

THE VILLAGE OF BRADNER COUNCIL

Record of Proceedings

February 16, 2017

MEMBERS IN ATTENDANCE:

Council President, Ron Roth
Councilmember, Shawn Hall
Councilmember, Lori Johnston
Councilmember, Linda Wildman
Councilmember, Ray Zaker
Councilmember, Mike Gudakunst

The Village Council of Bradner, Wood County, Ohio met in regular session on the 16th day of February, 2017 at 7:00pm in the meeting room of the Village Hall. The meeting was called to order by Mayor Virgil Shull and all in attendance were asked to stand for the Pledge of Allegiance to the Flag. Street Commissioner Chuck Ruble, Police Chief Chuck Broshious, Fire Chief James Smith and Fiscal Officer Kerstan Kaminski and Guests Tammy Kreais Chris Lahman, Michelle Lahman, and Jerry Houtz were also in attendance.

Ron Roth made a motion to approve minutes of the February 2, 2017 meeting with corrections. Mike Gudakunst 2nd.

Roll Call:

Yes: Hall, Johnston, Roth & Gudakunst

Abstain: Wildman, Zaker

Motion Carried

Linda Wildman and Ray Zaker were absent from the previous meeting.

RECOGNITION OF GUEST(S)

Chris Lahman: He did some research regarding the CIC. There was an ordinance established under ORC 1724 that states they are to follow the same rules regarding public meetings and public records as Council. Section 11B2 says organized meetings should be open to the public. The CIC's own Code of Regulations states the meetings should be held within corporation limits and open to the public. Another section states that all meetings are to be posted by the Secretary Treasurer in Bradner Municipal building. This is never done which is a violation of the ORC which means any meetings or voting they've done is not valid. This basically voids what was presented to the Zoning Committee including the possible lawsuit. Chris hopes this information will be passed on to the Village's Solicitor, Corey. Virgil stated that they are not hiding anything. Ron will be contacting Corey. Chris asked for the best representative of the CIC which Virgil stated would be Jim Smith. The only records available at Town Hall are from 2007, nothing after. Citizens are under the impression there

is a lawsuit due to comments made in Council and around town. Lori commented the last meeting she attended 1 year ago that the members on the CIC were Virgil Shull, Ray Zaker, Tom Amos, Rick Soncrant, Jim Smith, Carrie Keppler and Rhonda Conley. Chris commented that certain members don't even know they are supposed to be at those meetings, for example, the Village Fiscal Officer. When Chris was on Council, he was also on the CIC Board and only invited to one CIC meeting in the 4 years he was a member and all other invitations were "lost" in the mail or had a wrong address. He feels it was due to too many questions asked or he spoke up too much. The CIC doesn't let Council know what they're doing or come to meetings nor do they try to work it out before going straight to a lawsuit. Virgil did state that the CIC has not met for 4 or so months. Chris also brought up the conflict of interest of Virgil being on the CIC, Planning Commission (Zoning) and Mayor. Linda stated her disbelief that certain members of the CIC are going through with this dismissing their status in the community and that the reason she is not in the CIC anymore is due to her not believing in what they're doing. Chris believes the CIC was started with good intentions but now it needs to go away. Members of Council expressed they would like for a CIC member to come to Council to speak often about what they're doing but no one does. Chris would like this information to the Solicitor and working with the Auditor's office and Attorney General's office.

Jerry Houtz: A citizen brought minutes from the January 5th Council meeting to the township concerning the need for a 10 Mill levy. This information is incorrect. They can run an EMS for 6 Mills, just Montgomery Township. Adding in Perry could possibly get it down to 5 or 4 ½. They want to work together and are trying to do good for everyone. Bringing on Perry not only increases their revenue through tax money, it also saves their residents as well. Bradner is not centralized and probably not the best location. They are trying to improve and do what's best for everyone. Kerstan did not get a chance to listen to those minutes yet to confirm what was said during that January 5th meeting. Jim mentioned that at the last combined meeting, they spoke with Perry about possibly 5 Mills and Montgomery was talking 5 Mills. At that last meeting they spoke of \$500,000 which is around 5 Mills. \$500,000 is about what it's going to take no matter who is running it. It will not be 10 Mills. Lori stated her notes say 5 Mills from Montgomery and 5 Mills from Perry which is possibly where the 10 Mills came from. Jerry encouraged anyone to come to their meetings. Montgomery and Perry are meeting with the Prosecutor's Office to see what their next step is. They don't want to force this through and regret it in 5 years. Jerry believes they need 24 hour ALS service. Their meetings are the first and third Tuesday of the month at 6:30 and anyone can call the Trustees via the number on their website. All fire protection comes from the 3 village Fire Departments. The Fire levy and possible EMS levy are different which will probably need to be explained. The Fire levy is strictly for Fire and the EMS levy would be strictly for EMS service. Still at this point, nothing is concrete. Perry Township is very interested in forming with Montgomery. This would include most of Perry Township but not Flatner Heights. The reason being Flatner Heights receives service via Fostoria and 50% of Perry's registered voters are in Flatner Heights. Perry Township fears losing the levy by including Flatner Heights. Again, nothing is concrete though. They can include and exclude anyone in setting up a district.

Linda asked if Jerry spoke with the Fire Chief regarding the door being slammed in his face when he came to the Fire Department previously. He said he did not but he actually chatted with the gentleman for 45 minutes afterward, some disgust was addressed but everything was ok by the end of the chat. He doesn't believe the gentleman meant it to happen that way. He doesn't foresee an issue in the future.

STREET COMMISSIONER – Chuck Ruble

All signs are in except for the street signs, which will cost about \$2,500 for 104 of them. Chuck would like to wait to see if a grant might come up for street signs. The last grant did not cover street signs. The handicap space at the Post Office will be done when the weather breaks. Chris Lahman asked whether other towns could go in the purchase of the signs with Bradner and maybe get a cheaper price with a bigger order. Chuck said it is possible and he will check on it.

Ron asked about the Ford. Kerstan stated the Ford is going in tomorrow. It will be about \$1,700. The Village received \$2,200 from the insurance company minus the \$1,000 deductible. The Board is paying for the repair.

The mosquito spray is in.

POLICE CHIEF – Chuck Broshious

Chuck handed out the January stats.

Chuck has a proposal from John Eggleston. He lives 22 miles from Bradner. John is offering \$30/hour plus paid mileage to be the Village's IT person. He would be an employee but would agree to pay into FICA rather than OPERS. InTech currently charges \$125/hour. Many employees are less than satisfied with InTech's capabilities. John can do most work remotely. Kerstan did suggest invoicing him rather than being an employee, but to do this he would have to get an FEIN. He would rather be on payroll and then would pay into FICA rather than OPERS which would save the Village the 14% to OPERS.

Linda Wildman made a motion to accept John's offer. Ray Zaker 2nd.

Linda and Ray took back their motions. Chuck will see the possibility of billing John rather than employing him.

FIRE CHIEF - Jim Smith

The 620 was taken to United Fire to have the 2 pumps replaced and be serviced. Also, the bottles that came in were wrong and they are waiting for the correct ones to arrive. The 621 will go in for servicing next since it has never been serviced.

Kerstan has not heard back from Corey yet about the Fire and Ambulance funds transferring into the New Fire Station fund. The State Auditor said it depends on how the Fire levy is written. Kerstan gave paperwork to Corey to check into this.

Tammy also asked about the Fire Department section of the website. Individuals have tried to get on the website regarding recruitment and there is no information. Per Kerstan, John is waiting on more information to finish the website. Jim said he met with John and gave all of this information already. There are 2 new firemen, Rick Rodriguez and Jesse Thornton.

Tammy also asked about the Zoning Officer. It has not been advertised yet. Chuck asked Kerstan to look for the previous ad and she cannot locate it. Chuck will be writing up a new one.

ORDINANCES & RESOLUTIONS

RESOLUTION 01-2017 (1st Reading)

A RESOLUTION OF THE COUNCIL OF THE VILLAGE OF BRADNER, WOOD COUNTY, OHIO TO ENACT CERTAIN PAY RAISES FOR THE EMPLOYEES THEREOF. A RESOLUTION OF THE COUNCIL OF THE VILLAGE OF BRADNER, WOOD COUNTY, OHIO TO ENACT CERTAIN PAY RAISES FOR THE EMPLOYEES THEREOF.

ORDINANCE 01-2017

AN ORDINANCE APPROVING, ADOPTING AND ENACTING THE 2017 EDITION OF THE MODEL OHIO MUNICIPAL CODE - ADMINISTRATION CODE, AS REVISED THROUGH NOVEMBER 1, 2016, PUBLISHED BY AMERICAN LEGAL PUBLISHING FOR THE VILLAGE OF BRADNER, OHIO; REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH; PUBLISHING THE ENACTMENT OF NEW MATTER; AND DECLARING AN EMERGENCY.

Linda Wildman made a motion to suspend the rules for Ordinance 01-2017. Ray Zaker 2nd.

Roll Call:

Yes: Hall, Johnston, Roth, Wildman, Zaker & Gudakunst

Motion Carried

Linda Wildman made a motion to approve Ordinance 01-2017. Ray Zaker 2nd.

Roll Call:

Yes: Hall, Johnston, Roth, Wildman, Zaker & Gudakunst

Motion Carried

ORDINANCE 03-2017

AN ORDINANCE APPROVING, ADOPTING AND ENACTING THE 2017 EDITION OF THE MODEL OHIO MUNICIPAL CODE - GENERAL OFFENSES CODE, AS REVISED THROUGH NOVEMBER 1, 2016, PUBLISHED BY AMERICAN LEGAL PUBLISHING FOR THE VILLAGE OF BRADNER, OHIO; REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH; PUBLISHING THE ENACTMENT OF NEW MATTER; AND DECLARING AN EMERGENCY.

Linda Wildman made a motion to suspend the rules for Ordinance 03-2017. Ray Zaker 2nd.

Roll Call:

Yes: Hall, Johnston, Roth, Wildman, Zaker & Gudakunst

Motion Carried

Ron Roth made a motion to approve Ordinance 03-2017. Shawn Hall 2nd.

Roll Call:

Yes: Hall, Johnston, Roth, Wildman, Zaker & Gudakunst

Motion Carried

BUSINESS OF THE MAYOR

The Park Board met last night. Little League attended and gave names and numbers of their Board. They would like to remove the bleachers and they will be replaced with the Village's aluminum stands for now, put a new door on the building and put in a new sink. They are trying to improve and are the first Little League group to attend any meetings. They are also looking for a new shed for the other ball diamond.

FISCAL OFFICER – Kerstan Kaminski

She spoke with Huntington. All of the bank account numbers are going to be changing. However, all checks and deposit slips can still be used until they are gone. Any ACH deposits or withdrawals will be taken care of by the bank. They will be notifying those companies to make the necessary changes. The Village will only have to worry about any automatic payments on the credit cards.

Kerstan is working on the January EOM but does not have it done yet, hopefully by the next meeting.

She did apologize for the error in the January 5th minutes and will listen to those. She will make sure that the information is stated correctly after this meeting.

The Tax Administrator is only in the office from 9-11 or 12 on Wednesdays but she is talking about Saturdays, just nothing definite yet. She is also allowing tax forms to be dropped off to Kerstan or MaryLou and she will prepare them when she is in and follow up with the resident.

Virgil went to Randy Gardner's budget meeting. The way he understands the meeting, is that employer's paying withholding to the Village will be paying tax to Columbus and will then be disbursed from there. The State wants to change the rules. This is not definite though. Kerstan said as of right now it is coming to the Village where it was all going to the CCA previously.

CLAIM ORDINANCE 04-2017VC

Ron Roth made a motion to pay Claim Ordinance 04-2017VC. Shawn Hall 2nd.

Roll Call:

Yes: Hall, Johnston, Roth, Wildman, Zaker & Gudakunst

Motion Carried

COUNCIL COMMITTEES

The Park Committee spoke about the parking lot being sealed and restriped. They would like to get prices. The possible basketball court size is 84x50 and they are talking about concrete or blacktop. Ray said Richard Hagemann is still interested in quoting this. The shelter house endcaps need resealed along with the bathroom doors fixed. A couple fence posts for the ball diamond need relocated since they are not lined up correctly. Mike asked if the split rail fence posts can be screwed in. He stops to put them in and they are out again the next time he drives by.

Tammy commented that someone drove the path back into the park around back by the pond. This should be always closed but is not locked so handicapped people can access the shelter house. Kerstan recommended just unlocking it when there is a shelter rental the same as the bathrooms are handled.

Ray asked if the Zoning Committee is staying the same. Yes it is.

OLD BUSINESS

None

NEW BUSINESS

None

EXECUTIVE SESSION: Personnel: ORC 121.22 (G) (1)

Appointment, employment, dismissal, discipline, promotion, demotion, compensation of a public employee or official, or the Investigation of charges or complaints against a public employee, Licensee or regulated individual.

Property: ORC 121.22 (G) (2)

Court Action: ORC 121.22 (G)

None

With no further business, Linda Wildman made a motion to adjourn at 8:22pm. Lori Johnston 2nd.

Roll Call:

Yes: Hall, Johnston, Roth, Wildman, Zaker & Gudakunst

Motion Carried

Meeting adjourned at 8:22pm.

ATTEST: *Kerstan Kaminski*

Kerstan Kaminski, Fiscal Officer

Approved: 3/2/2017

SIGNED: *Virgil Shull*

Mayor: Virgil Shull

SIGNED: *Ron Roth*

President: Ron Roth