

CLYDE CITY COUNCIL
Regular Session – May 2, 2023

Clyde City Council met at 7:00 p.m. on Tuesday, May 2, 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 April 18, 2023 regular session of council were distributed for review prior to this meeting. There were no corrections.

Motion: to approve the minutes of the April 18, 2023 regular session of council as written,

Action: Approve,

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

Vote: Motion passed (**summary:** Yes = 4, No = 0, Abstain = 1).

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

Abstain: Mayor Doug McCauley.

DISCUSSION OF PENDING OLD BUSINESS

Mr. Stanley questioned the status of repairing an underground conduit at the corner of Buckeye/Main Streets (Kiser did not give us a quote; we will look elsewhere to get a quote).

CORRESPONDENCE

- The family of Glenn Hackenburg expressed thanks for flowers sent as an expression of sympathy.

Visitors:

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

FIRST READING ORDINANCES

2023-48 AN ORDINANCE CREATING CHAPTER 349, "ABANDONED, DISABLED, AND JUNK VEHICLES" OF THE CODIFIED ORDINANCES OF THE CITY OF CLYDE, OHIO, AND DECLARING AN EMERGENCY.

Ordinance No. **2023-48** was read in its entirety.

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 Brent Stanley.

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.

Mr. Keegan questioned if this Ordinance could pertain to the abandoned gas station on Route 20, which now has junk vehicles on the property (yes, it could).

Mr. Shay questioned if there will be a grace period before enforcement (yes, that is included in the Ordinance).

Mayor McCauley brought this issue to Council five years ago. The junk cars keep adding up and some have been in the same spot for decades. The Ordinance will only be as strong as the enforcement. He hopes we can start to clean these areas up. There needs to be a visual standard for our community and that is important. This will address this standard.

Mr. LaBenne stated they will give the property owner a reasonable amount of time to address the issues. This Ordinance has always been on the books; processes were now added to address the issues.

By poll of Council, Ordinance No. **2023-48** was read by title only for its second reading.

Mr. Keegan questioned if the junk vehicles will be taken to the City impound lot; he stated it will not be fair to the residents who live in the trailer park of Town and Country Estates because the impound lot abuts the trailer park. He questioned if the impound lot for these vehicles could be moved to the junk yard (this will be looked at).

Mayor McCauley noted there will need to be an educational element for City residents before moving forward to implement these changes.

Motion: to adopt Ordinance No. **2023-48**, **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. **2023-48** has been adopted.

2023-49 AN ORDINANCE REPEALING AND RE-ENACTING CHAPTER 351 OF THE CODIFIED ORDINANCES OF THE CITY OF CLYDE, OHIO, AND DECLARING AN EMERGENCY.

Ordinance No. **2023-49** was read in its entirety.

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 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.

Mr. LaBenne stated there is some of the same language in this Ordinance, as there is in the previous Ordinance. There were some additions, some changes and a general clean-up of the process.

By poll of Council, Ordinance No. **2023-49** was read by title only for its second reading.

It was questioned if parking will be permitted in the median (no).

Motion: to adopt Ordinance No. **2023-49**, **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 Brent Stanley, Mayor Doug McCauley, Vice Mayor Scott Black, Council Member Chris Shay, Council Member Steve Keegan.

Mayor McCauley announced that Ordinance No. **2023-49** has been adopted.

2023-50 AN ORDINANCE REPEALING AND RE-ENACTING CHAPTER 1149 OF THE CODIFIED ORDINANCES OF THE CITY OF CLYDE, OHIO, AND DECLARING AN EMERGENCY.

Ordinance No. **2023-50** was read in its entirety.

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 Brent Stanley, **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.

Mayor McCauley stated this will clean up the issues of front yard parking, and addressing RV's that are parked and rarely used.

By poll of Council, Ordinance No. **2023-50** was read by title only for its second reading.

Motion: to adopt Ordinance No. **2023-50**, **Action:** Adopt,

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

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. **2023-50** has been adopted.

SECOND READING ORDINANCES

2023-36 AN ORDINANCE CREATING CHAPTER 506 OF THE CODIFIED ORDINANCES OF THE CITY OF CLYDE, OHIO, FOR THE PURPOSE OF REGULATING THE KEEPING OF BACKYARD CHICKENS.

Motion: to untable Ordinance No. **2023-36**, **Action:** Untable,

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

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.

By poll of Council, Ordinance No. **2023-36** was read by title only for its second reading.

Mr. Keegan knows that others have asked about this over the years; they were told "no" and there was no further discussion. The issue was recently brought up again. He feels the comments of opposition were much ado about nothing. There are ducks and geese at other places in Clyde; if this does not pass, maybe the residents should get ducks because ducks are all over the place.

Mr. Black commented that he gets ducks landing in his pool at his home.

Mr. Shay noted much time has been spent on this topic.

Motion: to adopt Ordinance No. **2023-36**, **Action:** FAILS,

Moved by Council Member Steve Keegan, **Seconded by** _____.

Mayor McCauley announced that Ordinance No. **2023-36** failed due to lack of a second motion.

RESOLUTIONS

2023-51 A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH FOUTS BROS OF MILLEDGEVILLE, GEORGIA FOR THE

PURCHASE OF A NEW 2023 FIRE TANKER/PUMPER TRUCK THROUGH NATIONAL PURCHASING PARTNERS (NPP) FOR THE CLYDE FIRE DEPARTMENT; APPROPRIATING FUNDS AND AUTHORIZING THE EXPENDITURE OF MONEYS THEREFOR; AND DIRECTING AND AUTHORIZING THE CITY MANAGER TO SECURE A FIVE (5) YEAR TERM NOTE TO FINANCE A PORTION OF THE PURCHASE PRICE OF SAID TRUCK.

Resolution No. **2023-51** was read in its entirety.

Mr. Keegan questioned if we have two tankers currently (yes). He questioned how old the current tankers are (the tank that will be replaced is a 1960 model, that was put on a 1993 truck). Mr. Keegan commended the Fire Department as they take good care of their trucks.

Mr. Stanley questioned if the compressor was fixed in the tanker that is being replaced (no, we cannot get parts for that compressor).

Mr. Black questioned if the old tanker truck will be sold on Gov.com or will it be kept for parts (it will be auctioned off).

Mayor McCauley commended the Fire Department for their incredible ability to hold this equipment together for a long time. We want to have the equipment we need, and if we have the money we need to get it.

Mr. LaBenne stated this purchase is long overdue. It is almost costing us more for the maintenance for this truck than it will cost to purchase a new one. He is glad the Fire Department vetted this new truck.

Motion: to pass Resolution No. **2023-51**, **Action:** Pass,

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

Mayor McCauley announced that Resolution No. **2023-51** passed.

2023-52 A RESOLUTION AUTHORIZING THE PURCHASE OF AN ALC-25 CHASSIS MOUNT LEAF COLLECTION SYSTEM FOR THE GENERAL SERVICES DEPARTMENT, APPROPRIATING FUNDS AND AUTHORIZING THE EXPENDITURE OF MONEYS THEREFORE.

Mr. Keegan noted this is equipment we need to provide these services and he is glad we can continue to provide these services. He noted not all communities provide this service.

Mr. Stanley stated this purchase was approved at the budget hearings last fall. This equipment will require only one person to operate it, instead of needing two staff members.

Mr. Black is glad we can get this equipment.

Mr. Shay appreciates this service.

Mayor McCauley echos Mr. Keegan's comments.

Mr. LaBenne stated we will keep the current equipment, although it does need some maintenance, to help in the fall during the busy time, to keep this service timely.

Motion: to pass Resolution No. **2023-52**, **Action:** Pass,

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.

Mayor McCauley announced that Resolution No. **2023-52** passed.

2023-53 A RESOLUTION AUTHORIZING THE PURCHASE OF A 2023 FORD F550 FOR THE ELECTRIC DEPARTMENT, APPROPRIATING FUNDS, AND AUTHORIZING THE EXPENDITURE OF MONEYS THEREFORE.

Resolution No. **2023-53** was read in its entirety.

Mr. Stanley noted the quote is addressed to Bill Hamilton, but questioned if it should in fact be for the electric department, Cory Lachner (yes).

Mayor McCauley feels this quote shows the inflated price of automobiles.

Mr. LaBenne stated this will replace a truck from 1998. This truck is used daily.

Motion: to pass Resolution No. **2023-53**, **Action:** Pass,

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

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.

Mayor McCauley announced that Resolution No. **2023-53** passed.

2023-54 A RESOLUTION AUTHORIZING THE PURCHASE OF A STEEL SERVICE BODY FOR THE ELECTRIC DEPARTMENT, APPROPRIATING FUNDS, AND AUTHORIZING THE EXPENDITURE OF MONEYS THEREFORE.

Resolution No. **2023-54** was read in its entirety.

Mr. LaBenne stated this is the bed for the truck that was just approved.

Motion: to pass Resolution No. **2023-54**, **Action:** Pass,

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

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 Resolution No. **2023-54** passed.

ADMINISTRATIVE REPORT

Mr. LaBenne gave the following report:

- He attended the Recreation Board meeting yesterday to evaluate it and see how it went. There was discussion on coming up with a plan for some ball diamonds and other things. He is interested to see what comes out for productivity for these meetings. They had two meetings in 2021, three in 2022, and so far two in 2023. As their talks continue, he reminded them it is up to them to come up with a plan and to make suggestions.
- He met with RGP today to talk about economic development. The Lemkuhl property was approved for industrial rezoning by the Planning Commission; this will come before Council in a Public Hearing soon. We are working with RGP and Jobs Ohio for the process on how to get that Jobs Ohio site certified since utilities are close. There are no environmental issues. Maybe help market that and get it sold quicker. Sites are seen to be shovel ready if they are Ohio Jobs site certified. There is some cost to that, we are not exactly sure, but it is interesting to walk through the steps and they will help with parceling off some of our other sites to make them look more attractive and to make sure things are moved a little quicker if possible.
- Nuisance property update was reviewed for multiple properties.
 - No update on 638 Vine Street; we are working getting services/accounts disabled because his 30 days window is coming up in a week and a half
 - 117 Spring Ave, waiting to close and everything getting in line to demo; then it will be sold
 - 326 Vine, corner of Mulberry and Vine, landbank property that got demoed; clean up continues; unsure what their plans are for the property
 - 385 Woodland added to the list today; it was sold last year; there is a Sandusky County demo notice from 2013 stapled to the door so we will demo; the owners are based in Puerto Rico
 - 165 East Cherry is on the list to be condemned
 - 209 S. Main Street; we will condemn if they are not going to do anything
 - 915 N. Main Street; the lawn is mowed, the taxes are paid, it has been empty for twenty years, the grass has overtaken the driveway; we will condemn it
 - 118 E. Buckeye, vacant with multiple structural issues; initial contact made with owner but they have not called back
 - 246 N. Church Street, we are still evaluating that one; someone is staying in it but there are multiple structural and other issues
 - We have quotes for demolition for almost all of these; we will stagger when we

- schedule them so that not everything is going on at one time
- 111 Bertha, we are waiting on the trust to be finalized as the paperwork needs to be signed; when we find out who the owner is we will begin the paperwork
- 120 E. Cherry; a list of tasks that need to be completed has been given to the owners attorney

Mr. Selvey clarified that Mr. LaBenne will begin the process to condemn as he does not have the authority to condemn the properties yet. Tonight's meeting is not an announcement of condemnation.

FINANCE DIRECTOR'S REPORT

Mr. Weasner reported the following for the March 2023 monthly financial report:

- Apologies for the report being sent late to Council, due to software problems
- Revenue and Expenditure Reports are on target
- General Fund Cash Balance is \$1.2 mil greater than 2022
- Water Fund Cash Balance is \$1.2 mil greater than 2022
- Sewer Fund Cash Balance is \$120,000 less than 2022; expenses have been up and there has not been a rate increase
- Electric Fund Cash Balance is \$2 mil greater than 2022
- Income Tax Collections are decreased by \$16,000; due to timing of annual taxes
- Interest Income is \$73,000 compared to \$2,000 in 2022.
- We are in good shape financially

COUNCIL REMARKS

Mr. Keegan remarked the street sweeper is a nice service. This is an expensive piece of equipment and he is glad to see it get used.

Mr. Stanley questioned the schedule for the street sweeper, also asking if every street in town is swept (it usually sweeps downtown on Wednesdays; we will get an answer tomorrow).

Mr. Stanley recalled a discussion last year whereby a damaged tennis court would be repaired and changed to a pickle ball court; is there a timeframe for the new court to be ready for use (unknown; parts have been ordered; will find out). It looks bad for this to go on for one year and not be completed yet.

Mr. Stanley referenced the Ordinances and Resolutions presented tonight to clean up Clyde. Also, approvals for buying equipment to keep Clyde clean. Council tries to do right with the City money. Although Council cannot do everything that everyone wants, we try to do what is right for the majority.

Mr. Black continues to hear comments of the need for a stop sign on C.R. 236 near the new truck stop.

Mr. Black again recommends having better lighting near Middle School for the school students who may be walking in that area before school starts.

Mr. Black confirmed that all legislation that was passed tonight for various purchases were approved at the budget hearings last fall. Council was aware of the amount of money that is to be spent.

Mr. Shay appreciates the aggressive stance against run down homes. This will be a fair and legal process. The presentation of the City is important.

Mr. Shay has heard a lot of inquiries about the need for a pickle ball court in Clyde.

Mayor McCauley noted Council receives reports from department superintendents with updates about their departments. He commended WWTP superintendent John Biggs for his assurance that jobs in his department have gotten done recently even though he has been short-handed with five employees out for extended lengths of time.

Mayor McCauley referenced a discussion during the budget hearing last fall regarding new lights for the ball diamonds. He has not seen a PO yet for the purchase of the lights, although it is now ball season. He stated this needs to be done timely.

Mayor McCauley stated there is much thought and editing that goes into the Ordinances and Resolutions that are brought before Council. The processes are being made applicable for the City to raise their standards. He offered thanks for the work that goes into this process.

MOTIONS

Motion: to enter into an executive session at 7:58 p.m. to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official and to consider the purchase or sale of property. , **Action:** Enter Closed Session, **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 Chris Shay, Council Member Steve Keegan, Council Member Brent Stanley, Mayor Doug McCauley, Vice Mayor Scott Black.

Mayor McCauley stated no further business will take place following the adjournment of the Executive Session.

ADJOURNMENT

Motion: to adjourn the executive session at 8:31 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).

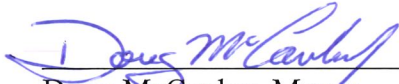
Yes: Council Member Steve Keegan, Council Member Brent Stanley, Mayor Doug McCauley, Vice Mayor Scott Black, Council Member Chris Shay.

Motion: to adjourn the regular meeting at 8:32 p.m., **Action:** Adjourn,

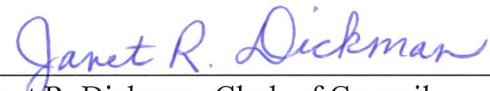
Moved by Council Member Steve Keegan, **Seconded by** Council Member Brent Stanley.

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 May 2, 2023 Regular Session

Visitors – PLEASE SIGN IN:

1. Michael Cleveland

2. Ronae Cleveland

3. Judy Hoffman

4. Perry Hill

5. Gene Paul

6. Ben Brown

7. Gary Smith

8. Christie Watkins

9. Brenda Gilbert

10. Paul Fiser

11. _____

12. _____

13. _____

14. _____

15. _____