

## JACKSON CITY COUNCIL

*Minutes from*

May 22, 2006

7:00 p.m.

Regular Session

Jackson City Council met in regular session on Monday, May 22, 2006, at 7:00 p.m. at the Jackson City Council chambers. President Jim Humphreys called the meeting to order. The Pledge of Allegiance was given and followed by prayer, both led by Mr. Reed.

A roll call was taken as follows:

- Mrs. Colby – present
- Mr. Hughes – present
- Mr. Eric Brown – present
- Mr. Reed – present
- Mr. Cary Brown – present
- Mr. Stewart – present
- Mr. Heath – present

The minutes from May 8, 2006 were amended. Mr. Heath made a motion to approve the amendment, to state that Mr. Reed made a motion to negotiate a contract with Shoemaker, Howarth & Taylor, LLP, and to be approved by council, this motion was seconded by Mr. Reed. Mr. Stewart made a motion to approve the minutes; this motion was seconded by Mrs. Colby. By a voice vote the motion was approved.

### VISITORS

**Katie Klinefelder from Seasongood & Mayer** presented the city with a check for \$300.00 for the operation of the pool. She presented a package to Council for new debt for the electric substation and new electric garage, and restructuring old debt, stating that current notes were due by July 13, 2006.

Mr. Reed asked if the time frame was reasonable. Mrs. Klinefelder stated that the time frame was fine if the ordinance were passed by the next meeting.

Mrs. Colby stated that the electric garage would be financed for 25 years at 4.71% interest. Mrs. Klinefelder stated that these could be separated into two projects, and the garage could be changed to 15 years. Mr. Heath ask if it was better to do the projects together. Mrs. Klinefelder that bond buyers like larger purchases, it is a cash flow issue.

Mrs. Klinefelder stated that Wendy could call or e-mail any other questions Council may have.

**David Furbee from Edward Jones**, of 344 Main Street came before to ask if the newly installed parking spaces be restricted parking between the hours of 9:00 a.m. and 4:00 p.m. for his clients. He stated that he had spent approximately \$10,000.00 to expand parking from two spaces to four spaces.

Mr. Heath asked if these spaces were on the street. Mr. Furbee stated that were changed from parallel to angled. Mr. Benson stated that these spaces were located on public right of way. Mr. Reed asked if any other businesses have restricted parking. Mr. Heath asked if it were legal to allow restricted parking. Mr. Detty stated that he would have to check past ordinances.

Mr. Reed suggested that signs could be placed but no towing would be allowed. Mrs. Colby asked if the sidewalk and curbs was removed. Mr. Furbee asked Council to view the improvements that have occurred. Mr. Eric Brown stated that possibly two spaces could be restricted since Mr. Furbee paid to have them installed.

Mrs. Colby thought this may lead to other businesses wanting restricted parking. Mr. Benson stated that other business already had the angled spaces, and that Mr. Furbee had paid for those two spaces. Mr. Detty will look into the matter.

**Vicky Gould** was scheduled to appear but did not attend the meeting.

## **COMMITTEE REPORTS:**

### **UTILITY:**

Mrs. Colby the Utility Commission met on Monday, May 15, 2006 and discussed the following:

A pump on Standpipe Road that services seven residents needs replaced at an approximate cost of \$7,000.00. Jackson County Water could possibly take over these accounts.

Could resident under the age of 62 and handicapped qualify for the reduced garbage rates? Mr. Heath and Mrs. Colby agreed that they must be 62 years of age.

Mr. Bowman of St. Rt. 139 has an agreement with the city in regards to a forever non-metered water tap on his property; he would like to know if this agreement extends to his heirs or future owners of the property. Mr. Detty stated that the agreement read only Mr. Bowman and his spouse, if the property were to

change hands, this contract would be void. This agreement was created by the previous administration.

Jackson Hardware would like to settle there \$6,000.00 debt for \$1,500.00 for foreclosure payoff.

Mrs. Colby received a letter from Mr. Gerald "Buddy" Jones stating that his utility bills have doubled since January 2006.

Discussion:

President Humphreys asked for suggestions on the question of garbage discounts for the disabled. Mrs. Colby suggested 55 and disabled.

Mr. Heath stated the non-metered tap was in lieu of an easement. Mr. Benson stated that the water line was installed by the developer for Holzer Hospital. Mr. Taylor from Shoemaker, Howarth & Taylor had given an opinion on this matter. Mr. Benson suggested that Mr. Detty send a letter to Mr. Bowman stating the non-metered tap were only for him and his spouse.

President Humphreys asked if residents on Standpipe Road were switched to county water, what cost would be involved for our customers. Mr. Benson stated that all aspects are being researched.

Mr. Eric Brown noted that there were garbage roll-offs located in the city that were not paying the franchise fee. Mr. Benson will notify these companies.

## **BUDGET & FINANCE**

Mr. Reed stated that monthly meetings have been scheduled and by second meeting in June all Council members will receive a spreadsheet outlining funds.

**POLICE, FIRE & TRAFFIC – No report.**

**SERVICE – No report.**

**RAILROAD – No report.**

## **LEGAL**

Mr. Heath asked to meet in executive session in regards to potential acquisition of property.

Mr. Heath stated that Shoemaker, Howarth & Taylor, LLP, have filed an appeal for Dennis Hodge's unemployment claim.

Mrs. Colby asked Mr. Benson why the paperwork regarding Mr. Hodge's unemployment was not completely filled out, when in the past he had completed these documents for other terminated employees. Was this intentional?

**BUILDING – No report.**

**CITY AUDITOR – No report.**

### **LAW DIRECTOR**

Mr. Detty asked for Council to consider Ordinance No. 130-06, in regards to street dedication for Atomic Employees Credit Union. Mr. Stewart stated that this should be reviewed, street could have major problems. He suggested that Mr. Benson look into the matter. Mr. Eric Brown was concerned with the length of the street and the possibility of dead end barricades.

Mr. Detty suggested that Ordinance No. 126-06 be only a first reading due to some mistakes in the packet.

### **SERVICE DIRECTOR/CITY ENGINEER**

Mr. Benson asked Council to pull Ordinance No. 127-06, not yet complete.

### **CHIEF OF STAFF**

Mr. Workman stated that 25 lots had been mowed for violating the high grass ordinance.

Mr. Workman stated that applications have been filed for the Bike Path Grant. The ODOT District 9 office supports this grant.

Mr. Workman stated that the Catch Program had successfully completed.

Mr. Workman stated that the City Pool fund had started receiving donations.

Discussion:

Mrs. Colby asked why some residents were allowed to bale hay, and not being forced to comply with the ordinance. Mr. Workman stated that the city did not want to mow 10 acres, these are fields not lots. Mr. Reed stated that this was for agricultural use.

### **MAYOR**

Mr. Goodman met with Kara Willis the new Economic Development Director and that she was good for the county and the city.

Mr. Goodman had a meeting with Wendy and Carl in regards to the Then and Now, new procedures are in place.

**SAFETY DIRECTOR – Not present.**

**POLICE CHIEF – Not present.**

**VISITOR – Not scheduled.**

Mrs. Charles Ragland of 37 S. High Street approached Council with a bill of approximately \$3,000.00 and asked that the city take responsibility for faulty sewer lines. Mr. Benson stated that he and Ray Rasp were investigating this matter.

**ORINANCES AND RESOLUTIONS:**

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ORDINANCE NO. 72-06

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, OHIO TO ENTER INTO AND EXECUTE AN AGREEMENT BETWEEN THE CITY OF JACKSON, OHIO AND THOMAS WOLTZ, AND DECLARING AN EMERGENCY.

THIRD READING

In a roll call to adopt the ordinance, Council voted as follows:

- Mrs. Colby – no
- Mr. Hughes – no
- Mr. Eric Brown – yes
- Mr. Reed – yes
- Mr. Cary Brown – yes
- Mr. Stewart – yes
- Mr. Heath – yes

ORDINANCE NO. 72-06 DULY ADOPTED

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ORDINANCE NO. 96-06

AN ORDINANCE AUTHORIZING THE CITY TO PURCHASES THROUGH STATE PURCHASING A VERMEER BRUSH CHIPPER FROM VERMEER OF SOUTHERN

OHIO, INC. 2574 US ROUTE 22, WASHINGTON C.H., OHIO 43160 AND  
DECLARING AN EMERGENCY.

SECOND READING

Mr. Stewart ask if this were an emergency. Mr. Benson stated no, the old chipper is six years old and needs replaced.

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ORDINANCE NO. 109-06

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE  
STREET C.M. & R. FUND.

SECOND READING

Mr. Stewart moved to suspend the rules, seconded by Mr. Heath. In a roll call to suspend, Council voted as follows:

Mrs. Colby – no  
Mr. Hughes – no  
Mr. Eric Brown – yes  
Mr. Reed – yes  
Mr. Cary Brown – yes  
Mr. Stewart – yes  
Mr. Heath – yes

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ORDINANCE NO. 110-06

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE  
WASTEWATER FUND.

SECOND READING

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ORDINANCE NO. 115-06

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE  
WATER FUND.

SECOND READING

Mr. Reed asked Mr. Detty if he was entitled to back pay when he was not part of the bargaining unit. Mr. Humphreys thought he was not part of this. Mr. Benson stated that when the position was created, it was contested and that is why it took so long to go into effect. Mr. Eric Brown stated he should only be paid back to August. Mr. Detty will review this matter.

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ORDINANCE NO. 116-06

AN ORDINANCE ESTABLISHING A 2006 ELECTRIC IMPROVEMENT FUND,  
AND SETTING AND APPROVING APPROPRIATIONS IN THE ELECTRIC  
IMPROVEMENT FUND.

FIRST READING

Mr. Eric Brown moved to adopt the ordinance, seconded by Mr. Stewart. In a voice vote  
all council agreed.

Mr. Heath questioned section #3 & #4, and stated that this did not need approved until the  
next meeting. Mrs. Colby made a motion to separate the two items, seconded by Mr.  
Heath. Mr. Detty asked should this be amended or separated. Mr. Eric Brown voted to  
vote down and bring again. Mrs. Colby stated that this needs to be further discussed.  
Mr. Detty stated he would find the proper way to remove one item.

Mr. Heath made a motion to amend, removing line item 2006 Electric Improvement Fund  
(Bldgs. & Other Structures) in the amount of \$750,000.00, this was seconded by Mrs.  
Colby.

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ORDINANCE NO. 117-06

AN ORDINANCE FINDING THE LOWEST RESPONSIBLE AND RESPONSIVE  
BID, AWARDING THE CONTRACT FOR THE ELECTRIC BUILDING PORTCO,  
INC., 604 ELM STREET, PORTSMOUTH, OHIO 45662, AND DECLARING AN  
EMERGENCY.

FIRST READING

Mr. Benson stated that if this building was constructed, the only department not located  
in this area would be Water Distribution. Mrs. Colby asked if any other members had  
seen the plans for this building and if the city needed this building. Mr. Benson stated  
that the Building Commission had reviewed the plans last fall, and the payment was  
placed in the current budget. Mr. Eric Brown stated that utility rates would not increase.  
Mr. Eric Brown stated the bottom line is the same, 10 years steady. President Humphreys  
asked if there is a need to raise rates. Mr. Eric Brown stated the city should not pay for  
rate studies if they were not going to use them. Mrs. Colby stated borrowing money for  
25 years was not necessary since there were sufficient funds to pay for the building now,  
stating that this building will cost far more than \$750,000.00. Mr. Benson stated that  
money could be used from the electric fund, but the city would lose capital. Mr. Heath  
asked if we could have a new building for less than \$750,000.00 and still serve the city's  
needs. Mr. Benson stated this building is designed for the future. Mrs. Colby stated she  
did not see the need for a kitchen, meeting rooms and numerous windows.

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ORDINANCE NO. 118-06

AN ORDINANCE ADOPTING JACKSON CODIFIED ORDINANCE CHAPTER 735,  
ICE CREAM TRUCK VENDORS AND OPERATORS, AND DECLARING AN  
EMERGENCY.

FIRST READING

Mayor Goodman noted that he reviewed other cities ordinances in regards to this matter and that this would protect the customers, we would know the vendors, their backgrounds and ensure vehicle safety. Mr. Eric Brown noted that ice cream trucks were out today. Mr. Brown made a motion to amend Section 7.35.05, to state Ice Cream vendors could only operate during daylight hours; this was seconded by Mr. Heath.

Mr. Eric Brown moved to suspend the rules, seconded by Mr. Heath. In a roll call to suspend, Council voted as follows:

- Mrs. Colby – yes
- Mr. Hughes – yes
- Mr. Eric Brown –yes
- Mr. Reed – yes
- Mr. Cary Brown – yes
- Mr. Stewart – yes
- Mr. Heath - yes

Mr. Heath moved to adopt this ordinance, seconded by Mr. Reed. In a roll call to adopt the ordinance, Council voted as follows:

- Mrs. Colby – yes
- Mr. Hughes – yes
- Mr. Eric Brown – yes
- Mr. Reed – yes
- Mr. Cary Brown – yes
- Mr. Stewart – yes
- Mr. Heath – yes

ORDINANCE NO. 118-06 DULY ADOPTED

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ORDINANCE NO. 119-06

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE  
GENERAL FUND.

FIRST READING



Mr. Heath questioned what this money was going toward. Wendy Sexton stated that this is tax revenue and that the County Auditor had already taken the money before the check was issued, this was payment for the General Election.

Mr. Reed moved to suspend the rules, seconded by Mr. Heath. In a roll call to suspend, Council voted as follows:

Mrs. Colby – yes  
Mr. Hughes – yes  
Mr. Eric Brown –yes  
Mr. Reed – yes  
Mr. Cary Brown – yes  
Mr. Stewart – yes  
Mr. Heath - yes

Mr. Heath moved to adopt the ordinance, seconded by Mr. Brown. In a roll call to adopt the ordinance, Council voted as follows:

Mrs. Colby – yes  
Mr. Hughes – yes  
Mr. Eric Brown – yes  
Mr. Reed – yes  
Mr. Cary Brown – yes  
Mr. Stewart – yes  
Mr. Heath – yes

ORDINANCE NO. 119-06 DULY ADOPTED

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ORDINANCE NO. 120-06

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE SEWER FUND.

FIRST READING

Mr. Reed moved to adopt the ordinance, seconded by Mr. Heath. In a voice vote all council agreed.

Mr. Heath asked if the travel expenses were for meetings and training. Mr. Benson stated that they were running short on training funds. Mr. Benson is demanding more training of employees, to bring them up to code. Mrs. Colby stated that the funds were empty due to Mr. Benson using all funds on his training. Mr. Benson stated that backflow classes were necessary as required by the EPA. The employees now have to survey every business every year. He also stated that training is a good investment.

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ORDINANCE NO. 121-06

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE  
WATER FUND.

FIRST READING

Mr. Heath moved to adopt the ordinance, seconded by Mr. Stewart. In a voice vote all council agreed.

Mr. Heath asked if this money had been spent. Mr. Benson replied no, they were planning ahead. Mrs. Colby asked for the beginning balance. Mr. Stewart stated that it was approximately \$1,000.00. Mr. Heath asked how many employees? Mr. Benson stated there are five employees and others have taken the training.

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ORDINANCE NO. 122-06

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE  
GENERAL –GENERAL GOVERNMENT OTHER FUND.

FIRST READING

Mr. Heath thanked Mr. Reed for working on this ordinance. Mr. Reed stated we were given a price and we gave our suggestion. They agreed to the offer with a cap in place. Mr. Heath talked with Mr. Reed, Mr. Workman and Mayor Goodman; the Mayor questioned his ability to get answers to questions in a timely manner. “The Mayor can get a verbal o.k. from Mr. Detty to phone the attorneys.”

Mr. Heath moved to suspend the rules, seconded by Mr. Reed. In a roll call to suspend, Council voted as follows:

Mrs. Colby – yes  
Mr. Hughes – yes  
Mr. Eric Brown –yes  
Mr. Reed – yes  
Mr. Cary Brown – yes  
Mr. Stewart – yes  
Mr. Heath - yes

Mr. Heath moved to adopt the ordinance, seconded by Mr. Reed. In a roll call to adopt the ordinance, Council voted as follows:

Mrs. Colby – yes  
Mr. Hughes – yes  
Mr. Eric Brown – yes

Mr. Reed – yes  
Mr. Cary Brown – no  
Mr. Stewart – yes  
Mr. Heath – yes

ORDINANCE NO. 122-06 DULY ADOPTED

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ORDINANCE NO. 123-06

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE  
GENERAL –FIRE FUND.

FIRST READING

Mr. Workman stated that this appropriation was for an injured employee. It is necessary to pay or our Worker’s Compensation premiums will rise.

Mr. Reed moved to suspend the rules, seconded by Mr. Eric Brown. In a roll call to suspend, Council voted as follows:

Mrs. Colby – yes  
Mr. Hughes – yes  
Mr. Eric Brown –yes  
Mr. Reed – yes  
Mr. Cary Brown – yes  
Mr. Stewart – yes  
Mr. Heath - yes

Mr. Heath moved to adopt the ordinance, seconded by Mr. Reed. In a roll call to adopt the ordinance, Council voted as follows:

Mrs. Colby – yes  
Mr. Hughes – yes  
Mr. Eric Brown – yes  
Mr. Reed – yes  
Mr. Cary Brown – yes  
Mr. Stewart – yes  
Mr. Heath – yes

ORDINANCE NO. 123-06 DULY ADOPTED

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ORDINANCE NO. 124-06

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE  
STREET C.M. & R. FUND.

FIRST READING

Mr. Heath moved to adopt the ordinance, seconded by Mr. Stewart. In a voice vote all council agreed.

Mr. Heath asked this is in line with ordinances from last meeting. Mr. Reed asked if receipts were required. Mrs. Sexton stated these were part of contract negotiations.

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ORDINANCE NO. 12506

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE STREET C.M. & R. FUND.

FIRST READING

Mr. Eric Brown moved to adopt the ordinance, seconded by Mr. Stewart. In a voice vote all council agreed.

Mr. Eric Brown asked Mr. Benson if this was the mower that Mr. Davis requested. Mr. Benson stated that this was an opportunity to try a new type mower, Ferris. This mower was not bid but quoted. Mr. Workman stated that this new mower would be diesel powered with less maintenance.

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ORDINANCE NO. 126-06

AN ORDINANCE TO REVISE THE CODIFIED ORDINANCES BY ADOPTING CURRENT REPLACEMENT PAGES THERETO AND DECLARING AN EMERGENCY.

FIRST READING

Mr. Heath moved to adopt the ordinance, seconded by Mr. Reed. In a voice vote all council agreed.

Mr. Eric Brown asked Mr. Detty what needed amended. Mr. Detty stated 92-05 did not pass, needs removed.

Mr. Heath made a motion to delete ordinance 125-05 on pad 20.A, motion was seconded by Mr. Reed.

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ORDINANCE NO. 127-06

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE WATER FUND AND ELECTRIC FUND FOR THE PURPOSE OF PURCHAING A TRACTOR FOR THE ELECTRIC DEPARTMENT AND WATER DEPARTMENT.

FIRST READING

Ordinance died due to lack of motion.

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ORDINANCE NO. 128-06

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN VARIOUS FUNDS FOR THE PURPOSE OF PAYING UTILITY CHARGES.

FIRST READING

Mr. Heath moved to suspend the rules, seconded by Mr. Eric Brown. In a roll call to suspend, Council voted as follows:

- Mrs. Colby – yes
- Mr. Hughes – yes
- Mr. Eric Brown –yes
- Mr. Reed – yes
- Mr. Cary Brown – yes
- Mr. Stewart – yes
- Mr. Heath - yes

Mr. Reed moved to adopt the ordinance, seconded by Mr. Heath. In a roll call to adopt the ordinance, Council voted as follows:

- Mrs. Colby – yes
- Mr. Hughes – yes
- Mr. Eric Brown – yes
- Mr. Reed – yes
- Mr. Cary Brown – yes
- Mr. Stewart – yes
- Mr. Heath – yes

ORDINANCE NO. 128-06 DULY ADOPTED

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ORDINANCE NO. 129-06

AN ORDINANCE PROVIDING FOR AND ENTERING INTO AN AGREEMENT AND RETAINING SHOEMAKER, HOWARTH & TAYLOR, LLP, ATTORNEYS AT LAW, 471 EAST BROAD STREET, SUITE 2001, COLUMBUS, OHIO 43215, FOR

ALL OUTSIDE LEGAL SERVICES FOR THE PERIOD FROM MAY 1, 2006  
THROUGH APRIL 30, 2007, AND DECLARING AN EMERGENCY.

FIRST READING

Mr. Heath moved to adopt the ordinance, seconded by Mr. Reed. In a voice vote all council agreed.

Mr. Heath moved to suspend the rules, seconded by Mr. Stewart. In a roll call to suspend, Council voted as follows:

Mrs. Colby – no  
Mr. Hughes – no  
Mr. Eric Brown –yes  
Mr. Reed – yes  
Mr. Cary Brown – yes  
Mr. Stewart – yes  
Mr. Heath - yes

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ORDINANCE NO. 130-06

AN ORDINANCE ACCEPTING REAL PROPERTY FOR THE PURPOSES OF A  
PUBLIC STREET, DEDICATING THE REAL PROPERTY AS A PUBLIC STREET  
AND NAMING THE STREET ATOMIC DRIVE.

FIRST READING

Ordinance died due to lack of motion.

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RESOLUTION NO. 18-06

A RESOLUTION AUTHORIZING A THEN AND NOW CERTIFICATE AND  
DECLARING AN EMERGENCY.

SECOND READING

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RESOLUTION NO. 20-06

A RESOLUTION AUTHORIZING A THEN AND NOW CERTIFICATE, AND  
DECLARING AN EMERGENCY.

FIRST READING

Mr. Benson this is for the GSI mapping system. City originally committed \$10,000.00 per year; the entire system has been updated.

Mr. Heath moved to suspend the rules, seconded by Mr. Reed. In a roll call to suspend, Council voted as follows:

Mrs. Colby – yes  
Mr. Hughes – yes  
Mr. Eric Brown –yes  
Mr. Reed – yes  
Mr. Cary Brown – yes  
Mr. Stewart – yes  
Mr. Heath - yes

Mr. Heath moved to adopt the ordinance, seconded by Mr. Eric Brown. In a roll call to adopt the ordinance, Council voted as follows:

Mrs. Colby – yes  
Mr. Hughes – yes  
Mr. Eric Brown – yes  
Mr. Reed – yes  
Mr. Cary Brown – yes  
Mr. Stewart – yes  
Mr. Heath – yes

RESOLUTION NO. 20-06 DULY ADOPTED

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RESOLUTION NO. 21-06

A RESOLUTION APPROVING THE 2006 JACKSON CITY LIBRARY BUDGET.

FIRST READING

Mr. Heath moved to suspend the rules, seconded by Mr. Reed. In a roll call to suspend, Council voted as follows:

Mrs. Colby – yes  
Mr. Hughes – yes  
Mr. Eric Brown –yes  
Mr. Reed – yes  
Mr. Cary Brown – yes  
Mr. Stewart – yes  
Mr. Heath - yes

Mr. Heath moved to adopt the ordinance, seconded by Mr. Brown. In a roll call to adopt the ordinance, Council voted as follows:

Mrs. Colby – yes

Mr. Hughes – yes  
Mr. Eric Brown – yes  
Mr. Reed – yes  
Mr. Cary Brown – yes  
Mr. Stewart – yes  
Mr. Heath – yes

RESOLUTION NO. 21-06 DULY ADOPTED

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RESOLUTION NO. 22-06

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, OR HIS DESIGNATED REPRESENTATIVE, TO FILE AN APPLICATION, AND EXECUTE ANY AND ALL AGREEMENTS OR DOCUMENTS, WITH THE OHIO DEPARTMENT OF NATURAL RESOURCES FOR THE COOPERATIVE PUBLIC BOATING FACILITY PROJECT GRANT, AND DECLARING AN EMERGENCY.

FIRST READING

Mayor Goodman explained that the application deadline was June 1, 2006, this would include a handicap ramp and full sized parking lot with street.

Mr. Stewart moved to suspend the rules, seconded by Mr. Reed. In a roll call to suspend, Council voted as follows:

Mrs. Colby – yes  
Mr. Hughes – yes  
Mr. Eric Brown – yes  
Mr. Reed – yes  
Mr. Cary Brown – yes  
Mr. Stewart – yes  
Mr. Heath - yes

Mr. Reed moved to adopt the ordinance, seconded by Mr. Heath. In a roll call to adopt the ordinance, Council voted as follows:

Mrs. Colby – yes  
Mr. Hughes – yes  
Mr. Eric Brown – yes  
Mr. Reed – yes  
Mr. Cary Brown – yes  
Mr. Stewart – yes  
Mr. Heath – yes

RESOLUTION NO. 22-06 DULY ADOPTED

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CORRESPONDENCE

OLD BUSINESS

NEW BUSINESS

Mrs. Colby had received a call from a South Street resident in regards to chickens next door. This resident has contacted the local authorities and the Mayor with no response. Mrs. Colby did give the Mayor a copy of the Nuisance Ordinance 505-08.

Mrs. Colby also received complaints from parents in regards to the newly appointed recreation director. Mr. Workman asked that all calls in regards to this matter be forwarded to his office.

Utility Committee has agreed to give Fannin Construction utilities on his Burlington Road site. A motion to approve was made by Mr. Heath, seconded by Mr. Reed.

Planning Commission has agreed to give three properties permission to be rezoned from residential to commercial B3. Mrs. Colby made a motion to approve, seconded by Mr. Reed.

Mr. Heath made a motion to adjourn into executive session to discuss personnel matter at waste water treatment plant, Mr. Reed seconded the motion. In a roll call all approved.

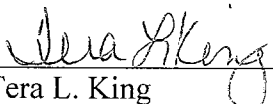
Council went into executive session at 9:56 p.m.

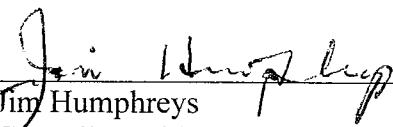
Mr. Stewart made a motion to return to regular session, seconded by Mr. Reed.

Council returned to regular session at 10:24 p.m.

Mr. Detty informed Council that the lien against Jackson Hardware was in the original foreclosure, but Larry Hiser had opted to pay \$1,500.00 instead of reopening the foreclosure action. Mr. Reed made a motion to accept, seconded by Mr. Heath. Council authorized Mr. Detty to accept payment.

Council adjourned at 10:41 p.m.

  
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Tera L. King  
Clerk  
Date: 10-12-06

  
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Jim Humphreys  
Council President  
Date: JUNE 12, 2006

