

**Village of Clinton
Regular Council Meeting
Tuesday, June 20, 2023**

Council President Kent Goch called the meeting to order on Tuesday, June 20, 2023, at 7:00 PM in Clinton Village Hall. The Pledge of Allegiance was recited by Eric Brettschneider and those present.

Council Members present: Lewis Rash, Janice Godwin, Ellen Conroy, Marissa Gensimore, Kent Goch, and Matt Steiner. Mayor McDaniel was absent.

Others Present: Eric Brettschneider, AHECS; Kathy Vadas, Solicitor's office.

Approval of Minutes

Mrs. Gensimore made a motion to approve the minutes of June 6, 2023 as written, second by Mr. Rash.

Roll Call: Rash, Gensimore, Goch, Godwin, Conroy and Steiner voted yes. Motion passes.

Unfinished Business

Mr. Steiner brought up the letter that council received from a resident about various zoning issues and concerns in the Village. He indicated he has heard these complaints himself prior to getting this letter. He felt we need to see what letters the zoning inspector may have sent out recently regarding violations. Some roads need to be lined. Council may be able to help Jeff with this situation.

Mayor's Communications

No report from Mr. Goch. Mr. Steiner said there is a hefty property tax increase (34%) coming in January 2024 and citizens need to be made aware. Mrs. Godwin said you can challenge an amount assessed to your property.

Council Communications and Council Committee Reports

No report.

Citizens Comments

No one spoke.

Resolutions and Ordinances

Third Readings

Ordinance No. O-23-15

An Ordinance Amending Codified Ordinance No. O-19-11, Adopting Amended Policies for the Village of Clinton Building Security, and Declaring it an Emergency.

Mrs. Gensimore made a motion to adopt, second by Mrs. Conroy.

Mr. Steiner said he struggled with this ordinance. Mrs. Gensimore said this ordinance is only to clarify the word "notify." Mr. Steiner wonders what the benefit is to giving notice. Mrs. Gensimore said that part has passed and this strictly deals with clarifying the word "notify" and does not indicate permission. Mr. Steiner asked what happens if we don't give notice. Mrs. Gensimore said then you have violated the ordinance and there is a proper procedure to handle that. Mr. Steiner said we almost should rescind this previous ordinance where we made those changes and let the old one stand on its own.

Mrs. Vadas said we passed a prior ordinance about providing notice to the Street Department Superintendent prior to arriving at the street garage off hours when he's not present. Questions arose about what did it mean to give notice. Then the decision was made to define notify. Mr. Rash said no one here has a key to get in the garage. The only person who has a key is the mayor. Mr. Goch does not know what we gained with this ordinance. This one simply defines the word, notify, which became necessary. Mr. Rash asked if we could make a motion to rescind it? He was told not at this time but when we get down to New Business.

Roll Call: Gensimore, Goch, Conroy and Steiner voted yes. Godwin, abstained. Rash, no. Motion passed. Five to one, as abstentions go with the majority, per Robert's Rules of Order.

Second Readings

Ordinance No. O-23-16

An Ordinance Amending Ordinance No. O-22-24, Establishing the Pay Rates for Certain Employees, Effective January 1, 2023, and Declaring an Emergency. This is to add the fire department captains on the payroll.

Mrs. Gensimore made a motion to set aside the three-reading rule, second by Mr. Rash.

Roll call: Gensimore, Goch, Conroy, Godwin, Rash, votes yes; Steiner voted no. Motion passed.

Mrs. Gensimore made a motion to adopt, second by Mrs. Conroy.

Roll call: Godwin, Conroy, Steiner, Rash, Gensimore and Goch voted yes. Motion passes.

No First Readings.

New Business

Mr. Rash asked about the payroll legislation that was passed for the addition of fire captains. He was told the only change on this legislation was to add the title and pay rate. He was advised it was only to add the fire caption position and pay rate.

Mr. Steiner made a motion to rescind Ordinance No. O-23-02, and Ordinance Amending Codified Ordinance No. O-19-11, Adopting Amended Policies for the Village of Clinton Building Security, second by Mr. Rash.

A summary of this legislation was stated by Mr. Steiner: Village officials must notify Road Superintendent and Street Committee Chair prior to entering service garage outside of service hours or when service garage is not attended by Road Superintendent. The purpose of entry must accompany notice. And that no Village official shall authorize, at any time, non-Village employee entrance to service garage without Road Superintendent consent. Those are the two changes. Mrs. Vadas explained the background of the legislation passed about three months ago and explained the content. She said, for the record, if we rescind this, don't we need to rescind the legislation that was just voted on. There was further discussion as to why this legislation was created initially.

Mrs. Gensimore said the only one who has a key at this point, besides the street superintendent, to the street garage is the mayor and there is very little trust. Mr. Steiner said but we don't need to legislate it. Mrs. Vadas said Mr. McDaniel understands his authority and parameters as the mayor. The Street Superintendent should be there and Mrs. Gensimore said during service hours there are times he is not there. It would not be okay for any of us to enter the garage if he is not there. Mrs. Vadas said the street superintendent is your employee and never heard of an employer having to ask the employee to enter their property. Mrs. Gensimore said this is just letting someone else know that someone is going in there. The mayor is also responsible for what is inside the street garage – not just the superintendent. Mr. Steiner does not think this legislation would stand up if challenged.

Mr. Goch added that he checked where he works and his plant manager cannot be in the building by himself and must check with him or HR. It's a safety thing. Our street superintendent is in there by himself every day. There are cameras on the outside of the building and you can tell who is there on the recording.

Mr. Steiner feels the mission has been accomplished and this legislation is not going to do any more and not good in his opinion. Mrs. Conroy said she can see both sides.

Roll Call: Conroy, abstained; Steiner, yes; Rash, yes; Gensimore, no; Goch, no; Godwin, no. The abstention goes with the majority. Motion fails.

Council General Discussion

Mrs. Gensimore said every year we have the Village yard sale and vote to support. The third Saturday in July will be when it is held if all agree.

Mrs. Gensimore made a motion to hold the Community Yard Sale on the third Saturday of July, second by Mrs. Conroy.

Roll Call: Steiner, Rash, Gensimore, Goch, Godwin and Conroy voted yes. Motion passes.

Presentation of Purchase Orders and Bills for Approval

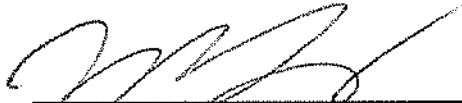
Mr. Steiner made a motion to approve the bills presented in the amount of \$14, 277.78, second by Mr. Rash.

Roll call: Rash, Gensimore, Goch, Godwin, Steiner, and Rash voted yes. Motion passed.

Mrs. Gensimore reminded Council that we will only be having one meeting in July due to the first Tuesday being July 4.

Mr. Rash made a motion to adjourn at 7:43 PM, and was seconded by Mr. Steiner.

Meeting was adjourned.



Mayor Bud McDaniel



Leah Weirick, Fiscal Officer



Kent Goch, President of Council