

**Village of Clinton**  
**Regular Council Meeting Minutes**

Of

Tuesday, August 1<sup>st</sup>, 2017

Mayor Knack called the meeting to order on Tuesday, August 1<sup>st</sup>, 2017 at 7:00 p.m. in the Clinton Village Hall. The Pledge of Allegiance was led by Mrs. Alethia Rantanis and 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; Marshal Pitchford, Village Solicitor; Terry Seigenthaler, Street Superintendent; Leah Weirick, Fiscal Officer; Alethia Rantanis, and Lewis and Vickie Rash.

Approval of Council Minutes: Ms. Dilworth moved to accept the minutes as written, and Mr. McDaniel seconded the motion.

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

Police Report: No Report.

Fire Chief's Report: No Report.

Street Commissioner's Report:

Comet, Serfass, Taylor, and Warwick Roads had all been chipped and sealed that day, extending their usability by approximately five years.

Mayor's Report on Money Received: All money received had been reported.

Fiscal Officer's Report:

Mrs. Weirick prevailed upon Council to issue a full refund to a party that had rented the park but suffered a family emergency, keeping them from its use, rather than the \$25.00 that is standardly returned in cancellation situations.

Mrs. Greer motioned to authorize a full refund due to the emergency. Second by Mr. McDaniel.

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

Solicitor's Report: No Report.

### Unfinished Business:

While vacationing, Mr. McDaniel had found illuminated speed limit signs to be effective attention-catching apparatus. He had reconsidered his disfavor of stationary speed deterrent devices and presented the idea of such an instrument for Clinton Road's hill.

Mrs. Gensimore countered that such a purchase would be an imprudent use of Village monies, as the use of New Franklin law enforcement speed trailers is an existing contractual provision. With speed violations a recurrent problem throughout the Village, she cited ticketing as a more effective deterrent and urged Mrs. Godwin, as the head of the Safety Committee, to request an increase in issuances by New Franklin police.

Noting her agreement with Mrs. Gensimore, Mrs. Greer also appreciated the idea of a permanent indicator for Clinton Road and the multiplicity of potential solutions.

During negotiations, Mrs. Godwin had been informed that New Franklin police were pleased to comply with requests put forth by Council, and suggested a motion in this inclination.

Mrs. Gensimore motioned that either the President of Council or Chair of Safety Committee contact New Franklin, and let them know that Council would like the speed limits to be enforced within the Village limits. All over the Village.

Mrs. Godwin pointed out that such an entreaty should specify citable overage parameters.

Mr. McDaniel interjected that, before moving further here, he would like information from police on what is occurring traffic wise in Clinton, simply because he'd observed police, with some frequency and in various locations, running radar and pulling drivers over. An account of police activity, Mrs. Godwin conceded, would provide a good point of initiative. Mr. Seigenthaler directed Council attention to the level of general dissatisfaction among Village residents with the continuing problem.

Mr. Goch seconded the motion previously made by Mrs. Gensimore.

In further discussion, Mrs. Godwin suggested readdressing the issue, after a vote and once she'd obtained the relevant information. Mayor Knack stated that he, too, had witnessed police writing citations, and Mr. McDaniel stated that some numbers would enable a more informed approach. Mrs. Gensimore argued that a larger police presence would eventually communicate that speeding would no longer be tolerated in the Village.

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

### Mayor's Communications:

The OVMP had lots going on over the upcoming weekend with the Run to the Wall, and two bench dedications, at both of which Mayor Knack was honored to have been invited to speak.

In an effort to rectify an assortment of zoning violations, The Mayor had compiled a list of violations and consulted with the Zoning Inspector and police, then met with several residents.

Mayor Knack informed Council that, along with the chip and seal project, Village Hall's roof had been completed that day. He clarified for Mrs. Gensimore, on the subject of the CDBG grant, that per Council direct, he had applied for funds in amount of \$50,000.00 to complete a sidewalk to the Wall as well as work on the roof and doors of Village Hall. Although sidewalks ranked above doors among Council's original priorities, the County prioritized them otherwise. While the threefold project had been approved, only \$30,000.00, not \$50,000.00, been awarded in grant money, although the Village's required \$11,400.00 contribution, earmarked for the same project, remained available and would be directed toward partial completion of the sidewalk. Since all CDBG monies, including the Village's share, must be spent on work bid at prevailing wage, once federal funds were exhausted, Clinton itself could bid the remainder of the work out at local wages and in the end essentially have \$60,000.00 worth of work at an out of pocket cost of \$18,000.00. He further confirmed for her that none of this would deplete the street fund, as monies had been allocated at the time of application.

Mrs. Greer motioned to combine the Council Communications and Committee Reports, and Mrs. Gensimore seconded the motion. A voice vote of Aye carried the motion.

Council Communications and Committee Reports:

Mrs. Godwin expressed some uncertainty as to whether all of Council had been apprised of an exit interview following the Village's previous audit. Although not the Fiscal Officer at that time, in response to the inquiry, Mrs. Weirick explained that typically, when an audit is complete, a post audit conference is conducted, which Council may attend. Oftentimes, in the event of no findings, such a meeting can be waived. As the audit is a matter of public record, it does appear on the state's website. Mrs. Weirick and Mrs. Mayberry were currently working on having a personal information policy in place for the next audit, which had been a finding.

Mrs. Greer had received a response to her email inquiring as to the status of the Village's demolition project. Entry to the building could legally be made only once paperwork languishing in the courts received approval. As the plight had been one of such protraction, Solicitor Pitchford would investigate further.

Looking through his big green book of knowledge, Mr. Goch had determined that the erection of a No Parking sign would likely not require legislation be passed. Querying whether Council could go forth and do with, Mrs. Gensimore was answered in the affirmative by Solicitor Pitchford. Mrs. Gensimore thusly directed Street Superintendent Siegenthaler to go forth and do with; Mayor Knack recommended a motion be made.

Mrs. Gensimore moved to put a No Parking sign in the 7700 block of Second Avenue, where the culvert is being damaged.

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

The following day, Mrs. Gensimore would be attending a meeting of the Newspaper Committee, the goal of which was to determine how to move forward. Ads from the Chamber of Commerce had been pulled in in an attempt to defray some flak.

Citizens' Comments:

Mrs. Alethia Rantanis graciously thanked Council for all it does for the Village, and issued the same challenge she'd given at the Post Office: observe the rusted-out eyesore of a mailbox on Second Avenue.

She raised the issue of problematic speeding in Clinton, as well as that of legal marijuana, which Mrs. Gensimore identified as being on her agenda for New Business that evening.

Mrs. Rantanis then extolled the 14% increase in Clinton's home values- the highest percentage in Summit County, and again thanked Council for their audience.

Mr. Lewis Rash disparaged the condition of the roads in his vicinity, as well as the status of the Village's demolition project, consternations over with which residents were encouraged to summon police. Although unable to provide any contact information, he'd conversed with the Health Department and the EPA to express his dissatisfaction over the impending sewer emprise. He was informed that the engineering firm was waiting for the county to get back to them, in the current juncture of that venture.

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, and Mrs. Godwin seconded the motion.

In Discussion, Solicitor Pitchford articulated that this amended version of the ordinance had been altered to reflect only things that were occurring on sidewalks. He did have language to restore it to apply to streets should Council so decide. He had also inserted, per Council request, language requiring the use of temporary reflective devices consistent with Ohio Manual of Uniform Traffic Control device standards.

Calling attention to the phrase "on a single day", Mr. McDaniel pointed out the extra labor that daily scaffolding setup and teardown would cost projects running over a period of days.

Mayor Knack recognized this, but also suggested that projects should be subject to definitive startup and cutoff dates. He emphasized that legislative changes should factor in all circumstances potentially foreseeable.

Time limits and permits, Solicitor Pitchford advised, would prevent either of the Mayor's concerns from manifesting themselves. Consulting the Zoning Inspector's Fee Schedule, Council determined that a permit could be appropriately assigned a \$100.00 fee. Consistently with Ohio law, the Amendment, Council further prescribed, should apply to streets as well as sidewalks.

Solicitor Pitchford described the proposed Amendment, wherein had been inserted the words "street and/or", and the clause "except those permitted under Ohio Revised Code 4-4-11.68 Subpart B moved. Under Section B, after the words "substances of any kind", it would change the word "and" in that clause to "or". The words "street or" would be inserted on the fourth line after the words "permit any". Under Section B, the words "on a single day" would be stricken from the fourth line and the following sentences inserted at the end of that paragraph: "The use of such equipment is permissible for up to one week from the date of erection. Any use for longer than one week shall require a permit, issued by the Mayor. The fee for a permit shall be one hundred dollars."

Mrs. Gensimore So Moved. Second by Mrs. Godwin.

Mayor Knack expressed some misgivings over the length of time covered by a given permit. Solicitor Pitchford remedied this by inserting an additional clause, placing chronological discretion in the Mayor's court, which he deemed an appropriate use of that office. The language then read: "Any use for longer than one week shall require a permit, issued by the Mayor, upon terms as the Mayor may prescribe. The fee for a permit shall be one hundred dollars."

A vote on the Amendment then was called.

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

With no further discussion, a vote on As Amended.

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

#### New Business:

Apprehensive over the passage of new legislation, Mrs. Gensimore was interested in proactively creating an ordinance prohibiting the production of marijuana- legal or otherwise- in the Village of Clinton.

Solicitor Pitchford dissertated that the State was issuing licenses in three general categories: cultivation, production, and distributorship. Any person receiving licensure from the State must then obtain approval at the local level, and individual municipalities were in fact permitted to enact bans. Should Council so desire, he would draft moratorium legislation.

#### General Discussion:

Mayor Knack and Solicitor Pitchford had participated in a tri-county Mayors' golf outing, where each had joined forces with Village Engineers. The Solicitor owed the Mayor \$20.00.

Presentation of Bills:

Ms. Dilworth motioned to accept any P.O.s issued and invoices paid through 7/31/2017.  
Second by Mr. McDaniel.

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

In a final note, speaking with Mrs. Mayberry and Mrs. Weirick, Mayor Knack had discovered that the Village must retain certain records for a minimum of 50 years. He would look into what might be involved with outfitting an unused coat closet in Village Hall with a firewall and -door as a means of ensuring the documents' long-term safety and security.

Mr. McDaniel moved to adjourn. Meeting was adjourned.



Bud McDaniel, Council President



Mayor Allen Knack



Leah Weirick, Fiscal Officer