

**CLYDE CITY COUNCIL**  
**Regular Session – November 16, 2015**

Clyde City Council met at 7:00 p.m. on Monday, November 16, 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 - Zachary Selvey (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 November 3, 2015 regular session of council were distributed for review prior to this meeting. There were two corrections.

Page 3, "The new tax codes ...", first bullet: "Currently if a person works ~~for~~ *in* the City ..."  
Page 3, "The new tax codes ...", first bullet: "... only day 21 *and on* can be taxed ..."

**Motion:** to approve the minutes of the November 3, 2015 regular session of council as corrected,

**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 none.

**Visitors:**

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

## FIRST READING ORDINANCES

There was none.

## SECOND READING ORDINANCES

**2015-56** AN ORDINANCE TO MAKE PERMANENT APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES PURSUANT TO OHIO REVISED CODE SECTION 5705.38 FOR THE CITY OF CLYDE, STATE OF OHIO, DURING THE FISCAL YEAR 2016.

By poll of Council, Ordinance No. **2015-56** 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. **2015-56**, **Action:** Adopt,  
**Moved by** Council Member - Kenneth Dick, **Seconded by** Vice Mayor - Carolyn Farrar.  
**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 Ordinance No. **2015-56** was adopted.

**2015-57** AN ORDINANCE TO AMEND CHAPTER 181 OF THE CODIFIED ORDINANCES OF THE CITY OF CLYDE REGARDING MUNICIPAL INCOME TAX.

By poll of Council, Ordinance No. **2015-57** was read by title only for its second reading.

Mr. Davis reminded Council that this Ordinance is in response to House Bill 5. Mr. Davis distributed a revised attachment that corrected the reference to "181" to "183". The revision also clarified some language, but it is basically the same document as was discussed at the last Council meeting.

Mr. Dick stated that the more he reviews this document the more unhappy he is with it. This is a state mandate that does not help us. This Ordinance could lower our revenue stream. It will require residents to pay more taxes in ways that they do not currently pay taxes. With these new taxes, this may not help if Clyde needs a new or renewal tax. Residents will not want to approve a new or renewal tax because they are already paying these taxes related to HB 5. This may also have a negative impact on raffles and other fundraising, and will require more paperwork.

Mayor Black feels that Mr. Dick said it well.

**Motion:** to adopt Ordinance No. **2015-57**, **Action:** Adopt,  
**Moved by** Council Member - Steve Keegan, **Seconded by** Vice Mayor - Carolyn Farrar.  
**Vote:** Motion passed (**summary:** Yes = 3, No = 2, Abstain = 0).  
**Yes:** Council Member - Steve Keegan, Council Member - Gary Beamer, Vice Mayor - Carolyn

Farrar.

**No:** Council Member - Kenneth Dick, Mayor - G. Scott Black.

Mayor Black announced that Ordinance No. **2015-57** was adopted.

### **RESOLUTIONS**

**2015-61** A RESOLUTION SPECIFYING THE DATE FOR THE PRIMARY ELECTION TO DETERMINE WHETHER THE CITY OF CLYDE, OHIO SHALL RENEW A 1.5 PERCENT INCOME TAX AND DIRECTING THE BOARD OF ELECTIONS TO CONDUCT THE ELECTION.

Resolution No. **2015-61** was read in its entirety.

Mr. Davis explained that this Resolution is needed to get the renewal on the ballot. In the past, the primary was held in May, and 75 days prior to the election was the filing date. This has changed and now the primary is in March and the filing date is 90 days prior.

Mr. Fiser stated that the loss of time from March to May will mean that the City will lose some time to get the facts out for the need for the renewal. But the City will use the same fact sheet as has been used in the past, to explain what the tax is for and what the money has been used for since the last renewal. Seventy-five percent of the income from the tax is from non-City residents.

Mrs. Farrar agreed that we should take advantage of doing this before the standard changes. She hopes that the residents of Clyde will be educated to the understanding that it would be foolish to not approve this renewal.

Mr. Dick feels the City has been prudent and has not overspent. The City has been good with managing the money, and the proof is in black and white. When other area cities were in financial crisis, Clyde was not. The Cities money is not the Cities money – it is the citizen's money. And that is how Council and Administration have always thought of it.

Mayor Black acknowledged that this is a renewal, not a new tax, and it is important. Although the majority of the income from this tax comes from people who do not live in Clyde, they still use Clyde roads, etc., and this tax is essential to maintain these. Passage of this tax renewal is very important.

**Motion:** to pass Resolution No. **2015-61**, **Action:** Pass,

**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.

Mayor Black announced that Resolution No. **2015-61** passed.

**2015-62** A RESOLUTION AUTHORIZING THE AWARD OF CONTRACTS FOR THE PURCHASE AND DELIVERY OF VARIOUS SUPPLIES AND SERVICES FOR THE NEEDS OF VARIOUS CITY DEPARTMENTS FOR THE YEAR 2016 FOR THE CITY OF CLYDE, OHIO.

Resolution No. **2015-62** was read in its entirety.

Mr. Fiser reported good news. The prices for these supplies came down, about \$4,000 compared to last year. Mr. Fiser recommends authorizing these contracts.

Mr. Keegan recognizes the vendor for the Lime purchase, but he does not recognize the other two. He questioned if the City has used these other two vendors before (yes).

Mr. Beamer noted it is good when prices go down but you can receive the same product.

Mayor Black agreed it is great to see three prices go down and not even one price go up.

**Motion:** to pass Resolution No. **2015-62**, **Action:** Pass,

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

**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 Resolution No. **2015-62** passed.

**2015-63** A RESOLUTION TEMPORARILY SUSPENDING THE PROVISIONS OF ORDINANCE NO. 2001-43 FOR A PERIOD OF ONE YEAR DURING FISCAL YEAR 2016. (KILOWATT-HOUR DISTRIBUTION TAX)

Resolution No. **2015-63** was read in its entirety.

Mr. Davis stated that the City has done this for quite a few years now. It is important to pass this Resolution, as it was part of the budget hearings. This action is needed, at least until interest income goes back to when the City was earning \$500,000 a year, instead of earning \$14,000 a year now.

Mr. Keegan questioned how much money this Resolution will generate (average \$250,000 per year).

Mrs. Farrar remembers that an audit a couple years ago suggested that the City change their record keeping related to this action, with the entry of backing the funds in and out (the City made a modification and changed their accounting practice related to this suspension; the audit is not year finished for last year, but if there is any problem with the new modification, it will come out then and the City could make an additional modification).

**Motion:** to pass Resolution No. **2015-63**, **Action:** Pass,

**Moved by** Council Member - Kenneth Dick, **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.

Mayor Black announced that Resolution No. **2015-63** passed.

**2015-64** A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH COOPER POWER SYSTEMS, LLC OF WAUKESHA, WISCONSIN FOR THE PURCHASE OF FIFTEEN (15) REGULATOR CONTROLS FOR VOLTAGE REGULATORS AT CLYDE LIGHT & POWER'S EAST AND WEST SUBSTATIONS IN THE CITY OF CLYDE; APPROPRIATING FUNDS AND AUTHORIZING THE EXPENDITURE OF MONEYS THEREFORE

Resolution No. **2015-64** was read in its entirety.

Mr. Fiser verified that this purchase was in the 2015 budget and will be used to replace some late 1980's equipment. These funds will be for materials only. City staff will do the installation.

Mr. Keegan questioned if this is related to upgrades or if this is replacement of failing equipment (both).

**Motion:** to pass Resolution No. **2015-64**, **Action:** Pass,

**Moved by** Council Member - Steve Keegan, **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.

Mayor Black announced that Resolution No. **2015-64** passed.

### **ADMINISTRATIVE REPORT**

Mr. Fiser gave the following report:

Two new Council members have been elected to begin in 2016. Mr. Fiser feels Gary Smith and Jean Jackson will continue the fine work that Council has been known for in the past.

Work on the Waste Water Treatment Plant's (WWTP) Flow Equalization (EQ) Basin reached a milestone last Thursday, November 12. The concrete floor pour began at 2am and continued for approximately 13 straight hours. Over 2000 yards of concrete were delivered and placed by the Adena Corporation during an extremely windy and cool day. The schedule for the next two (2) weeks involves backfilling around the floor, setting wall forms and placing reinforcing steel.

Work at the Clyde Solar Energy Center (CSEC) is starting to pick up again with the installation of underground conduits thru out the field. All of the posts that support the single-axis tracking units are to arrive on site in the next two weeks. The installation of the three thousand (3,000)

posts is scheduled for the first two (2) weeks in December. Weather permitting; the solar panels will be installed during the winter. Commercial Operation (CO) is tentatively set for the end of March.

Planning is progressing on Sandco Industries' new thirty-one thousand (31,000) square foot manufacturing facility on Premier Drive. The city has been reviewing preliminary site plans for zoning compliance and we met with their developer and engineer to go over storm water drainage concepts. Sandco is planning to start construction before year-end and open the facility by December 31, 2016. We will be bringing their Enterprise Zone Agreement before council at our December 1 meeting.

Acquisition of the Clyde Paint Factory is moving forward. The asbestos survey has been completed and we are planning to file the 10-Day Notice of Demolition with the Ohio EPA tomorrow. We are still in weekly contact with the USEPA and our current plan of action is to demolish and remove the building as soon as possible, depending on the weather and schedule of the contractor. The concrete slab will remain until the USEPA can complete its final testing. Results of that testing should be available by early next year.

You may have noticed Christmas Decorations popping up this past week and the arrival of Santa's House in downtown. That typically means that Winesburg Weekend is right around the corner and it is no exception this year! Please do not miss any of the festivities this weekend. Come out and enjoy the beginning of the holidays seasons with your family in Historic Downtown Clyde. Mayor Black will be lighting the Christmas tree at 5:45 PM on Saturday November 21. The Northern Lights Parade starts shortly after at 6:00 PM and Fireworks by Pyrotecnico begins immediately following the parade.

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

Mr. Davis highlighted the Financial Report for October 2015:

- General Fund is \$1.3 million, up \$11,519 from October 2014.
- Water Fund is \$2 million
- Sewer Fund is \$656,000
- Electric Fund is \$5.337 million
- Income Tax collections are \$349,000, up \$14,000 from October 2014; YTD is \$3.7 million, up \$100,000 from 2014
- Interest Income is \$14,138.00

Mr. Davis is in the process of interviewing for the clerk (Sandy's) position.

The exit conference for the audit should be occurring any day now.

With multiple staff vacations during the upcoming holidays, the Finance Department will occasionally be working short handed.

### **COUNCIL REMARKS**

Mayor Black spoke about the upcoming Winesburg Weekend. They are expecting the biggest parade that has ever been held, with new entries including the Shriners. There will be a lot of kids activities on Friday evening, including a Princess Party in the basement of the City

Building. On Sunday, there will be Super Heros in the Fitness Center.

Other cities talk up their festivals, like the Pumpkin Festival, Grape Festival, etc. They are also releasing a survey on Survey Monkey to get feedback regarding their festivals, including the types of vendors that are permitted to be at the fesitvals. The Clyde Fair past president had problems with vendor permits. Hopefully the Fair Board can get it settled for a long standing vendor problem.

November 24 Council work session is cancelled.

### MOTIONS

**Motion:** to go into executive session at 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:** Council Member - Kenneth Dick, Council Member - Steve Keegan, Council Member - Gary Beamer, Mayor - G. Scott Black, Vice Mayor - Carolyn Farrar.

### ADJOURNMENT

**Motion:** to adjourn the executive session at 8:31 p.m., **Action:** Adjourn,

**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.

**Motion:** to adjourn the regular meeting at 8:32 p.m., **Action:** Adjourn,

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

  
G. Scott Black, Mayor

  
Janet R. Dickman, Clerk of Council



CLYDE CITY COUNCIL  
VISITOR SIGN-IN

DATE: Regular Session 11-16-15 - Monday

1. Jim Jacks
2. Greg Smith
3. Scott Mahoney
4. ROBERTA SETNER to BZA mtg
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