.19 of the Ohio Revised Code; and

WHEREAS, pursuant to Section 5705.03 of the Ohio Revised Code, this Council is required to certify to the Greene County Auditor a Resolution requesting the County Auditor to certify certain matters in connection with such a tax levy.

NOW, THEREFORE, THE CITY OF BELLBROOK HEREBY RESOLVES:

Section 1. Pursuant to Section 5705.19 of the Ohio Revised Code, the Bellbrook City Council determines it necessary that an additional tax be levied in excess of the ten-mill limitation for the benefit of this City, for the purpose of providing and maintaining fire apparatus, mechanical resuscitators, underwater rescue and recovery equipment, or other fire equipment and appliances, buildings and sites therefor, or sources of water supply and materials therefor, for the establishment and maintenance of lines of fire-alarm communications, for the payment of firefighting companies or permanent, part-time,

RECORD OF RESOLUTIONS

Resolution No. 2024-R-12

May 13, 2024, 2024

or volunteer firefighting, emergency medical service, administrative, or communications personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.34 of the Revised Code, for the purchase of ambulance equipment, for the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company, or for the payment of related costs, or for providing and maintaining motor vehicles, communications, other equipment, buildings, and sites for such buildings used directly in the operation of the police department, for the payment of salaries of permanent or part-time police, communications, or administrative personnel to operate the same, including the payment of any employer contributions required for such personnel pursuant to section 145.48 or 742.33 of the Revised Code, for the provision of ambulance or emergency medical services operated by a police department, or for the payment of other related costs, at a rate not to exceed two and two tenths (2.2) mills for each \$1 of taxable valuation, which amounts to twenty-two cents (\$0.22) for each \$100 of the taxable property within the City of Bellbrook, County of Greene, State of Ohio, for a continuing period of time.

Section 2. The territory of the City of Bellbrook is located entirely within Greene County, Ohio. The tax is to be levied on the ballot measure submitted to the entire territory of the City of Bellbrook.

Section 3. Council seeks to have the question of the passage of the tax levy submitted to the electors of the City of Bellbrook at an election to be held on November 5, 2024. If approved by the electors, the tax levy shall first be placed upon the 2024 tax list and duplicate, for first collection in calendar year 2025.

Section 4. Pursuant to Section 5705.03 of the Ohio Revised Code, the Greene County Auditor is hereby requested to certify to this Council, within ten (10) days after receiving this Resolution, the total current tax valuation of the City and the dollar amount of the revenue that would be generated by the number of mills specified in Section I above, and the Clerk of Council is hereby directed to certify forthwith a copy of this Resolution to the County Auditor at the earliest possible time so that the County Auditor may certify such matters in accordance with said Section 5705.03 of the Ohio Revised Code.

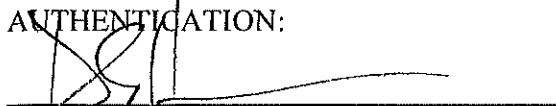
Section 5. That it is found and determined that all formal actions of the City Council relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including §121.22 of the Revised Code of the State of Ohio.


Section 6. That this resolution shall take effect and be in force forthwith.

PASSED BY City Council this 13th day of May, 2024.

5 Yeas; 0 Nays.

AUTHENTICATION:


Ernie Havers, Deputy Mayor


Robert Schommer, Clerk of Council

(JJ) For any or all of the purposes set forth in divisions (I) and (J) of this section. This *Item A. Section 8, Item* applies only to a municipal corporation or a township.

2023 Bellbrook City Value	277,362,950.00
Total Assessed Value	277,362,950.00
Tax Rate	2.2
Estimated Annual Revenue	610,198.49
Rounded Revenue	610,000.00
Assessed Value	35000
Tax Rate	2.2
Annual Cost Per \$100K	77

Subdivision/Levy	Cost per \$100K Appraised AG/RES	Agricultural and Residential	Commercial and Industrial	Public Utility Personal Property	Total	Tax Rate Information		Effective Tax Rate COM/IND	Date of Vote	Period of Levy	# of Years	Purpose	Authorized Rate	Effective Levy Year	Quality for Rollbacks	Revenue Estimate	AG/RES Tax Rate Subject to Rollbacks	COM/IND Tax Rate Subject to Rollbacks
						Inside Millage	Voted Millage											
all inside	82.69	257,231,120	13,571,040	6,560,790	277,362,950	2.70		2.700000	n/a	n/a	n/a		2.70	n/a	Y	748,880		2.7
Pension Inside	9.19	257,231,120	13,571,040	6,560,790	277,362,950	0.30		0.300000	11/7/2011	2002-2016	5		0.30	2007	Y	331,302	0.400399	0.3
Fire Service	24.82	257,231,120	13,571,040	6,560,790	277,362,950	1.30		1.300000	11/7/2008	2009-CONT	5		1.30	2006	Y	692,378	2.422906	3.2086
	59.39	257,231,120	13,571,040	6,560,790	277,362,950	2.90		2.900000	11/7/2008	2009-CONT	5		2.90	2011	Y	529,058	1.841352	2.388882
	44.13	257,231,120	13,571,040	6,560,790	277,362,950	2.50		1.444235	11/7/2003	2009-CONT	5		2.50	2003	Y	415,000	1.444235	1.996583
	60.16	257,231,120	13,571,040	6,560,790	277,362,950	3.00		1.984539	11/7/1998	1998-CONT	5		3.00	1998	Y	563,242	1.984539	2.381098
	38.89	257,231,120	13,571,040	6,560,790	277,362,950	2.00		1.268898	5/9/2009	2009-CONT	5		2.00	2009	Y	362,109	1.268898	1.645435
	41.66	257,231,120	13,571,040	6,560,790	277,362,950	1.75		1.190908	5/9/2018	2018-CONT	5		1.75	2018	N	337,205		0
21.25 Total (0.35)	432.23	257,231,120	13,571,040	6,560,790	277,362,950	3.00	18.25	13.944891	17.126889	21.25						3,958,583	12.753923	15.687132

File Attachments for Item:

A. Ordinance 2024-O-9 AMENDING ORDINANCE 2023-O-6 BY MAKING SUPPLEMENTAL APPROPRIATIONS FOR EXPENSES OF THE CITY OF BELLBROOK FOR THE PERIOD BEGINNING JANUARY 1, 2024 AND ENDING DECEMBER 31, 2024, AND DECLARING AN EMERGENCY (Cyphers)

RECORD OF ORDINANCES

Item A. Section 9, Item

Ordinance No. 2024-O-9

June 10, 2024

City of Bellbrook

Ordinance No. 2024-O-9

AMENDING ORDINANCE 2023-O-6 BY MAKING SUPPLEMENTAL APPROPRIATIONS FOR EXPENSES OF THE CITY OF BELLBROOK FOR THE PERIOD BEGINNING JANUARY 1, 2024 AND ENDING DECEMBER 31, 2024, AND DECLARING AN EMERGENCY

WHEREAS, the City of Bellbrook adopted the 2024 annual budget based on the best information available at the time; and

WHEREAS, additional costs and/or adjustments are required for various 2024 Personnel Services and Other Expenses which requires the amendment of various appropriation levels.

Now, Therefore, the City of Bellbrook Hereby Ordains:

Section 1. That to provide for the required expenses and other expenditures of the City of Bellbrook during the fiscal year ending December 31, 2024, the appropriation levels are amended as set forth in Exhibit A attached hereto and incorporated herein by reference and hereby set aside to be appropriated.

Section 2. This Ordinance is declared to be an emergency measure necessary to meet a public emergency affecting health, safety, morals or the public welfare, or a special emergency in the operation of a Municipal department, and for the further reason that the City is in receipt of grant funds to be used for specific purchases of public safety equipment; therefore, this Ordinance shall take full force and effect immediately upon its adoption by Council

Section 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that any and all deliberations of this Council that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including, but not limited to Section 121.22 of the Ohio Revised Code.

PASSED BY City Council this 10th day of June, 2024.

_____ Yeas; _____ Nays.

AUTHENTICATION:

Michael Schweller, Mayor

Robert Schommer, Clerk of Council

APPROVED AS TO FORM:

Stephen M. McHugh, Municipal Attorney

RECORD OF ORDINANCES

Item A. Section 9, Item

Ordinance No. 2024-O-9

June 10, 2024

EXHIBIT A

Fund	2024 Current Appropriations	Personnel Revisions	Other Expenses Revisions	Total Revisions	Amended 2024 Appropriations
100 General Fund	\$1,371,519				\$1,371,519
<i>11 Legislative</i>	\$43,088				\$43,088
<i>12 Administrative</i>	\$770,112				\$770,112
<i>13 Library</i>	\$3,000				\$3,000
<i>14 Museum</i>	\$31,132				\$31,132
<i>15 Community Environment</i>	\$78,387				\$78,387
<i>30 Capital Outlay</i>	\$505,800				\$505,800
201 Local Fiscal Recovery Fund	\$436,000				\$436,000
202 OneOhio Opioid Settlement Fund	\$12,398				\$12,398
210 Street Fund	\$458,215				\$458,215
220 State Highway Fund	\$53,000				\$53,000
230 Police Fund	\$2,206,266		\$4,000	\$4,000	\$2,210,266
240 Fuel System Fund	\$1,550				\$1,550
250 Fire Fund	\$1,574,755		\$5,000	\$5,000	\$1,579,755
270 Police Pension Fund	\$89,590				\$89,590
280 Motor Vehicle License Fund	\$255,100				\$255,100
610 Waste Collection Fund	\$622,867				\$622,867
620 Water Fund	\$1,605,097				\$1,605,097
800 Performance Bond Fund	\$10,000				\$10,000
Total All Funds	\$9,136,357		\$9,000	\$9,000	\$9,145,357

File Attachments for Item:

A. Resolution 2024-R-15 AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS TO COVER THE COSTS OF VARIOUS GOODS AND SERVICES ORDERED FOR CITY OPERATIONS AND TO MAKE PAYMENT ON INVOICES WITH A THEN AND NOW CERTIFICATE (Greenwood)

RECORD OF RESOLUTIONS

Item A, Section 10, Item

Resolution No. 2024-R-15

June 10, 2024

City of Bellbrook State of Ohio

Resolution No. 2024-R-15

AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS TO COVER THE COSTS OF VARIOUS GOODS AND SERVICES ORDERED FOR CITY OPERATIONS AND TO MAKE PAYMENT ON INVOICES WITH A THEN AND NOW CERTIFICATE

WHEREAS, The City has pending invoices that exceed \$3,000 for services that were ordered for the operations of the City; and

WHEREAS, Section 5705.41 (D) of the Ohio Revised Code states “No orders or contracts involving the expenditure of money are to be made unless there is a certificate of the fiscal officer that the amount required for the order or contract has been lawfully appropriated and is in the treasury or in the process of collection to the credit of an appropriate fund free from any previous encumbrances; and

WHEREAS, the Ohio Revised Code has an exception for the requirement in Section 5705.41(D) allowing a Then and Now Certificate which provides that, if the fiscal officer can certify that both at the time that the contract or order was made and at the time that he/she is completing the certification, sufficient funds were available or in the process of collection, to the credit of a proper fund, properly appropriated and free from any previous encumbrance, the taxing authority can authorize the drawing of a warrant; and

WHEREAS, the Ohio Revised Code allows amounts less than \$3,000 for municipalities to be paid by the fiscal officer without affirmation of the taxing authority upon completion of the Then and Now Certificate, provided that the expenditure is otherwise lawful; and

WHEREAS, there are sufficient funds currently appropriated by Ordinance to cover the costs incurred for the various goods and services

NOW, THEREFORE, THE CITY OF BELLBROOK HEREBY RESOLVES:

Section 1. The City Manager is hereby authorized to approve payments for the goods and services listed in Exhibit A through the Then and Now Certificate.

Section 2. That it is found and determined that all formal actions of the City Council relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including §121.22 of the Revised Code of the State of Ohio.

Section 3. That this resolution shall take effect and be in force forthwith.

PASSED BY City Council this 10th day of June, 2024.

____ Yeas; ____ Nays.

RECORD OF RESOLUTIONS

Item A. Section 10, Item

Resolution No. 2024-R-15

June 10 ,2024

AUTHENTICATION:

Michael W. Schweller, Mayor

Robert Schommer, Clerk of Council

Resolution 2024-R-15

EXHIBIT A

DETAIL	DESCRIPTION	TOTAL
State of Ohio 2024	ODOT Approved Change Orders for Franklin Street Bridge PID 110612	\$37,800.28