Village of Clinton

Regular Council Meeting Minutes

Of

Monday, August 6th, 2018

Mayor Knack called the meeting to order on Monday, August 6th, 2018 at 7:00 p.m. in the Clinton Village Hall. The Pledge of Allegiance was led by Mr. Dean Philips and recited by all those present.

Roll Call: Council Members Present: Marissa Gensimore, Kent Goch, Clarissa Allega, Bud McDaniel, Janice Godwin, and Ellen Conroy.

Others Present: Allen Knack, Mayor; Marshal Pitchford, Village Solicitor; Terry Seigenthaler, Street Superintendent; Leah Weirick, Fiscal Officer; Mr. Ralph McLaughlin, Mrs. Karen McLaughlin, Mr. Ray Frase, Mrs. Mary Frase, Mr. Dean Philips, Mr. David Oberlin, Mrs. Heidi Fox, Mrs. Shelley Busch, Mr. Glen Sayre, and Mr. Michael Perry.

Approval of Council Minutes:

Mrs. Godwin moved to accept the minutes as written, and Mrs. Conroy seconded the motion. Roll Call: Goch: Abstain; Allega, McDaniel, Godwin, and Conroy: Aye. Gensimore: Abstain.

Solicitor's Report: No Report.

Police Report: No Report.

Fire Chief's Report: No Report.

Street Commissioner's Report: No Report.

Fiscal Officer's Report: In Packet.

Fiscal Officer Weirick would be seeking a first-reading passage for a Resolution appearing on that meeting's agenda, transferring money to the Street Fund budgeted for operating expenses.

Unfinished Business:

Referencing a Recommendation of the Community Development Committee which had received Council approval at its last convene, Mrs. Gensimore read aloud a document she'd authored for the record. Contained within was a piece of correspondence received from Mr. Charles G. Ikins, Colonel, United States Marine Corps Reserve (Ret). **See here attachments (A) and (B).**

Mrs. Gensimore, therein, had moved for reconsideration of her motion put forth during July 13th's Council Meeting, and Mr. McDaniel offered a second.

Roll Call: Allega, McDaniel, Godwin, Conroy, Gensimore: Aye. Goch: Abstain.

Mayor's Communications: None.

Council Communications and Committee Reports:

A meeting of the Streets and Sidewalks Committee had focused primarily on CDBG grants and deadlines, and the priority order of projects for application submission.

Articles for the Fall-Into-Winter themed edition of the Community News would be due to Mrs. Gensimore on or before the first of September. Herself and Mrs. Godwin, in collusion with the Clinton Village Fire Department, would be generating an article to highlight October as National Fire Prevention Month.

Citizens' Comments:

Mrs. Karen McLaughlin, a Shadow Lane resident, stated that her cul-de-sac had not been respected as such of late, with Cleveland-Massillon Road dwellers accessing the lane via backyard shortcut. Mrs. Heidi Fox, also of Shadow Lane, concurred, adding that the disappearance of her property pins had necessitated deed analysis and survey work be performed through the County. An easement between the two thoroughfares contributed to the complexity of the dispute.

Mr. Ray Frase, a longtime Cleveland-Massillon Road homeowner, recalled similar quandaries which had arisen during construction of the Shadow Lane development, which had been quelled with an agreement forbidding permanent, but granting temporary access. Cleveland-Massillon Road resident Mr. Glen Sayre named himself as the possible culprit behind the quarrel at hand, as a neighbor had permitted temporary land use to accommodate completion of a concrete drive on Mr. Sayre's property.

Mrs. Mary Frase anticipated a timely resolution to the matter and a return to good neighbor relations, and requested clarification as to the connective easement's public or private status.

Having received request to analyze a number of aspects, Solicitor Pitchford stated that his review and understanding of the correlated documentation confirmed a ten-foot easement which was dedicated to the Village, at the same time the property was deeded. A restriction forbids permanent access from Shadow Lane to existing lots having frontage on Fulton Street. Other points of contention which could be considered as part of a neighborly dispute were not something that legally, he advised, Council should weigh in on at the time.

Mr. Dave Oberlin recognized the beautification efforts of Mrs. Diane Gunter, and offered a donation for her use as deemed appropriate.

Legislation:

Second Reading

Ordinance O-18-12

An Ordinance amending Section 509.09 and Establishing Section 509.10 of the Codified Ordinances Regarding Unlawful Noise or Disturbances, Noise from Equipment, and Declaring an Emergency.

Revisiting Citizens' Comments:

Mrs. Shelley Busch made mention of a number of domestic cats that had been abandoned and cited legislation in this regard. Mayor Knack and Fiscal Officer Weirick had already been in contact with a number of agencies and would continue to seek answers and remedy.

Mr. Michael Perry, echoing Mrs. Busch, described his love of animals and favored a permanent solution to Clinton's stray animal conundrum.

Mr. Dean Philips confirmed with Solicitor Pitchford that, as pertained to the phrase "no access," legislation surrounding the right-of-way in question did permit foot traffic but neither a temporary nor a permanent driveway structure.

Mayor Knack offered a civilian, as opposed to Mayoral, suggestion: that the residents entangled participate in a block party, to facilitate improved communications and neighborly conduct.

Legislation, Continued:

Regarding O-18-12, Mayor Knack had received some feedback and relayed items for discussion prior to its passage. A quiet time running from 10 p.m. through 6 a.m. had the potential to interfere with early morning business in the Industrial District, evening celebratory events in residential areas, and seasonal profitability for the Rusty Railz. Quiet time commencing at 11:00 p.m. could prove more accommodating, but possibly more confusing as it would not sync up with New Franklin's designated time of 10:00.

First Reading

Resolution R-18-13

A Resolution Authorizing the Transfer of Funds from the General Fund to the Street Fund of the Village of Clinton and Declaring the Same to be an Emergency.

Mrs. Allega moved to suspend the Three Reading Rule, and Mr. McDaniel seconded the motion.

Roll Call: McDaniel, Godwin, Conroy, Gensimore, Goch, and Allega: Aye.

Mrs. Allega motioned to adopt R-18-13. Second by Mr. McDaniel.

Roll Call: Godwin, Conroy, Gensimore, Goch, Allega, and McDaniel: Aye.

New Business: None.

General Discussion:

Mr. McDaniel's 11-year-old son had concocted a batch of blueberry pancakes, and he encouraged all citizens in attendance to continue to be present at future Council meetings, lest they miss further such breaking news.

Mrs. Gensimore requested Council participation in various capacities for 2018's Applefest, to be held on the 16th of September.

Presentation of Bills:

Mrs. Conroy moved to approve the Purchase Orders and pay the bills. Second by Mr. McDaniel.

Roll Call: Conroy, Gensimore, Goch, Allega, McDaniel, and Godwin: Aye.

Mr. McDaniel motioned to adjourn. Meeting was adjourned.

Bud McDaniel, Council President

Mayor Allen Knack

Leah Weirick, Fiscal Officer

Attachment "A"

For the record:

At the July 17th Council meeting, the Community Development Committee recommended that Council use the $500.00 in its budget as seed money for a marker dedicated to the late Debbie Ikins, to be placed on the newly finished bridge on Main Street. The motion was passed by Council. After that meeting I was informed that it was Council policy not to use Village funds for such things. This policy is not in the Village rules and I was unaware of its existence. In the weeks following it has been brought to my attention that this action has caused quite a stir among some of the residents. There have been many residents who have served this Village both privately and publically. Recognizing Debbie for her contributions was not meant to slight any of them. Knowing Debbie's character and the integrity with which she conducted herself; I know she would not want to have a part in offending or hurting any Village residents. Last week I reached out to my Committee members hoping to schedule a quick meeting before today's Council meeting to share this sentiment and recommend that we with draw the recommendation. That was pre-empted by an already existing Streets meeting. On Friday, August 3rd, I received a letter from Charles Ikins confirming that, this indeed was the right action. I will now read that letter.

At this time I would like to poll my Committee and recommend that we withdraw the recommendation made on July 17th. Mr. Mc Daniel yes Mrs. Conroy yes Mrs. Gensimore yes.

With that, I now make a move of reconsideration of my vote concerning this matter according to 121.02 (m) under Rules in the Administrative Code in our Codified Ordinance's which states: "Any member who voted with the prevailing side may move a reconsideration of any action of

Council, provided that the motion be made not later than the next regular meeting after such action was taken, but no more than once shall a motion be reconsidered." I now withdraw my positive vote of Council dedicate a marker on the new bridge in honor of Debbie Ikins.

Attachment "B"

August 3, 2018

Ms. Marissa Gensimore
Chair, Community Development Committee
Village of Clinton
7871 Main Street
Clinton, Ohio 44216

Dear Ms. Gensimore:

On July 17th, a motion was made in the Community Development Committee and subsequently in Village Council to place a plaque on the recently completed Main Street Bridge in memory of my late wife, Debbie Ikins, who was serving on Council (Chair of the Streets, Sidewalks and Parks Committee) when her untimely and tragic death occurred. As you know, the motion passed in both committee and council.

I sincerely appreciate this entirely unsolicited gesture and am grateful I was consulted beforehand to ascertain if I had any objection. I was deeply moved by the suggestion and assented, believing the Village Council would know best.

Upon further reflection, it occurred to me that many people have contributed much to this Village over the years and haven't received recognition. That should and can be remedied.

In my mind, a better memorial would be one which Debbie (always interested in positive action and inclusivity) would favor. Such a memorial would provide recognition to all those, known and unknown, who helped create the Village of Clinton. I would instead propose a bronze plaque with the following inscription – or one expressing similar sentiments – be placed in a prominent and visible location on or near the bridge:

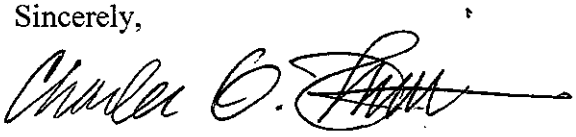
In memory of all those residents who have cherished and served the Village of Clinton since 1816. Let us remember and thank them at every crossing. Dedicated (month) (day), 2018.

This would recognize all – past, present, and future – that have contributed to life here in the Village and would include not only those in government but also those in local civic organizations, such as the Historical Society, Garden Club, etc. The new bridge was a large undertaking with several involved and marking the accomplishment would reflect well upon the Village and provide an example for future residents.

Debbie grew to love this village. Her untiring work first as an involved private citizen and later as a Councilmember dedicated to service to others is her true memorial. She loved her work on the Village Council and was so doing on the morning of the last full day of her life. Her successful efforts during her tenure are evident every day.

Let her be remembered for that.

Sincerely,



Charles G. Ikins
Colonel, United States Marine Corps Reserve (Ret)