

Record of Proceedings
Village of Bremen Council Meeting
April 09, 2018

The Council of the Village of Bremen was called to order in regular session by Mayor Mike Henwood at 7:00 p.m. The Pledge of Allegiance was recited by all in attendance. Roll call was taken. Members present were Debbie Wolfe, Toni Harper, Sue Henwood, Sherman Prince, Todd Wesaw and Scott Snider, Village Administrator Jeff White and Sheriff's Deputy Michael Busby. Clerk-Treasurer Jennifer Storey was absent. Minutes were taken by Sue Henwood.

Guests and Residents:

Dan Rutherford is currently working on the slippery slide at the pool. He asked about the paint for this as well as the materials for the dugouts. Tad and Chris Moyer as well as Earl Lehman will be helping on the project. These materials should be arriving within the next couple of days. He asked to be on the Park Committee. Mayor told him since this was a Council committee, that only Council members could be on this. Dan talked about his event and if camping was allowed in Howell Park. Approximately 6-10 tents will be placed on Bruce Kelleys' property for overnight camping after this event. He has two bands so far for this event and discussed the possibility of fireworks. These would not be on Village property, but on land by Rushcreek. David Foltz has donated the use of his trailer.

Earl Lehman had questions about water coming from Bartlett Street to the end of Oak Street during the recent rains. It was determined that the water from this area runs down Angle Street and out through Kilbarger's fields to WWTP. On a normal day around 135,000 gallons of water runs through WWTP, but during the days of recent rains it ran approximately 10,000,000 gallons. There were five pumps running for water to empty into Rushcreek during this time. He asked about the fire hydrant at the corner of Oak Street and Marietta. Currently it is not working and will be replaced in the near future. He also asked about the \$1.00 difference in the water bills. This was corrected on April 09.

Tracy Shahan presented to Council a booklet for swimming pool donations. The dates of pool information was also included. Sue Henwood questioned why this had not come before Council for approval and before it was printed. Toni Harper stated that it had been.

Approval of Minutes

Minutes of regular Council meeting on March 12, 2018 were discussed. Debbie Wolfe asked that under the line item in the General Fund/Park the footnote read – "donation to state flag, fence, park or sign. A motion from Sherman Prince and second from Todd Wesaw with yea votes from Snider, Wesaw, Wolfe, Harper, Prince and S. Henwood approved the minutes. Vote 6/0. Motion passed.

Minutes of the special Council meeting on March 22, 2018 was passed with a motion from Debbie Wolfe and seconded by Scott Snider with yea votes from Snider, Wesaw, Wolfe, Harper, Prince and S. Henwood. Vote 6/0. Motion passed.

Sheriff's Report from Deputy Busby

Deputy Busby distributed his monthly report to Council. There were 26 calls for service and no major incidents. An area was mentioned to Deputy Busby so he might investigate.

Mayor's Report

No report was given

Clerk/Treasurer's Report was given by Mayor Henwood

One public request records request

Completed and filed the 2019 Amended Permanent Budget

Prepared and distributed payroll for 3-16 and 3-30

Prepared for Council:

Copies of minutes from the March 12, 2018 Council meeting

Copies of minutes from the March 22, 2018 Special Council meeting

Ordinances and Resolutions for passage

Status Reports

Completed clerks report

Compiled pay authorization

Copy of the March 2018 bank statement

Current checking balance as of April 9, 2018 - \$596,846.27

March 31, 2018 – \$591,557.76

Our fund balance as of April 9, 2018 - \$582,941.65

We have spent 19.28 percent of our permanent appropriation budget for 2018.

We have received 30.34 percent of our annual revenue budget for 2018.

The magic number is 27%.

The Clerk asked permission to pay some hours of the Street Department employees from the Water and Sewer funds. A motion from Todd Wesaw and second from Scott Snider with yeas from Snider, Wesaw, Wolfe, Harper, Prince and Sue Henwood. Vote 6/0. Motion passed.

Village Administrator's Report

Attended meetings of the Village:

Financial Process Committee (3/28/18)

Zoning, Property Maintenance and Planning Committee (4/218)

Represented Village at the following meetings:

Fairfield County CDBG Program Hearing (3-13-18)

Fairfield County Safety Council (4/3/18)

Fairfield County Regional Planning Commission (4/3/18)

Attended the State Auditor's Local Government Conference on March 22 and 23.

At the January council meeting, I reported that Columbia Gas is planning to replace their old steel low pressure lines in the core area of the village this year. They have now told us they are planning to commence work this month. They foresee this project taking 2 to 3 months to complete. Columbia Gas will conduct community outreach including mailing and a public information meeting.

Storm and sanitary sewer cleanings were performed on section of Bartlett Street and North Mulberry Street on March 22 and 23.

Conducted interviews of applicants for the swimming pool manager position. Rose Ann Elliott has been hired at a rate of \$14.00 per hour. Interviews of lifeguard applicants will be done later this week.

We have stated advertising the vacant Water/Wastewater Technician position.

Opening of bids for the water treatment plant filter rehabilitation project occurred on April 5. Three bids were received. This will be further discussed during the Old Business part of this meeting.

Jamison Well Drilling – our contractor installing water well number 6 has three tasks remaining to be completed:

Finish the electrical connections. This is anticipated to be done next week.

Perform site restoration, involving grading and grass seeding. The ground is currently too soft to perform this.

Install the security fence. This will be done after site restoration.

The village-wide door to door income survey is underway. Bill Montgomery is our survey taker. We need at least 247 household to participate in the survey and September 20 is our deadline to complete the process. So far, we have gathered surveys from 58 residences, which is 23% of our goal of 247 households.

Over the period of April 3 through 4, the region experiences heavy rainfall which resulted in areal flooding. According to the rain gauge at our wastewater plant, 1-1/2 inches of rain fell between 7:00 and 8:00 a.m. on April 7. Then over the next 24 hours, we measured an additional 3-1/2 inches. Total amount over the 24 hour period was around 5 inches. At its highest, Rushcreek was about 12 inches from going over Marietta Road SE. Both the storm and sanitary sewer mains were backed up into the

town. The wastewater plant was overwhelmed with storm water coming in through the wastewater system. It took several days pumping at the plant to cope with the volume.

Over this past weekend, there was some fort of electrical failure with the pump on well number 5. Since the proper volume of water wasn't coming to the plant while potassium permanganate was still automatically feeding at the normal rate, this resulted in pink-tinted water going out into the distribution system. Our workers – Chance Spencer, Ron Stephens and Justin Bell-Sharp – worked through most of Sunday and into the evening to get the situation resolved. Today, we had a contractor, HD Supply. come and start analyzing what went wrong with well 5 pump. We may get an answer as soon as tomorrow, including a price quote for correcting the problem. We will also be looking into the feasibility of installing auto-dialer devices on key equipment for both our water and wastewater systems, that will alert the operators if malfunctions occur they are not here.

Approval of Payment of Bills

The payment of bills was passed without reading. A motion from Toni Harper, seconded by Debbie Wolfe with yeas from Snider, Wesaw, Wolfe, Harper, Prince and S. Henwood. Vote 6/0. Motion passed.

Old Business

Mary Hoffman was here to discuss the Dowling Park project. The surveyor should be here within the next 4 weeks. AEP will remove the pole in this area for free. The architectural drawings are complete and work is ready to begin.

Bids for Water Plant Filter Project:

Three bids were submitted:

Downing Construction Company – did not enclose a Bid Guaranty and Contract Bond

Doll Layman, Ltd. - \$142,700.00

HD Water Services - \$186,300.00

A motion from Toni Harper and seconded by Todd Wesaw to accept Doll Layman with a bid of \$142,700.00 passed with a yea vote from Snider, Wesaw, Wolfe, Harper, Prince and S. Henwood. Vote 6/0. Motion passed. We will now apply to ODWA for financing.

New Business

Carey Nicolola was here to discuss the recent water problems at her home on Bartlett Street. She presented a bill from Service Master in the amount of \$436.20 for cleaning water from her crawl space. Discussion followed. It was then decided by Council with a motion from Sherman Prince and a second from Debbie Wolfe with yea votes from Snider, Wesaw, Wolfe, Harper, Prince and S. Henwood to pay this bill. Vote 6/0. Motion passed.

A proposed budget from CT Consultants (GGC) was presented for Bremen Storm-Sewer Separation and Storm System Analysis/Design. This would be in two phases. Phase 1 would be the preliminary with dye and smoke testing. This would be at a cost of \$10,241.00. Phase 2 would be design/drafting and would be property line data/field survey. This would be at a cost of \$26,923.00.

Committee Meetings

May 5 will be a Cleanup Day at the Swimming Pool and Howell Park.

Sue brought to Debbie's attention that in the minutes for the Financial Process meeting on March 28, that – A representative from the Ohio Plan (our insurance company) visited for their four (4) year inspection. In Debbie's Recreation and Facilities Committee on April 3 it is recorded that – Jeff invited the Village's insurance company to come and inspect Howell Park... The Recreation and Facilities Committee minutes that (1) Jeff did not call them and (2) Howell Park was not the only area visited with recommendations and suggestions to keep the Village lands and buildings safe. These minutes need to be corrected at the next meeting.

The Financial Process also determined for the pool to be open from June 01 to July 31. It is hopeful that the Swimming Pool Fund will have enough money to run through these dates. It was determined that there probably not be enough lifeguards to cover any time after that date, since sports and band would begin at school on August 01. Comments arose regarding leaving the pool open until school starts. It will be determined how much it would cost for chlorine, acid and salaries to do this.

Todd Wesaw said a couple of people are interested in putting liquor on the ballot for Bremen residents to vote on. This will be up to individuals, not Council to go forward with this if they want.

A tree at Mulberry Street and Main Street was brought to the attention of Council. This will be referred to the Tree Commission.

The Bremen Village Yard Sale will be June 16, 2018 from 9:00 to 3:00.

Ordinances and Resolutions

Resolution 1158

Swimming Pool Rates

First Reading:	February 12, 2018
Second Reading:	March 12, 2018
Third Reading:	April 09, 2018
Motion:	Toni Harper
Second:	Debbie Wolfe
Yea votes:	Snider, Wesaw, Wolfe, Harper, Prince, S. Henwood
Motion passed:	6/0

Resolution 1162

A Resolution To Respond To The Fairfield County Tax Incentive Review Council (TIRC) Based On Their Findings In The Annual Review Of Projects Benefitting From Ohio Enterprise Zone Program Tax Abatements

Three Reading Requirement was waived and passed as an emergency

Motion by: Debbie Wolfe

Second: Scott Wesaw

Yeas votes: Snider, Wesaw, Wolfe, Harper, Prince,
S. Henwood

Motion: Scott Wesaw

Second: Sherman Prince

Yeas votes: Snider, Wesaw, Wolfe, Harper, Prince,
S. Henwood

Motion passed: 6/0

Ordinance 03-7-18

An Ordinance Establishment of the Economic Development Commission for the Village of Bremen, Ohio

First Reading: February 12, 2018

Second Reading: March 22, 2018

Third Reading: April 09, 2018

Motion: Todd Wesaw

Seconded by: Sherman Prince

Yea votes: Snider, Wesaw, Wolfe, Harper, Prince,
S. Henwood

Motion passed: 6/0

Ordinance 03-8-18

An Ordinance to Protect Name of Village of Bremen

First Reading:

Second Reading: March 22, 2018

Third Reading:

A letter from Brian Zets, our Village Solicitor was received states: "Ohio's Deceptive Trade Practices Laws cover such a situation much better than any ordinance we can create. Ohio law prohibits activities which fool a customer into believing something about a business, its services or products that is not true. Consequently, our local statute would be best by simply quoting Ohio law, but then will need changed every time there is a change in Ohio law. This could become cumbersome. In addition, what would the penalty be under a local ordinance? I believe we cannot create a criminal penalty out of a civil matter.

I recommend that as soon as you learn of a situation where someone is “advertising” something that falsely or deceptively makes it appear that the Village is endorsing or sponsoring something, you let me know. We can send a cease a desist letter that should solve the problem.

Ordinance 04-9-18

An Ordinance to Amend Ordinance 10-16-15 of the Codified Ordinances of the Village of Bremen Regarding Municipal Income Tax to Adopt Sections 718.80 through 718.95 of the Ohio Revised Code and Declaring an Emergency

Three Reading Requirement was waived and passed as an emergency

Motion by: Debbie Wolfe
Seconded by: Toni Harper
Yeas votes: Snider, Wesaw, Wolfe, Harper, Prince, S. Henwood
Motion by: Scott Snider
Seconded by: Todd Wesaw
Yeas vote: Snider, Wesaw, Wolfe, Harper, Prince. S. Henwood
Motion passed: 6/0

Around the Table

Toni Harper	The pool booklet was paid by private individuals
Sue Henwood	It might be to our advantage to consider a new Income Tax company to collect our income tax for the village. Also, commended the employees for the past week and all the extra work and hours they put in because of the rain.
Scott Snider	Nothing
Todd Wesaw	Commented on the bills for damages because of the rain
Debbie Wolfe	Nothing
Sherman Prince	Nothing
Adjourn:	8:55 p.m. – Motion by Todd Wesaw
Minutes by:	Sue Henwood

Michael Henwood
Mayor

Jennifer Storey
Clerk/Treasurer