

**Village of Clinton  
Regular Council Meeting Minutes  
of  
Tuesday, July 5, 2016**

Mayor Knack called the meeting to order on Tuesday, July 5, 2016 at 7:00 p.m. in the Clinton Village Hall. The Pledge of Allegiance was led by Mahlon Weiland and was recited by all those present.

Roll Call: Council Members present: Janice Godwin, Bud McDaniel, Sharley Greer, Marissa Gensimore, and Debbie Ikins.

Others Present: David Oberlin, Mahlon Weiland, Kent and Jackie Goch, residents; Sonja Herwick, Fiscal Officer; and Solicitor Pitchford.

**Approval of Council Minutes**

Mrs. Gensimore asked to have two things changed on the workshop minutes. Her name from Mr. to Mrs. In the third paragraph insert: Likewise, those choosing not to interface with this site would send their changes to either the chair of the Community Development or the village secretary and those changes will be made by Mr. Brattoli.

Mrs. Godwin made a motion to approve the workshop meeting minutes of June 21, 2016, second by Mrs. Gensimore.

Roll call: Mrs. Godwin, yes; Mrs. Greer, yes; Mrs. Ikins, yes; Mr. McDaniel, abstain; and Mrs. Gensimore, yes. Yes - 4, Abstain - 1, 0 - No. Motion passed.

Mrs. Greer made a motion to approve the council meeting minutes of June 21, 2016, second by Mrs. Gensimore.

Roll call: Mrs. Greer, yes; Mrs. Ikins, yes; Mr. McDaniel, abstain; Mrs. Gensimore, yes; and Mrs. Godwin, yes. Yes - 4, Abstain - 1, 0 - No. Motion passed.

Mrs. Gensimore made a motion to amend the agenda to add the seating of a new council member to take place today, second by Mrs. Ikins.

Roll call: Mr. McDaniel, Mrs. Gensimore, Mrs. Godwin, Mrs. Greer, and Mrs. Ikins voted yes. Yes - 5, 0 - No. Motion passed.

Mayor Knack said we have no swearing in document in front of us. Mrs. Greer asked Mr. Koch why he wanted to become a member of council. He indicated the sewer was one reason and they plan to stay in the Village and will be available to assist. She asked him how he perceives the sewer system. He said the step system makes sense to him. She asked if he has been present when the engineer has held meetings. He said he has not.

A copy of a swearing in form was retrieved from the file room.

Mrs. Ikins made a motion to vote on the installation of Kent Goch to fill Joe Baiera's empty council seat, second by Mrs. Gensimore.

Roll call: Mrs. Ikins, Mr. McDaniel, Mrs. Gensimore, Mrs. Godwin, Mrs. Greer, voted yes. Yes - 5, 0 - No. Motion passed.

Mayor Knack swore in Mr. Goch. He took his place at the council table.

### **Solicitor's Report**

Mr. Pitchford indicated that he reviewed the Summit County Landbank contract. He stated that this has taken several weeks and a revised version has been finished and was emailed to the mayor and it is ready to go. Mayor Knack said the total purchase price is \$2,400 – it was originally \$1,600. There is \$5,000 in the budget so we are good on this issue.

**Police Report** - Provided separately to Mayor and Council.

**Fire Chief's Report** - No report.

**Street Commissioner Report** - No report.

**Zoning Report** – No report.

**Mavors Report of Money Received** - In packet.

### **Fiscal Officer's Report**

Everything is in the packet.

### **Unfinished Business**

Mayor Knack said the Rubber Ducks called him and they need to know how many more tickets we need. We have two left and 10 more are coming our way. Mayor Knack will get back to them on Friday.

### **Mayor's Communications**

Mayor Knack met with Rusty Railz regarding the letter going to the Mayor of Canal Fulton about the newsletter.

He and Mr. McDaniel met with Summit County for a couple hours and Mr. McDaniel will report on this later in the meeting.

The culvert replacement is going well. Pumping the sewage out has slowed things down a little. It is coming from green “zones.”

Spoke with ODOT about Route 21 which will NOT be closed as we are not in that district.

He and Mr. Siegenthaler met with Diane Gunter and they removed some overgrown shrubbery around Village Hall.

The mayor will be meeting with Holly Miller regarding the sidewalk project to find out what else we may need to and will be meeting before the end of the week.

## Council Communication

Mrs. Gensimore reported on issues we are experiencing with our email and server/website. Everything is being done to get things straightened out.

The Bicentennial is coming together and we need more volunteers. We got a 50" smart TV to auction off at \$5 per ticket. The Sunday of that weekend will be a Community Fellowship event and there will be worship songs, etc. in thanksgiving for these 200 years. The Village will provide the meat and local community members can bring their own pot luck dish.

The Village Yard Sale is the third Saturday of July – the 16<sup>th</sup> and the rain date is the following Saturday. She asked for approval for funds to put this in the paper. This may be free but she will check on this.

Mrs. Ikins made a motion to approve placing an ad in the Akron Beacon Journal for the Village Yard Sale event, second by Mrs. Godwin.

A citizen present at the meeting volunteered to pay for the ad.

Roll call: Mr. McDaniel, Mr. Goch, Mrs. Gensimore, Mrs. Godwin, Mrs. Greer and Mrs. Ikins, voted "Yes." Six - yes, 0 - no. Motion passed.

A reporter from the ABJ is doing an article on smaller communities and wanted to know 10 interesting things to do in the Village. She asked Mrs. Gensimore to email her the Bicentennial information. She will do this article closer to the Bicentennial. Mrs. Gensimore asked the Barberton Herald about doing a similar article to when they did one on the Sesquicentennial.

Mr. McDaniel reiterated about the meeting he attended with the Mayor at Summit County regarding the sewer system. They went over Section 4 of the booklet David Krock put together for us. There are a few open items on this before we can move forward. One is pricing, including caps. Another is regarding the legislation passed last year giving full authority to Summit County - we actually do not have that yet. That was not a resolution indicating we want you back and authorizing them to do the complete project. Once we get the pricing, we may authorize them to go forward and do the whole thing. I want to have a Public Utilities committee meeting in two weeks with Dave Krock.

Mrs. Greer said this meeting should be a Committee of the whole – all of council. Mr. Pitchford agreed. Dave Krock will be asked to be here and if two weeks is too soon, that's okay and we can wait. Mr. McDaniel said we need to do this now as it will only get worse. We have to get the best deal we can on this. The meeting will be at 6 PM on July 19, 2016 and hopefully Mr. Krock will be able to attend if he has information ready for us. If not, having him attend prematurely is not productive and we should not have the meeting.

Mr. Pitchford said there are two major questions to ask Mr. Krock. Does the cap question really negate the importance of the formula? If they don't do the cap, ask Mr. Krock what is the formula and be prepared to discuss their constituency, whoever it is, what you hope for. Council needs to come prepared to ask questions about what you really want. Mr. Krock needs to know from you what to ask for. He needs to know what to ask for when he goes to the County. We need to know what to tell him to have in the formula. Mr. Krock needs to suggest it to the County - be proactive.

Mayor Knack said this council has some really tough and good decisions to make. In the future, we don't want this community to wonder what in the world was that council thinking about regarding the sewer project. Council will not pass anything without knowing first what it is going to cost.

The assessments will start in January of some year, according to Mr. McDaniel, maybe around 2019 or 2020. Digging starts first.

Mrs. Godwin asked who was getting information from Canal Fulton on their response of helping us with policing. Mayor Knack said this might not be workable due to financing and shift issues.

**Council Committee Reports** – Covered earlier.

**LEGISLATION - No First Readings.**

**SECOND READINGS**

**Resolution No. R-16-22**

A Resolution Authorizing the Approval and Adoption of a Renewal of The Ohio Plan Package Policy, the Property and Liability Insurance Coverage For The Policy Period July 22, 2016 Through July 22, 2017, in a Not To Exceed Amount of \$10,500.00 for the Village Of Clinton; and Declaring an Emergency.

Mrs. Greer made a motion to suspend the three reading rule because this would allow our staff to get this process done before July 22, second by Mrs. Godwin.

Roll call: Mr. Goch, Mrs. Gensimore, Mrs. Godwin, Mrs. Greer, Mrs. Ikins, and Mr. McDaniel voted "Yes." Six - yes, 0 - no. Motion passed.

Mrs. Greer moved to adopt Resolution No. R-16-22, second by Mrs. Godwin.

Roll call: Mrs. Gensimore, Mrs. Godwin, Mrs. Greer, Mrs. Ikins, Mr. McDaniel, and Mr. Goch voted "Yes." Six - yes, 0 - no. Motion passed.

**Resolution No. R-16-23**

A Resolution Authorizing the Village of Clinton Mayor To Sign Proposal #16508 Provided by Village Engineers Ohm to Provide Engineering Services In Support of the 2016 CDBG Grant For ADA Sidewalks, and for the Fiscal Officer to Pay Any Invoices Submitted According to the Proposal, and Declaring an Emergency. Second reading only.

**Resolution No. R-16-24**

A Resolution Authorizing the Mayor to Enter Into an Annual Membership Agreement with the Regional Income Tax Authority (RITA), and Declaring an Emergency. Second reading only.

## **THIRD READINGS**

### **Resolution No. R-16-20**

A Resolution To Proceed To Levy A 3.75 Mill Renewal Tax Levy In Excess Of The Ten Mill Limitation (O.R.C. 5705.191) For A Total Of 3.75 Mills For The Village Of Clinton Fire Department, and Declaring an Emergency.

Mrs. Gensimore moved to adopt Resolution No. R-16-20, second by Mrs. Greer.

Roll call: Mrs. Godwin, Mrs. Greer, Mrs. Ikins, Mr. McDaniel, Mr. Goch, and Mrs. Gensimore voted "Yes." Six - yes, 0 - no. Motion passed.

More clarification on the RITA legislation and agreement was asked. Mr. Pitchford said this allows the fiscal officer who is the taxing authority of the Village to have the ability to look into RITA's computer system and to communicate with them and check on and verify things. It's for "her eyes only." Mayor Knack added there are 250 people who have not paid taxes that should have and that information has been sent to RITA for them to follow up. They will send out letters and those who do not pay will have to attend a hearing here November 4, 2016.

### **New Business**

Mrs. Ikins asked about someone who wants to use the ball field next season and who we coordinate this with. She was told that there were some new fields they may want to check into.

### **General Discussion**

Mayor Knack advised Mr. Goch that he was now taking the chair position of Laws and Ordinances committee – the committee Mr. Baiera used to chair. He is also on two other committees – Community Development and Public Utilities committees.

Mr. Pitchford said he has been working on the proposed changes of the zoning code that was started last year with our extern. He was not able to finish and should have this done and a memo explaining the process by the end of the week.

Mrs. Gensimore said John Gajovski was waiting on a Zoning Board of Appeals (ZBA) hearing and wanted to know what the holdup was. The zoning inspector was facilitating this and a meeting needs to be set. The ZBA does not need a chair to meet. Mayor Knack indicated that Sue Mayberry has been working with Mr. Baiera to get the contact information of the ZBA members she didn't have information on. Mr. Baiera also needs to return some items to Village Hall as well. He will meet someone at Village Hall on this issue.

Mr. Pitchford said the zoning inspector can do the leg work/facilitate to set this ZBA meeting up and is entitled to have an opinion which is not improper. Someone needs to contact these people to get a quorum. Mrs. Ikins said the zoning inspector is shooting for July 20, 2016.

Mr. McDaniel commented that his daughters will be participating in the Olde Canal Days Festival Queens' pageant.

**Presentation of Bills**

Mrs. Greer made a motion to approve the payment of all bills and salaries on the Payment Listing Report dated for the month of June 2016 and all Purchase Orders, Then and Now Purchase Orders, and Blanket Certificates on the Purchase Order Status, current YTD through June 30, 2016, second by Mrs. Gensimore.

Roll call: Mrs. Greer, Mrs. Ikins, Mr. McDaniel, Mr. Goch, Mrs. Gensimore, and Mrs. Godwin voted "Yes." 6 - Yes, 0 - No. Motion passed.

**Citizens Comments** – None.

Mayor Knack welcomed Mr. Goch to council.

Meeting was adjourned.

  
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Mayor Allen Knack

  
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Bud McDaniel, President of Council

  
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Sonja Herwick, Fiscal Officer