

JACKSON CITY COUNCIL

Minutes from

October 23, 2006

7:00 p.m.

Regular Session

Jackson City Council met in regular session on Monday, October 23, 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. Heath.

A roll call was taken as follows:

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

A motion was made by Mr. Stewart to approve the minutes from September 25, October 3, October 10 and October 17, 2006 seconded by Mrs. Colby.

VISITORS

Mark Wood, representing the Kiwanis Club, asked Council's permission to conduct a food/money drive on Main Street on November 4, 2006 from 12:00-4:00. Stating that 100% of food/money goes to the Clothesline Food Pantry in Jackson. It will be adults only collecting the food/money. Mr. Eric Brown reminded Mr. Wood that safety vests would be required. A motion was made by Mr. Heath to grant permission, seconded by Mr. Eric Brown.

Marvin Keller, candidate for Jackson Co. Commissioner, spoke briefly on taxes.

Norma Jean Alban, came to Council to speak about the police, she is very concerned. She feels that Council should vote yes and support the police. They lay their lives on the line. Mr. Heath stated he has a great appreciation for the police department.

Shawn Sexton, came to Council to ask permission to vacate alleys located off of Harding Avenue and Veterans Drive, and ask the city to remove the encroachment lien. Mr. Sexton is interested in making a suitable place for a business. Mr. Humphries reminded Mr. Sexton that he must follow procedure in the Ohio Revised Code, 723.04, stating individuals must file a petition with Council. Mr. Cary Brown stated that the

Service Committee will need to meet and discuss. Mr. Detty stated there should be a public hearing.

Katie Klienfelder, Seasongood & Meyer, updated Council on the completion recent bond transaction. Wendy Sexton or Katie can be contacted with any questions.

COMMITTEE REPORTS:

UTILITY

Mrs. Colby stated that the Utility Committee held a meeting at 6:30 p.m. before the regular Council Meeting, the committee voted to grant utility service to Mr. Workman for property he owns outside the city limits. A motion will be needed to finalize.

A Utility Committee Meeting is scheduled for Tuesday, October 31, 2006 at 7:00.

Mrs. Colby also reviewed her findings on the total expense to the city for the 2006 Jackson County Apple Festival. Overtime hours totaled \$16,190, and this figure did not include the fire department. She stated that tax dollars should not be spent to fund this festival.

Mrs. Colby questioned the lease for a camper in the amount of \$200, for the electric department to use during the Apple Festival. She also questioned why a pole was set on the Gibson lot to run service to this camper.

Mrs. Colby requested to go into executive session to discuss personnel matters.

Mr. Heath made a motion to grant utility services to Mr. Workman, seconded by Mr. Eric Brown.

BUDGET & FINANCE – Absent.

POLICE, FIRE & TRAFFIC – No report.

SERVICE – No report.

RAILROAD

Mr. Stewart scheduled a Railroad Committee Meeting for Monday, October 30, 2006 at 7:00. The city recently received additional funding.

LEGAL

Mr. Heath notified Council that in regards to the Mr. Hodge unemployment matter, that the city would have to pay the state the money awarded and paid. However the state has now denied his claim and asking for reimbursement. An ordinance will be presented at the next Council meeting.

Mr. Heath notified Council that a letter had been received by the City Auditor from Attorney Richard Lewis requesting vacation accrued for the six years of Mr.

Hodge's employment with the city. Further stating that council members do not accrue vacation time and that this letter had been turned over to Mr. Detty for review.

Mr. Heath attended a meeting in Columbus today to discuss EPA issues. Many of the Administration and Attorneys were present and this was a very informative meeting. The city has many issues to further discuss.

BUILDING -- No report.

CITY AUDITOR -- No report.

LAW DIRECTOR

Mr. Detty briefly discussed a few of the ordinances that would be presented at this council meeting: Ordinance 231-06, 235-06 and 239-06.

SERVICE DIRECTOR/CITY ENGINEER -- Absent.

CHIEF OF STAFF

Mr. Workman stated that the Catch Program had started and that 26 children were participating.

An adult basketball program had been formed.

Mr. Workman stated that the city has 6 pieces of real property that should be considered for public auction. The properties have been appraised and bids will be sealed, with final approval of any sale coming from Council.

MAYOR

Mayor Goodman mentioned a filing with the EEOC, stating this was a matter for executive session.

Mayor Goodman requested that the Connectlink ordinance be a first reading only, he has concerns.

The railroad payments have been received.

The EPA meeting today was very positive, stating this was a matter for executive session.

Jones & Henry representatives will be available for questions.

The Marvin Ross annexation needs to be a first reading.

SAFETY DIRECTOR -- Absent.

POLICE CHIEF -- Absent.

ORINANCES AND RESOLUTIONS

ORDINANCE NO. 202-06

AN ORDINANCE TRANSFERRING APPROPRIATIONS.

Third Reading

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

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

ORDINANCE NO. 202-06 DEFEATED

ORDINANCE NO. 216-06

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE 2006
ELECTRIC IMPROVEMENT FUND.

Second Reading

ORDINANCE NO. 217-06

AN ORDINANCE TRANSFERRING APPROPRIATIONS.

Second Reading

ORDINANCE NO. 218-06

AN ORDINANCE TRANSFERRING APPROPRIATIONS.

Second Reading

ORDINANCE NO. 219-06

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE
GARBAGE FUND.

Second Reading

ORDINANCE NO. 220-06

AN ORDINANCE TRANSFERRING APPROPRIATIONS.

Council did not act on this ordinance.

ORDINANCE NO. 221-06

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE
GENERAL-GENERAL GOVERNMENT FUND.

Second Reading

ORDINANCE NO. 222-06

AN ORDINANCE APPROVING THE ABOLISHMENT OF THE POSITION OF
CHIEF OF STAFF.

Second Reading

ORDINANCE NO. 223-06

AN ORDINANCE COMBINING THE POSITIONS OF SERVICE DIRECTOR AND
SAFETY DIRECTOR INTO ONE POSITION, TO BE CALLED SERVICE-SAFETY
DIRECTOR, AND SETTING THE COMPENSATION FOR THE POSITION.

Second Reading

ORDINANCE NO. 224-06

AN ORDINANCE SETTING THE COMPENSATION FOR THE POSITION OF
MAYOR.

Second Reading

ORDINANCE NO. 225-06

AN ORDINANCE AUTHORIZING THE CITY TO ENTER INTO A LOAN FUND
AGREEMENT BETWEEN THE CITY OF JACKSON, OHIO AND THE DIRECTOR
OF THE ENVIRONMENTAL PROTECTION AGENCY OF THE STATE OF OHIO
AND THE WATER DEVELOPMENT AUTHORITY, AND DECLARING AN
EMERGENCY.

Third Reading

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

Mrs. Colby-no

Mr. Hughes-absent
Mr. Eric Brown-no
Mr. Reed-absent
Mr. Cary Brown-no
Mr. Stewart-no
Mr. Heath-no

ORDINANCE NO. 225-06 DEFEATED

ORDINANCE NO. 227-06

AN ORDINANCE AUTHORIZING THE JACKSON CITY AUDITOR TO MAKE REIMBURSEMENTS FOR THE YEAR 2005 IN ACCORDANCE WITH THE MAXXIMUS COST ALLOCATION STUDY.

First Reading

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

ORDINANCE NO. 228-06

AN ORDINANCE TRANSFERRING APPROPRIATIONS, 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.

ORDINANCE NO. 229-06

AN ORDINANCE TRANSFERRING FUNDS.

First Reading

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

ORDINANCE NO. 230-06

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE CATCH PROGRAM FUND.

First Reading

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

ORDINANCE NO. 231-06

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE ELECTRIC CONSTRUCTION FUND.

First Reading

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

ORDINANCE NO. 232-06

AN ORDINANCE TRANSFERRING FUNDS.

First Reading

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

ORDINANCE NO. 233-06

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE ELECTRIC FUND.

First Reading

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

ORDINANCE NO. 234-06

AN ORDINANCE AUTHORIZING THE ADVERTISEMENT FOR BIDS TO SALE CERTAIN REAL PROPERTY OWNED BY THE CITY OF JACKSON, OHIO

First Reading

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

ORDINANCE NO. 235-06

AN ORDINANCE AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF JACKSON, OHIO, AND CONNECTLINK OF OHIO,

ALLOWING THE USE OF THE CIYTS WATER TOWERS FOR ANTENNAS TO
PROVIDE INTERNET SERVICE, 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.

ORDINANCE NO. 236-06

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.

ORDINANCE NO. 237-06

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.

Mrs. Colby stated that sewer fund was turned down before when asking for more funds in
the communication and postage account. They have spent the \$81000 appropriated for
the year and every department is asking for more funds. Mr. Heath asked why money
was being taken from the Workers Compensation account. Mrs. Sexton stated that the
BWC gives an estimate and the premiums were much less. Mr. Stewart ask how much
was actually spent communications. Mr. Workman stated that Wendy sent him an email
requesting transfers instead of additional appropriations. The new telemetry has
increased the cost in postage. Mr. Stewart ask if we were paying for cell phones. Mrs.
Sexton stated that we were paying for cell phones, pagers, and postage and fed-ex.

ORDINANCE NO. 238-06

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.

ORDINANCE NO. 239-06

AN ORDINANCE AUTHORIZING THE ANNEXATION OF CONTIGUOUS
TERRITORY.

First Reading

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

ORDINANCE NO. 240-06

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.

RESOLUTION NO. 32-06

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.

RESOLUTION NO. 33-06

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
PUBLIC OWRKS COMMISSION FOR A GRANT FOR THE NEXT PHASE OF THE
WOOD AVENUE SANITARY SEWER LINING PROJECT, 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.

CORRESPONDENCE

OLD BUSINESS

NEW BUSINESS

Mr. Heath if the city currently had an ordinance in regards to political signs being placed on city right of ways. Mrs. Colby stated the litter ordinance. Mr. Detty stated he would check and get a copy.

Mr. Heath stated that Mr. Carl Barnett has worked very hard for the city and thanked him for his years of public service.

Mrs. Colby made a motion to go into executive session to discuss compensation of personnel, seconded by Mr. Heath. In a roll call vote, Council voted as follows:

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

Council went into executive session at 8:50 p.m.

Mr. Heath made a motion to return to regular session, seconded by Mr. Stewart. In a roll call vote, Council voted as follows:

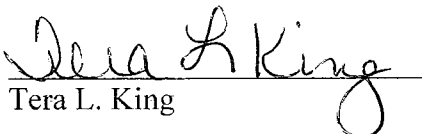
Mrs. Colby-yes
Mr. Hughes-absent
Mr. Eric Brown-yes
Mr. Reed-absent
Mr. Cary Brown-yes
Mr. Stewart-yes
Mr. Heath-yes

Council returned to regular session at 9:50 p.m.

ADJOURN

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

Council adjourned at 9:51 p.m.


Tera L. King


Ronald B. Spearman

Clerk

Date: 11-13-06

Council President

Date: 11-13-06