

**Village of Clinton**  
**Regular Council Meeting Minutes**  
**Of**  
**Thursday, July 6<sup>th</sup>, 2017**

Mayor Knack called the meeting to order on Thursday, July 6<sup>th</sup>, 2017 at 7:00 p.m. in the Clinton Village Hall. The Pledge of Allegiance was recited by all those present.

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

Others Present: Allen Knack, Mayor; Leah Weirick, Fiscal Officer; Marshal Pitchford, Village Solicitor; Scott Varney and Robert Bell

Approval of Council Minutes:

Ms. Dilworth motioned to accept the minutes, seconded by Mrs. Greer.

Roll Call: Mr. Goch and Mrs. Greer voted Aye; Mr. McDaniel and Mrs. Godwin Abstained; Ms. Dilworth and Mrs. Gensimore both voted Aye. Motion passed.

Solicitor's Report: No Report.

Police Report: No Report.

Fire Chief's Report: No Report.

Street Commissioner's Report: No Report.

Mayor's Report on Money Received: No Report.

Fiscal Officer's Report: No Report.

Unfinished Business:

Council determined that authorization to advertise the Community Yard Sale in the Akron Beacon Journal required neither motion nor vote. The Village could request an invoice be issued for the nominal fee involved.

Mayor's Communications:

Formal resignation correspondence had been received from Mrs. Susan Yovichin, ending her tenure on the Village's Board of Zoning Appeals and Planning Commission. Volunteers were being sought for appointment to the vacancies via post to the Village website and various other outlets.

Mayor Knack had received a traffic survey statistics writeup detailing findings from the placement of monitoring trailers throughout the Village. On North Street westbound, less than 1/2 of one percent of vehicles traveled at speeds over 39mph, with an average rate of 27mph. Eastbound, speeds over 40mph were assessed to approximately 1.35 percent of vehicles, with an average rate of 26mph. (One bicyclist, who shall remain

unnamed, attained himself a downhill velocity of 32mph.) Were Council and the Safety Committee interested in the purchase of a similar trailer, the Mayor had learned that prices begin around \$2000.00.

In a conversation with the New Franklin Police Department, he'd requested an increased presence, citing the Village's new street signs as one less excuse for speed violations.

At the urging of some correspondence he'd received, Mayor Knack had contacted NOPEC. Discord had occurred between that agency and First Energy over a \$50,000.00 check issued to the Village on the 27<sup>th</sup> of May, 2011. The grant funds, awarded for windows and furnaces, had been received and applied as specified.

The Village had received \$152,000.00 in Public Works Commission grant funding and 2018's Main Street Project was officially a "go". The Village Solicitor was reviewing approved legislation that awaited signature. Mayor Knack had also met with the Village Engineer and signed paperwork permitting that office to seek funding for the Cleveland-Massillon Road Project.

Mayor Knack anticipated a call from the Summit County Board of Economic Development. The Village, seeking funding for the construction of a walk linking the Towpath with the Vietnam Veterans' Memorial Wall, had two years prior been awarded money approved for use toward repairs for Village Hall, but not toward the walk. With those repairs complete, Mayor Knack was interested in revisiting approval for the walk.

Two complaints had been phoned in regarding fireworks. Ordinance 1519-04 prohibits possession, sale or discharge of fireworks within the Village, and State Law forbids personal use except in instances where permits have been issued.

Mayor Knack was flattered to be attending, along with that state's Senator, a memorial event in West Virginia sponsored by the Fallen Heroes Organization honoring a former New Franklin resident.

Mrs. Greer moved to combine Council Communications with Council Committee Reports, and Ms. Dilworth seconded the motion.

Roll Call: Mrs. Greer voted Aye; Mr. McDaniel voted Nay. Mrs. Godwin, Ms. Dilworth, Mrs. Gensimore, and Mr. Goch all voted Aye, passing the motion.

#### Council Communications and Committee Reports:

With items to consider and research to be conducted in preparation for the September meeting of the Finance Committee, Ms. Dilworth scheduled a preliminary meeting to occur on the 8<sup>th</sup> of August. She would also attend the Village's upcoming annual insurance review, from whence a quote would derive.

Mrs. Greer had received email from an attorney, requesting online access to the Village Ordinances. With the work of the Walter Drane Company not yet complete, and this not yet immediately tenable, her response appreciated his patience in the interim and advised that specific subject areas could be requested from Administration.

Alternatively, Clinton's hardbound Code Book was available for perusal during the business hours of Village Hall.

Mrs. Gensimore was disappointed in the heretofore unexplained nonappearance of the Community Newsletter.

Citizens' Comments:

Mr. Robert Bell expressed discontent with the police response he'd received after calling in regards to fireworks, was encouraged to provide the specific Section of the relevant Code in future summons.

Legislation:

Third Reading

Ordinance O-17-18

An Ordinance amending Codified Ordinance Chapter 905.10 entitled "Materials on Street or Sidewalk."

Mrs. Gensimore motioned to adopt Ordinance O-17-18. Second by Ms. Dilworth.

Discussion confirmed that this Ordinance was essentially rewording existing Village Code to be more in line with State provisions.

Solicitor Pitchford described the Amendment proposed by Mrs. Gensimore, which would add a Subsection C, stating: Owners, Occupants, or persons having care of any building or lot of land bordering on any street or sidewalk, for the purposes of maintenance, shall be permitted, on a sidewalk, the temporary use of ladders, scaffolding, and other such equipment during the course of working hours on a single day, so long as said items or equipment do not completely encumber and/or obstruct the walkway. Said equipment shall not be left unattended or unsecured. Mrs. Gensimore confirmed that this was her proposed Amendment, and Mrs. Godwin offered a second.

Discussion here determined that the importance of thorough research superseded the exigency of need for passage.

Mrs. Gensimore moved to table Ordinance O-17-18 until the first Council meeting in the month of August. Ms. Dilworth seconded the motion.

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

First Reading

Ordinance O-17-21

An Ordinance approving the editing and inclusion of certain Ordinances as parts of the various component codes of the Codified Ordinances of the Village of Clinton, Ohio, and declaring an emergency.

Mrs. Greer moved to suspend the Three Reading Rule, and Mrs. Gensimore seconded the motion.

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

Mrs. Greer motioned to adopt Ordinance O-17-21, and Mrs. Gensimore seconded.

Discussion clarified that this is a rather routine Ordinance put together and recommended by the Walter Drane Company, the vote of which upon, as a matter of legality, would bring the Village's Revised Code to conformity with State Law.

Roll Call: Ms. Dilworth, Mrs. Gensimore, Mr. Goch, Mrs. Greer, Mr. McDaniel, and Mrs. Godwin each voted Aye, passing the motion.

New Business:

Questions had been raised regarding the legality of closing Trinity Church parking to the public. Definitive answers, Solicitor Pitchford explained, as to whether and what extent the Village's right-of-way exists, would lie in the language of the actual paperwork on record with the County. An easement for public utilities may alternately exist, and in this event the Church would be permitted to enforce a public parking ban. The first avenue of address, the Solicitor suggested, would be to post signs designating the Church lot as reserved for member use only.

General Discussion: None.

Presentation of Bills:


Ms. Dilworth moved to accept any new P.O.'s issued and invoices paid through June 30<sup>th</sup>, 2017. Second by Mr. McDaniel.


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

Mrs. Greer motioned to adjourn.

Meeting was adjourned.

  
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Bud McDaniel, Council President

  
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Mayor Allen Knack

  
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Leah Weirick, Fiscal Officer