

## **Minutes of August 20, 2020 Council**

Regular Meeting of the Clayton, Ohio City Council  
Clayton Government Center  
August 20, 2020

**Due to the Governor's orders on limited size of meetings and Montgomery County being under the level three alert for COVID-19, Clayton conducted its regularly scheduled City Council meeting on Thursday August 6, 2020 via the Zoom meeting format.**

### **CALL TO ORDER**

The meeting was called to order by Mayor Stevens at 7:30 PM. Present were Mayor Stevens and Councilmembers Bachman, Henning, Gorman, Merkle, Kelly and Lieberman.

### **CLERK'S REPORT**

Clerk Seim presented the minutes of the August 6, 2020 Council workshop session. Motion by Gorman, second by Bachman to approve the minutes as presented. All yeas, motion passed.

Seim then presented the minutes of the August 6, 2020 City Council meeting. Motion by Merkle, second by Henning to approve the minutes as presented. All yeas, motion passed.

### **OLD BUSINESS**

Ordinance No. O – 08 – 20 – 12 An Ordinance to Impose Assessments Upon Owners of Real Property in Arrears for Payment of Fees for Waste Hauling and Disposal Services for 2020/2021 and Declaring an Emergency. Second reading, no further discussion. Motion by Henning to approve the Ordinance as an Emergency, second by Gorman. All yeas, motion carried. Motion by Merkle to approve the Ordinance, second by Gorman. All yeas, motion carried.

Ordinance No. O – 08 – 20 – 13 An Ordinance Certifying Unpaid Charges for Nuisance Assessments for 2020/2021 to the Montgomery County Auditor for Collection with Real Estate Taxes and Declaring an Emergency. Second reading, no further discussion. Motion by Gorman to approve the Ordinance as an Emergency, second by Bachman. All yeas, motion carried. Motion by Gorman to approve the Ordinance, second by Kelly. All yeas, motion carried.

Ordinance No. O – 08 – 20 – 14 An Ordinance Authorizing the Submission of the 2020-2021 North Clayton Community Authority Charge Assessments to the Montgomery County Auditor and Declaring an Emergency. Second reading, no further discussion. Motion by Gorman to approve the Ordinance as an Emergency, second by Merkle. All yeas, motion carried. Motion by Henning to approve the Ordinance, second by Gorman. All yeas, motion carried.

Ordinance No. O – 08 – 20 – 15 An Ordinance to Maintain Lighting Assessment and Declaring an Emergency. Second reading, no further discussion. Motion by Gorman to approve the Ordinance as an Emergency, second by Kelly. All yeas, motion carried. Motion by Henning to approve the Ordinance, second by Gorman. All yeas, motion carried.

Ordinance No. O – 08 – 20 – 16 An Ordinance Certifying Unpaid Charges for Grass/Weed Cutting for 2020-2021 to the Montgomery County Auditor for Collection with Real Estate Taxes

and Declaring an Emergency. Second reading, no further discussion. Motion by Gorman to approve the Ordinance as an Emergency, second by Merkle. All yeas, motion carried. Motion by Henning to approve the Ordinance, second by Bachman. All yeas, motion carried.

Ordinance No. O – 08 – 20 – 17 An Ordinance Adopting Estimated Assessments and Certifying Unpaid Charges for 2020/2021 Curb and Gutter Repair/Replacement Work to the Montgomery County Auditor for Collection with Real Estate Taxes (Five Annual Installments) and Declaring an Emergency. Second reading, no further discussion. Motion by Gorman to approve the Ordinance as an Emergency, second by Henning. All yeas, motion carried. Motion by Gorman to approve the Ordinance, second by Merkle. All yeas, motion carried.

Ordinance No. O – 08 – 20 – 18 An Ordinance Adopting Estimated Assessments and Certifying Unpaid Charges for 2020/2021 Curb and Gutter Repair/Replacement Work to the Montgomery County Auditor for Collection with Real Estate Taxes (Ten Annual Installments) and Declaring an Emergency. Second reading, no further discussion. Motion by Gorman to approve the Ordinance as an Emergency, second by Kelly. All yeas, motion carried. Motion by Gorman to approve the Ordinance, second by Henning. All yeas, motion carried.

#### **NEW BUSINESS**

Resolution No. R – 08 – 20 – 42 A Resolution Authorizing the City Manager to Purchase an Audio & Video System, Related Equipment and Installation of Same for the City Council Chambers for a Price Not to Exceed \$38,000.00. Kevin Schweitzer, Finance Director, advised our current audio/video system is over 10 years old and has been experiencing issues. It also does not facilitate streaming or file recording of council meetings and does not allow residents to view live council meetings. This system will stream to Zoom, Facebook, Twitter and the Clayton website, and will also record to a video file and an audio file which can be used to create podcasts. Motion by Gorman to approve the Resolution, second by Kelly. All yeas, motion carried.

#### **CITY MANAGER'S REPORT**

Amanda Zimmerlin, City Manager, advised after our Plan Clayton workshop, staff has been working on how can we move forward with smaller projects within the Plan Clayton, for example way-finding signage or beautification projects by creating an implementation committee that would review the project before bringing it to council for a vote. More information will be coming once we structure the program. We are still working with Montgomery County on the Stillwater property MOU. The survey was completed this week and we will be rewording the MOU, after which we will bring it to council for approval. The 2020 Census will be coming to an end soon. Currently Clayton has had a 77.4% response, with 68.2% being done via the internet. The County's response has been 66.4%. We are pushing out weekly reminders to our residents via social media. Gorman asked why Clayton's reappraisals came in lower than our neighboring communities. Zimmerlin advised the answer given by the County was the last appraisal had Clayton's properties much higher, so this is to level out the values.

#### **VISITOR'S COMMENTS**

None heard.

## **COUNCIL MEMBER COMMENTS**

Merkle advised with the concerns on the Airbnb's in the community we need to educate everyone on what all it involves especially with the BZA meeting coming up. I don't normally look at the obituary page in the paper, but I recently saw where Bob Hines passed away. Even though Bob was a Union resident, he was the owner of Hines Hardware and was a former Randolph Township trustee. I wish to pass by condolences to Bob's family. Henning stated with schools resuming online September 1<sup>st</sup> through October 22<sup>nd</sup>'ish and even though they are online kids will be out and about in the community, so I ask everyone to please be cautious while driving in the neighborhoods. I wish to thank the Police for being present in the neighborhoods, and I also wish to thank them for showing up at two young people's homes and wishing them happy birthday's, this is a nice example of community relations. Lastly, I was happy to see that we are going forward with our fall Sweep Clayton Clean program, it will be held October 17<sup>th</sup> from 8 am to noon. Bachman thanked the Fire Department, Matt Bakan and his crew, for hosting the First Aid and CPR course last weekend, it was very good and I learned a lot. With the schools starting back I wish the best of luck to the students, and with the sports coming back although with a shortened season, I wish them the best of luck. Kelly asked Randy Sanders, Public Service Director, for an update on a sink hole on E. Salem Street for the Boyce residence. Sanders advised Montgomery County Soil and Water applied for an OPWC grant to fix the problem but were turned down, but they are going to reapply. Gorman stated it's great that we are at 77% on our Census response, but if a Census taker shows up at your door please answer their questions. It affects the funds not only at the state level, but at the local level. As with Kenny and Brendan, I also wish good luck to the returning students but also to the teachers and administrators on what will be a challenging year. Stevens thanked the staff and council members for all the work you do for the city. I also wish good luck to the students, teachers and administrators not only at Northmont, but all the schools, and CTC, they have their work cut out for them these first few months at least.

## **EXECUTIVE SESSION**

Stevens advised an Executive Session is needed to discuss matters pertaining to imminent court action. Merkle made a motion to break for an Executive Session to discuss matters pertaining to imminent court action, second by Kelly. Voting yea were Bachman, Henning, Gorman, Merkle, Kelly, Lieberman, and Stevens. Council broke for Executive Session at 8:11 PM.

Council returned and Mayor Stevens re-opened the regular session at 8:23 PM.

Motion by Gorman, second by Merkle to adjourn. All yeas, motion carried.

Meeting adjourned at 8:24 PM.