

CLYDE CITY COUNCIL
Regular Session – September 6, 2022

Clyde City Council met at 7:00 p.m. on Tuesday, September 6, 2022 in Council Chambers of the Municipal Building, 222 N. Main Street, Clyde, Ohio. Mayor Brent Stanley called the meeting to order.

Roll Call.

Present: Mayor Brent Stanley
Vice Mayor Chris Shay
Council Member Scott Black
Council Member Steve Keegan
Council Member Doug McCauley
City Manager Justin LaBenne (Not voting)
Clerk of Council Janet Dickman (Not voting)
Finance Director Frank Weasner (Not voting)
Solicitor Zachary Selvey (Not voting)

Absent/

Excused: Deputy Clerk Jackie Hoppe

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 August 16, 2022 regular session of council were distributed for review prior to this meeting. There were no corrections.

Motion: to approve the minutes of the August 16, 2022 regular session of council as written,

Action: Approve,

Moved by Council Member Steve Keegan, **Seconded by** Council Member Doug McCauley.

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

Yes: Mayor Brent Stanley, Vice Mayor Chris Shay, Council Member Scott Black, Council Member Steve Keegan, Council Member Doug McCauley.

The minutes of the August 23, 2022 work session of council were distributed for review prior to this meeting. There were no corrections.

Motion: to approve the minutes of the August 23, 2022 work session of council as written,

Action: Approve,

Moved by Vice Mayor Chris Shay, **Seconded by** Mayor Brent Stanley.

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

Yes: Vice Mayor Chris Shay, Council Member Scott Black, Council Member Steve Keegan, Council Member Doug McCauley, Mayor Brent Stanley.

DISCUSSION OF PENDING OLD BUSINESS

There was none.

CORRESPONDENCE

There was no correspondence.

Visitors:

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

FIRST READING ORDINANCES

2022-49 AN ORDINANCE AMENDING CHAPTER 557 OF THE CODIFIED ORDINANCES OF THE CITY OF CLYDE, OHIO AND DECLARING AN EMERGENCY.

Ordinance No. **2022-49** was read in its entirety.

Mr. LaBenne stated this issue has been discussed in the past. Additions to this chapter were reviewed. Specifics were added to some sections. Mr. Selvey will review section 557.04(c) with Mr. LaBenne.

Mr. Keegan questioned if this new Ordinance will be enacted on any properties yet this year (yes, but they may get a bill directly instead of the amount being added to their utility bill).

Mr. McCauley questioned the definition of the term “seasonal” (this was intentionally left vague, to allow for varying weather conditions).

Mr. McCauley questioned part c, and when would this be assessed to taxes (if the property is currently vacant with no utilities).

Mr. Shay stated this is a long time coming. He is glad we are getting to this point and he appreciates all the work it took to get here.

Mr. Black offered his thanks.

Mayor Stanley echoed all comments. He also offered thanks for the work it will take going forward, to keep the City up to par.

Mayor Stanley announced that this ordinance contained an emergency clause.

Motion: to suspend the rule preventing passage of an ordinance at a meeting at which it is first introduced, which is section 4-5 of the Charter, **Action:** Suspend rule,

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

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

Yes: Council Member Scott Black, Council Member Steve Keegan, Council Member Doug McCauley, Mayor Brent Stanley, Vice Mayor Chris Shay.

By poll of Council, Ordinance No. **2022-49** was read by title only for its second reading.

Mr. LaBenne offered thanks to Council for their support to get this process moving ahead.

Mr. McCauley noted this can seem like a long process and he is glad to get it started. He is always a proponent of the visual image of the City.

Motion: to adopt Ordinance No. **2022-49**, **Action:** Adopt,

Moved by Vice Mayor Chris Shay, **Seconded by** Mayor Brent Stanley.

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

Yes: Council Member Steve Keegan, Council Member Doug McCauley, Mayor Brent Stanley, Vice Mayor Chris Shay, Council Member Scott Black.

Mayor Stanley announced that Ordinance No. **2022-49** has been adopted.

2022-50 AN ORDINANCE AMENDING SECTION 937.01 (a) OF THE CODIFIED ORDINANCES OF THE CITY OF CLYDE, OHIO AND DECLARING AN EMERGENCY.

Ordinance No. **2022-50** was read in its entirety.

Mr. LaBenne explained this is the second piece, related to the previous Ordinance, to allow fees to be assessed to the utility bill. He could not find any other example of this being done anywhere else in Ohio.

Mr. Selvey supports this amendment. However, he did explain one pitfall to this process, related to a utility account becoming delinquent due to these fees and the possibility of shutting off a utility due to the delinquency.

Mr. Keegan questioned what would happen if a resident only pays their utility bill and refuses to pay the assessment (we could assess the amount to their taxes, which they could appeal).

Mr. Selvey noted it is important to assess taxes timely.

Mr. McCauley questioned how effective the threat of an assessment is (it is hard to tell, but it is a deterrent; our collection rate for assessments is very good).

Mayor Stanley announced that this ordinance contained an emergency clause.

Motion: to suspend the rule preventing passage of an ordinance at a meeting at which it is first introduced, which is section 4-5 of the Charter, **Action:** Suspend rule,

Moved by Vice Mayor Chris Shay, **Seconded by** Council Member Steve Keegan.

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

Yes: Council Member Doug McCauley, Mayor Brent Stanley, Vice Mayor Chris Shay, Council Member Scott Black, Council Member Steve Keegan.

By poll of Council, Ordinance No. **2022-50** was read by title only for its second reading.

Administration had no additional comments.

Council had no additional comments/questions.

Motion: to adopt Ordinance No. **2022-50**, **Action:** Adopt,

Moved by Council Member Steve Keegan, **Seconded by** Vice Mayor Chris Shay.

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

Yes: Mayor Brent Stanley, Vice Mayor Chris Shay, Council Member Scott Black, Council Member Steve Keegan, Council Member Doug McCauley.

Mayor Stanley announced that Ordinance No. **2022-50** has been adopted.

SECOND READING ORDINANCES

2022-45 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS FOR VARIOUS SUPPLIES AND SERVICES FOR THE NEEDS OF VARIOUS CITY OF CLYDE DEPARTMENTS FOR THE YEAR 2023; AUTHORIZING THE EXPENDITURE OF FUNDS FOR SAME AND AUTHORIZING A CONTRACT THEREFOR.

By poll of Council, Ordinance No. **2022-45** was read by title only for its second reading.

Administration had no additional information.

Council had no comments or questions.

Motion: to adopt Ordinance No. **2022-45**, **Action:** Adopt,

Moved by Council Member Doug McCauley, **Seconded by** Council Member Steve Keegan.

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

Yes: Vice Mayor Chris Shay, Council Member Scott Black, Council Member Steve Keegan, Council Member Doug McCauley, Mayor Brent Stanley.

Mayor Stanley announced that Ordinance No. **2022-45** has been adopted.

2022-46 AN ORDINANCE TO RESCIND CHAPTER 1519 (FIREWORKS) FROM THE CODIFIED ORDINANCES OF THE CITY OF CLYDE, OHIO.

By poll of Council, Ordinance No. **2022-46** was read by title only for its second reading.

Administration had no additional information.

Council had no comments or questions.

Motion: to adopt Ordinance No. **2022-46**, **Action:** Adopt,

Moved by Vice Mayor Chris Shay, **Seconded by** Mayor Brent Stanley.

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

Yes: Council Member Scott Black, Council Member Steve Keegan, Council Member Doug McCauley, Mayor Brent Stanley, Vice Mayor Chris Shay.

Mayor Stanley announced that Ordinance No. **2022-46** has been adopted.

RESOLUTIONS

There was none.

ADMINISTRATIVE REPORT

Mr. LaBenne gave the following report:

- The Rhodes annexation will be ready for a first reading at the next meeting.
- Fiber to the City: Work has mainly focused on the aerial installation of their fiber, and underground work has slowed as they work through sub-division easements and fiber in the right-of-way -vs.- following other existing underground utilities. Resident's complaints have been minor, and we have been able to talk them through the explanation. When Omni is doing underground in the subdivision, everything is buried. Mr. Fiser has spent a fair amount of time researching our records and records at the courthouse to assist Omni with their location design. He and Electric Superintendent Lachner have been invaluable in making sure our and our resident's infrastructure is kept safe, and Omni has been receptive and so far has had no issues with ensuring this work is done the best way possible. We have a meeting this week with Omni leadership.
- Small Nation visited and toured the City, meeting with some of our business and building owners and discussing strategies and next steps. Their assessment and a few conceptual drawings of downtown should be completed in about three to four weeks. This assessment will tie in to the Capstone Project next year. We are hoping for low to no cost.
- While we are on the topic of downtown - the new Sandco's Sweeties façade improvements have been completed (with some funding from ClydeScope) and their signage added - and has announced on Social Media they will be opening next year with ice cream and old fashion candy as their main focus. No specific date or month was specified for an expected opening. Sandco has truly been a great addition to Clyde – moving their main facility here a few years ago, renting Heritage Hall for a Life Enrichment Center, purchasing and renovating a downtown building for use as a storefront, and donating their wall for a public art project (Paden Lane Mural), their investment in Clyde has really benefitted the community and I can't thank them enough for what they have done for this City.
- We are closer to an agreement with a gas aggregation supplier – this is an AMP led effort to bring as many communities into the fold as possible to get the best deal for structured pricing – as it stands we will hopefully lock in .15 cents below what Columbia Gas will be at, but we will be variable until March of 2023 (no one will commit to a fixed rate). April 2023 and beyond, it sounds like we will be able to start with a fixed rate of around \$.830-\$.860 per CCF (Centum Cubic Feet). If all goes well the execution date will be tomorrow (September 7th) and the contract will start in December. This is all due to the bankruptcy of the previous gas aggregation supplier. Being with AMP helps us to get the best possible pricing.

- We will be contracting with a local company for property remediation – the private market can take care of these properties faster and cheaper than the government can and we look forward to getting some messes cleaned up and submitting the bills to the owner for payment. We are hoping to get two to three properties cleaned up in the next few weeks. We will continue talking to people and trying to work with them, to avoid getting to the punitive part.
- The 2022 Paving Project is set to start in late September – Mason, Mulberry (sections from Woodland to the bridge repair and Mulberry to Maple), Mechanic, South to Mulberry, White, Arch to Church, Sherman, Elm to Church, Fairhome to Helen, Bertha, Lemmon, Yost, and Brown St. This will be posted online.
- Small City Grant - we have been awarded \$530,400 for the Maple/Race Street Roadway improvements. This amount will be added to the TAP/Safety Grant (\$215,000) that we were awarded back in May. At \$745,400, these awards will fund roughly 75% of this project. Mr. Fiser knew that he presented a great case for us to get this grant – but the sheer amount of this grant surprised even him (although this is not the largest grant he has facilitated).
- There is quite a bit more in the works but I will save it because I love surprises.

FINANCE DIRECTOR'S REPORT

Mr. Weasner gave the following report:

- Revenues and expenses are on target
- General Fund Cash balance is \$1 mil greater than this time in 2021
- Water Fund Cash balance is \$471,000+ greater than this time in 2021
- Sewer Fund Cash balance is \$43,000 greater than this time in 2021
- Electric Fund Cash balance is \$792,000 greater than this time in 2021
- Income Tax Collections in July are increased by \$331,000; Whirlpool's new calculating is to our benefit
- Interest Income is \$12,6000+, in great part due to Star Ohio contributions

Julian & Grube conducted the audit the week of 8/29/2022. All went well and the staff did well pulling all information that was needed.

2023 budget requests have been received.

The Finance parking lot has been re-surfaced and it will be re-striped soon.

The Citywide trash drop off is scheduled for 10/14 and 10/15/2022. Costs in recent years were \$3,500 in 2021 and \$7,000 in 2019 through Cyclone. The price is based on weight. Cyclone has agreed to do this again this year. City staff will be scheduled to work that weekend as needed. \$10,000 is allocated in the budget for this purpose. This is for Clyde residents only.

Mr. McCauley questioned if a suggestion was made last year to hold this collection every other year instead of every year (yes, this will be re-evaluated after this year).

Mr. Keegan offered a reminder of a suggestion to hold this collection the weekend after the citywide garage sales in July.

COUNCIL REMARKS

Mr. Keegan questioned if needed areas in the alley streetway were patched by the City (yes).

Mr. Keegan congratulated the Clyde High School football team. They work hard, have a 2-1 record and he is proud of them. He also offered congratulations to the cheerleaders and the band.

Mr. McCauley feels students are starting to get back to a sense of normalcy. All activities are very valuable and build character.

Mr. McCauley stated it is good to see positive financial balances.

Mr. McCauley offered thanks to Mr. LaBenne and Mr. Winke for their diligence and hard work to enforce Ordinances.

Mr. Shay questioned if the private service that is being hired for property clean-up will also address the small trees that are starting to grow (this is Phase 1 and only includes grass clean-up at this time).

Mr. Shay offered commendations to Paul Fiser for continuing to work hard and making Clyde great.

Mr. Black has seen the progress of the mural on Paden Lane and it looks nice. He would like to see more of them in Clyde (we have some ideas; lights and benches are coming and all are already funded).

Mr. Shay commended the painter of the mural for taking time to talk to visitors, educate them and explain what she is doing.

Mayor Stanley questioned what is the goal to have the internet fiber activated (the goal is the end of the year; they have gotten permits to go door to door for marketing).

Mayor Stanley requested additional information for the gas aggregation (okay).

Mayor Stanley questioned if the 2022 paving will be done yet this year (yes).

Mr. Keegan questioned if the Woodland Avenue sewer project will be done yet this year (no, it will probably start next spring).

Mr. McCauley questioned if more work will be done to clean the back area of 209 S. Main, the Bennett property (they are getting a quote to get the roofing done).

MOTIONS

Motion: To enter into an executive session at 8:05 p.m. to discuss the possible investment or expenditure of public funds to be made in connection with an economic development,

Action: Enter Closed Session,

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

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

Yes: Council Member Steve Keegan, Council Member Doug McCauley, Mayor Brent Stanley, Vice Mayor Chris Shay, Council Member Scott Black.

ADJOURNMENT

Motion: to adjourn the Executive Session at 9:01 p.m., **Action:** Adjourn,

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

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

Yes: Council Member Doug McCauley, Mayor Brent Stanley, Vice Mayor Chris Shay, Council Member Scott Black, Council Member Steve Keegan.

Motion: to adjourn the regular meeting at 9:02 p.m., **Action:** Adjourn,

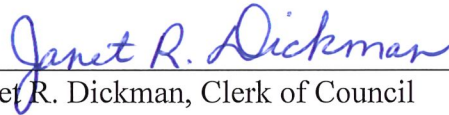
Moved by Mayor Brent Stanley, **Seconded by** Vice Mayor Chris Shay.

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

Yes: Mayor Brent Stanley, Vice Mayor Chris Shay, Council Member Scott Black, Council Member Steve Keegan, Council Member Doug McCauley.



Brent Stanley, Mayor



Janet R. Dickman, Clerk of Council

CITY OF CLYDE

COUNCIL MEETING

Date: Tuesday Sept. 6, 2022 Regular Session

Visitors – PLEASE SIGN IN:

1. Ben Beard

2. Gary Smith

3. Ken Winke

4. _____

5. _____

6. _____

7. _____

8. _____

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10. _____

11. _____

12. _____

13. _____

14. _____

15. _____