

## **BRYAN CITY COUNCIL**

**APRIL 18, 2022**

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

Ms. Leatherman moved, Mr. Betts seconded, to approve the minutes from the April 4, 2022, Regular Meeting as written. Roll call vote: all ayes; nays, none. Motion carried.

Bryan resident Mike Fisher approached Council requesting more signage at Union Place denoting children at play as vehicles are going through the neighborhood at excessive speeds. Mayor Schlade took his contact information to further discuss.

Bryan citizen Paul Langevin then approached Council with regard to his concerns about outsourcing refuse collection in the City stating that it had only been 18 days since he was aware of the possible outsourcing and he didn't feel residents had enough input. His concerns included storage of the refuse containers, the unsightliness of containers left outside for extended periods of time, traffic if they were to tip over, etc. He continued that he would take a \$5-15 increase to avoid outsourcing. Council members Yahraus and Leatherman explained that finding personnel for refuse collection has been difficult – and the situation is worse due to the discontinued service from CCNO workers.

Another Bryan resident, Karen Gallagher, added that she would be willing to serve on a committee to review the refuse situation and come up with a different solution. She also added that she had concerns on how the City square would look.

Bryan citizen Jacob Wasson implored Council to vote down the resolution to outsource trash stating that it was a reckless decision to proceed with. He inquired the following: if enough due diligence had been performed, how many violations had been issued by the Police Department to prevent out of City collection, if employees were performing adequately, where the job postings are, who would be responsible for container theft, etc.

Discussion was then held regarding concerns a citizen raised including how to handle grass and leaves, when the change could take place, how big/heavy the monthly large item could be, etc.

Bryan citizen Virginia Fisher approached Council sharing that while no one likes change, it is usually okay.

Former Montpelier resident Eric Rezabek shared that there were many issues with Montpelier's trash collection while he was a resident and that having Bryan's current refuse collection was a major incentive to live here. He added that he didn't believe anyone would notice a \$10 per month increase. His thoughts regarding the unsightliness in Montpelier due to outsourcing trash were shared by Bryan resident Jackie Freeman.

Mrs. Yahraus moved, Mr. Hupe seconded, to approve the Clerk-Treasurer's report for the month ending March 31, 2022, as submitted by Clerk-Treasurer Rode. Roll call vote: all ayes; nays, none. Motion carried.

Resolution No. 23, 2022, titled,

**A RESOLUTION APPROVING THE *COMMUNITY REINVESTMENT AREA* TAX EXEMPTION APPLICATION AS SUBMITTED BY DAVID W. SWANSON.**

was presented and read by title only. City Engineer Wieland requested Council approve a Community Reinvestment Area Tax Exemption application as submitted by David W. Swanson for remodeling at 114 and 116 West High Street, Bryan, Ohio.

Mr. Hupe moved, Ms. Leatherman seconded, to suspend the reading of Resolution No. 23, 2022, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Ms. Leatherman moved, Mrs. Yahraus seconded, to pass Resolution No. 23, 2022. Roll call vote: all ayes; nays, none. Motion carried.

Resolution No. 24, 2022, titled,

**A RESOLUTION AUTHORIZING THE CHIEF OF POLICE OF THE CITY OF BRYAN TO APPLY FOR AND MANAGE GRANTS ASSOCIATED WITH NATIONAL POLICE DOG FOUNDATION FOR K9 EQUIPMENT FOR THE CITY OF BRYAN AS NEEDED.**

was presented and read by title only. Police Chief Ruskey requested to apply for and manage grants associated with National Police Dog Foundation for K9 Equipment for the City of Bryan. Further discussion was held.

Ms. Leatherman moved, Mr. Betts seconded, to suspend the reading of Resolution No. 24, 2022, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Mrs. Yahraus moved, Mr. Hupe seconded, to pass Resolution No. 24, 2022. Roll call vote: all ayes; nays, none. Motion carried.

Resolution No. 25, 2022, titled,

**A RESOLUTION AUTHORIZING THE CHIEF OF POLICE OF THE CITY OF BRYAN TO APPLY FOR AND MANAGE GRANTS ASSOCIATED WITH THE OHIO CRIMINAL JUSTICE SYSTEM AND AMERICAN RESCUE PLAN ACT (ARPA) FOR A MX908 CHEMICAL DETECTING MACHINE FOR THE CITY OF BRYAN AS NEEDED.**

was presented and read by title only. Police Chief Ruskey requested to apply for and manage grants associated with the Ohio Criminal Justice System and American Rescue Plan Act (ARPA) for a MX908 chemical detecting machine for the City.

Mr. Betts moved, Ms. Leatherman seconded, to suspend the reading of Resolution No. 25, 2022, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Mrs. Yahraus moved, Mr. Hupe seconded, to pass Resolution No. 25, 2022. Roll call vote: all ayes; nays, none. Motion carried.

Resolution No. 26, 2022, titled,

**A RESOLUTION AUTHORIZING THE CITY OF BRYAN TO USE THE STANDARD ALLOWANCE FOR THE LOCAL FISCAL RECOVERY FUND AS AUTHORIZED BY THE AMERICAN RESCUE PLAN ACT.**

was presented and read by title only. Mayor Schlade requested Council approve using the standard allowance for the Local Fiscal Recovery Fund as authorized by the American Rescue Plan Act.

Mr. Betts moved, Mr. Hupe seconded, to suspend the reading of Resolution No. 26, 2022, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Ms. Leatherman moved, Mrs. Yahraus seconded, to pass Resolution No. 26, 2022. Roll call vote: all ayes; nays, none. Motion carried.

Ordinance No. 24, 2022, titled,

**AN ORDINANCE TO ACCEPT THE BID WITH REPUBLIC SERVICES/ALLIED WASTE SERVICES OF BRYAN, WITH THE ALTERNATE BID PRICE OPTION, FOR RESIDENTIAL REFUSE COLLECTION, AND DECLARING AN EMERGENCY.**

was presented and read by title only. City Council member Yahraus thanked everyone for coming and shared that Council has taken this issue under serious consideration and has performed due diligence. She added that as residents, we have been spoiled.

Councilman Hupe added that what we have isn't sustainable. He cited the lack of workers and cost increases including the landfill, maintenance, equipment and garbage bags as primary causes. He noted that lighter users seem to be more in favor of the

switch than heavier users with more than four (4) in the household and shared that if the change occurs, monthly all trash would be missed. Mr. Hupe continued that there were both positives and negatives to the situation. On the positive side, benefits included: a monthly cost savings, the bins are easy to move and curbside brush will still be picked up. On the negative side, concerns were: there may be separate days for trash and recycling pick up, hauling items to Townline Road for all trash is inconvenient, and the rates could start low, but increase sharply after the contract period. He then proposed to vote down the current ordinance, and retain Republic to do the weekly trash and recycling collection while having the City do the twice per year all trash collection.

At this point, discussion was held regarding the possibility of going into Executive Session for acquisition of property. City Attorney Fisher noted that the Council may go into Executive Session under acquisition of property.

Ms. Leatherman moved, Mr. Hupe seconded, to go into Executive Session to discuss the acquisition of property at 6:24 p.m. Roll call vote: all ayes; nays, none. Motion carried.

Asked to attend the Executive Session in the Mayor's conference room were: Mayor Schlade, City Attorney Fisher, City Engineer Wieland, Street Commissioner Engstrom, and City Clerk-Treasurer Rode.

Mrs. Yahraus move, Ms. Leatherman seconded, to adjourn the Executive Session at 6:52 p.m. Roll call vote: all ayes; nays, none. Motion carried.

Upon returning to the Council Chamber, Councilman Hupe addressed everyone to note that he felt better about the one (1) large item for trash as it can be large enough that two (2) workers can lift it. However, he recognized that curbside pick-up is not a viable option – and, that we need to move forward.

Councilman Betts added that he appreciated the good discussion on the issue from all who had contacted Council members; however, sustainability is the issue as it pertains to maintenance and financial matters. He recognized that while the resolution would decrease refuse costs for residents, it also decreases service convenience for many. He continued that throughout the recent dialog, no better alternative has been presented than the proposed contract. A final concern of his is that if this proposal is turned down, a future proposal might have significant increase due to the current economic environment/inflation. He continued by making the following motion.

Mr. Betts moved, Mrs. Yahraus seconded, to suspend the reading of Ordinance No. 24, 2022, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Mr. Betts moved, Ms. Leatherman seconded, to pass Ordinance No. 24, 2022. Roll call vote: all ayes; nays, none. Motion carried.

Ordinance No. 25, 2022, titled,

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH BRYAN EXCAVATING, LLC. FOR THE PROJECT KNOWN AS “2022 NOBLE DRIVE AND PLEASANTWOOD AVENUE IMPROVEMENTS.”**

was presented and read by title only. City Engineer Wieland requested that Council authorize a contract with Bryan Excavating, LLC. for the 2022 Noble Drive and Pleasantwood Avenue Improvements project for \$265,437.40. He added that the completion date is estimated to be mid-September.

Ms. Leatherman moved, Mr. Hupe seconded, to suspend the reading of Ordinance No. 25, 2022, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Mr. Betts moved, Mrs. Yahraus seconded, to pass Ordinance No. 25, 2022. Roll call vote: all ayes; nays, none. Motion carried.

Ordinance No. 26, 2022, titled,

**AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO A CONSENT AGREEMENT WITH NATIONAL RAILROAD PASSENGER CORPORATION (AMTRAK) TO ALLOW FOR IMPROVEMENT TO THE AMTRAK STATION.**

was presented and read by title only. Mayor Schlade requested Council authorize a consent agreement with National Railroad Passenger Corporation (AMTRAK) to allow for a \$3,200,000 investment in the local AMTRAK station including: restrooms, waiting room, porch, and improving the signage. She added that the ground-breaking may happen in the fall.

Mrs. Yahraus moved, Ms. Leatherman seconded, to suspend the reading of Ordinance No. 26, 2022, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Mr. Hupe moved, Mr. Betts seconded, to pass Ordinance No. 26, 2022. Roll call vote: all ayes; nays, none. Motion carried.

Mayor Schlade shared that a letter had been received from the Ohio Division of Liquor control regarding the transfer of a liquor permit from Miami Valley Pizza LLC, 1401 West High Street, Bryan, Ohio to SFR X Holdings LLC, DBA Pizza Hut of OH, 1401 West High Street, Bryan, Ohio. She noted that Council needed to say if they wished to hold a hearing on the matter or not.

Mr. Hupe moved, Mr. Betts seconded, to approve to not hold a hearing with the Ohio Division of Liquor Control regarding the transfer of a liquor permit from Miami Valley Pizza LLC, 1401 West High Street, Bryan, Ohio to SFR X Holdings LLC, DBA Pizza

Hut of OH, 1401 West High Street, Bryan, Ohio. Roll call vote: all ayes; nays, none.  
Motion carried.

Council members thanked Mr. Swanson and AMTRAK for their investments in Bryan. They also restated their appreciation for the comments and concerns regarding the refuse collection within the City. Councilman Hupe added that the issue had been discussed as long as he had been on Council and was told it had even been discussed during former Mayor Runkle's tenure.

Mayor Schlade asked residents how communications could be improved upon. She also informed them that an informational flyer would be put together for residents.

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

---

President of Council

---

Clerk-Treasurer