

**CLYDE CITY COUNCIL**  
**Regular Session – April 7, 2015**

Clyde City Council met at 7:00 p.m. on Tuesday, April 7, 2015 in Council Chambers of the Municipal Building, 222 N. Main Street, Clyde, Ohio. Mayor G. Scott Black called the meeting to order.

**Roll Call.**

**Present:** Council Member - Gary Beamer  
Mayor - G. Scott Black  
Council Member - Kenneth Dick  
Vice Mayor - Carolyn Farrar  
Council Member - Steve Keegan  
City Manager - Paul Fiser (Not voting)  
Finance Director - Craig Davis (Not voting)  
Administrative Secretary - Sharon Smith (Not voting)  
Clerk of Council - Janet Dickman (Not voting)

**Absent/**

**Excused:** Solicitor - Barry Bova

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 March 17, 2015 regular session of council were distributed for review prior to this meeting. There were no corrections.

**Motion:** to approve the minutes of the March 17, 2015 regular session of council as written,

**Action:** Approve,

**Moved by** Council Member - Steve Keegan, **Seconded by** Council Member - Kenneth Dick.

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

**Yes:** Mayor - G. Scott Black, Vice Mayor - Carolyn Farrar, Council Member - Kenneth Dick, Council Member - Steve Keegan, Council Member - Gary Beamer.

**DISCUSSION OF PENDING OLD BUSINESS**

There was none.

**CORRESPONDENCE**

There was one letter, a Notice to Legislative Authorities regarding Liquor Permit Renewal Objections.

Mr. Keegan asked Mr. Fiser if he is aware of any problems related to current liquor permits (no).

**Visitors:** Clyde Prom Committee

Kayla Gerber, who is a Science Teacher at Clyde High School and is the Prom Advisor, requested to speak to Council along with a group of high school students. Ms. Gerber thanked Council for helping to have a successful Prom last year. The goal this year is the same as last year, to provide a safe alcohol-free environment for mainly the juniors and seniors. It is again at Kalahari and the theme is *A Night on the Nile*. A difference this year will be that a sit down dinner at Kalahari will be provided, which will require even less driving by the students. The Prom Committee is requesting a donation to help decrease the cost that the students will have to pay to attend.

Mr. Keegan appreciates the group being at this meeting to personally request a donation. He noted the Prom is well chaperoned and there have been no problems in the past. He questioned if there is money available in the budget for this donation (yes); he questioned the amount (\$750). Mr. Keegan has no problem in giving this donation for the Prom. He feels attending the Prom is an important event in a teen's life and he is glad the City can be a part of it.

Mr. Beamer also thanked the group for coming to the meeting with their request.

Mrs. Farrar agrees that we want to provide a safe and alcohol free event and it is such a memorable time.

Mr. Dick questioned the price for a ticket (\$60, which includes a sit down meal, the dance, the After Prom, 3 hours at the water park; cost was \$55 last year). Mr. Dick feels this is a reasonable price and he likes the idea of having the dinner there too to keep them off the rode a little bit extra.

Mayor Black was shocked at the \$60 price, but it has been a long time since he went to a Prom. However, considering all that is included, that is a pretty good deal. He questioned if the Prom Committee is requesting a specific donation amount (anything would be fine). The last donation amount was \$750.00. Mayor Black explained that this would not be voted on until the Motions section at the end of the meeting. Guests are welcome to stay, or they can leave.

**FIRST READING ORDINANCES**

**2015-13** AN ORDINANCE ACCEPTING AND CONFIRMING THE DEDICATION OF A RIGHT-OF-WAY FOR FUTURE PUBLIC USE OF A 0.6618 ACRE PARCEL LOCATED IN PART OF OUTLOT TWO HUNDRED FOUR (204) IN THE CITY OF CLYDE, SANDUSKY COUNTY, OHIO; AND DECLARING AN EMERGENCY. (Independence Way)

Ordinance No. **2015-13** was read in its entirety.

Mr. Fiser noted this process is a little different from a residential subdivision. This was presented to the Planning Commission at their last meeting and it was approved by them. It is about a 360-400 foot dedication, as shown on the plat. When they are developing a big tract like this (40 acres +/-) they are not certain which entity will be buying how much, therefore, the final design is yet to be determined. The NOMS building will be a 25,000 square foot building and will sit on the east side of Independence Way. Basically, everything to the west is still being heavily

marketed by the developers. They do have some memorandums of understanding, but no real purchase agreement yet. This will just be Phase 1 of the development, but the exact placement of Independence Way is yet to be determined. The easement shown on the diagram was a lane that was set up to get to a cell tower, but the new building will basically sit on top of the easement. They now need a public right of way to get to the easement. The bank demands that this is in place before any further funds can be obtained for the construction, and this is the reason for the emergency clause.

Mr. Dick attended the Planning Commission meeting, where the members understood the need for this dedication to move this project along quicker. Mr. Dick appreciates the emergency clause explanation. By changing the easement, it will make this construction process easier for all.

Mayor Black requested clarification from Mr. Fiser regarding the placement of the old easement and of the dedication as shown on the map (placement of Independence Drive is yet to be determined).

Mayor Black 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 - Kenneth Dick, **Seconded by** Mayor - G. Scott Black.

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

**Yes:** Vice Mayor - Carolyn Farrar, Council Member - Kenneth Dick, Council Member - Steve Keegan, Council Member - Gary Beamer, Mayor - G. Scott Black.

By poll of Council, Ordinance No. **2015-13** was read by title only for its second reading.

**Motion:** to adopt Ordinance No. **2015-13**, **Action:** Adopt,

**Moved by** Council Member - Steve Keegan, **Seconded by** Council Member - Kenneth Dick.

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

**Yes:** Council Member - Kenneth Dick, Council Member - Steve Keegan, Council Member - Gary Beamer, Mayor - G. Scott Black, Vice Mayor - Carolyn Farrar.

Mayor Black announced that Ordinance No. **2015-13** has been adopted.

**2015-14** AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH TEREX UTILITIES, INC. OF WHITEHOUSE, TN FOR THE PURCHASE OF A NEW 2015 TEREX AERIAL TRUCK FOR CLYDE LIGHT & POWER IN THE CITY OF CLYDE; APPROPRIATING FUNDS AND AUTHORIZING THE EXPENDITURE OF MONEYS THEREFOR.

Ordinance No. **2015-14** was read in its entirety.

Mr. Fiser noted this purchase was discussed at the budget hearings. The actual amount is higher than the original estimate that was presented at the time of the budget hearings. Therefore, the

department will forego the purchase of an approved budgeted item to make up the difference.

Cory Lachner, CL&P superintendent, explained that \$200,000 was budgeted, but the price came in at \$235,000. This is due to a single hydraulic lift that will give an extra 10 foot height reach on the truck. This still will not reach all poles (90 and 200 will not be reached), but this 10 foot lift will change from a 65 foot truck to an 82 foot. This costs an extra \$30,000 for this 10 foot lift but this will allow the staff to reach 99.9 percent of where they need to be.

Mr. Beamer questioned if the extra cost is justified by not having to hire contractors to work on higher poles (yes, the cost savings will be made up by one time of not hiring a contractor).

Mrs. Farrar questioned if Mr. Davis is okay with this purchase, from a budget perspective (yes, this was discussed; the payment for this purchase will expand to next year and adjustments can be made as needed). Will the truck be delivered next year (correct).

Mr. Dick questioned what budget item the department will forego (a \$20,000 concrete pad for a transformer).

Mayor Black announced that Ordinance No. **2015-14** had its first reading.

### **SECOND READING ORDINANCES**

There were none.

### **RESOLUTIONS**

**2015-15** A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH AMP, INC. TO PERFORM AN ARC FLASH ANALYSIS OF THE CITY'S ELECTRICAL SYSTEM; APPROPRIATING FUNDS AND AUTHORIZING THE EXPENDITURE OF MONEYS THEREFORE.

Resolution No. **2015-15** was read in its entirety.

Mr. Fiser noted that this is over the \$25,000 amount, but is under the bid amount. It is AMP, Inc. which is our wholesale power supplier, and Mr. Fiser is comfortable with this company.

Mr. Lachner explained that this is a National Safety Code safety requirement. This will determine the energy of an arc flash, establish the arc flash boundary and determine the required clothing and PPE.

Mrs. Farrar questioned if this is done on a regular basis, or if we have been negligent in not having it done (we are still in the leniency period of not being required to have it done).

Mr. Dick questioned if this might save a life (yes).

**Motion:** to pass Resolution No. **2015-15**, **Action:** Pass,  
**Moved by** Council Member - Gary Beamer, **Seconded by** Mayor - G. Scott Black.

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

**Yes:** Council Member - Steve Keegan, Council Member - Gary Beamer, Mayor - G. Scott Black, Vice Mayor - Carolyn Farrar, Council Member - Kenneth Dick.

Mayor Black announced that Resolution No. **2015-15** passed.

### **ADMINISTRATIVE REPORT**

Mr. Fiser gave the following report:

The Flow Equalization (EQ) Basin plans were filed for approval with the Ohio Environmental Protection Agency (OEPA) on March 20. The next major item on the Planning Loan Schedule is the submission of the Complete Loan Application to the Division of Environmental and Financial Assistance (DEFA). This process should be completed over the next two weeks in order to meet our July 31 bid date benchmark. The OEPA is also in the process of completing their final report on the city's consent decree audit, which we underwent this past August.

The Clyde Lion's Club Skate Plaza at Gus Wolf Park officially opened on April 1 and it did not take long for the word to spread. By noon that day, there were about eight skaters at the park and when I left work that evening I counted at least thirty. The obstacles were completed in two (2) days and while assembly was proceeding, I started to think the design might be too advanced for the local talent. It took all of about fifteen (15) minutes of observation that first night to put those worries to bed. If you get a chance, please stop down at the park and witness a completely new spectator sport. We have some extremely talented "boarders" in this town. As mentioned before, we are planning a grand opening at the plaza on the Fourth of July.

While on the subject of Gus Wolf Park, also check out the new pedestrian railing at the nearby Maple Street Bridge. The old WPA style railings have been deteriorating for years and no longer met the height specifications so the General Services Department designed something a little more pleasing for the area. If you drive by, you will certainly notice their work.

As mentioned earlier, construction at the new NOMS location is picking up speed now that the weather has started to break and the developers are aggressively marketing additional acreage at the site. We are also currently reviewing construction plans for two (2) other previously announced businesses, the Ace Hardware on Anderson Avenue and the Fremont Federal Credit Union Branch on East US RT 20.

The 2015 Street Resurfacing Program is set to bid on April 24 at 10 AM. The roads involved with this year's program are Helen Street, Norris Drive, Gregory Court, East Drew Lane, East Thomson Drive and Zimmerman. The cost estimate for the program is \$130,000.00. Once we have a paving company under contract, we will have a "Paving Schedule Update" section on our city website. Please check in frequently beginning in May if you reside on one of the project streets.

I want to take this time to acknowledge the Clyde Police Department and especially Chief Gower, Detective Campbell and Detective Weaver for their work recently. We typically do not

discuss police matters in these chambers, leaving those kinds of details to Official Police Press Releases and I wish to continue that practice. The outstanding work of these officers though, needs to be mentioned tonight and I believe their results speak for themselves so I hope everyone is paying attention. They are quite aggressive in their work.

Miscellaneous updates:

- The new digger truck is outside the city building tonight, if anyone would like to see it.
- The Hofelich ditch is under contract through the county engineer's office and that work is scheduled to begin in June.
- The designs are complete for the North Storm Sewer that will drain the area at the north end of Midvale and Elmvue; we are working on needed easements from property owners.
- The pumps are running at Beaver Creek to finally get some water after the lower conditions during the winter.

### **FINANCE DIRECTOR'S REPORT**

Mr. Davis reported that income tax collections for March were up \$21,000 compared to the same period last year; YTD there is an increase of \$67,000 compared to last year.

The state audit for OPERS came back clean.

### **COUNCIL REMARKS**

Mr. Keegan agrees that the skate park is being put to good use.

Mr. Keegan observed that the area in the industrial park was looking very littered; a couple days later he saw a crew, possibly from Evergreen, clean up the area and they did a very good job. He wishes more businesses would take pride in their business surroundings. He offered his thanks to whoever is behind the clean up.

Mr. Dick is the current Lions Club President. He likes the skate park and is happy that it is getting used. He has heard many positive comments, and only one negative comment regarding the skate park. He has observed every age group of skaters, and has seen older skaters teaching younger skaters. The trash cans there are full, which shows they are keeping the area clean. The skaters are conducting themselves as gentlemen, and he has not seen skaters using business parking lots anymore for skating.

Mayor Black always sees people at the skate park, enjoying it at any time of day. The skate park seems to be very popular and is a good thing.

Mayor Black wishes Bellevue and Fremont would resolve their differences in regards to a new business that could come to Clyde. He also wishes for other businesses to come as well.

### **MOTIONS**

**Motion:** to donate \$750.00 to the Clyde High School Prom Committee for the 2015 prom and amended to \$1000.00 if this amount is available in the budget (yes), **Action:** Donate, **Moved by** Council Member - Steve Keegan, **Amended by** Council Member - Ken Dick,

**Seconded by** Mayor - G. Scott Black.

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

**Yes:** Council Member - Gary Beamer, Mayor - G. Scott Black, Vice Mayor - Carolyn Farrar, Council Member - Kenneth Dick, Council Member - Steve Keegan.

**Motion:** to go into executive session at 7:46 p.m. for the sole purpose to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee, **Action:** Enter Closed Session,

**Moved by** Mayor - G. Scott Black, **Seconded by** Council Member - Kenneth Dick.

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

**Yes:** Mayor - G. Scott Black, Vice Mayor - Carolyn Farrar, Council Member - Kenneth Dick, Council Member - Steve Keegan, Council Member - Gary Beamer.

Mayor Black announced that no further business would take place following the executive session.

#### **ADJOURNMENT**

**Motion:** to adjourn the executive session at 9:09 p.m., **Action:** Adjourn,

**Moved by** Mayor - G. Scott Black, **Seconded by** Council Member - Kenneth Dick.

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

**Yes:** Vice Mayor - Carolyn Farrar, Council Member - Kenneth Dick, Council Member - Steve Keegan, Council Member - Gary Beamer, Mayor - G. Scott Black.

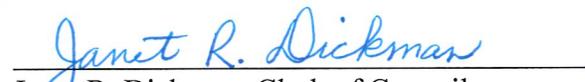
**Motion:** to adjourn the regular session at 9:09 p.m., **Action:** Adjourn,

**Moved by** Mayor - G. Scott Black, **Seconded by** Council Member - Kenneth Dick.

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

**Yes:** Council Member - Kenneth Dick, Council Member - Steve Keegan, Council Member - Gary Beamer, Mayor - G. Scott Black, Vice Mayor - Carolyn Farrar.

  
\_\_\_\_\_  
G. Scott Black, Mayor

  
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Janet R. Dickman, Clerk of Council



CLYDE CITY COUNCIL  
VISITOR SIGN-IN

DATE: Tuesday 4-7-15

1. Jarvis Happe

2. Oscharny J Solovey

3. Emilia Bowers

4. Mackenzie Fisher

5. Kayla Gerber

6. Brd Massman The Clyde Enterprise

7. Gary Smith

8. Jane Landotske

9. Erig Morton

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