

CLYDE CITY COUNCIL
Special Session - Reorganization of Council
January 3, 2023

Clyde City Council held a special session at 6:30 p.m. on January 3, 2023 in Council Chambers of the Municipal Building, 222 N. Main Street, Clyde, Ohio for the sole purpose of holding the reorganization meeting. City Solicitor Zachary Selvey called the meeting to order.

Roll Call.

Present: Council Member Scott Black
Council Member Steve Keegan
Council Member Chris Shay
Council Member Brent Stanley
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)

Absent/

Excused: Council Member Doug McCauley

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

SETTING SALARIES OF COUNCIL

Mr. Selvey noted the Charter says the Council salaries are set by Council. He explained the option to increase the salary as referenced in legislation from 2007 and a stipulation that the increase should not be applied to members in the middle of their term.

Mr. Shay feels this increase will rectify a mistake that was made in 2007; he does not consider this a "raise." Mr. Black agrees.

Mr. Selvey noted that all Council minutes since 2007 show that Council voted to keep the Council salaries the same. He will ask the Ohio Ethics Commission to weigh in on this vote.

Mr. Stanley asked if the Attorney General could also be asked to weigh in (yes, we can ask but they may not weigh in because Clyde is a charter city).

Motion: to increase Council salaries to \$400/month paid bi-weekly effective immediately, **Action:** Approve,

Moved by Council Member Chris Shay, **Seconded by** Council Member Scott Black.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4).

Yes: Council Member Brent Stanley, Council Member Chris Shay, Council Member Scott Black, Council Member Steve Keegan.

SETTING SALARY OF MAYOR

Mr. Selvey stated that the salary of the Mayor is also set by a Charter provision and is currently at the maximum amount allowed. It was confirmed this salary is paid in addition to the Council salary the Mayor will receive.

Motion: to keep the Mayor salary the same in 2023 as it was in 2022, **Action:** Approve,
Moved by Council Member Brent Stanley, **Seconded by** Council Member Steve Keegan.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4).

Yes: Council Member Chris Shay, Council Member Scott Black, Council Member Steve Keegan, Council Member Brent Stanley.

The Vice Mayor's salary is set by Ordinance. No vote is necessary.

ELECTION OF MAYOR

Mr. Selvey opened the floor for nominations for Mayor.

Motion: to nominate Doug McCauley for Mayor, **Action:** Nominate,
Moved by Council Member Steve Keegan, **Seconded by** Council Member Chris Shay.

Mr. Keegan bases this nomination on the fact that Mr. McCauley received the most votes in the most recent Council election.

Vote: Motion carried by roll call vote (**summary:** Yes = 3, No = 1).

Yes: Council Member Scott Black, Council Member Steve Keegan, Council Member Chris Shay.

No: Council Member Brent Stanley

Doug McCauley elected as Mayor of Clyde for 2023.

ELECTION OF VICE MAYOR

Mr. Selvey, in the absence of the new Mayor Doug McCauley, opened the floor for nominations for Vice Mayor.

Motion: to nominate Scott Black for Vice Mayor, **Action:** Nominate,
Moved by Council Member Steve Keegan, **Seconded by** Council Member Chris Shay.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4).

Yes: Council Member Steve Keegan, Council Member Brent Stanley, Council Member Chris Shay, Council Member Scott Black.

Scott Black elected Vice Mayor of Clyde for the year 2023,

ASSIGNMENT OF COUNCIL SEATS

Vice Mayor Scott Black announced that Council members could retain the same seats, or numbers could be drawn for new seats.

Seat 1 – Steve Keegan

Seat 2 – Brent Stanley
Seat 3 – Doug McCauley
Seat 4 – Chris Shay
Seat 5 – Scott Black

Council members agreed to keep the same seat assignments.

ASSIGNMENT OF COUNCIL LIAISONS TO CITY DEPARTMENTS, BOARDS, COMMISSIONS AND COMMITTEES

Vice Mayor Scott Black announced that Council members could retain the same liaison assignments or changes could be made. Council members decided to currently leave assignments the same as in 2022. It was noted Mr. McCauley could request changes when he returns. It was also noted that the Mayor or Vice Mayor are requested to be the Council representative for Clydescope, however, Mr. Shay offered to continue in this role if Mr. McCauley would like him to.

Department Liaisons:

Fire - Keegan
Wastewater Treatment - Shay
Environmental Services - Keegan
Water Treatment - Black
General Services – Black
Parks & Cemetery - Stanley
Finance - McCauley
Police - Shay
Clyde Light & Power - Stanley

Boards & Commissions:

Investment Board – McCauley
Tax Incentive Rev Board – McCauley
County EDC – TBD (LaBenne)
Landscape Committee – Shay
Civil Service Commission - Black
Fair Board – Keegan
Recreation Board – Keegan
Planning Commission – Stanley
Board of Zoning Appeals – Shay
CRA Housing Council - Stanley

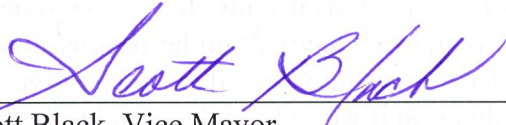
ADJOURNMENT

Motion: to adjourn the meeting at 6:52 p.m., **Action:** Adjourn,
Moved by Vice Mayor Scott Black, **Seconded by** Council Member Brent Stanley.

Vote: Motion carried by roll call vote (**summary:** Yes = 4).

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

*Prior to the beginning of the regular Council session, Mr. Selvey swore in the elected Vice Mayor.



Scott Black, Vice Mayor

Janet R. Dickman, Clerk of Council

CLYDE CITY COUNCIL
Regular Session – January 3, 2023

Clyde City Council met at 7:00 p.m. on Tuesday, January 3, 2023 in Council Chambers of the Municipal Building, 222 N. Main Street, Clyde, Ohio. Vice Mayor Scott Black called the meeting to order.

Roll Call.

Present: Vice Mayor Scott Black
Council Member Steve Keegan
Council Member Chris Shay
Council Member Brent Stanley
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)

Absent/

Excused: Mayor Doug McCauley

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 December 20, 2022 regular session of council were distributed for review prior to this meeting. There were no corrections.

Motion: to approve the minutes of the December 20, 2022 regular session of council as written,

Action: Approve,

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

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4).

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

DISCUSSION OF PENDING OLD BUSINESS

There was none.

CORRESPONDENCE

There was none.

Visitors:

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

FIRST READING ORDINANCES

2023-01 AN ORDINANCE REPEALING ORDINANCE 2001-43 TO STOP THE TRANSFER OF RECEIPTS ARISING FROM THE KILOWATT HOUR TAX FROM THE GENERAL FUND TO THE ELECTRIC FUND OF THE CITY OF CLYDE AND DECLARING AN EMERGENCY.

Ordinance No. **2023-01** was read in its entirety.

Mr. LaBenne explained this Ordinance is suspended almost every year. It has been used only five times since 2001. By repealing it, there will not be a need to suspend it each year. However, if we would ever want or need to use it again we could have legislature to enable us to use it.

Mr. Weasner is comfortable with repealing since it has not been used much. There is no need to revisit it each year.

Mr. Keegan questioned the annual amount of these receipts (approximately \$250,000-265,000).

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

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4).

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

By poll of Council, Ordinance No. **2023-01** was read by title only for its second reading.

Motion: to adopt Ordinance No. **2023-01**, **Action:** Adopt,

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

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4).

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

Vice Mayor Black announced that Ordinance No. **2023-01** has been adopted.

2023-02 AN ORDINANCE RATIFYING AND APPROVING ON BEHALF OF THE CITY OF CLYDE, OHIO THE CONTRACT REOPENER WITH BARGAINING UNIT A, LOCAL 1940, OHIO COUNCIL 8 OF THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO, FOR THE PERIOD EXPIRING ON DECEMBER 31, 2023 RELATIVE TO WAGES, BENEFITS AND EMPLOYMENT POLICIES GOVERNING CERTAIN EMPLOYEES OF THIS MUNICIPAL; AND DELCARING AN EMERGENCY.

Ordinance No. **2023-02** was read in its entirety.

Mr. LaBenne stated this applies to union bargaining unit A. All positions are listed, even if they are not currently filled, to keep them accurate in case the position is filled again in the future.

Vice Mayor Black 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 Brent Stanley, **Seconded by** Council Member Chris Shay.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4).

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

By poll of Council, Ordinance No. **2023-02** was read by title only for its second reading.

Motion: to adopt Ordinance No. **2023-02**, **Action:** Adopt,

Moved by Council Member Chris Shay, **Seconded by** Council Member Brent Stanley.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4).

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

Vice Mayor Black announced that Ordinance No. **2023-02** has been adopted.

2023-03 AN ORDINANCE RATIFYING AND APPROVING ON BEHALF OF THE CITY OF CLYDE, OHIO, THE CONTRACT REOPENER WITH BARGAINING UNITS B, C AND D, LOCAL 1940, OHIO COUNCIL 8 OF THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO, FOR THE PERIOD EXPIRING ON DECEMBER 31, 2023 RELATIVE TO WAGES, BENEFITS AND EMPLOYMENT POLICIES GOVERNING CERTAIN EMPLOYEES OF THIS MUNICIPAL; AND DECLARING AN EMERGENCY.

Ordinance No. **2023-03** was read in its entirety.

Mr. LaBenne stated this applies to union bargaining units B, C and D. The increase in wages is per usual.

Mr. Weasner stated the changes were reflected in the budget that was approved.

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

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4).

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

By poll of Council, Ordinance No. **2023-03** was read by title only for its second reading.

Motion: to adopt Ordinance No. **2023-03**, **Action:** Adopt,

Moved by Council Member Chris Shay, **Seconded by** Council Member Brent Stanley.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4).

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

Vice Mayor Black announced that Ordinance No. **2023-03** has been adopted.

2023-04 AN ORDINANCE ESTABLISHING WAGES AND OTHER CERTAIN BENEFITS FOR CLYDE LIGHT & POWER AND NON-BARGAINING/NON-UNION FULL-TIME PERSONNEL; AND DECLARING AN EMERGENCY.

Ordinance No. **2023-04** was read in its entirety.

Mr. LaBenne stated this applies to staff of Clyde Light & Power and any staff who are not in a union bargaining unit.

Mr. Keegan questioned how many staff this applies to (27 total; four who are not members of CL&P).

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

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4).

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

By poll of Council, Ordinance No. **2023-04** was read by title only for its second reading.

Motion: to adopt Ordinance No. **2023-04**, **Action:** Adopt,

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

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4).

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

Vice Mayor Black announced that Ordinance No. **2023-04** has been adopted.

2023-05 AN ORDINANCE ESTABLISHING WAGES AND OTHER CERTAIN BENEFITS FOR ADMINISTRATIVE PERSONNEL; AND DECLARING AN EMERGENCY.

Ordinance No. **2023-05** was read in its entirety.

Mr. LaBenne stated this is similar to the Ordinance for CL&P, however this is for Administrative staff who are non-union.

Vice Mayor Black 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 Chris Shay, **Seconded by** Council Member Brent Stanley.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4).

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

By poll of Council, Ordinance No. **2023-05** was read by title only for its second reading.

Motion: to adopt Ordinance No. **2023-05**, **Action:** Adopt,

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

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4).

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

Vice Mayor Black announced that Ordinance No. **2023-05** has been adopted.

2023-06 AN ORDINANCE ESTABLISHING SALARIES AND WAGES AND OTHER CERTAIN BENEFITS FOR CLYDE FIRE DEPARTMENT PERSONNEL; AND DECLARING AN EMERGENCY.

Ordinance No. **2023-06** was read in its entirety.

Mr. LaBenne explained adjustments were made to standardize some rates and to clear up some confusion.

Mr. Shay noted there was no increase for the positions of Fire Chief down to the Instructors (we need to review these positions). Mr. Shay questioned if this is done every five years (it can be done at any time).

Vice Mayor Black 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 Brent Stanley, **Seconded by** Council Member Chris Shay.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4).

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

By poll of Council, Ordinance No. **2023-06** was read by title only for its second reading.

Motion: to adopt Ordinance No. **2023-06**, **Action:** Adopt,

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

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4).

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

Vice Mayor Black announced that Ordinance No. **2023-06** has been adopted.

SECOND READING ORDINANCES

There were none.

RESOLUTIONS

There were none.

ADMINISTRATIVE REPORT

Mr. LaBenne gave the following report:

- Much time has been spent preparing the Ordinances for this evening and reviewing pay rates for accuracy
- OMNI fiber is working on splicing in fiber and signing up customers
- Frontier contacted us to begin installing fiber; a call is scheduled to discuss this
- Getting ready for the new year

FINANCE DIRECTOR'S REPORT

Mr. Weasner reported the following updates:

- Reviewed the financials for November
 - Revenues and expenditures are on target
 - General Fund cash balance is about \$838,000 greater than 2021
 - Water Fund cash balance is about a half million greater than 2021
 - Sewer Fund cash balance is less than 2021 due to unexpected expenses; however, the balance is still about \$1.6 mil so it is not a concern at this time
 - Electric Fund cash balance is in good shape
 - Income Tax collections are decreased by about \$134,000 for November; this is related to Whirlpool
 - Interest Income is greatly increased from \$1,170 to over \$30,000.
- Annual audits will be starting
- The beginning numbers for the 2023 budget look good

COUNCIL REMARKS

Mr. Keegan offered thanks to Vice Mayor Black for running this meeting tonight.

Mr. Keegan referenced the storm last week that was a storm like we have never seen before. He offered thanks to all City staff who went out in the terrible weather, including those who assisted

with the auto wreck on the turnpike. Clyde Light & Power residents did not lose power and he offered thanks for this. He has experienced extended periods with a loss of electrical power in the past and it is difficult.

Mr. Keegan questioned if there is a defibrillator available in the City Building (yes, possibly more than one; one in the Fire Department and one in the Police Department; Mr. LaBenne will look into getting one for Council Chambers).

Mr. Stanley referenced an area downtown that had a wire with the conduit broke off and the wires were sticking out (this was quickly taken care of; staff will look at possibly doing something different with this wire).

Mr. Stanley offered wishes for a Happy New Year, and a wish for residents to make this year better than last year.

Mr. Shay offered thoughts and prayers to Mr. McCauley and his family for their loss.

Mr. Shay feels Clyde is blessed with our safety service and utility workers. Although social media often shares complaints of power loss, Clyde experiences minimal loss and he offered kudos to CL&P. Also, it takes a strong person to deal with an accident scene like the one with the turnpike accident last week.

Vice Mayor Black offered wishes for a Happy New Year, with hopes this year will be bigger and better than last.

MOTIONS

Motion: To enter into an executive session at 7:55 p.m. to discuss the purchase of property for public purposes, **Action:** Enter Closed Session,

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

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4).

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

ADJOURNMENT

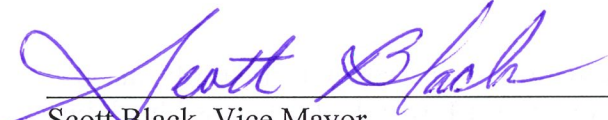
Motion: to adjourn the Executive Session at 8:35 p.m., **Action:** Adjourn,

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

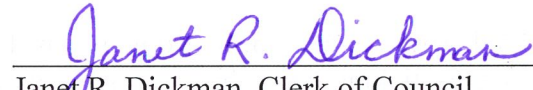
Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4).

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

Motion: to adjourn the regular meeting at 8:36 p.m., **Action:** Adjourn,
Moved by Council Member Steve Keegan, **Seconded by** Council Member Brent Stanley.
Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 4).
Yes: Vice Mayor Scott Black, Council Member Steve Keegan, Council Member Brent Stanley,
Council Member Chris Shay.



Scott Black, Vice Mayor



Janet R. Dickman, Clerk of Council

CITY OF CLYDE

COUNCIL MEETING

Date: Tuesday 1-3-2023 Regular Session

Visitors – PLEASE SIGN IN:

1. Paul Brown
2. Gary Smith
3. Gene Paul
4. _____
5. _____
6. _____
7. _____
8. _____
9. _____
10. _____
11. _____
12. _____
13. _____
14. _____
15. _____