

BRYAN CITY COUNCIL

DECEMBER 6, 2021

Council President Mary Leatherman opened the meeting with the following members present: Judith Yahraus, F. John Betts, Richard Hupe, and Jim Kozumplik. Also attending were: Mayor Carrie Schlade, City Attorney Rhonda Fisher, City Engineer Brian Wieland, Street Commissioner Tyson Engstrom, Wastewater Superintendent Wes Wygant, Interim Police Chief Greg Ruskey, Assistant Fire Chief Doug Pool, Parks and Recreation Director Benjamin Dominique, and City Clerk-Treasurer Laura I. Rode.

Mr. Kozumplik moved, Mrs. Yahraus seconded, to approve the minutes from the November 15, 2021, Regular Meeting as written. Roll call vote: all ayes; nays, none. Motion carried.

Ordinance No. 49, 2021, titled,

AN ORDINANCE TO AUTHORIZE THE ADDITION OF SECTION 957.09, FOUNTAIN GROVE CEMETERY CREMATION NICHE/COLUMBARIUM REGULATIONS.

was presented and read by title only. Street Commissioner Engstrom requested Council approve an ordinance containing the regulations pertaining to the addition of a cremation niche/columbarium to Fountain Grove Cemetery. Further discussion was held regarding the location of the cremation niche/columbarium.

Mr. Kozumplik moved, Mr. Betts seconded, to suspend the reading of Ordinance No. 49, 2021, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Mr. Hupe moved, Mrs. Yahraus seconded, to pass Ordinance No. 49, 2021. Roll call vote: all ayes; nays, none. Motion carried.

Ordinance No. 50, 2021, titled,

AN ORDINANCE PROVIDING FOR ANNUAL APPROPRIATIONS FOR THE CITY OF BRYAN, FOR THE FISCAL YEAR ENDING DECEMBER 31, 2021, AND DECLARING AN EMERGENCY.

was presented and read by title only. Clerk-Treasurer Rode detailed the appropriations requested for Council.

Mr. Hupe moved, Mr. Kozumplik seconded, to suspend the reading of Ordinance No. 50, 2021, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Mrs. Yahraus moved, Mr. Betts seconded, to pass Ordinance No. 50, 2021. Roll call vote: all ayes; nays, none. Motion carried.

Ordinance No. 51, 2021, titled,

AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACTS ON BEHALF OF THE BRYAN FIRE DEPARTMENT FOR MUTUAL AID OR FIRE PROTECTION SERVICES FOR 2022, TO PULASKI TOWNSHIP.

was presented and read by title only. Assistant Fire Chief Pool requested Council approve the 2022 contract for mutual aid or fire protection services for Pulaski Township at a rate of \$30,400.

Mrs. Yahraus moved, Mr. Kozumplik seconded, to suspend the reading of Ordinance No. 51, 2021, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Mr. Betts moved, Mr. Hupe seconded, to pass Ordinance No. 51, 2021. Roll call vote: all ayes; nays, none. Motion carried.

Ordinance No. 52, 2021, titled,

AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACTS ON BEHALF OF THE BRYAN FIRE DEPARTMENT FOR FIRE PROTECTION SERVICES TO THE BOARD OF COMMISSIONERS OF WILLIAMS COUNTY FOR HILLSIDE COUNTRY LIVING, OPDYCKE PARK, AND THE WILLIAMS COUNTY PARK BUILDING FOR YEARS 2022 AND 2023.

was presented and read by title only. Assistant Fire Chief Pool requested Council approve the 2022 and 2023 contract for fire protection services for the Board of Commissioners of Williams County for Hillside Country Living, Opdycke Park, and the Williams County Park Building at a cost of \$3,100 per year.

Mr. Betts moved, Mr. Kozumplik seconded, to suspend the reading of Ordinance No. 52, 2021, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Mr. Hupe moved, Mrs. Yahraus seconded, to pass Ordinance No. 52, 2021. Roll call vote: all ayes; nays, none. Motion carried.

Ordinance No. 53, 2021, titled,

AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACTS ON BEHALF OF THE BRYAN FIRE DEPARTMENT FOR MUTUAL AID OR FIRE PROTECTION SERVICES FOR 2022, TO JEFFERSON TOWNSHIP.

was presented and read by title only. Assistant Fire Chief Pool requested Council approve the 2022 contract for mutual aid or fire protection services for Jefferson Township at a rate of \$13,286.

Mrs. Yahraus moved, Mr. Betts seconded, to suspend the reading of Ordinance No. 53, 2021, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Mr. Kozumplik moved, Mr. Hupe seconded, to pass Ordinance No. 53, 2021. Roll call vote: all ayes; nays, none. Motion carried.

Ordinance No. 54, 2021, titled,

AN ORDINANCE AUTHORIZING THE CLERK-TREASURER TO ISSUE CHANGE ORDER #1 AND FINAL FOR THE PROJECT KNOWN AS “2021 BRUNICARDI WAY PAVEMENT OVERLAY AND REPAIRS.”

was presented and read by title only. City Engineer Wieland requested Council approve the first and final change order for the 2021 Brunicardi Way Pavement Overlay and Repairs project resulting in an increase of \$4,204.52. He noted the project was completed on time.

Mr. Kozumplik moved, Mr. Betts seconded, to suspend the reading of Ordinance No. 54, 2021, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Mr. Hupe moved, Mrs. Yahraus seconded, to pass Ordinance No. 54, 2021. Roll call vote: all ayes; nays, none. Motion carried.

Ordinance No. 55, 2021, titled,

AN ORDINANCE AUTHORIZING THE CLERK-TREASURER TO ISSUE CHANGE ORDER #2 AND FINAL FOR THE PROJECT KNOWN AS “2021 PARKVIEW AVE. AND BELMONT AVE IMPROVEMENTS”

was presented and read by title only. City Engineer Wieland requested Council approve the first and final change order for the 2021 Parkview Avenue and Belmont Avenue Improvements project resulting in an increase of \$8,233.40 and extending the final completion date to November 19, 2021. Further discussion was held regarding the extension of the completion date as Council has the option of invoking liquidated damages of \$2,500 per week for the seven (7) weeks the project was past the revised completion date. After much discussion, Council chose to proceed with the ordinance as written extending the completion date to November 19, 2021, and commended M & M Asphalt for doing a good job.

Mr. Betts moved, Mr. Kozumplik seconded, to suspend the reading of Ordinance No. 55, 2021, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Mr. Hupe moved, Mrs. Yahraus seconded, to pass Ordinance No. 55, 2021. Roll call vote: all ayes; nays, none. Motion carried.

Resolution No. 35, 2021, titled,

A RESOLUTION TO CORRECT CERTAIN DEED RESTRICTIONS BY APPROVING A QUIT CLAIM DEED TO BRYAN CITY SCHOOLS AND TO ACCEPT A RETURN DONATION OF LAND, LOCATED AT 301 EAST BUTLER STREET, BRYAN, OHIO (COMMONLY KNOWN AS LINCOLN ELEMENTARY SCHOOL PROPERTY) CONTAINING 93,726 SQUARE FEET, 2.152 ACRES OF LAND, MORE OR LESS.

was presented and read by title only. Mayor Schlade informed Council that Bryan City Schools wished to have the deed to the former Lincoln Elementary School property deeded back to them so a deed noting the restrictions on the property can be reissued. Further discussion was held.

Mr. Kozumplik moved, Mr. Betts seconded, to suspend the reading of Resolution No. 35, 2021, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Mrs. Yahraus moved, Mr. Hupe seconded, to pass Resolution No. 35, 2021. Roll call vote: all ayes; nays, none. Motion carried.

Resolution No. 36, 2021, titled,

A RESOLUTION TO ACCEPT A DONATION OF LAND FROM CHAD D. AND JODI L. TINKEL, LOCATED AT CENTER STREET, BRYAN, OHIO CONTAINING 2.908 ACRES OF LAND, MORE OR LESS.

was presented and read by title only. City Engineer Wieland informed Council that Chad and Jodi Tinkel wish to donate 2.908 acres of land to the City of Bryan which is adjacent to Recreation Park. A picture displaying the piece of property was shown to Council. Further discussion was held with Mayor Schlade thanking the Tinkels for the generous donation.

Mrs. Yahraus moved, Mr. Betts seconded, to suspend the reading of Resolution No. 36, 2021, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Mr. Kozumplik moved, Mr. Hupe seconded, to pass Resolution No. 36, 2021. Roll call vote: all ayes; nays, none. Motion carried.

City Engineer Wieland requested Council approve a building permit application for Nihart Enterprises located at 902 East Trevitt Street, Bryan, Ohio.

Mr. Kozumplik moved, Mr. Betts seconded, to approve a building permit application for Nihart Enterprises located at 902 East Trevitt Street, Bryan, Ohio. Roll call vote: all ayes; nays, none. Motion carried.

Parks and Recreation Director Dominique thanked Bryan Municipal Utilities for the donation for street trees and the Tinkels for the donation of park land. Mayor Schlade and Council members shared those thoughts as well. In addition, several noted how well the Chamber of Commerce Santa parade and the Christkindl Market on the square were being received.

Mayor Schlade informed the public that letters sent to elected officials should be signed so they can be properly addressed.

A brief recess was taken.

Mr. Koumplik moved, Mr. Hupe seconded, to go into Executive Session to discuss the compensation of a public employee and acquisition of property at 6:09 p.m. Roll call vote: all ayes; nays, none. Motion carried.

Asked to attend were: Mayor Schlade, City Attorney Fisher, and Clerk-Treasurer Rode.

Mayor Schlade exited the Executive Session at 7:16 p.m.

Mayor Schlade returned to the Executive Session at 7:29 p.m.

Mr. Kozumplik moved, Mr. Hupe seconded, to adjourn the Executive Session at 7:38 p.m. Roll call vote: all ayes; nays, none. Motion carried.

Mrs. Yahraus moved, Mr. Betts seconded, to adjourn the meeting. Roll call vote: all ayes; nays, none. Motion carried.

President of Council

Clerk-Treasurer