

CLYDE CITY COUNCIL
Regular Session – September 20, 2022

Clyde City Council met at 7:00 p.m. on Tuesday, September 20, 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)
Deputy Clerk Jackie Hoppe (Not voting)
Finance Director Frank Weasner (Not voting)
Solicitor Zachary Selvey (Not voting)

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 September 6, 2022 regular session of council were distributed for review prior to this meeting. There were no corrections.

Motion: to approve the minutes of the September 6, 2022 regular session of council as written,

Action: Approve,

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

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.

DISCUSSION OF PENDING OLD BUSINESS

There was none.

CORRESPONDENCE

There was none.

Visitors:

Exchange Club/Halloween Parade – Mike Billings and Kelly Streaker reviewed their Halloween parade budget that was distributed with the agenda packet. The Exchange Club has coordinated the Halloween parade for many years. They follow a tight budget and always maintain a balance that would allow for one more parade, if the donation support from the City would no longer be

available. Last year's parade was slim due to COVID. They are asking for a donation of \$2,000.00.

Mr. Keegan has observed that no matter what type of weather we have on the day of the Clyde Halloween Parade, there are always many people who attend. The Halloween Parade is a good parade and he always supports it.

Mr. McCauley offered thanks for the Exchange Club members' time and effort to have this parade, which is a top community event. Mr. McCauley's family always participates in the parade and they look forward to it. He supports this request.

Mr. Shay appreciates their budget and their transparency in how the money is spent. He appreciates all the volunteers. He offers his full support of this request.

Mr. Black offered his thanks and feels they do an excellent job. He offered thanks for the budget and for planning one year ahead.

Mayor Stanley echoes all comments.

Mr. LaBenne stated this is his favorite time of year.

FIRST READING ORDINANCES

2022-51 AN ORDINANCE RE-ESTABLISHING THE CITY OF CLYDE, OHIO BUILDING DEPARTMENT AND DECLARING AN EMERGENCY.

Ordinance No. **2022-51** was read in its entirety.

Mr. LaBenne noted this is the first of three Ordinances on tonight's agenda that will be to establish building codes.

Mr. McCauley questioned the phrase of "re-establishing" our building codes (we had one prior, but it was unused).

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

By poll of Council, Ordinance No. **2022-51** was read by title only for its second reading.

Motion: to adopt Ordinance No. **2022-51**, **Action:** Adopt,

Moved by Vice Mayor Chris Shay, **Seconded by** Council Member Doug McCauley.

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. **2022-51** has been adopted.

2022-52 AN ORDINANCE REQUESTING CERTIFICATION TO ENFORCE THE OHIO STATE BUILDING CODES WITHIN THE CITY OF CLYDE AND DECLARING AN EMERGENCY.

Ordinance No. **2022-52** was read in its entirety.

Mr. LaBenne explained that this Ordinance will let us submit for commercial, not residential, permits. This will expedite the issuance of the permit faster. He introduced visitor Ryan Anstead of Anstead Construction.

Mr. Anstead stated that it can take two to three months to get a permit from the state of Ohio; getting the same type of permit from Sandusky County can take two to three weeks. Additionally, the State does not respond to calls or emails for questions about permits, but questions are addressed quickly by the county.

Mr. McCauley wanted to clarify that this certification would be for the City, not for one person (correct). This would streamline the process.

Mr. Selvey noted this type of Ordinance was presented to Council before, but at that time the County was not yet established. At that time, the State was still effective with the processing of permits, unlike the concerns with the State that have been voiced tonight. The County now has one year of experience.

Mr. Shay agreed this would streamline the process. This issue is one of the reasons he ran for Council.

Mr. Black stated if this will eliminate red tape and will still do the process the proper way, he feels this is a good way to do it.

Mayor Stanley echoes these comments. We want to make the process easier. He offered thanks.

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** Vice Mayor Chris Shay.

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.

By poll of Council, Ordinance No. **2022-52** was read by title only for its second reading.

Motion: to adopt Ordinance No. **2022-52**, **Action:** Adopt,

Moved by Council Member Doug McCauley, **Seconded by** Vice Mayor Chris Shay.

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.

Mayor Stanley announced that Ordinance No. **2022-52** has been adopted.

2022-53 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO CONTRACT WITH SANDUSKY COUNTY TO PROVIDE BUILDING CODE SERVICES FOR COMMERCIAL PROJECTS IN THE CITY OF CLYDE AND DECLARING AN EMERGENCY.

Ordinance No. **2022-53** was read in its entirety.

Mr. LaBenne stated this is the last piece for this building code process. With this process, once the contract is approved by the State the contractor will submit their contract to the County. If needed, we can re-evaluate in the future if we want to remain with the County or go back to the State.

Mr. Keegan questioned if there is any cost to the City to have the contract with the County (there are currently no plans for any fees to the City).

Mr. McCauley questioned the timeframe of submitting this request to the State and getting it approved (unknown).

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

By poll of Council, Ordinance No. **2022-53** was read by title only for its second reading.

Motion: to adopt Ordinance No. **2022-53**, **Action:** Adopt,

Moved by Vice Mayor Chris Shay, **Seconded by** Council Member Doug McCauley.

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. **2022-53** has been adopted.

2022-54 AN ORDINANCE AUTHORIZING THE CREATION OF THE CLYDE DEVELOPMENT AUTHORITY AND DECLARING AN EMERGENCY.

Ordinance No. **2022-54** was read in its entirety.

Mr. LaBenne has researched this for a few months. A development authority is usually seen in larger cities, like Toledo and in Lucas County, however they are showing up in smaller communities too. This would be a good tool for us to use for abatements, exemptions, etc. Mr. LaBenne does not anticipate large sums of funds to channel through this.

Mr. Keegan supports this, especially with Mr. Weasner being on board.

Mr. McCauley has looked into this; he is unsure why this is not being used more by municipalities. He questioned how these tax abatements would affect our public schools (it would be similar to our CRA). Mr. McCauley would prefer that the Board members for this authority would be residents of Clyde (yes, they would need to live or work in Clyde for a minimum of three years). Mr. McCauley questioned the funding for the start-up of this program (this is still being reviewed, but the seed money will come from the City).

Mr. Shay is excited to see the potential on how this could benefit the City.

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** 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. **2022-54** was read by title only for its second reading.

Mr. Shay inquired if the City is in a financial position to provide the seed money (yes).

Motion: to adopt Ordinance No. **2022-54**, **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: 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. **2022-54** has been adopted.

2022-55 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH MURPHY TRACTOR & EQUIPMENT OF PERRYSBURG,

OHIO FOR THE PURCHASE OF A NEW JOHN DEERE 50G COMPACT EXCAVATOR FOR THE ENVIRONMENTAL SERVICES DEPARTMENT IN THE CITY OF CLYDE; APPROPRIATING FUNDS AND AUTHORIZING THE EXPENDITURE OF MONEYS THEREFOR AND DECLARING AN EMERGENCY.

Ordinance No. **2022-55** was read in its entirety.

Mr. LaBenne stated this is an equipment swap. He appreciates Mr. Rohrbach's work to get the state pricing and to find the equipment.

Mr. Rohrbach explained a capital purchase was approved in the 2022 budget. He was unsuccessful in being able to purchase the equipment that was approved, but he can get this equipment as a swap. This Ordinance is listed as an emergency because the price of this equipment will go up in October. This excavator is smaller than a backhoe. They frequently borrow equipment from another department, but this will be a better size for their work. Included in the quoted price is the bucket and warranties.

Mr. Keegan inquired if there will be room in the new building to store this equipment (yes).

Mr. McCauley questioned the price for this equipment and the approved budgeted amount (\$125,000 was approved in the budget; price for this equipment is \$107,000).

Mayor Stanley asked if the equipment would only be used in small areas (it will be used in small areas and also be used in open areas).

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** Vice Mayor Chris Shay.

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. **2022-55** was read by title only for its second reading.

Motion: to adopt Ordinance No. **2022-55**, **Action:** Adopt,

Moved by Council Member Doug McCauley, **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. **2022-55** has been adopted.

2022-56 AN ORDINANCE ACCEPTING THE APPLICATION OF FREEHOLDERS OF GREEN CREEK TOWNSHIP, SANDUSKY COUNTY, OHIO FOR ANNEXATION OF A

14.8419 –ACRE PARCEL SITUATED ADJACENT TO THE CITY OF CLYDE AND IS PART OF NORTHWEST QUARTER (NW1/4) OF SECTION TWENTY-FIVE (25), TOWN-FOUR (4) NORTH, RANGE-SIXTEEN (16) EAST, GREEN CREEK TOWNSHIP, SANDUSKY COUNTY, OHIO. (John W. & Carolyn R. Rhodes)

Ordinance No. **2022-56** was read in its entirety.

Mr. Selvey disclosed that his partner at his law firm worked on this annexation. He explained that Clyde will get a portion of the taxes for the next twelve years with Green Creek, unless the Green Creek fiscal officer would agree to a lump sum.

Mr. Keegan will abstain from this vote because this land abuts to property he owns.

Mayor Stanley announced that Ordinance No. **2022-56** had its first reading.

SECOND READING ORDINANCES

There were none.

RESOLUTIONS

2022-57 A RESOLUTION ENACTED BY THE CITY OF CLYDE, SANDUSKY COUNTY, OHIO, HEREINAFTER TO AS THE LOCAL PUBLIC AGENCY (LPA).

Resolution No. **2022-57** was read in its entirety.

Mr. LaBenne explained a Resolution of this type is needed every three to five years. This Resolution is the same as in the past. This is for annual bridge inspection.

Motion: to pass Resolution No. **2022-57**, **Action:** Pass,

Moved by Vice Mayor Chris Shay, **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 Resolution No. **2022-57** passed.

2022-58 A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH BONDED CHEMICALS, INC. OF COLUMBUS, OHIO FOR A CONTRACT TO PURCHASE FERRIC CHLORIDE IN THE YEAR 2023 FOR THE WATER TREATMENT PLANT.

Resolution No. **2022-58** was read in its entirety.

Superintendent Phil Farrar reviewed this contract for iron salt. Every fall this goes out for quotes. This year's price was \$632/dry ton; the quote for next year is \$1,280/dry ton. The increase is partially due to increased diesel fuel costs and staffing shortages. This is the closet company to

us, to purchase this item from. Although there are other companies offering a cheaper price, we would then have to pay for transportation and hazardous materials transportation fees. We cannot treat our water without this. This company is not taking new customers, so if we would switch to another company for any reason, we would not be able to come back to this company. Other chemicals used in this department have increased in price by the normal two to five percent, not a dramatic increase like this one. Mr. Farrar has tried this year and previous years to bypass the distributor and buy directly from the maker, but this has not been possible the past two years.

Council thanked Mr. Farrar for his explanation.

Motion: to pass Resolution No. **2022-58**, **Action:** Pass,

Moved by Vice Mayor Chris Shay, **Seconded by** Council Member Doug McCauley.

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 Resolution No. **2022-58** passed.

2022-59 A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH WELLINGTON IMPLEMENT FOR A NEW TOWMASTER T-16T TILT BED TRAILER FOR THE ENVIRONMENTAL SERVICES DEPARTMENT.

Resolution No. **2022-59** was read in its entirety.

Mr. LaBenne explained this purchase is a trailer to use with the new excavator.

Mr. Shay appreciates when we can buy something locally.

Mayor Stanley questioned if the trailer with the excavator on it, will fit through the doors of the storage building (yes).

Motion: to pass Resolution No. **2022-59**, **Action:** Adjourn,

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

Mayor Stanley announced that Resolution No. **2022-59** passed.

ADMINISTRATIVE REPORT

Mr. LaBenne gave the following report:

- Met with OMNI last week to discuss some issues such as easements, guide wires, etc. and to come to some resolution; solicitor permits will be obtained prior to going door/door in town for the new fiber; they currently have \$3.8 mil invested, with a total project cost of

\$7.5 mil. We will look at leveraging OMNI for our cost sharing agreements on how to get into Fremont, and connecting our systems to the police and records management, with a direct line to the county and to Fremont at no cost instead of about \$2,000/month.

- We are doing an impact study (at no cost) on AEP electric systems, and also on our side to determine capacity and possibility for growth
- We are looking to replace two picnic table shelter houses at Community Park and adding two of these shelter houses at Cherry Street Park; we got a Sandusky County Communities Foundation Grant for \$3,556.26 to pay for the picnic tables for all of the shelter houses.

FINANCE DIRECTOR'S REPORT

Mr. Weasner reported the following updates:

- Julian & Grube will be in tomorrow to collect a few more things for their audit review.
- City wide clean-up/drop off is scheduled for 10/14 and 10/15 – notices are going to be in utility bills

COUNCIL REMARKS

Mr. Keegan is proud of the Fair Board and their success with the fair last weekend. He observed some confusion with the ride tickets, but that got worked out. He offered thanks to the many who helped with the fair.

Mr. McCauley offered thanks to all involved with the Fair and noted the fair takes year-long planning to put it together.

Mr. McCauley has heard positive comments regarding the clean-up that has occurred at the property on the corner of Cherry/Church Streets.

Mr. Shay appreciates all the work that goes into cleaning up these properties.

Mr. Shay mentioned the guide wires for the fiber network that are on properties and he questioned if Omni will be addressing this (this is on Omni's punchlist and they will try to address this).

Mr. Shay did not hear of any problems associated with the fair over the weekend, except for a vehicle that hit a park bench. The fair was very successful. This was Mr. Shay's first time participating in the go-kart race and he enjoyed it. He noted there are so many involved to offer thanks to.

Mr. Black offered thanks to the Fair Board and he offered thanks to Jim Greenslade who did an outstanding job in taking over the car show for the first time.

Mayor Stanley echoes all comments regarding the fair. He noted the vendors said they had a lot of customers.

Mayor Stanley questioned the start date for Omni fiber internet (as soon as possible; they are still

hanging wires and placing wires underground; they are still working on easements).

Mayor Stanley inquired if the AEP impact analysis is an annual report (no, this analysis was done at our request).

By poll of Council and Administration the work session on September 27, 2022 is cancelled.

MOTIONS

Motion: to donate \$2,000 to the Clyde Exchange Club for the 2022 Halloween Parade,

Action: Donate,

Moved by Council Member Doug McCauley, **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 enter into an executive session at 8:33 p.m. to discuss the possible investment or expenditure of public funds to be made in connection with an economic development,

Action: Donate,

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.

ADJOURNMENT

Motion: to adjourn the executive session at 9:30 p.m., **Action:** Adjourn,

Moved by Mayor Brent Stanley, **Seconded by** Council Member Scott Black.

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.

Motion: to adjourn the regular meeting at 9:31 p.m., **Action:** Adjourn,

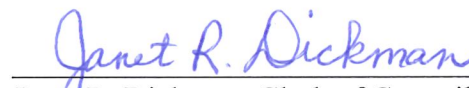
Moved by Mayor Brent Stanley, **Seconded by** Council Member Scott Black.

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.



Brent Stanley, Mayor


Janet R. Dickman, Clerk of Council

CITY OF CLYDE

COUNCIL MEETING

Date: Tuesday September 20, 2022 regular session

Visitors – PLEASE SIGN IN:

1. Ryan Austen
2. Jim Rohrbach
3. Mike Butts
4. Kelly Stricker
5. Bill Brown
6. Cory Smith
7. Brent & Heather Arnett
8. _____
9. _____
10. _____
11. _____
12. _____
13. _____
14. _____
15. _____