

**Village of Clinton  
Regular Council Meeting Minutes  
of June 2, 2020**

Mayor Allega called the meeting to order on Tuesday, June 2, 2020 at 7:09 p.m. in Clinton Village Hall. The Pledge of Allegiance to the Flag was led by Marissa Gensimore and recited by those present. Due to COVID-19, this meeting was held using Zoom to live stream council members choosing to meet from home. Residents watched via Facebook Live.

The following Village officials were present: Mayor Allega, Council members: Marissa Gensimore, Lewis Rash, Kent Goch (Zoomed in), Ellen Conroy, Bud McDaniel (Zoomed in), and Jan Godwin.

Others Present: Elaine Kilker (for Leah Weirick, via Zoom), and Solicitor Marshal Pitchford (live streamed in). Nate Kievman lived streamed in at a later time in the meeting.

Mrs. Gensimore made a motion to approve the May 5, 2020 council meeting minutes, second by Mrs. Godwin.

Roll call: Mrs. Gensimore, Mr. McDaniel, Mrs. Conroy, Mr. Rash, and Mrs. Godwin voted yes. Mr. Goch abstained. Motion passes.

Solicitors Report: He had no report.

Police Report: The report is in the packet.

Fire Department Report: Chief Conroy placed copies of his report in the council boxes.

Street Commissioner Report

The Cleveland-Massillon Rd. project is over halfway done. The weeds on the side of the road are high but we have to wait till we get the tractor back from the shop as they are waiting for a part.

Zoning Inspector Report

No report however, a quarterly one will be due. Mr. Funk held hours at Village Hall. However, his entire family was in quarantine for 14 days after an exposure to positive COVID-19. He said there may be some issues with voice mail messages on the Village phone going to his Village cell phone.

Fiscal Officer's Report – No report.

Unfinished Business – None.

Mr. McDaniel reported that the cameras are now installed at the street garage and will give the widest range of viewing so we will be protected.

The new .gov email system is being put in place. Soon the new addresses will be available on the website.

Mayor's Communications

The engineer's report is in the packet. Mayor Allega continues to be involved in phone calls with the County Executive regarding COVID-19 and other conference calls. She will ensure she is involved in knowing all that is going on relative to this issue.

The Census is still moving forward. We need accurate counts.

Mrs. Gensimore said there are people knocking on doors claiming to be Census workers asking questions they have no business asking. Be aware and call the police.

Village Hall received their supply of PPE's that can be distributed to whoever needs them in the future when they come to Village Hall and don't have one. There are face masks, face shields, and gloves.

The social distancing order of a gathering of no more than 10 people was extended again until July 1. We will continue to use Zoom for our council meetings as we cannot have the public in the building. For the public, we will continue to live stream on Facebook.

The Summit County Health Department considers port-o-pots as public restrooms and having them in our Village would require disinfecting every 2 hours and we do not have the resources available to do that. We will not bring them in until that mandate changes.

I want to personally thank Mrs. Gensimore for pulling together the last-minute Memorial Day Ceremony and parade. She put a lot of work into this and it went off without a hitch. Mrs. Gensimore said there was no way this day was not going to be recognized.

#### Council Communications and Council Committee Reports

Mr. Rash said he sat on Clinton Rd. going toward Rte. 21 and watched 12 to 15 people going over 50 miles an hour. He sat by the cemetery and watched more than 25 people speeding. His mission is to make this town safe. He has watched police officers sitting on the side of the road doing nothing. He said that we are paying over \$120K for 24-hour protection. He was told per our contract an officer is not required to be in this Village for 24 hours in one place. The Mayor asked for dates and times. He said he will have to do it again as something needs to be done.

Mr. Rash said the sewer issue is progressing slowly. So far Stark County is still positive they will accept the waste at their facility.

Mrs. Gensimore talked to Mayor Schultz about the Community Newsletter. Events are cancelled, so we will get together and discuss what we can do in the next publication. Citizens have contacted her about when they would be allowed to attend our meetings. She explained no more than 10 can be in here. They are not comfortable with using Zoom. Mrs. Gensimore asked if they could sit in their vehicle until they can come inside, keeping the number to no more than 10. Mayor Allega said we need to know if they are coming and set something up with the residents who want to personally come.

Mrs. Gensimore also said a citizen told her they were concerned about the violence going on and what is in place to protect the Village for that type of situation. New Franklin is our police department and Mayor Allega will touch base with them about that as they are our policing authority.

Mrs. Gensimore went on to say that she had signs prepared relative to protocol at the Warwick park ballfield and Mr. Siegenthaler has installed them.

A citizen complained to Mrs. Gensimore about a truck at a residence that was parking on the sidewalk and she advised the police department and they went to talk to the resident about that. She said there are people who pull over to fish but end up on the sidewalk. This will cause deterioration and she asked the police give warnings and if necessary, give citations. We may want to invest in some No Parking / blocking the sidewalk signs.

Mr. Goch commented the resident contacted him today regarding his parking on the sidewalk and he went down to look at the situation. The resident is in a tight spot. He's not on the sidewalk – maybe putting a shadow on the sidewalk. Mr. Goch said this reminded him of an issue on Shadow Lane. Part of his truck is overhanging the sidewalk. It's not parked on the sidewalk. He is blocking a sidewalk to nowhere. Let's come up with a constructive solution. Mrs. Gensimore said he could park parallel in front of his house. Mr. McDaniel said he is not physically on it, but the back of his vehicle is blocking the sidewalk from pedestrians being able to walk there. Mrs. Gensimore said it still is against the ordinance. As far as downtown on Main Street, we need to do something and it would be nice if we put the signs up. At \$30 a piece that would be \$60 for signs to preserve the sidewalks. The mayor said to go ahead and order the signs.

Mrs. Godwin stated they are working on our police contract. They contacted Lawrence Township and Canal Fulton. Lawrence Twp. wants to know what specific services we need. There will be a Safety Committee to address this issue. Canal Fulton will provide us with a quote; however, the price range may be prohibitive. Mayor Allega is providing Canal Fulton with some information from us, like our past call volume. The Sheriff's department charges on a per-call basis. There may be an option to bring back Mayor's Court too. Mr. Rash asked if it would be possible to have New Franklin attend a meeting with Village Council on this issue. Mrs. Godwin will work on getting a Safety Committee meeting scheduled.

Prior to the readings, Mrs. Gensimore said she found something in our code that needs addressed regarding roll calls – it states they are to be done alphabetically. We need to change this as it is not our practice for valid reasons. There is nothing in the ORC and can do whatever we want to do, according to our solicitor. Mrs. Gensimore said she will work on legislation to amend this to match what we have been doing for a long time.

Mr. Pitchford said that would be a point of order – suspend the rules and correct – or pass an ordinance changing it at the next meeting.

### **Third Readings**

#### **Ordinance No. O-20-05**

An Ordinance Establishing Section 505.18 of the Codified Ordinances Regarding Unlawful Feeding of Feral Cats on Public and Unauthorized Properties, and Declaring an Emergency.

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

Mrs. Gensimore made a motion to substitute the version as presented (below) in our packet, second made by Mrs. Godwin.

(An Ordinance Establishing Section 505.18 of the Codified Ordinances Regarding Unlawful Feeding of Feral/Domestic Cats, Stray/Domestic Dogs Including All Wild Life on Public and Unauthorized Properties, and Declaring an Emergency.)

Mr. McDaniel said this issue has come up in the past and has not been a huge issue in the Village. Earlier this year he got a call about this and feels it is redundant and not necessary in the Village.

Mr. Rash said he feels there is already a law saying you must not go on private property – that means you should not go to your next-door neighbors or village property and put something. It's against the law.

Mrs. Gensimore said there are villages and cities all over that have feral cat laws. Some are very rigid. Here in the Village cats are being fed in an alley, Village property, in front of another person's business and

their customers are stepping in cat feces and then bringing it into the business. They tried to handle it on their own equitably - it wasn't happening. We make an effort to clean up the Village, but not cat feces, why should we bother cleaning up anything else?

Roll call: Mrs. Conroy, yes; Mrs. Gensimore, Yes; Mr. Goch, no; Mrs. Godwin, yes; Mr. McDaniel, no; Mr. Rash, no. It is a tie three to three. Mrs. Allega voted, Yes. Motion passes.

**Ordinance No. O-20-07**

An Ordinance Amending Codified Ordinance 0-19-11, Adopting Amended Policies for the Village of Clinton Full-Time and Part-Time Employees, and Declaring it an Emergency.

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

Roll call: Mrs. Conroy, yes; Mrs. Gensimore, Yes; Mr. Goch, Yes; Mrs. Godwin, yes; Mr. McDaniel, yes; Mr. Rash, yes. Motion passes.

**Second Readings** - None.

**First Readings**

**Ordinance No. O-20-08**

An Ordinance Amending the Paid Administrative Leave Policy During a State and Locally Declared State of Emergency, Amending the Employee Handbook, and Declaring an Emergency.

Mayor Allega stated we discovered paying a person on a COVID-19 leave. The payroll formula we had previously adopted resulted in the potential to pay somebody more hours than they were scheduled for the pay period they missed. Hence, this amendment. We did have a part-time employee on COVID leave - Family's First Responders Coronavirus Act Leave. It is not known how long this will last and the Village needs to do the payroll properly.

Mrs. Gensimore made a motion to set aside the three-reading rule, seconded by Mrs. Conroy.

Roll call: Mrs. Conroy, yes; Mrs. Gensimore, Yes; Mr. Goch, Yes; Mrs. Godwin, yes; Mr. McDaniel, yes; Mr. Rash, yes. Motion passes.

Mrs. Gensimore made a motion to adopt Ordinance No. O-20-08, seconded by Mr. Rash.

Roll call: Mrs. Conroy, yes; Mrs. Gensimore, Yes; Mr. Goch, Yes; Mrs. Godwin, yes; Mr. McDaniel, yes; Mr. Rash, yes. Motion passes.

**New Business**

Nate Kievman was on Zoom regarding the ball fields. He had concerns that he wanted to share. The field is reserved and they paid their deposit and we received their insurance policy. Mr. Kievman laid out the background of the issues that arose since he has been managing the ball fields. He has been maintaining and managing the fields and scheduling teams, which he explained in more detail. They also keep equipment in a shed. Other teams who want to use the ball fields may not leave the fields in the best shape and he wants to know how the Village wants to handle that. He is working on a project to get a company to come in to work on this Village field that will power wash and paint bleachers and fix some fencing and dug outs, backstop, etc. He will get us the game schedule. Mr. Goch said he can maintain the field as he sees fit -

and ensure the fields are left in good condition when they leave. Mr. Kievman asked if he could build a concession stand facility? He was told it would need to go to zoning and the health department would need to be involved. Mr. Goch indicated that communication is imperative on going forward.

General Discussion

Mrs. Gensimore brought up the issue of the Mayor's Proclamation we are operating under expires on June 15. We need to look at what we are going to do going forward. Go back to our regular schedule but abide by the state laws. She asked for input. Mr. Pitchford said they could adopt new legislation or go back the way it was. He felt in order to recover federal funds regarding the COVID-19 issue we need to do some type of an extension of this emergency proclamation in some fashion. He also asked about the US Cares Act which allows for funding reimbursement - Senate Bill 310. Mayor Allega is aware of this. Legislation will be prepared for the next meeting. Mr. Pitchford asked he should do a renewed declaration? Mayor Allega said yes. Mr. Pitchford will do these two things.

Mrs. Gensimore said Mayor Shultz of Canal Fulton obtained UV sterilizing equipment to clean their units. Going forward, it would not be bad to have anyway. This can be looked into. To be covered financially we need to buy it - and it was not a budgeted item. We need to find out the cost.

Council will meet on June 16 - back to the normal schedule.

Mrs. Conroy stated that she will be attending a conference on the 18th. She will report back to council on this.

Mayor Allega will be absent the first meeting of August. Someone else will operate the virtual meeting, most likely President of Council, Bud McDaniel.

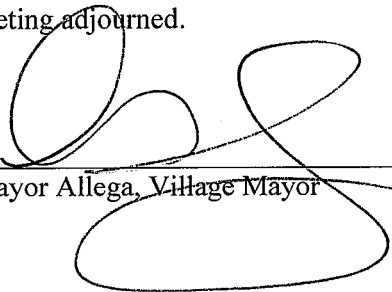
Presentation of Purchase Orders and Bills for Approval

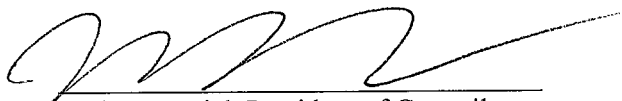
Mr. McDaniel made a motion to approve the purchase orders/payroll, the second made by Mrs. Conroy.

Roll call: Mrs. Conroy, yes; Mrs. Gensimore, Yes; Mr. Goch, Yes; Mrs. Godwin, yes; Mr. McDaniel, yes; Mr. Rash, yes. Motion passes.

Bud McDaniel made a motion to adjourn the meeting. Meeting adjourned.

  
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Leah Weirick, Village Fiscal Officer

  
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Mayor Allega, Village Mayor

  
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Bud McDaniel, President of Council