

Village of Clinton
Regular Council Meeting Minutes
Of
Tuesday, May 16th, 2017

Mayor Knack called the meeting to order on Tuesday, May 16th, 2017 at 7:00 p.m. in the Clinton Village Hall. The Pledge of Allegiance was led by Mr. Bill Roemer and recited by all those present.

Roll Call: Council Members Present: Bonnie Dilworth, Janice Godwin, Bud McDaniel, Sharley Greer, and Marissa Gensimore.

Others Present: Leah Weirick, Fiscal Officer; Terry Siegenthaler, Street Superintendent; Mr. Daniel Hymes, and Mr. Bill Roemer.

Approval of Council Minutes: Mr. McDaniel motioned to approve the minutes as written. Ms. Dilworth seconded the motion.

Roll Call: Mrs. Godwin, Mr. McDaniel, Mrs. Greer, Mrs. Gensimore, and Ms. Dilworth all voted Aye, and the motion passed.

Solicitor's Report: No Report.

Police Report: No Report.

Fire Chief's Report:

On behalf of the Fire Chief, absent due to call duty, Mayor Knack introduced Mr. Daniel Hymes, whom he recommended to Council for hire as a Clinton firefighter and soon-to-be Emergency Medical Technician. Mr. Hymes listed fire, E.M.T., and paramedic training, as well as a current position with the City of New Franklin among his credentials.

Mrs. Godwin moved to add Mr. Hymes to the Clinton Fire Department, and Mr. McDaniel seconded the motion.

Roll Call: Mr. McDaniel, Mrs. Greer, Mrs. Gensimore, Ms. Dilworth, and Mrs. Godwin all voted Aye. The motion passed, and Mayor Knack and Council welcomed Mr. Hymes to Clinton.

Street Commissioner's Report:

Mr. Siegenthaler had spoken that day with Village Engineer Jim Sickels, who'd requested the following year's project be set for grant application submissions. Himself, Mr. Sickels, and Mayor Knack were in agreement that Cleveland-Massillon Road stood the best chance of garnering points toward the award of grant funds. Mr. Sickels estimated he would need to submit applications totaling \$150- \$200,000.00 to cover the cost of repairs to the specific area requiring attention.

Mayor Knack interjected to note that with grant awards in the aforementioned amounts, the Village could make \$250,000.00 worth of improvements at an out-of-pocket cost of \$50,000.00, which would be available in the budget. He recommended a First Reading passage for legislation in this regard.

While South Second and South Third Avenues had been paved, the alley adjoining them had not, nor had it been designed to withstand the wear and tear being inflicted by rubbish removal trucks. Changes in pickup routes and areas designated for refuse placement should occur.

Mr. Siegenthaler had alerted Mayor Knack to a railway spill, whose removal necessitated a volley of telephone calls.

He had obtained several estimates for correcting pipe-related sinkhole damage occurring at a Cleveland-Massillon Road residence, the least expensive of which, coming in at \$7,500.00, was provided by Miner Plumbing. The money saved on improvements to date left \$8- \$10,000.00 in permissive tax funds, which could be here applied.

Members of a Middle Street Church as well as a Cleveland-Massillon Road homeowner had sought Mr. Siegenthaler advice pertaining to recurrent water problems. Mr. McDaniel suggested in such instances that the Street Superintendent outsource to a professional. Liability issues, he explained.

Mrs. Greer then moved to authorize the grant application for the Cleveland-Massillon Road Project, and Ms. Dilworth seconded the motion.

Roll Call: Mr. McDaniel, Mrs. Greer, Mrs. Gensimore, Ms. Dilworth, and Mrs. Godwin all voted Aye, and the motion carried.

Mrs. Greer motioned to approve a contract with Miner Plumbing to do the sinkholes, and for catch basins for the sinkhole area on Cleveland-Massillon Road. Second by Mr. McDaniel.

In Discussion, Mr. McDaniel confirmed with Mr. Siegenthaler that work here would be taking place on Village property.

Roll Call: Mrs. Greer, Mrs. Gensimore, Ms. Dilworth, Mrs. Godwin, and Mr. McDaniel all voted Aye. Motion passed.

Mrs. Gensimore made a motion for the Mayor to contact the residents on Second and Third Avenues, to put their trash out on Second Avenue rather than the alley, and then to contact Kimble and inform them that they no longer are to go down the alley. Mr. McDaniel seconded the motion.

Roll Call: Mrs. Gensimore, Ms. Dilworth, Mrs. Godwin, Mr. McDaniel, and Mrs. Greer all voted Aye, and the motion passed.

Fiscal Officer's Report:

Mrs. Weirick noted that the month of April had been reconciled, and reports were in the packet. Also therein, Council would find a Transfer Resolution, authorizing the transfer of monies from the General Fund to the Streets Fund. \$150,000.00 of the \$300,000.00 total that had been budgeted for transfer would be thereby moved, to be applied toward the Village's upcoming paving projects.

Having received the approval of the Records Commission, the Records Retention Schedules had been sent and reviewed by the Ohio State Archives. They would from there be forwarded to the State Auditor, whose approval Council could anticipate that week.

Sifting through of the Mayor's Court, and Police records had gotten underway, with items eligible for a one-time disposal being listed on an RC-One.

Unfinished Business:

Mrs. Greer posed an inquiry as to any computer security items that may remain open, pertinent to insurance purposes. While Mayor Knack, Mr. McDaniel, and Mrs. Mayberry had met to discuss written information, security policies and procedures, Village Hall's laptop server still presented issues.

The Fiscal Officer confirmed that \$5,000.00 had previously been budgeted for the purchase and secure setup of an adequate machine and applicable software. Moving forward here would not require further authorization, as Council had approved the budget containing this allocation, or a motion be made, as the written minutes would serve as record.

Mrs. Greer suggested an update on progress here should appear on the agenda for the next meeting of Council.

Mayor's Communications:

Kurt Gardner, the Village's liaison and area manager for First Energy, had contacted Mayor Knack with a request the Village not proceed with a resolution opposing Zero Emission Nuclear Program legislation. Under the Z.E.N. program, all options for power generation, including nuclear, would remain open.

Revisiting the C.S.X. spill earlier described by the Street Superintendent, Mayor Knack confirmed that a mention of HAZMAT is generally the most effective method of resolving problems associated with the railroad. Answering Mr. McDaniel's query as to how long an interval that rail tracks can legally be blocked, Mr. Siegenthaler quoted 15 minutes, which must be timed by a police officer, God, or other authorized official.

Mr. Roemer advised Council that, having served on Summit County Council, he'd dealt multiple times with railroad backups. With County and State lawmakers unable to help, he'd had to address such issues at the federal level. He recommended the Mayor contact Mr. Tom Queen, Community Relations Coordinator for Congressman Jim Renacci. From there, an audience could be arranged with the Federal Railway Commission.

Mrs. Gensimore polled Mayor Knack for any further progress that had been made in communicating with the homeowner whose property Council was interested in re-parceling. He'd received no reply as of yet, and with no further contact information available, a second certified mailing of the original letter, or an interface with tenants, could be warranted.

Mrs. Gensimore then motioned to amend the agenda to combine Council Committee Reports and Council Communications, and Ms. Dilworth seconded the motion.

Roll Call: Mrs. Gensimore, Ms. Dilworth, and Mrs. Godwin each voted Aye; Mr. McDaniel voted Nay, and Mrs. Greer voted Aye. The motion passed.

In his Council Communications, Mr. McDaniel noted that Mrs. Susan Yovichin had furnished copies of the letter she'd authored arguing against dual watershed district representation for the Village of Clinton. This document could serve as a frame of reference should hearings at the County level make necessary a Village response.

Secondly, he would be unable to attend the R.I.T.A. meeting scheduled for June 14th. Council would need to select a delegate as well as designate an alternate.

Mrs. Greer moved to appoint Ms. Dilworth as delegate for the Regional Council of Governments. Second by Mr. McDaniel.

In Discussion, Mrs. Greer acquiesced to remaining on as an alternate representative.

Mr. McDaniel made note that Ms. Dilworth should attend the meeting. She affirmed she would be going. The fiscal officer confirmed that she would email R.I.T.A. with the change in delegates.

Roll Call: Ms. Dilworth, Mrs. Godwin, Mr. McDaniel, Mrs. Greer, and Mrs. Gensimore all voted Aye. Motion carried.

Mrs. Gensimore reminded Council that articles for the Community Newsletter were due for submission on the first of June and should be accompanied by photographs when possible.

Mrs. Greer had received a reply to her email requesting an update from the Land Bank on the status of the Second Avenue demolition project. That office's attorney was currently in the process of obtaining court ordered access to the property, required for an environmental assessment to be completed. Council would be notified once that had occurred and the Land Bank was gearing up for demolition.

She reported that that day's Laws and Ordinances Committee meeting had produced two motions to recommend two pieces of legislation to Council. The first of these, drawn up by the Village Solicitor, would be an Ordinance on Section 905.10 further prohibiting parking on sidewalks, and would be coming forward for the next Council meeting. Secondly, the Section called Rules had come under review, and several areas had been identified where changes were required. She would forward these items to the Village Solicitor for generation of legislation, which would then be presented to Council.

Citizens' Comments:

Mr. Bill Roemer, speaking for his ninth time at a Village of Clinton Council Meeting, had calculated that since he'd only used seven of his three minutes' allotted speaking time, another twenty of those remained. Serving on Summit County Council had delivered him to Clinton often in years past, and in that capacity, he'd been pleased to vote in support of the Village's sewer project. He was considering a run for the Ohio House 38th District, and would be available to answer any questions after this meeting's conclusion.

Legislation:

Third Readings

Resolution R-17-14

A Resolution authorizing the Mayor to execute a contract with the Walter Drane Company, attached as Exhibit A, for the codification update of the Village of Clinton laws and ordinances, in amount not to exceed \$6,400.00, and authorizing the Fiscal Officers to make payments for the same, and declaring an emergency.

Mr. McDaniel motioned to approve Resolution R-17-14, and Mrs. Godwin seconded the motion.

Roll Call: Mrs. Godwin, Mr. McDaniel, Mrs. Greer, Mrs. Gensimore, and Ms. Dilworth all voted Aye, and the motion passed.

Resolution R-17-15

A Resolution authorizing the Mayor to enter into an agreement with the County of Summit, for job creation and retention, and tax revenue sharing, and declaring an emergency.

Mr. McDaniel motioned to approve Resolution R-17-15, and Ms. Dilworth seconded the motion.

Roll Call: Mr. McDaniel, Mrs. Greer, Mrs. Gensimore, Ms. Dilworth, and Mrs. Godwin all voted Aye, and the motion passed.

First Readings

Ordinance O-17-16

An ordinance establishing a public records policy for the Village of Clinton.

Resolution R-17-17

A Resolution authorizing the transfer of funds from the General Fund to the Street Project Fund for the Village of Clinton and declaring an emergency.

Mrs. Greer moved to suspend the Three Reading Rule. Second by Mr. McDaniel.

Roll Call: Mrs. Gensimore, Ms. Dilworth, Mrs. Godwin, Mr. McDaniel, and Mrs. Greer all voted Aye. Motion carried.

Mrs. Greer motioned to adopt Resolution R-17-17, and Mr. McDaniel seconded the motion.

Roll Call: Mrs. Greer, Mrs. Gensimore, Ms. Dilworth, Mrs. Godwin, and Mr. McDaniel all voted Aye, and the motion passed.

New Business: None.

General Discussion:

Mr. McDaniel, despite some initial difficulties registering, had successfully entered and looked forward to what he hoped would be the first annual Akron Portage and Paddle Event.

Mr. Roemer commended Mayor Knack and Council on progress made by the Village. He was highly impressed to recall an instance where a streetlight repair was funded by a cellular telephone disconnect and credit extended by First Energy, and to have opportunity to juxtapose this with the \$150,000.00 fund transfer currently being made.

Presentation of Bills:

Ms. Dilworth moved to approve all of the Purchase Orders issued and invoices paid through 5/15. Second by Mrs. Gensimore.

Roll Call: Mr. McDaniel, Mrs. Greer, Mrs. Gensimore, Ms. Dilworth, and Mrs. Godwin all voted Aye. Motion passed.

Mr. McDaniel Motioned to adjourn. Meeting was adjourned.



Bud McDaniel, Council President



Mayor Allen Knack



Leah Weirick, Fiscal Officer