

CLYDE CITY COUNCIL
Regular Session – February 16, 2021

Clyde City Council met at 7:00 p.m. on Tuesday, February 16, 2021 in Council Chambers of the Municipal Building, 222 N. Main Street, Clyde, Ohio. Mayor G. Scott Black called the meeting to order.

Roll Call.

Present: Mayor G. Scott Black
Vice Mayor Jean Jackson
Council Member Bobbie Boyer (via conference call)
Council Member Steve Keegan
Council Member Brent Stanley
City Manager Paul Fiser (Not voting)
Clerk of Council Janet Dickman (Not voting) (via conference call)
Deputy Clerk Jackie Hoppe (Not voting) (via conference call)
Finance Director Craig Davis (Not voting) (via conference call)
Solicitor Zachary Selvey (Not voting) (via conference call)

Visitors signing in can be referenced in the Record Book Supplement.

The meeting opened with The Lord's Prayer followed by the Pledge of Allegiance to the Flag.

APPROVAL OF MINUTES

The minutes of the February 2, 2021 regular session of council were distributed for review prior to this meeting. There were no corrections.

Motion: to approve the minutes of the February 2, 2021 regular session of council as written,

Action: Approve,

Moved by Council Member Steve Keegan, **Seconded by** Council Member Brent Stanley.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).

Yes: Mayor G. Scott Black, Council Member Bobbie Boyer, Council Member Brent Stanley, Vice Mayor Jean Jackson, Council Member Steve Keegan.

DISCUSSION OF PENDING OLD BUSINESS

Mrs. Boyer requested an update on bid documents for the US Rt 20/St Rt 101 Sewer Separation that we were waiting for some answers from ODOT (all issues were resolved).

Mr. Fiser stated Supervisor Rohrbach in EVS has requested a change to his capital items for 2021. He would like to wait on the purchase of a Bobcat until the new model is available. He was going to request a dump truck in 2022 at a price of \$77,000 for the chasis and a bed for \$35,000 and he would like to make this swap. The additional \$35,000 would be adjusted by moving the \$25,000 for manhole liners to a permanent improvement item and the remaining \$10,000 from the EVS miscellaneous line.

Mr. Stanley questioned the difference between the current Bobcat model and the next, newer model (unknown, but this is a recommendation from the vendor who has much knowledge in this area).

Mr. Keegan questioned if another Bobcat will be available, until he purchases the new one next year (yes).

CORRESPONDENCE

There was none.

Visitors:

There were no visitors who requested to speak at this time.

FIRST READING ORDINANCES

2021-13 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS FOR THE MULBERRY STREET BRIDGE REPLACEMENT PROJECT IN THE CITY OF CLYDE; APPROPRIATING FUNDS THEREFOR; AUTHORIZING THE EXPENDITURE OF FUNDS; AND AUTHORIZING A CONTRACT

Ordinance No. **2021-13** was read in its entirety.

Mr. Fiser will change the last section to add “as allowed by law.”

Ms. Jackson knows this is a project we need to get done. _____

Mr. Keegan questioned if we own land on both sides where we have been preparing for this project (yes, two easements were secured). The main sewer interceptor goes down through there (we will be relocating a line that comes off Ridgeview).

Mrs. Boyer questioned a timeline for this project (hoping to start in June and be done in about three months). Will the street be closed during the project (yes).

Mr. Stanley questioned if this will be a bridge widening project (the bridge will be replaced and a subtle curve will be changed).

Mayor Black announced that Ordinance No. **2021-13** had its first reading.

2021-14 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS FOR THE 2021 CLYDE PAVING PROGRAM IN THE CITY OF CLYDE; APPROPRIATING FUNDS THEREFOR; AUTHORIZING THE EXPENDITURE OF FUNDS; AND AUTHORIZING A CONTRACT.

Ordinance No. **2021-14** was read in its entirety.

Mr. Fiser stated the majority of the funds will be paid for out of permanent improvement; the

Finance Department lot will be split between several funds.

Mr. Davis noted the Finance parking lot was discussed during the budget hearing. It is in need of repairs.

Ms. Jackson requested a reminder of the streets to be paved (Ames Street, Farnum, Liberty, Loomis, Nelson, Ott, Railroad and Spring Avenue; parts of Buckeye from Main to Church, Church from Duane to Lemon, George from US Rt 20 to Maple, Elmdale from Mason to the deadend).

Mayor Black announced that Ordinance No. **2021-14** had its first reading.

SECOND READING ORDINANCES

There were none.

RESOLUTIONS

2021-15 AN AMENDMENT TO THE PRIOR RESOLUTION SPECIFYING THE DATE FOR THE PRIMARY/SPECIAL ELECTION TO DETERMINE WHETHER THE CITY OF CLYDE, OHIO SHALL RENEW A 1.5 PERCENT INCOME TAX AND DIRECTING THE BOARD OF ELECTIONS TO CONDUCT THE ELECTION.

Resolution No. **2021-15** was read in its entirety.

Mr. Selvey explained that Mr. Davis submitted our Ordinance, as has been done in the past. The new Prosecutor reviewed the Ordinance and stated that additional language needs to be added to it, even though the language is also included in an attachment. This Resolution is listed as an amendment because it is past the date to be able to pass new legislation for this special election.

Mr. Davis thanked Mr. Selvey for his assistance with this.

Motion: to pass Resolution No. **2021-15**, **Action:** Pass,

Moved by Vice Mayor Jean Jackson, **Seconded by** Council Member Brent Stanley.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).

Yes: Council Member Bobbie Boyer, Council Member Brent Stanley, Vice Mayor Jean Jackson, Council Member Steve Keegan, Mayor G. Scott Black.

Mayor Black announced that Resolution No. **2021-15** passed.

2021-16 A RESOLUTION AWARDING A CONTRACT FOR THE SAN-20-26.40 US RT 20 & ST RT 101 STORM SEWER AND ROADWAY IMPROVEMENTS PROJECT, IN THE CITY OF CLYDE TO MOSSER CONSTRUCTION, INC., FREMONT, OHIO.

Resolution No. **2021-16** was read in its entirety.

Mr. Fiser stated the engineer estimate was \$860,000. We are extremely happy with the price

submitted and are happy with Mosser, who has completed projects for the City in the past.

Mr. Davis is glad this project will start soon as it has been a long time coming.

Ms. Jackson stated \$282,000 under estimate is a nice bid.

Mr. Keegan agrees this is a long time coming.

Mrs. Boyer agreed it is good to have Mosser back in town.

Mr. Stanley questioned if this will include the railroad track (it will go up to the railroad track). Will the railroad be doing anything while we are completing this project (doubtful; it will be all concrete from the railroad to Billing's building and over to the cemetery; it will be much better than it is now).

Ms. Jackson and Mr. Keegan noted Billing's were not happy the last time this area was worked on and there were drainage issues.

Mayor Black is glad this came in way under budget. Mosser's is a good area company and it is good to see them back.

Motion: to pass Resolution No. **2021-16**, **Action:** Pass,

Moved by Council Member Bobbie Boyer, **Seconded by** Council Member Steve Keegan.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).

Yes: Council Member Brent Stanley, Vice Mayor Jean Jackson, Council Member Steve Keegan, Mayor G. Scott Black, Council Member Bobbie Boyer.

Mayor Black announced that Resolution No. **2021-16** passed.

2021-17 A RESOLUTION APPOINTING ALAN BINGER TO THE CLYDE LANDSCAPE COMMITTEE.

Resolution No. **2021-17** was read in its entirety.

Mr. Fiser is glad to have Mr. Binger, a class act, involved on this committee.

Mr. Davis stated he is a good fit for this committee.

Ms. Jackson noted Mr. Binger is knowledgeable about trees. She enjoys working with him.

Mr. Keegan confirmed the term dates.

Mrs. Boyer is grateful to have another wonderful person with great expertise to continue serving.

Mr. Stanley thanked Mr. Binger. Mr. Stanley is the Landscape liaison and Mr. Binger has had

great ideas.

Mayor Black thanked Mr. Binger. He has known the Binger family for many years.

Motion: to pass Resolution No. **2021-17**, **Action:** Pass,

Moved by Council Member Brent Stanley, **Seconded by** Vice Mayor Jean Jackson.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).

Yes: Vice Mayor Jean Jackson, Council Member Steve Keegan, Mayor G. Scott Black, Council Member Bobbie Boyer, Council Member Brent Stanley.

Mayor Black announced that Resolution No. **2021-17** passed.

ADMINISTRATIVE REPORT

Mr. Fiser gave the following report:

COVID Update – all clear as of today; let's not jinx us by talking about it.

Weather – we got every bit of eight to ten inches; Mr. Fiser will put our clean-up efforts against any entity in the storm area. Roads look great and all of the snow was hauled out of the downtown area by 2:30 p.m. We are not pushing back as much as usual, it will cause more problems for people trying to keep their sidewalks cleaned. Residents are asked to please report buried fire hydrants; Administration will pass this information on to EVS so the area(s) can be cleared and the hydrants are visible.

Paving / Mulberry Street Bridge documents – working on these documents.

SOLICITOR REPORT

Mr. Selvey referenced a political sign on St. Rt. 101 that has garnered attention. He spoke about First Amendment rights and also about Clyde Zoning Codes, both of which do not require this sign to be taken down.

Mayor Black feels it will never be right to use offensive language on a sign. Mr. Selvey stated language never qualifies as offensive in the federal court of appeals. We can regulate the size of a sign, signs obstructing visibility, and the location of a sign in relation to boulevards and property lines.

Mr. Stanley questioned if a sign size can be regulated, if it is not obstructing someone else's view. Mr. Selvey stated we can regulate the size based on the size of yards and streets, which could be a government safety/traffic issue. Mr. Selvey feels we should clean up our regulations to have one all encompassing sign regulation.

Mr. Stanley questioned what we can do about the individual in question, to oppose the sign. Mr. Selvey feels the individual should not be confronted; Council could comment to declare their support of the Constitution, however, they disagree with signs with offensive language.

FINANCE DIRECTOR'S REPORT

Mr. Davis reviewed the January 2021 financial statements. We are starting the year off on a good note. General Fund cash balance is higher by \$339,000 compared to 2020, partly due to conservative budgeting. Water, sewer and electrics funds cash balances are higher than 2020. Income Tax Collections for January were \$450,000 compared to \$395,000 in 2020. Unfortunately, interest income is not paying much at all.

Mr. Davis stated the e-file system for our municipal tax system is not up and running yet. They are hoping by the end of the month it will be up and running.

Mr. Davis stated the utility upgrade for CMI are in process.

The Kronos timekeeping system is moving to a cloud based system and will be a six to eight week project to get our timekeeping system converted over.

Mr. Davis stated the payroll/finance upgrade is being worked on.

A meeting was held with AMP regarding the AMI system which is part of the electric meter upgrade that is coming. This will allow staff to read meters from the office and to also process disconnects from the office.

Mr. Stanley had questioned the 2020 end of year deficit for water and sewer. Mr. Davis reported that at a worksession with Council in March 2016, Courtney and Associates presented information on a water rate revenue study. This study showed that the usage was decreasing and the revenues were stagnant, but costs were increasing. The recommendation was for a 40% water increase. The Courtney recommendation was for 2019 to raise water rates by 30% and then raise about 3.5% for the next four years. Council decided to do 10% spread out over four years. This is leveling the income; by the end of this year, the revenues will be up to where we need it. Everything is in line with our projections and our budgeting. The sewer fund last increase was in 2013 and this will need to be looked at in the near future. The WWTP will be in need of some upgrades in the near future.

Mrs. Boyer had requested scenarios for CRA use, based on the ClydeScope proposal. Mr. Davis reviewed the amounts associated with each scenario, looking at housing and industrial (a copy of the worksheet is available in the record book supplement). Mr. Davis has been trying to get more CRA examples from other communities, including input on their application process. Having this administered in house, we would need to determine how the Housing Officer position would be funded.

FIRE DEPARTMENT REPORT

Chief Davis reported a call yesterday for a diesel spill on the Turnpike. We learned that a retired firefighter passed away today, a possible heart attack from shoveling snow.

COUNCIL REMARKS

Ms. Jackson commended the staff for keeping up with the snow and keeping the streets clear. She noted that Mr. Shay also put a nice comment on Facebook and many were agreeing with

him.

Ms. Jackson reported a traffic light near the Whirlpool distribution center continues to give a turn signal even though there is no one around. This has been brought up previously.

Ms. Jackson received a request for the driveway down to the lower section of Community Park to be cleared of snow so the kids would have a place to walk back to the top of the hill (this could be safety concern because cars could then travel down that driveway while kids are sledding/snowboarding down the hill beside it or walking up the driveway).

Ms. Jackson received a comment regarding snow at the gate of the dog park, and the gate could not be closed.

Ms. Jackson received a question regarding filling the Rec Program position, and if t-ball and other sports for children can begin (two internal candidates are being considered and we are getting close to making a decision regarding that position; conversations will need to be held soon to discuss spring/summer activities).

Ms. Jackson agrees that she does not like the word that is used on the sign that was discussed today, however she was raised in a family that worked on a newspaper and freedom of speech is of utmost importance and she understands there is nothing we can do about it. Mr. Fiser spoke with a gentleman who lives on St Rt 101; the man's car trunk was covered with signs supporting President Trump but this man was livid with the sign that was discussed tonight. This man stated he had fought for freedom of speech, but that is not what he was talking about. This man feels the City needs to take down this sign although Mr. Fiser tried to explain to him why the City cannot do this.

Mr. Keegan feels this sign is a sign of the times. He stated that even elections within our City have turned dirty. The sign does not affect him at all. He questioned if the sign is too close to the road. He questioned comments that came across the computer with only a first name, no last name. If they are not willing to identify themselves, he does not pay attention to what their correspondence has to say.

Mr. Keegan commended the snowplow guys. Someone on social media complained about the job they were doing, but there were fifty people who responded with disagreement to the comment.

Mr. Keegan acknowledges there will be discussions coming up related to the City pool, if it should be opened this summer.

Mrs. Boyer appreciates Mr. Keegan's comments about the sign. Mrs. Boyer is married to a retired veteran, she has watched soldiers die for our freedom, and soldiers state they would lay their life down for freedom, even if it is something they do not agree with. She wishes it was possible to have more face to face meetings with people regarding things we do not agree on, and use it as an opportunity to grow.

Mrs. Boyer saw Mr. Davis' new office. She is glad he is now out of the construction zone. She appreciates all of the information he brought to tonight's meeting.

Mrs. Boyer commented on the water rate study for the rate increase. This brings to mind her concerns about our needs to look at overall increases of revenue for our City. As time moves forward, there is the importance of planning. She encourages Council to be thinking about that and thinking about investing, including survey work that we need to do for our future.

Mrs. Boyer is sorry to hear of the firefighter's passing. It is hard for firefighters to have a brother pass. They will be in her prayers.

Mrs. Boyer appreciates the CRA visual from Mr. Davis. This is helpful to see what the numbers will look like and see what we are really talking about, related to the different percentages and all. At first glance, it seems like a small price to pay to encourage more investment in our community. She is glad to also see other processes are being looked at.

Mrs. Boyer is glad that our sign ordinances and rules are going to be looked at. She thinks we have a number of things that need to be revamped and that is one of them. She would like to see examples from other communities, as we are not the first to see these types of things. Hopefully there are some creative ways to deal with these types of issues.

Mr. Stanley offered thanks to City crews for keeping the streets clean. They were out at 4:00 a.m. doing the best they could with the snow and the wind.

Mr. Stanley has traveled Route 20 during recent snowstorms, and he has noticed the ODOT plows turn around at 236 and head west (they possibly have different routes for different guys). Mr. Stanley thought we could not do anything to Route 20, as it belongs to ODOT (unsure, but we know the lights are ours). Mr. Stanley saw a large drift on Route 20, near Wendy's, on Saturday night (yes, that would be the City crews area). Mr. Stanley suggested the City might consider using snow fence or something for that area, as it seems to drift there.

Mr. Stanley questioned if external applicants were looked at for the Rec Director position (only if we did not get a good internal applicant).

Mr. Stanley questioned the water fund increase of a 40% increase by 2022 or an increase of 48% by 2022 if including the river water line project; are we only increasing by 40% to be at status quo (Mr. Davis will revisit that, regarding the water line inclusion; Mr. Fiser stated it was the difference of compounding which got us up to 46%). With this year's current increase does it put us at a compounded 46% (no, that will be at the fourth year; the results should be close to the 48%). Is this year the fourth increase (no, we have one more).

Mayor Black is sorry to hear of the firefighter passing. Mayor Black had worked with him for about eighteen years.

Mayor Black feels the street crews do a great job, and understands that they cannot skip over each driveway as they plow snow.

The February 23, 2021 work session is cancelled.

MOTIONS

There was none.

ADJOURNMENT

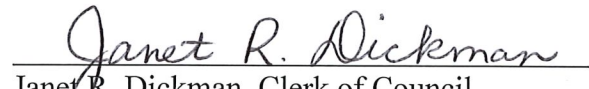
Motion: to adjourn the meeting at 8:28 p.m., **Action:** Adjourn,

Moved by Mayor G. Scott Black, **Seconded by** Council Member Steve Keegan.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).

Yes: Council Member Steve Keegan, Mayor G. Scott Black, Council Member Bobbie Boyer, Council Member Brent Stanley, Vice Mayor Jean Jackson.


G. Scott Black, Mayor


Janet R. Dickman, Clerk of Council

CITY OF CLYDE

COUNCIL MEETING

Date: February 16, 2021 Regular Session

Visitors – PLEASE SIGN IN:

1. Gary Smith
2. Phil Shy
3. _____
4. _____
5. _____
6. _____
7. _____
8. _____
9. _____
10. _____
11. _____
12. _____
13. _____
14. _____
15. _____