

JACKSON CITY COUNCIL

Minutes from

September 11, 2006

7:00 p.m.

Regular Session

Jackson City Council met in regular session on Monday, September 11, 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 Brett Reed.

A roll call was taken as follows:

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

Mr. Stewart made a motion to excuse Mr. Eric Brown for being absent, seconded Mr. Heath. Mr. Eric Brown did arrive at 7:25 p.m.

Mr. Stewart made a motion to approve the minutes with the amendment, seconded by Mr. Hughes. By a voice vote the motion was approved.

Mr. Heath made a motion to have two items checked in the minutes, duplication of Ordinance No. 198-06 and wording of “duly adopted” of Ordinance No. 185-06, seconded by Mrs. Colby.

VISITORS

Cinda Walker requesting additional electric service for newly constructed pole barn (see memo from Mayor Goodman). Mr. Reed made a motion to grant service, seconded by Mr. Cary Brown. In a voice vote all Council agreed.

COMMITTEE REPORTS

UTILITY

Mrs. Colby reported that she had received a copy of a report from Mr. Greg Wilson to Abbott Stevens from the Ohio EPA, in regards to the July 2006 violations at the Waste Water Treatment Facility, pollution being released.

Mr. Heath asked why is there a problem. Mrs. Colby said she was unsure of the problem. Mr. Heath asked the administration if they were aware of the problem. Mayor Goodman stated that without all of the facts, this issue should not be addressed at a public meeting. He further stated that any Councilperson with questions should contact Mr. Wilson and he can explain. City has worked with the Ohio EPA to come into compliance at the Waste Water Treatment facility. Mrs. Colby stated she had tried to contact Mr. Wilson on three separate occasions with no return phone call. She had spoke with the tester of the department. Mrs. Colby stated she would like to view all past violation reports and she feels Council is not properly informed. Mayor Goodman stated that he would provide any reports needed, please let him know in advance. Further stating that every effort is being made to ensure that Council receives all reports.

Mr. Heath noted that parts of the city had been without power. Mayor Goodman stated that a cut tree had fallen on the lines. When power was restored it resulted in a power surge affecting various sections of the city.

BUDGET & FINANCE – No Report

POLICE, FIRE & TRAFFIC – No Report

SERVICE – No Report.

RAILROAD – No Report.

Mr. Stewart will schedule a Railroad Committee meeting.

LEGAL

Mr. Heath stated that there had been questions regarding wording in a bid for supervisor. (See attached letter) Mr. Shoemaker had given an opinion. “All employees”, are these current supervisors? Mr. Heath feels it is all employees including supervisors. Further stating that Council did not negotiate the contract.

Mrs. Colby stated that she agrees with Mr. Heath, this includes all employees. Mayor Goodman disagrees, but an opinion was given and this is what will be followed. Mrs. Colby asks how any one else would be able to bid. Mayor Goodman stated that the entire contract had been poorly written and the administration is unable to correct anything at this time. Mrs. Colby stated the other union had been here much longer and this should include all employees. Mayor Goodman stated he sided with the attorneys, and the OAPSE contract should have never happened. Mr. Reed stated that no employee had filed a grievance, and asks if there was a problem at this time. Mr. Heath questioned which union would handle the grievance if one were filed. Mr. Reed could not answer that question. Mr. Heath asks why the union would give away positions to other employees. Mrs. Colby takes the stance that it was written, and should be open to all employees. Mr. Workman read the opinion, and agrees that the wording is badly written, but the attorneys stated it was for OAPSE employees only. Mr. Heath stated the

phrase refers to absolutely no one. Mrs. Colby it reads that employees bid over a supervisor, wording makes no sense. Mr. Stewart stated that Mr. Shoemaker noted that wording is a mess. President Humphreys stated that the contract was poorly written; it says "all employees". Article 15, Section 1 refers to layoffs. When Mr. Shoemaker explained the contract, he told us to take the deal. This question was raised then. Supervisors would be the last to be laid off.

Mr. Humphreys stated that we, at the request of the attorneys, set up a procedure for how items are to be sent to the attorneys. Mr. Heath stated that copies were not being sent to Mr. Detty. Mr. Detty stated that most questions should go to him, and he would forward any that he could not answer. Mrs. Colby stated the question was taken to Jack. Mr. Detty stated that the Mayor had forwarded a copy to him. Mr. Heath stated he would get with attorneys; all correspondence should be forwarded to Mr. Detty. Mrs. Colby asked if all questions should be taken to Jack and let him forward to the attorneys, because Mr. Detty is not being informed. Mr. Heath stated that most information has been sent to Jack, with the exception of the Mr. Hodge case. Mr. Detty stated all items should be sent to him for review.

BUILDING – No Report.

CITY AUDITOR

Mrs. Sexton stated that the monthly report was included in the packets.

LAW DIRECTOR

Mr. Detty gave report (see attached memo).

MAYOR

Mayor Goodman stated that Kara Wilson would attend the next meeting. (See attached Mayors Report.)

Mr. Heath asked if the CHIP grant was it the same one as denied last year. Mayor replied yes.

Mr. Reed asked if the utility department had been approached. Would this cause a problem for them. Mayor Goodman doesn't see too many problems, should not be a big issue. There are other programs that provide for assistance that are income based. They should be considered, the union wants to help these employees. Mr. Heath asked if we had any issues yet. Mayor replied no. Other entities have gone along with this idea. President Humphreys stated that this is a new program. Further stating that what action is taken, the utility department needs to be informed. Mayor Goodman agreed and a decision needs to be made. He wants Council to know what is going on. Mrs. Colby stated that a lot of utility customers pay late fees every month. Does not think we can do this for a select group and not others. Mr. Heath before we make a decision we need to

know if there has been any problems. Mr. Reed stated this group is helping with rent, mortgages, etc.; we need to establish clear guidelines. President Humphreys asked if we could make a motion. Mr. Detty stated it would have to be an ordinance. Mr. Eric Brown stated that meters are read throughout the month, could we provide information in advance of utility bills being mailed.

SERVICE DIRECTOR/CITY ENGINEER -- No Report

CHIEF OF STAFF

Mr. Workman stated that 30 properties have been notified, with 5 potential nuisance violations.

Loretta Jones from the tree commission requested permission to place a plaque and a map of the city in Council Chambers.

Mr. Workman stated that FOP negotiations are complete.

The Department of Natural Resources, Land and Water Conversation Grant had been approved; this will be used for an adult softball field to be constructed at Eddie Jones Park on Harding Avenue.

Mr. Reed asked if there was an ordinance for a junk car junkyard. He thinks there is an ordinance for the buying or selling of scrap in the city.

ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 191-06

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

THIRD READING

Mr. Heath made a motion to amend, removing \$3000.00 line item, seconded by Mr. Eric Brown. This will revert back to a second reading at the next meeting.

ORDINANCE NO. 192-06

AN ORDINANCE TRANSFERRING APPROPRIATIONS.

THIRD READING

Mr. Stewart made a motion to amend, removing \$1000.00 and \$2000.00 line items, seconded by Mr. Eric Brown. This will revert back to a second reading at the next meeting.

ORDINANCE 196-06

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A REAL ESTATE SALES AGREEMENT, AUTHORIZING THE PURCHASE OF REAL PROPERTY, AND DECLARING AN EMERGENCY.

THIRD READING

Mr. Eric Brown made a motion to amend the ordinance (new copy provided and on file) and add three line items, seconded by Mr. Cary Brown

This reverted back to a second reading.

Mr. Heath made a motion to suspend the rules, seconded by Mr. Stewart. In a voice vote, all Council agreed.

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

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. 196-06 DULY ADOPTED.

ORDINANCE NO. 202-06

AN ORDINANCE TRANSFERRING APPROPRIATIONS.

FIRST READING

Mr. Heath made a motion to adopt the ordinance, seconded by Mr. Eric Brown. In a voice vote all Council agreed.

Mr. Heath asks if this was in the original budget. Mr. Workman stated these were additional funds for training.

ORDINANCE 203-06

AN ORDINANCE CLASSIFYING THE CEMETERY ENDOWMENT FUNDS AS INACTIVE FUNDS.

FIRST READING

Mr. Heath questioned how the money was placed in the fund. Mr. Detty stated that at the last investment board meeting, Mr. Barnett had brought to their attention that only interest from this endowment could be used. Gives the board better rates with longer ranges on CD's and investments. Nothing taken from principle. Mr. Heath can we still add to the fund. Mr. Detty stated the fund is still active, but the principle can never be spent, only interest.

Mr. Heath made a motion to adopt the ordinance, seconded by Mr. Eric Brown. In a voice vote, all Council agreed.

Mr. Stewart made a motion to suspend the rules, seconded by Mr. Heath. In a voice vote, all Council agreed.

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

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. 203-06 DULY ADOPTED.

ORDINANCE 204-06

AN ORDINANCE TRANSFERRING APPROPRIATIONS.

FIRST READING

Mr. Reed stated that Mrs. Sexton should address this ordinance, involves moving the Auditor and staff offices. Mr. Heath asked if money would come from CIB fund. Mrs. Sexton stated from the sales tax fund, slated for renovation. That project is currently on hold, and some of the money will be used to renovate the old Council chambers located on the third floor.

Mr. Heath made a motion to adopt the ordinance, seconded by Mr. Stewart. In a voice vote, all Council agreed.

Mr. Stewart made a motion to suspend the rules, seconded by Mr. Heath. In a voice vote, all Council agreed.

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

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. 204-06 DULY ADOPTED.

This ordinance was revisited later at the September 11, 2006 Council Meeting.

Mr. Heath made a motion to reconsider Ordinance No. 204-06, seconded by Mr. Stewart. In a voice vote all Council agreed.

Mr. Heath made a motion to amend, adding an emergency clause, seconded by Mr. Stewart.

Mr. Stewart made a motion to suspend the rules, seconded by Mr. Heath. In a voice vote, all Council agreed.

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

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. 204-06 DULY ADOPTED.

ORDINANCE 205-06

AN ORDINANCE TRANSFERRING APPROPRIATIONS.

FIRST READING

Mr. Heath made a motion to adopt the ordinance, seconded by Mr. Reed. In a voice vote, all Council agreed.

Mr. Reed made a motion to suspend the rules, seconded by Mr. Heath. In a voice vote, all Council agreed.

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

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. 205-06 DULY ADOPTED.

ORDINANCE 206-06

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE DEBT SERVICE-ELECTRIC FUND.

FIRST READING

Mr. Heath made a motion to adopt the ordinance, seconded by Mr. Stewart. In a voice vote, all Council agreed.

Mr. Stewart made a motion to suspend the rules, seconded by Mr. Heath. In a voice vote, all Council agreed.

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

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. 206-06 DULY ADOPTED.

ORDINANCE 207-06

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE
ELECTRIC UTILITY DEPOSITS FUND.

FIRST READING

Mr. Reed made a motion to adopt the ordinance, seconded by Mr. Heath. In a voice vote,
all Council agreed.

Mr. Heath made a motion to suspend the rules, seconded by Mr. Stewart. In a voice vote,
all Council agreed.

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

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. 207-06 DULY ADOPTED.

ORDINANCE 208-06

AN ORDINANCE TRANSFERRING APPROPRIATIONS.

FIRST READING

Mr. Reed made a motion to adopt the ordinance, seconded by Mr. Heath. In a voice vote,
all Council agreed.

Mr. Heath made a motion to amend, adding an emergency clause, seconded by Mr.
Stewart. In a voice vote all Council agreed.

Mr. Stewart made a motion to suspend the rules, seconded by Mr. Heath. In a voice vote,
all Council agreed.

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

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. 208-06 DULY ADOPTED.

ORDINANCE 209-06

AN ORDINANCE AUTHORIZING CHANGING THE NAME OF FUND NO. 331.

FIRST READING

Mr. Heath made a motion to adopt the ordinance, seconded by Mr. Reed. In a voice vote, all Council agreed.

Mr. Stewart made a motion to suspend the rules, seconded by Mr. Heath. In a voice vote, all Council agreed.

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

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. 209-06 DULY ADOPTED.

ORDINANCE 210-06

AN ORDINANCE TRANSFERRING APPROPRIATIONS.

FIRST READING

Mr. Reed made a motion to adopt the ordinance, seconded by Mr. Heath. In a voice vote, all Council agreed.

Mr. Stewart made a motion to suspend the rules, seconded by Mr. Heath. In a voice vote, all Council agreed.

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

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. 210-06 DULY ADOPTED.

ORDINANCE 211-06

AN ORDINANCE TRANSFERRING APPROPRIATIONS.

FIRST READING

Mr. Heath made a motion to adopt the ordinance, seconded by Mr. Reed. In a voice vote, all Council agreed.

Mr. Stewart made a motion to suspend the rules, seconded by Mr. Heath. In a voice vote, all Council agreed.

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

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. 211-06 DULY ADOPTED.

ORDINANCE 212-06

AN ORDINANCE TRANSFERRING APPROPRIATIONS.

FIRST READING

Mr. Heath made a motion to adopt the ordinance, seconded by Mr. Stewart. In a voice vote, all Council agreed.

Mr. Stewart made a motion to suspend the rules, seconded by Mr. Heath. In a voice vote, all Council agreed.

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

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. 212-06 DULY ADOPTED.

ORDINANCE 213-06

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

FIRST READING

Mr. Heath made a motion to adopt the ordinance, seconded by Mr. Reed. In a voice vote,
all Council agreed.

Mr. Heath made a motion to amend, change 2006 ELECTRIC IMPROVEMENT FUND
TO BIKE PATH PROJECT FUND, seconded by Mr. Stewart. In a voice vote, all
Council agreed.

Mr. Stewart made a motion to suspend the rules, seconded by Mr. Heath. In a voice vote,
all Council agreed.

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

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. 213-06 DULY ADOPTED.

ORDINANCE 214-06

AN ORDINANCE TRANSFERRING APPROPRIATIONS.

FIRST READING

Mr. Heath made a motion to adopt the ordinance, seconded by Mr. Stewart. In a voice vote, all Council agreed.

Mr. Stewart made a motion to suspend the rules, seconded by Mr. Heath. In a voice vote, all Council agreed.

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

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. 214-06 DULY ADOPTED.

ORDINANCE 215-06

AN ORDINANCE ESTABLISHING APPROPRIATIONS IN THE FIRE TAX LEVY FUND, THE FIRE TAX LEVY 1995 FUND, AND THE GENERAL FUND, AND DECLARING AN EMERGENCY.

FIRST READING

Mr. Heath made a motion to adopt the ordinance, seconded by Mr. Stewart. In a voice vote, all Council agreed.

Mr. Stewart made a motion to suspend the rules, seconded by Mr. Heath. In a voice vote, all Council agreed.

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

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. 215-06 DULY ADOPTED.

RESOLUTION NO 27-06

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

FIRST READING

Mr. Heath made a motion to adopt the resolution, seconded by Mr. Stewart. In a voice vote, all Council agreed.

Mr. Heath made a motion to suspend the rules, seconded by Mr. Reed. In a voice vote, all Council agreed.

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

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. 27-06 DULY ADOPTED.

RESOLUTION NO. 28-06

A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED
BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX
LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR.

FIRST READING

Mr. Heath made a motion to adopt the ordinance, seconded by Mr. Stewart. In a voice
vote, all Council agreed.

Mr. Heath made a motion to suspend the rules, seconded by Mr. Stewart. In a voice vote,
all Council agreed.

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

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. 28-06 DULY ADOPTED.

RESOLUTION 29-06

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

FIRST READING

Mr. Heath made a motion to adopt the ordinance, seconded by Mr. Stewart. In a voice vote, all Council agreed.

Mr. Stewart made a motion to suspend the rules, seconded by Mr. Cary Brown. In a voice vote, all Council agreed.

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

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. 29-06 DULY ADOPTED.

CORRESPONDENCE

Mr. Eric Brown notified Council that on August 31, 2006 he had been made part owner of Osborne Equipment. He had notified the Mayor that no further purchases from the city would be made from them as of September 1, 2006.

OLD BUSINESS

Mr. Reed asked how money was handled from the Concessions Fund. Mrs. Sexton stated not enough money had been appropriated, the revenue fund had plenty. Mr. Reed asked if everything went into the pool fund. Mrs. Sexton stated that the revenue and expense funds were separate. Mr. Workman stated that he had not seen the final figures.

NEW BUSINESS

Mr. Workman asked Council if there were any issues with tree commission placing the plaque and map in the chambers. Council stated there would be no problem.

Mr. Heath made a motion to adjourn, seconded by Mr. Hughes.

Council adjourned at 8:40 p.m.

Tera King
Tera King
Clerk
Date 9-25-06

Jim Humphreys
Jim Humphreys
Council President
Date Sept, 25, 2006