

## BRYAN CITY COUNCIL

JULY 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, Wastewater Superintendent Wes Wygant, Street Commissioner Tyson Engstrom, Planning and Zoning Administrator Andy Waterston, Fire Chief Douglas Pool, Parks and Recreation Director Benjamin Dominique, Director of Utilities Nathan Gardner, Operations Manager Derek Schultz, Board of Public Affairs member Annette Schreiner, and Clerk-Treasurer Laura Rode.

Mr. Betts moved, Ms. Leatherman seconded, to approve the minutes from the June 21, 2022, Regular Meeting as written. Roll call vote: all ayes; nays, none. Motion carried.

Spangler Candy Company President Bill Martin presented to Council the planned mural for the Bryan water tower featuring Spangler Candy. He shared that Spangler Candy Company offered a donation to the City to cover the logo design and painting costs for the Bryan water tower located on Spangler Candy Company property on Mulberry Street and an additional \$25,000 for maintenance costs. A presentation of the proposed design was shared with the Council showing that from any angle four (4) Dum Dum suckers would be visible. Further discussion was held with the Council noting that this feature could be a major attraction for the City. It is planned that work on the tower will begin mid-September.

Mr. Hupe moved, Mr. Betts seconded, to approve the Clerk-Treasurer's report for the month ending June 30, 2022, as submitted by Clerk-Treasurer Rode. Roll call vote: all ayes; nays, none. Motion carried.

Ordinance No. 37, 2022, titled,

**AN ORDINANCE PROVIDING FOR ANNUAL APPROPRIATIONS FOR  
THE CITY OF BRYAN, FOR THE FISCAL YEAR ENDING DECEMBER  
31, 2022, AND DECLARING AN EMERGENCY.**

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

Mrs. Yahraus moved, Ms. Leatherman seconded, to suspend the reading of Ordinance No. 37, 2022, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Mr. Betts moved, Mr. Hupe seconded, to pass Ordinance No. 37, 2022. Roll call vote: all ayes; nays, none. Motion carried.

Ordinance No. 38, 2022, titled,

**AN ORDINANCE TO AMEND THE CODIFIED ORDINANCES TO AMEND SECTIONS 181.012.2, AND 181.013(c) THEREOF TO PROVIDE FOR A REPLACEMENT LEVY OF NINE AND ONE-HALF (9 1/2) YEARS ENDING DECEMBER 1, 2032, ON EARNINGS AND INCOME SUBJECT TO THE MUNICIPAL INCOME TAX ON AND AFTER JUNE 1, 2023, FOR THE PURPOSE OF RETIREMENT OF ALL INDEBTEDNESS AND/OR EXPENSES FOR IMPROVEMENTS TO THE STREETS AND SEWER SYSTEM OF THE CITY OF BRYAN, OHIO, AS MORE FULLY SET FORTH HEREIN, AND DECLARING AN EMERGENCY.**

was presented and read by title only. City Attorney Fisher addressed Council to request approval for a replacement levy for the ½% income tax which has been in place since the 1980s and will expire on June 1, 2023. This ordinance is to amend the wording in the Codified Ordinances while the following resolution is to set the ballot language for the November 8, 2022, election as the language must be submitted to the Secretary of State for approval 90 days prior to the election. It was strongly emphasized that the tax was a renewal tax – not a new tax – for street and sewer infrastructure and as such, it is of great importance to the City.

Further discussion was held with City Attorney Fisher noting that while no City funds or time can be spent on the levy, citizens could form a levy campaign and seek donations should they wish. Should anyone be interested in working on a campaign, they are to contact Mayor Schlade.

Mrs. Yahraus moved, Ms. Leatherman seconded, to suspend the reading of Ordinance No. 38, 2022, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Ms. Leatherman moved, Mr. Betts seconded, to pass Ordinance No. 38, 2022. Roll call vote: all ayes; nays, none. Motion carried.

Resolution No. 38, 2022, titled,

**A RESOLUTION DECLARING THE NECESSITY OF AN ELECTION ON THE QUESTION, OF THE ENACTMENT OF AN ORDINANCE TO AMEND SECTIONS OF THE CODIFIED ORDINANCES RELATING TO INCOME TAX, TO PROVIDE FOR THE REPLACEMENT OF THE ADDITIONAL ONE-HALF OF ONE PERCENT (0.05%) ON AND AFTER JUNE 1, 2023 FOR NINE AND ONE-HALF (9 1/2) YEARS ENDING DECEMBER 1, 2032 ON EARNINGS AND INCOME SUBJECT TO THE MUNICIPAL INCOME TAX FOR THE PURPOSE OF RETIREMENT OF ALL INDEBTEDNESS AND/OR EXPENSES FOR THE IMPROVEMENTS OF THE CITY STREETS AND THE SEWER SYSTEM**

**FOR THE CITY OF BRYAN, OHIO, AS MORE FULLY SET FORTH  
HEREIN AND DECLARING AN EMERGENCY.**

was presented and read by title only.

Mr. Betts moved, Mrs. Yahraus seconded, to suspend the reading of Resolution No. 38, 2022, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Ms. Leatherman moved, Mr. Hupe seconded, to pass Resolution No. 38, 2022. Roll call vote: all ayes; nays, none. Motion carried.

Resolution No. 39, 2022, titled,

**A RESOLUTION TO SET THE EMPLOYEE ANNUAL PREMIUM RATE  
FOR HEALTH INSURANCE FOR THE PERIOD SEPTEMBER 1, 2022  
THROUGH AUGUST 31, 2023, AND DECLARING AN EMERGENCY.**

was presented and read by title only. Mayor Schlade requested Council approve the health insurance premium rates for the period September 1, 2021, through August 31, 2022, noting a six (6) percent increase. City Clerk-Treasurer Rode added that employees are encouraged to use the services provided at the Everside Health/Activate organization. Further discussion was held.

Mrs. Yahraus moved, Mr. Hupe seconded, to suspend the reading of Resolution No. 39, 2022, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Mr. Betts moved, Mr. Hupe seconded, to pass Resolution No. 39, 2022. Roll call vote: all ayes; nays, none. Motion carried.

Resolution No. 40, 2022, titled,

**A RESOLUTION TO ACCEPT A NARCAN OVERDOSE REVERSAL KIT  
DONATION FROM VESTED INTEREST IN K9'S TO THE BRYAN  
POLICE DEPARTMENT IN THE EVENT OF EXPOSURE TO  
DANGEROUS OPIOIDS.**

was presented and read by title only. Mayor Schlade requested Council accept an Narcan overdose reversal kit donation from Vested Interest in K9's in the event of an exposure to dangerous opioids.

Mr. Betts moved, Ms. Leatherman seconded, to suspend the reading of Resolution No. 40, 2022, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Ms. Leatherman moved, Mr. Hupe seconded, to pass Resolution No. 40, 2022. Roll call vote: all ayes; nays, none. Motion carried.

Resolution No. 41, 2022, titled,

**A RESOLUTION RATIFYING THE AGREEMENT BETWEEN THE CITY OF BRYAN AND THE INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS AND DECLARING AN EMERGENCY.**

was presented and read by title only. Fire Chief Pool requested Council approve ratifying the agreement between the City of Bryan and the International Association of Fire Fighters effective January 1, 2022, through December 31, 2024. He continued by thanking all who worked on the negotiations team. Further discussion was held.

Mr. Hupe moved, Mrs. Yahraus seconded, to suspend the reading of Resolution No. 41, 2022, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Mr. Betts moved, Ms. Leatherman seconded, to pass Resolution No. 41, 2022. Roll call vote: all ayes; nays, none. Motion carried.

Planning and Zoning Administrator Waterston requested that Council accept the resignation of Tommy Morr from the Planning and Zoning Commission.

Mrs. Yahraus moved, Ms. Leatherman seconded, to accept with regret the resignation of Tommy Morr from the Planning and Zoning Commission. Roll call vote: all ayes; nays, none. Motion carried.

Planning and Zoning Administrator Waterston requested that Council approve Bob Carter to fill the term of Tommy Morr on the Planning and Zoning Commission through December 31, 2023.

Mr. Hupe moved, Mr. Betts seconded, to approve Bob Carter to fill the term of Tommy Morr on the Planning and Zoning Commission through December 31, 2023. Roll call vote: all ayes; nays, none. Motion carried.

Planning and Zoning Administrator Waterston requested Council approve a building permit application for Parkview Medical Park located at 422 West High Street, Bryan, Ohio. Further discussion was held.

Mrs. Yahraus moved, Mr. Betts seconded, to approve a building permit application for Parkview Medical Park located at 422 West High Street, Bryan, Ohio. Roll call vote: all ayes; nays, none. Motion carried.

Mayor Schlade then reviewed with Council a letter received from the Williams County Humane Society noting that they are discontinuing cat trapping services. She also advised residents who have cats to obtain City cat tags so cats can be identified if captured.

City Attorney Fisher addressed Council recommending that Section 505.17 pertaining to animal control in the City of Bryan Codified Ordinances will need to have section C eliminated or amended as the Williams County Humane Society can no longer fulfill the animal nuisance service. She continued that discussion has been held internally that citizens may need to obtain and pay for private animal control services in the future; but, Council would need to approve of any changes pertaining to the issue.

Further discussion was held with Mayor Schlade noting that if Council approves of the changes recommended, a list of providers will be available to anyone calling in as we wish animals to be treated humanely. In addition, she would also put out notices on multiple social media or other publications in an attempt to communicate with the public these changes if approved and repeatedly advised citizens to obtain cat tags for their pets.

Mr. Hupe moved, Mr. Betts seconded, to have City Attorney Fisher create an ordinance to address the changes necessary for animal control in the City of Bryan for the next meeting. Roll call vote: all ayes; nays, none. Motion carried.

Mayor Schlade and Council thanked Spangler Candy Company for their generous donation for the Bryan water tower. Mayor Schlade added that the alumni concert in the park over the weekend was great and noted that the City intends to accept the donation of the interactive fountains from Bryan Area Foundation at a future meeting.

Council members also thanked Tommy Morr for his service on the Planning and Zoning Commission and to the City of Bryan over several decades.

Councilman Betts inquired what the plan is with regard to the fireworks regulations as the State recently passed a new law. Fire Chief Pool noted that it has been communicated using several methods so citizens can utilize fireworks in a safe and lawful manner. He also noted that last year, two (2) fireworks issues were reported in the City which this year there have been five (5) issues reported. When possible, the new regulations have been discussed with those using fireworks. Further discussion was held.

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

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President of Council



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Clerk-Treasurer