

JACKSON CITY COUNCIL
Regular Session
February 11, 2008
7:00 p.m.

Call to Order..... President Speakman
Pledge of Allegiance..... Mr. Adams
Opening Prayer..... Mr. Wiggins

Roll Call

Approval of Minutes

January 28, 2008

VISITORS:

- Katie Klinefelder
- Mike Kiser, MK Power Solutions
- Jim Gilliland, Relay for Life

COMMITTEE REPORTS:

- Utility
- Budget & Finance
- Police, Fire & Traffic
- Service
- Railroad
- Building/Recreation
- City Auditor
- Law Director
- Mayor
- Service/Safety Director

ORDINANCES AND RESOLUTIONS

CORRESPONDENCE

OLD BUSINESS

NEW BUSINESS

ADJOURN

JACKSON CITY COUNCIL

Minutes from
January 28, 2008
7:00 p.m.
Regular Session

Jackson City Council met in regular session on Monday, January 28, 2008 at 7:00 p.m. at the Jackson City Council chambers. President Ron Speakman called the meeting to order. The Pledge of Allegiance was given, led by Cary Evans. The Prayer was given, led by Mr. Wiggins.

A roll call was taken as follows:

- Mr. Evans – present
- Mr. Adams – present
- Mr. Eric Brown – present
- Mr. Smith – present
- Mr. Cary Brown – present
- Mr. Wiggins – present

Mr. Adams made a motion to approve the minutes of January 14, 2008, seconded by Mr. Wiggins. In a voice vote, all Council agreed.

VISITORS

Mr. Eric Brown made a motion to amend the visitors by adding David Skidmore of Interra Development, seconded by Mr. Smith. In a voice vote, all Council agreed.

Mr. Skidmore stated he was the developer for the proposed Walgreen's at the corner of Main and South Streets. There are some issues to discuss, the contingency period expires on Monday, and would like to address council. There are two final variances with the zoning board; Mr. Detty will approve the final document. He showed the council the site plan, detailing the businesses and buildings to be removed. There will 36 spaces for the park, the city will purchase the property from the school board, Interra will do the improvements. A great portion of this property is in the flood plain, the new building will not be in the flood plain, with the 2'-4' of fill to raise this property. The cities property including the compensatory area will be 1.8 acres with Walgreen's being 1.5 acres. Many variances have been granted to allow for sufficient parking, with a remaining variance for the sign area. Mr. Eric Brown asked him to show the cross access easement to council. Mr. Skidmore stated first is the acquisition of the land and second is the approval of the easement, allows access to city parking. 22' traffic alley with access to Gay, Main and South Streets. Mr. Detty stated he has a copy of the easement. Mr. Evans asked who would own the pond area. Mr. Skidmore stated the city. Mr. Evans asked why the city would want to own this area. Mr. Skidmore stated it was green space. Mr. Evans asked if this would be a fenced area. Mr. Skidmore stated this area is sloped being 3' deep. Mr. Evans stated he would like to see a fence; this is no value to the city and is a liability. Mr. Skidmore stated there may be another retailer interested in the Gay Street property. He is looking for conceptual approval. A fence is doable. Mr. Heath stated he did not know about the pond area purchase and that a fence would be necessary. Mr. Sheward stated the park is on the other side of the creek, the same fence should be modeled. Mr. Heath stated we are purchasing to gain parking for the park, if not there would be no spaces available. Mr. Eric Brown stated the Zoning Board met on Thursday, the number of parking spaces required is 15 short but was approved with the cross parking agreement. Mr. Skidmore asked about a language change. Mr. Eric Brown stated he wanted a consensus. We have thrown out idea of the pond area in with the parking lot; the property is adjacent to the park. The language is to close the alley between the administration building and Dominos, but there is concern with the lifetime matter with the deed, they will maintain alley. Mr. Adams asked about the rain water from the building parking lot area. Mr. Skidmore stated the storm water will be retained on site and put into the creek; the EPA has guidelines that will be followed. Mr. Evans asked if these were 9' or 10' spaces. Mr. Skidmore stated 10'. Mr. Heath asked about the drive through. Mr. Skidmore stated it will be from South to Main

Mr. Smith

Street. ^{Mr. Smith} Mr. Heath asked where the exit was located in conjunction with Wendy's. Mr. Skidmore stated south toward B.P. Mr. ^{Smith} Heath asked if we can handle right turns onto Main Street with this access. Mr. Skidmore stated the access point on Main, left hand turns will be harder during peak times. Mr. ^{Smith} Heath stated new developments are not looking at the traffic flow. Mr. Sheward stated Kroger's is purchasing the B.P. station. Mr. Speakman asked if this could be a right turn only. Mr. Skidmore stated there had been an inquiry to the Hadler Property about an auto parts store on Main Street. Mr. Eric Brown stated they would be doing away with two access points on Main, there should be no trouble getting out of the parking lot. Mr. Speakman stated there is a meeting on Thursday; let the Police, Fire and Traffic committee discuss traffic issues. Mr. Eric Brown ask if council has concerns with the 53 spaces with out the cross parking agreement. Mr. Evans stated he did not have a problem. Mr. Humphreys asked the price of the property we would be purchasing. Mr. Skidmore stated \$50,000 with completed improvements. Mr. Heath asked if we had the option not to purchase the green space. Mr. Skidmore stated he would prefer not, how about the green space with landscaping and a fence, it is no good to anyone else. Mr. Cary Brown stated there are water problems with the bridge; this issue also needs addressed; only one of three drain tiles is working. Mr. Eric Brown stated he would like to replace the bridge. Mr. Skidmore stated he would like to see this be city property. Mr. Speakman stated that Mr. Evans committee will review. Mr. Evans scheduled a meeting for 7:30 p.m. following the Zoning Board meeting. Mr. Heath asked if this will be satisfactory with the school board. Mr. Skidmore stated \$50,000 with the easement and alley vacation, the sanitary sewer will be relocated with the same flow. Mr. Detty stated he had not received the legal description for the alley. Mr. Skidmore stated he will resend. The alley was owned by Globe Iron, never transferred, but has been maintained by the city. The city will have to vacate an undedicated alley. Would like conceptual approval, showing the final proposed proto type with the primary entrance close to South Street at Main.

COMMITTEE REPORTS

UTILITY -- No Report

BUDGET & FINANCE

Mr. Adams stated that a meeting was held on January 23, 2008 with the auditor's department and committee to discuss the permanent budget. Other items discussed were the tree harvest funds and the St. Rt. 93 water line project. They have agreed to meet again on February 6, 2008 at 6:00 p.m. to present the permanent budget and on February 13, 2008 at 6:00 to review before bringing to Council.

POLICE, FIRE & TRAFFIC

Mr. Evans stated that the committee had met with the Mr. Eisnaugle; it was a meeting to get acquainted. They discussed the funding shortages and ways to cut corners. They later met with Mr. Reed and Mr. Channel to discuss the same issues. The fire department is funded through a levy with some money from the general fund. In regards to the new fire truck purchase, it was suggested to bid, two trucks, one custom and one conventional, with the state bid as an option. This would give them a chance to compare prices and safety issues. They toured the BCS building and discussed the Fire Fighters Association gaining approval to demo the rear of the building and sell salvage material with funds going to the association. In regards to the future expansion of the fire department, they would like to start with preliminary plans for the new addition, trying to plan for future budgets. The options are buy new trucks with no building to store them or build an addition with no trucks to store in it. Would like to see an architect or engineer draw up plans in keeping with the style of the building. Mr. Sheward stated the city has some expense in the demo with the dumpsters. They had looked as hiring out, but the association obtained the proper permits to demo the rear of the building using some salvaged material to restore the portion that will serve as a training facility. They are off to a good start and are working hard. Mr. Evans commented on the good effort given by the association. Mr. Sheward stated they would like to purchase tables, chairs and training equipment with any funds generated.

SERVICE -- No Report

Mr. Smith stated he will schedule a meeting when the 3rd Ward seat is filled.

RAILROAD

Mr. Wiggins passed out a copy of the minutes from the committee meeting (see attached). Stating this was a first good step, the railroad operation is important for economic development in this area. U.S. Rail has made a commitment to fulfill their contract. Marion Hall will be over the Jackson division, Gabe Hall is addressing the time table, after speaking with him today, and we should have all the answers within two weeks.

BUILDING/RECREATION – No Report

Mr. Smith stated he toured the water plant with Mr. Wilson, looks like things are right on track. Will be meeting with all department heads later. Mr. Evans stated he had received a complaint in regards to the undeveloped skate park by property owners in the area. They complained of rowdy kids, noise, setting of fire crackers sometimes until 11:00 or 12:00 in the evening. He went to view the area, there is only a concrete slab, and 2x4's laying around, a pile of pallets with plywood for a ramp. There is a five inch drop off where it is not finished. The light box has been pried open and also the telephone junction box. He recommended this area be secured and the trash be removed. Further asking the intent. Mr. Heath stated he had spoken to the recreation director; the money is in place to install, with the possibility of equipment being donated by one person. We could barricade for now. Mr. Speakman stated there was a good crowd there yesterday. Mr. Evans stated the basketball court is in good shape, he did see a problem with the fence around the grassy area with no access. This park needs to be looked at. Mr. Cary Brown stated he had attended the skate park meetings, they don't want the kids on the sidewalks, yet no one attends the meeting to hear the kids wishes and he feels the kids should not be isolated. Mr. Heath stated he will address this issue. Mr. Smith stated his committee will address this issue. Mr. Cary Brown stated the equipment has a twenty year guarantee. Mr. Sheward stated the bid documents are on his desk and hopefully construction can begin within the next sixty days. Mr. Smith asked if we had the funds. Mr. Adams stated the money was in the budget. Mr. Sheward stated the full amount is there, assuming the bids come in at that amount. Mr. Cary Brown stated the kids hold fund raisers, and could possibly raise more.

CITY AUDITOR

Mr. Humphreys stated the W2's had been sent out. He passed out the negotiation letter and proposal from the union (see attached).

LAW DIRECTOR

Mr. Detty went over the ordinances (see attached memo). It has gone well working with Mr. Sheward and Mr. Heath this first month. If anyone has any questions please contact. Mr. Eric Brown requested an executive session to discuss the possible acquisition of property.

MAYOR

Mayor Heath stated he is required to give this speech. See attached copy of the State of the City Address.

SAFETY/SERVICE DIRECTOR

Mr. Sheward stated there were several ordinances relating to the downtown sewer rehab, the estimate was \$1.1 million, low bid coming in at \$856,000 from a company in Indiana. There is a \$500,000 EDA grant, as part of the consent order. There is a financing ordinance to line up, the money is in place, please pass tonight. There will be no EDA funds released until the entire project is consummated. He stated, in regards to the 93 water line relocation, they had concluded this cannot be done by the city. A source of funds has come along, CIB grant, \$200,647; the estimated amount is \$200,000, with some of the work being reimbursed by ODOT. It is difficult to know the exact amount, but the grant should cover most of the project, including new meters and service. Will pursue with no objections from council. In 45 to 60

days will come back to council with a recommendation. ODOT has stated they will delay the project for one year, with them being anxious for us to complete the water line project. If anyone has questions, please contact. Going back to the rehab project, four bids were received ranging from \$856,875 to \$1.9 million. There are some issues, EPA; water system will be passed to the utility committee. A pressing issue is there are customers receiving city water that we may not be able to service in the future. Mr. Wiggins asked if the proposed 93 water line project went to the city limits or Four Mile Road. Mr. Sheward stated it will go to Four Mile Road and then bore to the other side. Mr. Evans stated the administration is right on track, the old line is a problem and this is excellent timing. Mr. Sheward stated we are not replacing the entire line through the city. Mr. Wiggins asked if the old line continued after Four Mile. Mr. Sheward stated yes, with the new school having possible service. Stating this is the last night to act on employee contracts.

Mr. Evans made a motion to go into executive session to discuss Uribe vs. City, potential land acquisition and collective bargaining agreements, seconded by Mr. Smith. In a roll call vote, Council voted as follows:

Mr. Evans – yes
Mr. Adams – yes
Mr. Eric Brown – yes
Mr. Smith – yes
Mr. Cary Brown – yes
Mr. Wiggins – yes

Council went into executive session at 8:40 p.m.

Mr. Eric Brown made a motion to return to regular session at 9:56 p.m., seconded by Mr. Adams. In a voice vote, all Council agreed.

ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 177-07

AN ORDINANCE AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF JACKSON, OHIO, AND LOCAL #3619 AND OHIO COUNCIL 8, AFSCME, AFL-CIO, AND DECLARING AN EMERGENCY.

Third Reading

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

Mr. Evans – yes
Mr. Adams – yes
Mr. Eric Brown – yes
Mr. Smith – yes
Mr. Cary Brown – yes
Mr. Wiggins – yes

ORDINANCE NO. 177-07 DULY ADOPTED

ORDINANCE NO. 180-07

AN ORDINANCE ESTABLISHING A PROCEDURE FOR APPROVAL OF FREE STANDING ANTENNAS OR TOWERS.

Third Reading

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

Mr. Evans – yes
Mr. Adams – yes
Mr. Eric Brown – yes
Mr. Smith – yes
Mr. Cary Brown – yes
Mr. Wiggins – yes

ORDINANCE NO. 180-07 DULY ADOPTED

ORDINANCE NO. 181-07

AN ORDINANCE APPROVING AND ADOPTING THE CITY OF JACKSON, OHIO, SEWER OVERFLOW EMERGENCY RESPONSE PLAN; DIRECTING THE SUBMITTAL THEREOF TO THE DIRECTOR OF THE OPEA; AND DECLARING AN EMERGENCY.

Third Reading

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

Mr. Evans – yes
Mr. Adams – yes
Mr. Eric Brown – yes
Mr. Smith – yes
Mr. Cary Brown – yes
Mr. Wiggins – yes

ORDINANCE NO. 181-07 DULY ADOPTED

ORDINANCE NO. 07-08

AN ORDINANCE AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF JACKSON, OHIO, AND THE OHIO ASSOCIATION OF PUBLIC SCHOOL EMPLOYEES, OAPSE/AFSCME LOCAL 4/AFL-CIO AND ITS LOCAL #410, AND DECLARING AN EMERGENCY.

Second Reading

Mr. Evans made a motion to suspend the rules, seconded by Mr. Wiggins. In a roll call vote, Council voted as follows:

Mr. Evans – yes
Mr. Adams – yes
Mr. Eric Brown – yes
Mr. Smith – yes
Mr. Cary Brown – yes
Mr. Wiggins – yes

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

Mr. Evans – yes
Mr. Adams – yes
Mr. Eric Brown – yes
Mr. Smith – yes
Mr. Cary Brown – yes

Mr. Wiggins – yes

ORDINANCE NO. 07-08 DULY ADOPTED

ORDINANCE NO. 09-08

AN ORDINANCE TRANSFERRING APPROPRIATIONS, AND DECLARING AN EMERGENCY.

First Reading

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

Mr. Evans made a motion to suspend the rules, seconded by Mr. Eric Brown. In a roll call vote, Council voted as follows:

Mr. Evans – yes
Mr. Adams – yes
Mr. Eric Brown – yes
Mr. Smith – yes
Mr. Cary Brown – yes
Mr. Wiggins – yes

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

Mr. Evans – yes
Mr. Adams – yes
Mr. Eric Brown – yes
Mr. Smith – yes
Mr. Cary Brown – yes
Mr. Wiggins – yes

ORDINANCE NO. 09-08 DULY ADOPTED

ORDINANCE NO. 10-08

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE STORM WATER UTILITY FUND AND DECLARING AN EMERGENCY.

First Reading

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

Mr. Evans made a motion to suspend the rules, seconded by Mr. Eric Brown. In a roll call vote, Council voted as follows:

Mr. Evans – yes
Mr. Adams – yes
Mr. Eric Brown – yes
Mr. Smith – yes
Mr. Cary Brown – yes
Mr. Wiggins – yes

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

Mr. Evans – yes
Mr. Adams – yes
Mr. Eric Brown – yes
Mr. Smith – yes
Mr. Cary Brown – yes
Mr. Wiggins – yes

ORDINANCE NO. 10-08 DULY ADOPTED

ORDINANCE NO. 11-08

AN ORDINANCE TO AUTHORIZE THE REPAYMENT OF THE ADVANCEMENT TO FUNDS AND
DECLARING AN EMERGENCY.

First Reading

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

Mr. Evans made a motion to suspend the rules, seconded by Mr. Eric Brown. In a roll call vote, Council
voted as follows:

Mr. Evans – yes
Mr. Adams – yes
Mr. Eric Brown – yes
Mr. Smith – yes
Mr. Cary Brown – yes
Mr. Wiggins – yes

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

Mr. Evans – yes
Mr. Adams – yes
Mr. Eric Brown – yes
Mr. Smith – yes
Mr. Cary Brown – yes
Mr. Wiggins – yes

ORDINANCE NO. 11-08 DULY ADOPTED

ORDINANCE NO. 12-08

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE STORM WATER
UTILITY FUND AND DECLARING AN EMERGENCY.

First Reading

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

Mr. Evans made a motion to suspend the rules, seconded by Mr. Wiggins. In a roll call vote, Council voted
as follows:

Mr. Evans – yes
Mr. Adams – yes
Mr. Eric Brown – yes

Mr. Smith -- yes
Mr. Cary Brown -- yes
Mr. Wiggins -- yes

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

Mr. Evans -- yes
Mr. Adams -- yes
Mr. Eric Brown -- yes
Mr. Smith -- yes
Mr. Cary Brown -- yes
Mr. Wiggins -- yes

ORDINANCE NO. 12-08 DULY ADOPTED

ORDINANCE NO. 13-08

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE SCMR FUND AND
DECLARING AN EMERGENCY.

First Reading

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

Mr. Humphreys stated that this money was left out of the temporary budget, for salt truck and overtime.

Mr. Wiggins made a motion to suspend the rules, seconded by Mr. Smith. In a roll call vote, Council voted
as follows:

Mr. Evans -- yes
Mr. Adams -- yes
Mr. Eric Brown -- yes
Mr. Smith -- yes
Mr. Cary Brown -- yes
Mr. Wiggins -- yes

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

Mr. Evans -- yes
Mr. Adams -- yes
Mr. Eric Brown -- yes
Mr. Smith -- yes
Mr. Cary Brown -- yes
Mr. Wiggins -- yes

ORDINANCE NO. 13-08 DULY ADOPTED

ORDINANCE NO. 14-08

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE SEWER FUND AND
DECLARING AN EMERGENCY.

First Reading

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

Mr. Evans made a motion to suspend the rules, seconded by Mr. Eric Brown. In a roll call vote, Council voted as follows:

Mr. Evans – yes
Mr. Adams – yes
Mr. Eric Brown – yes
Mr. Smith – yes
Mr. Cary Brown – yes
Mr. Wiggins – yes

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

Mr. Evans – yes
Mr. Adams – yes
Mr. Eric Brown – yes
Mr. Smith – yes
Mr. Cary Brown – yes
Mr. Wiggins – yes

ORDINANCE NO. 14-08

ORDINANCE NO. 15-08

AN ORDINANCE FINDING THE LOWEST RESPONSIBLE AND RESPONSIVE BID, AWARDING THE CONTRACT FOR THE PHASE 2-STORM AND SANITARY SEWER REHABILITATION PROJECT TO MILLER PIPELINE, 8850 CRAWFORDSVILLE ROAD, INDIANAPOLIS, INDIANA 46234, AND DECLARING AN EMERGENCY.

First Reading

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

Mr. Evans made a motion to suspend the rules, seconded by Mr. Smith. In a roll call vote, Council voted as follows:

Mr. Evans – yes
Mr. Adams – yes
Mr. Eric Brown – yes
Mr. Smith – yes
Mr. Cary Brown – yes
Mr. Wiggins – yes

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

Mr. Evans – yes
Mr. Adams – yes
Mr. Eric Brown – yes
Mr. Smith – yes
Mr. Cary Brown – yes
Mr. Wiggins – yes

ORDINANCE NO. 15-08 DULY ADOPTED

ORDINANCE NO. 16-08

AN ORDINANCE TO AUTHORIZE THE SERVICE DIRECTOR TO APPROVE THE REQUISITION COSTS FOR A HOME THROUGH THE CHIP PROGRAM, AND DECLARING AN EMERGENCY.

First Reading

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

Mr. Humphreys stated that we need this passed; felt it was the safest way to go.

Mr. Eric Brown made a motion to suspend the rules, seconded by Mr. Smith. In a roll call vote, Council voted as follows:

Mr. Evans – yes
Mr. Adams – yes
Mr. Eric Brown – yes
Mr. Smith – yes
Mr. Cary Brown – yes
Mr. Wiggins – yes

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

Mr. Evans – yes
Mr. Adams – yes
Mr. Eric Brown – yes
Mr. Smith – yes
Mr. Cary Brown – yes
Mr. Wiggins – yes

ORDINANCE NO. 16-08 DULY ADOPTED

ORDINANCE NO. 17-08

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE GENERAL FUND-GENERAL GOVERNMENT, AND DECLARING AN EMERGENCY.

First Reading

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

Mr. Humphreys stated this was for the change from Oak Hill Bank to National City Bank.

Mr. Evans made a motion to suspend the rules, seconded by Mr. Eric Brown. In a roll call vote, Council voted as follows:

Mr. Evans – yes
Mr. Adams – yes
Mr. Eric Brown – yes
Mr. Smith – yes
Mr. Cary Brown – yes
Mr. Wiggins – yes

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

Mr. Evans – yes
Mr. Adams – yes
Mr. Eric Brown – yes
Mr. Smith – yes
Mr. Cary Brown – yes
Mr. Wiggins – yes

ORDINANCE NO. 17-08 DULY ADOPTED

ORDINANCE NO. 18-08

AN ORDINANCE TO AUTHORIZE AND SET THE SALARY FOR THE COUNCIL CLERK, AND
DECLARING AN EMERGENCY.

First Reading

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

Mr. Evans made a motion to suspend the rules, seconded by Mr. Smith. In a roll call vote, Council voted as follows:

Mr. Evans – yes
Mr. Adams – yes
Mr. Eric Brown – yes
Mr. Smith – yes
Mr. Cary Brown – abstain
Mr. Wiggins – yes

Mr. Evans asked Mr. Brown to reconsider his vote, this would not be a conflict of interest, and abstain on the vote to adopt. Mr. Dety stated when you suspend the rules you are not voting. Mr. Cary Brown withdrew his abstain and voted yes.

Mr. Evans made a motion to suspend the rules, seconded by Mr. Smith. In a roll call vote, Council voted as follows:

Mr. Evans – yes
Mr. Adams – yes
Mr. Eric Brown – yes
Mr. Smith – yes
Mr. Cary Brown – yes
Mr. Wiggins – yes

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

Mr. Evans – yes
Mr. Adams – yes
Mr. Eric Brown – yes
Mr. Smith – yes
Mr. Cary Brown – abstain
Mr. Wiggins – yes

ORDINANCE NO. 18-08 DULY ADOPTED

CORRESPONDENCE - None

OLD BUSINESS

Mr. Sheward stated he had received a call from Terry Campbell in regards to the streets at Fairmont Cemetery; he would like to see them one way. Mr. Speakman stated this should be referred to the Cemetery Committee. Mr. Evans stated that Sam Shumard had drawn up plans for all the streets to be one way, the signs were very expensive. It could be done. Mr. Cary Brown noted that the city had purchased a dura patch machine, but they had just resurfaced a road instead of patching.

NEW BUSINESS

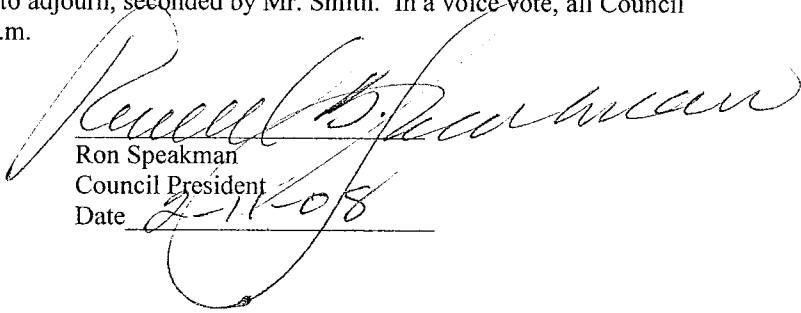
Mr. Evans requested an ordinance book with all codified ordinances. Mr. Speakman stated he did have one. Mr. Evans asked if they could have a copy. Mr. Detty stated he will make copies, further stating it used to be online. Mr. Cary Brown stated he thought this was a good idea.

Mr. Speakman stated tonight we had a good meeting with good discussion.

ADJOURN

Mr. Wiggins made a motion to adjourn, seconded by Mr. Smith. In a voice vote, all Council agreed. Council adjourned at 10:16 p.m.

Tera Brown
Clerk
Date _____



Ron Speakman
Council President
Date 2-11-08