

CLYDE CITY COUNCIL
Regular Session – April 21, 2015

Clyde City Council met at 7:00 p.m. on Tuesday, April 21, 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)
Solicitor - Barry Bova (Not voting)
Administrative Secretary - Sharon Smith (Not voting)
Clerk of Council - Janet Dickman (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 7, 2015 regular session of council were distributed for review prior to this meeting. There were no corrections.

Motion: to approve the minutes of the April 7, 2015 regular session of council as written,

Action: Approve,

Moved by Council Member - Steve Keegan, **Seconded by** Mayor - G. Scott Black.

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

- A thank you note for an expression of sympathy.
- A letter from the Ohio Division of Liquor Control with an opportunity to request or not request a hearing regarding the advisability of issuing a permit to Bullseye LLC DBA Arrow Care.
 - Mr. Keegan asked Mr. Fiser if he is aware of any problems with this establishment (no; there are new owners who are renovating the bar, trying to attract a new clientele and are meeting with the City Manager and the Police

- Department to turn things around at this establishment).
- Council members do not wish to request a hearing.

Visitors:

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

FIRST READING ORDINANCES

2015-16 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO APPLY FOR, ACCEPT, AND ENTER INTO A WATER POLLUTION CONTROL LOAN FUND AGREEMENT ON BEHALF OF THE CITY OF CLYDE FOR PLANNING, DESIGN AND/OR CONSTRUCTION OF WASTEWATER FACILITIES; AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN; AND DECLARING AN EMERGENCY.

Ordinance No. **2015-16** was read in its entirety.

Mr. Fiser explained that this Ordinance would authorize the City to apply for this funding. He is in the middle of completing a lengthy application. This project is related to the EQ basin construction. It will be bid in July, with a goal to complete it by the end of the year. This will be a \$2.2 million loan. Communities are ranked based on hardship, with Clyde getting a 1% interest rate ranking and Green Springs getting a 0%. Since Clyde treats Green Springs's water, we will request a reconsideration and hope for 0% or between 0%-1%.

Mrs. Farrar requested confirmation that we feel that since we treat Green Springs' water, that we should benefit with a lower ranking (we have posed that question, but have not received an answer yet). She asked if they will consider setting the ranking as a fraction (yes; it was also noted that this debt service was considered and put into the new rates when that was passed in 2014).

Mayor Black commended Administration for trying to get a better rate.

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. **2015-16** was read by title only for its second reading.

Motion: to adopt Ordinance No. **2015-16**, **Action:** Adopt,

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

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. **2015-16** has been adopted.

The floor was opened for nominations for City Solicitor.

Gary Beamer nominated Zachary Selvey. It was seconded by Kenneth Dick.

2015-17 AN ORDINANCE APPOINTING A CITY SOLICITOR AND ESTABLISHING THE DUTIES AND SALARY OF SAME; AND DECLARING AN EMERGENCY.

Ordinance No. **2015-17** was read in its entirety.

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** Council Member - Steve Keegan.

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.

By poll of Council, Ordinance No. **2015-17** was read by title only for its second reading.

Motion: to adopt Ordinance No. **2015-17**, **Action:** Adopt,

Moved by Council Member - Steve Keegan, **Seconded by** Council Member - Gary Beamer.

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.

Mayor Black announced that Ordinance No. **2015-17** has been adopted.

Mr. Selvey will be sworn in at the regularly scheduled Council meeting on 5/5/15.

SECOND READING ORDINANCES

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.

By poll of Council, Ordinance No. **2015-14** was read by title only for its second reading.

Mr. Fiser had no additional information.

Council had no comments or questions.

Motion: to adopt Ordinance No. **2015-14**, **Action:** Adopt,

Moved by Mayor - G. Scott Black, **Seconded by** Vice Mayor - Carolyn Farrar.

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 Ordinance No. **2015-14** has been adopted.

RESOLUTIONS

2015-18 A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH ADVANTAGE FORD LINCOLN SALES, INC. OF FREMONT, OHIO FOR THE PURCHASE OF A FORD F-550 TRUCK FOR CLYDE LIGHT & POWER IN THE CITY OF CLYDE; APPROPRIATING FUNDS AND AUTHORIZING THE EXPENDITURE OF MONEYS THEREFOR.

Resolution No. **2015-18** was read in its entirety.

Mr. Fiser noted this purchase was budgeted and approved by Council. The price is below the threshold to need state term pricing (note: 2015 state term pricing has expired but 2016 state term pricing has not been announced yet). Advantage Ford used the state term pricing and added 1.5% for all options. This resulted in the price being \$600 more than the price from last year, but this is a fair price and we are glad to keep the purchase local.

Mr. Davis stated we can still afford this purchase. He noted the City has a lot of equipment that are reaching the end of their cycle at the same time.

Mr. Keegan questioned if we are purchasing multiple new vehicles (the budget was for \$60,000; we still need a truck bed and plow hardware, but with these additions the price will still be under budget; the old unit will be used by the Parks department).

Motion: to pass Resolution No. **2015-18**, **Action:** Pass,

Moved by Council Member - Steve Keegan, **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.

Mayor Black announced that Resolution No. **2015-18** passed.

2015-19 A RESOLUTION AUTHORIZING AN AGREEMENT WITH COMP MANAGEMENT INC. FOR THE ADMINISTRATION OF WORKERS' COMPENSATION CLAIMS FILED BY THE CITY OF CLYDE.

Resolution No. **2015-19** was read in its entirety.

Mr. Davis stated this Resolution is normally presented during the August Council meeting. However, they have changed the way they do the billing (it used to be retroactive, now it is prospective). An estimation for premiums has been calculated. We are getting a good group

discount; the premiums will be less than last year, even though we had \$11,000 more in claims this year. Normally there are three to four companies who give a rate proposal, however, this year there was only one company. This may be due to the fact that the state has put different parameters in place for state agencies. Of the 250,000 employers, the number of public employers is a small piece of that.

Mrs. Farrar requested confirmation that there was \$11,000 more in claims (a compilation of the past four years). She questioned if this increase in claims could have affected the reason why there were no other bidders (no).

Motion: to pass Resolution No. **2015-19**, **Action:** Pass,

Moved by Mayor – G. Scott Black, **Seconded by** Vice Mayor – Carolyn Farrar.

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 Resolution No. **2015-19** passed.

ADMINISTRATIVE REPORT

Mr. Fiser gave the following report:

Construction work on the East Forest Sewer Separation Project, Phase II began again yesterday morning. The contractor has numerous small items to complete prior to placing the surface course of asphalt. Most of the work involves driveway preparations and raising the manhole castings to grade. Erie Blacktop is planning on moving-in over the weekend and paving early next week. Following the paving, it is just a matter of some minor finish work and cleaning up the site and storage areas. With the completion of this project, we have completed the last sewer separation job mandated by our 2004 Consent Decree with the USEPA.

The Clyde Solar Project reached a major milestone last Tuesday, April 14. The City of Clyde received the first of six (6), one hundred thousand dollar (\$100,000.00) payments for the use of our land (20 acres) NE of the Waste Water Treatment Plant. As you might remember, this is a twenty (20) year lease arrangement and the City of Clyde will be the sole purchaser of energy from the 3MW array. We will hopefully have a related piece of legislation at our next meeting and the array owners plan to be under construction this summer.

Planning for construction of the Flow Equalization (EQ) Basin is continuing. We have been receiving and replying to numerous comments and requests for information from the Ohio Environmental Protection Agency (OEPA) as they review the construction plans in order to issue our Permit-to-Install (PTI). We are also finalizing the OEPA DEFA loan application at this time and hope to have it completed by Friday. The plan is to bid the project towards the end of July and have the one million gallon basin completed by year-end.

We recently received tentative bid dates from the Ohio Department of Transportation (ODOT) on two projects that involve the City of Clyde. The US RT 20 Culvert by Hall's Market will be

bid on March 17, 2016. This project, as you might remember, received a three hundred and ninety-two thousand dollar (\$392,000) grant thru the very competitive ODOT Small City Grant Program. Richland Engineering has submitted the Stage 2 plans for review and comments. ODOT also confirmed that they would be receiving bids on September 24, 2015 for the resurfacing of SR 101 NE from US RT 20. This project will be part of ODOT's Urban Paving Program and the city will only be responsible for twenty percent (20%) of the costs within the city limits. We will be presenting legislation for both projects at our next meeting.

The 2015 Street Resurfacing Program is set to bid this Friday, 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. Please check our city website frequently, beginning in May, for "Paving Updates" if you reside on one of the project streets.

Miscellaneous Updates:

- Ace Hardware has scheduled an Official Ground Breaking Ceremony at their property, 147 Anderson Avenue, for this Friday morning, April 24, at 10:00 a.m.
- We are attempting to wrap up the stone placement in the Community Park lower lot prior to the start of Little League. The remaining stone should be delivered this week.
- The Water Plant reports that the reservoirs are now at 85% capacity. With another good spring storm we should be full going into the summer.

FINANCE DIRECTOR'S REPORT

Mr. Davis reported highlights from the March 2015 financials:

- Revenues are on target
- 63% of expenditures unspent/unencumbered
- General Fund at \$1.3 mill, \$259,000 lower than this time last year
- Water Fund at \$2.2 mill, \$67,000 lower than this time last year
- Sewer Fund at \$400,000
- Electric Fund at \$5.5 mill, \$680,000 lower than this time last year
- Income Tax Collections at \$322,000, compared to \$301,000 for this time last year, an increase of \$21,000; YTD at \$1 mill, \$100,000 to the positive

Tax day was last week. There was steady traffic flow in the finance office, with some delinquent accounts from prior years settled as well.

The Chicken BBQ will be 4/26/15 at the Fire Station; tickets are available from Mr. Davis.

COUNCIL REMARKS

Mr. Keegan saw the new scoreboard at the Limerick Park ball field and it looks very nice. The skate park continues to have high usage, even in the rain. There is a lot of trash littering the Green Springs reservoir cul de sac area, by the reservoir and State Route 101.

Mrs. Farrar offered congratulations to Mr. Selvey. She feels he will be a nice asset and a nice change – she welcomed him.

Mr. Dick welcomed Mr. Selvey.

Mayor Black offered his congratulations to Mr. Selvey and he hopes they have many good years of service together.

Mayor Black questioned if the wires on the traffic signal lights are checked (yes); he had recently noticed the lights swaying in the wind.

Mayor Black saw a CPD cruiser at Advantage Ford for service, and he questioned if the cruiser is okay (seat belt issue).

In reference to the solar power project, Mayor Black noted that the City has looked at various options for years and years with no satisfaction. Nothing has actually materialized in the past, so now that we have found a company that actually is paying us something – that makes him happy.

The 4/28/2015 Work Session is cancelled.

MOTIONS

Motion: to accept the resignation of Rev. Raymond J. Kovach as a member of the Recreation Board effective April 30, 2015, **Action:** Accept Resignation,

Moved by Council Member - Kenneth Dick, **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.

Mr. Keegan thanked Rev. Kovach for his service.

Mr. Beamer feels Rev. Kovach was a good asset, and he hopes we get another good one for the Rec Board.

Mr. Dick stated Rev. Kovach was a good asset as he had a history in recreation and offered good ideas. He stated interviews for a new member will be held next Monday.

Mayor Black hates to see anybody leave, but he hopes that at least one or maybe more will be able to fill a position. He is sorry to see Rev. Kovach go.

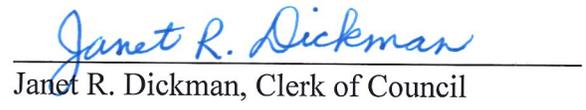
ADJOURNMENT

Motion: to adjourn the meeting at 7:47 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 - Gary Beamer, Council Member - Kenneth Dick, Council Member - Steve Keegan, Mayor - G. Scott Black, Vice Mayor - Carolyn Farrar.


G. Scott Black, Mayor


Janet R. Dickman, Clerk of Council

CLYDE CITY COUNCIL
VISITOR SIGN-IN

DATE: Tuesday 4-21-15

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