

CLYDE CITY COUNCIL
Regular Session – February 21, 2023

Clyde City Council met at 7:00 p.m. on Tuesday, February 21, 2023 in Council Chambers of the Municipal Building, 222 N. Main Street, Clyde, Ohio. Mayor Doug McCauley called the meeting to order.

Roll Call.

Present: Mayor Doug McCauley
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)

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 7, 2023 regular session of council were distributed for review prior to this meeting. There were no corrections.

Motion: to approve the minutes of the February 7, 2023 regular session of council as written,

Action: Approve,

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

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

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

DISCUSSION OF PENDING OLD BUSINESS

Mr. Stanley questioned the status of the exposed conduit at the corner of Buckeye/Main Streets (they are still trying to figure out how to correct this; they may have to dig it up).

Mayor McCauley reported that Vice Mayor Scott Black will be the liaison for the Arts and Entertainment Commission.

CORRESPONDENCE

There was none.

Visitors:

Kristy Watkins has been a resident at 284 Ott Street for the past five years. Her family including her husband and four children would benefit from raising chickens. It would be a learning experience for their children and offer many other benefits, which she listed and detailed (a copy of her information is in the record book supplement). She asks that Council/Administration reconsider allowing chickens to be raised at private residences within the City limits.

Mr. LaBenne has not received any complaints at the City Building regarding this issue. He is here to enforce what is on our books/in our codes. Some would do a nice job and keep everything clean, others not so much. He is okay with either way, to allow or to ban chickens being raised within City limits. He noted the original ban occurred in 1985.

Mr. Keegan offered thanks for attending this meeting. He noted he previously lived in the neighborhood she lives in. He agrees with her comments. This situation would need to be policed so it would not get out of control. He feels there are more residents in favor of allowing than there are to ban it. He understands that the price of eggs has currently increased. He recommends scheduling a work session to further discuss this.

Mr. Stanley offered thanks. He agrees that further conversations need to be held, including how to control the situation. He feels the responsibility for policing of this situation could not be added to the Zoning Inspector.

Mr. Black offered thanks. He does not disagree with the points that Ms. Watkins has brought up. He also feels there is room to continue to look at this. By having a work session, there could also be an opportunity for those who support a ban to voice their opinions.

Mr. Shay has educated himself about raising chickens. He feels Ms. Watkins has outlined good and valid points. It would be those who would not follow the rules that would be the issue. If raising chickens is allowed there would need to be significant restrictions.

Mayor McCauley offered thanks. He stated Council is elected to govern the City, to make decisions for the best of the City as a whole, even if the decision is not agreed with by all residents. It would need to be discussed how this would be governed.

Ms. Watkins noted that Toledo allows this, but the resident is required to have a permit.

Mr. Gene Paul questioned if the issue to be discussed is only about chickens, or if it also includes livestock and swine (current discussions are only concerning chickens; we are trying to deal with contradictions in the codes, comparing 1956 to 1985).

Scott Miller, Sandusky County Commissioner, thinks highly of Clyde and feels we are doing a great job. He invited Council members to attend a Commissioner meeting at any time. He reviewed current topics being addressed, such as land bank (helping with vacant buildings), brown fields (areas with chemicals), drug task force (results are getting drugs out of our community). The county budget is strong; their EMS is in the top 1% of the country. He commended Clydescope

for being a good organization.

Mr. Stanley questioned the status of the 326 Vine Street property, which is a land bank property and it had caught fire. He questioned if this property will be taken care of as Mr. Stanley feels this is a safety concern for area children (this property is on the land bank list to be taken care of; he will ensure the building is secure until it is demolished).

Mr. Shay offered thanks and noted he is impressed with the drug task force results.

Mayor McCauley questioned how funds are appropriated for the land bank each year (grants). Mr. Miller noted the property is taken down to green space.

Mr. LaBenne noted the property at 419 Spring Street did come down today.

FIRST READING ORDINANCES

2023-28 AN ORDINANCE REPEALING SECTION 505.13 PERMIT REQUIRED TO KEEP LIVESTOCK AND SWINE OF THE CODIFIED ORDINANCES OF THE CITY OF CLYDE, OHIO, AND DECLARING AN EMERGENCY.

Ordinance No. **2023-28** was read in its entirety.

Mr. Stanley questioned if we are only cleaning up the wording for an Ordinance (yes, this is a “housekeeping” issue; if an Ordinance is later enacted to allow raising chickens, we would need to ensure that our zoning codes match that Ordinance).

Mayor McCauley agreed that cleaning up Ordinances and Codified Ordinances is something that needs to be done.

Mayor McCauley 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

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

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

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

By poll of Council, Ordinance No. **2023-28** was read by title only for its second reading.

Motion: to adopt Ordinance No. **2023-28**, **Action:** Adopt,

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

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

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

Mayor McCauley announced that Ordinance No. **2023-28** has been adopted.

2023-29 AN ORDINANCE REPEALING SECTION 933.05, "LESSOR AND LESSEE JOINTLY LIABLE" OF THE CODIFIED ORDINANCES OF THE CITY OF CLYDE, OHIO, AND DECLARING AN EMERGENCY.

Ordinance No. **2023-29** was read in its entirety.

Mr. LaBenne stated this Ordinance is also is a "housekeeping" issue, to remove a conflicting section.

Mayor McCauley 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 = 5).

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

By poll of Council, Ordinance No. **2023-29** was read by title only for its second reading.

Motion: to adopt Ordinance No. **2023-29**, **Action:** Adopt,

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

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

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

Mayor McCauley announced that Ordinance No. **2023-29** has been adopted.

2023-30 AN ORDINANCE AMENDING THE CITY-WIDE COMMUNITY REINVESTMENT AREA IN THE CITY OF CLYDE, OHIO, AND DECLARING AN EMERGENCY.

Ordinance No. **2023-30** was read in its entirety.

Mr. LaBenne explained this Ordinance will change the reinvestment area to residential only, for the time being. It can be amended as needed.

Mr. Keegan stated he has never been a fan of the reinvestment area policy. He would be okay if we did away with all of it. He does not want to discriminate against anyone.

Mayor McCauley likes that an amendment can be made as needed, depending on the current climate.

Mayor McCauley 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** Council Member Chris Shay.
Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).
Yes: Mayor Doug McCauley, Vice Mayor Scott Black, Council Member Chris Shay, Council Member Steve Keegan, Council Member Brent Stanley.

By poll of Council, Ordinance No. **2023-30** was read by title only for its second reading.

Motion: to adopt Ordinance No. **2023-30**, **Action:** Adopt,
Moved by Council Member Steve Keegan, **Seconded by** Council Member Chris Shay.
Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).
Yes: Vice Mayor Scott Black, Council Member Chris Shay, Council Member Steve Keegan, Council Member Brent Stanley, Mayor Doug McCauley,

Mayor McCauley announced that Ordinance No. **2023-30** has been adopted.

SECOND READING ORDINANCES

There was none.

RESOLUTIONS

There was none.

ADMINISTRATIVE REPORT

Mr. LaBenne gave the following report:

- There was one building demolition today; the structure at 306 Maple Street is scheduled for demolition on Monday.
- Website update will go live tomorrow; we are still working on updating some other items/areas
- The public work order system will also go live in the next few days
- Signed a MOU with the Health Department on our complete streets initiative we will be working on (Gibsonburg went through this)
- Information regarding a parking situation will be given to the Planning Commission to review; signage will also be discussed

FINANCE DIRECTOR'S REPORT

Mr. Weasner reported on the following items:

- Reviewed financials for January
 - General Fund Cash Balance is about \$900,000 higher than 2022
 - Water Fund Cash Balance is about \$600,000 higher than 2022
 - Sewer Fund Cash Balance is about \$38,000 less than 2022, but this fund is going in the right direction
 - Electric Fund Cash Balance is about \$1.3 mil higher than 2022
 - Interest Income is about \$40,000 compared to \$861 in 2022
- Budget is completed in new CMI software

- Meeting with CMI next week to go over the budget software tool
- UBS meeting went well
- Utility conversion did take place and additional employee training will take place

COUNCIL REMARKS

By poll of Council, a work session is scheduled for 2/28/2023 for an open forum discussion regarding raising chickens within City limits. No decision will be made at the work session.

Mr. Keegan questioned the status of the home that burned down on Bertha Avenue, resulting in a fatality (once the family has the opportunity to go thru the rubble, the property will be cleaned up).

Mr. Keegan questioned the status of the parking issues in a local subdivision (information will go before the Planning Commission; no enforcement of parking policies has occurred since the last Council meeting; a decision will not be made in accordance with “majority rules”). Mr. Keegan referenced a street that is 24 foot wide where parking is permitted on both sides of the street compared to the street in the subdivision that is 27 feet wide; he questioned why they cannot park on one side of this 27 foot wide street (parking restrictions are not based on the size of the street; not all streets are the same size). The Planning Commission will decide this matter; we need to have an objective review as the decision for this one street could possibly affect many other streets.

Mr. Stanley commented on weather predictions of icy conditions for the upcoming seven days. He knows our crews will do a good job to combat this weather and he encourages residents to be careful.

Mr. Shay questioned if an organization in Clyde is responsible for placing American flags on Main Street and on Route 20 (the Kiwanis did this until their group disbanded; now Clyde Career Women do this; business owners sponsor a flag being placed in front of their business).

Mr. Shay announced that Larry Petrie has ended his term on the Board of Zoning Appeals after many years of service. There is now an opening for a new member on the BZA.

Mayor McCauley recalled being sworn in as a Council member a year ago and noted he has learned a lot during the past year. He is a task oriented person and it has been a challenge for him to accept that government moves slow. However, he is seeing some results. He tries to educate residents regarding why it is going slow but things are getting done.

MOTIONS

Motion: To enter into an executive session at 8:05 p.m. for the sole purpose of the purchase or sale of property, **Action:** Enter Closed Session,

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

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

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

No further business will be conducted following the Executive Session.

ADJOURNMENT

Motion: to adjourn the Executive Session at 9:03 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 = 5).

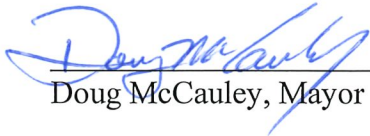
Yes: Council Member Steve Keegan, Council Member Brent Stanley, Mayor Doug McCauley, Vice Mayor Scott Black, Council Member Chris Shay.

Motion: to adjourn the regular meeting at 9:04 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 = 5).

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



Doug McCauley, Mayor



Janet R. Dickman, Clerk of Council

CITY OF CLYDE

COUNCIL MEETING

Date: Tuesday February 21, 2023 Regular session

Visitors – PLEASE SIGN IN:

1. Christie Watkins
2. Ben Brown
3. Bene Paul
4. Gary Smith
5. Scott Miller
6. Colin 37mu
7. _____
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10. _____
11. _____
12. _____
13. _____
14. _____
15. _____