

JACKSON CITY COUNCIL
Regular Session
March 10, 2008
7:00 p.m.

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

Roll Call

Approval of Minutes

February 25, 2008

VISITORS:

Mike Kiser, MK Power Solutions

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
February 25, 2008
7:00 p.m.
Regular Session

Jackson City Council met in regular session on Monday, February 25, 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 Mr. Eric Brown. The Prayer was given, led by Mr. Eric Brown.

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. Elliott – present
- Mr. Wiggins – absent

Mr. Adams made a motion to excuse Mr. Wiggins who was on vacation, seconded by Mr. Cary Brown. In a voice vote, all Council agreed.

Mr. Evans made a motion to approve the minutes of February 11, 2008, seconded by Mr. Adams. In a voice vote, all Council agreed.

VISITORS

Mr. Eric Brown made a motion to amend the agenda, adding Katie Kleinfelder, RBC Capital Markets, seconded by Mr. Cary Brown. In a voice vote, all Council agreed.

Ms. Kleinfelder passed out a presentation (see attached) and explained. She stated that Seasongood & Meyer had been purchased by RBC Capital Markets out of Canada. Their company does more bonds than any other in the state; they were made public on May 1, 2007. All employees were retained and their office remains in Cincinnati, they are the largest and strongest in the United States.

COMMITTEE REPORTS

UTILITY

Mr. Eric Brown noted that the committee had met on February 8, 2008 and the following items were discussed: motel reimbursements for planned power outages, the committee felt these claims were unmerited; delinquent utility customers, the committee felt these were being dealt with in the proper manner; increase in utility rates, Mr. Sheward is working with the Budget & Finance committee and waiting on rate studies before addressing this issue; AMP Ohio coal fired project, the committee felt the project was viable and the negative letters from the Ohio Citizens Action Group were unmerited; downtown storm rehab project, this was explained to the committee by Mr. Sheward, this is a sewer lining project and there will be few access points in the streets. Mr. Humphreys asked what the coal fired plant will cost the city. Mr. Eric Brown stated the cost is related to purchasing, we are estimating a 7% purchase, and we just pay for electric. We have to pay market rates. Mr. Adams asked if this was KW rate. Mr. Eric Brown stated the fee cannot be established until we are online, we asked for 13% but could only get 7% base load. Mr. Evans stated we either pay higher rates or take the purchase price, this is a good arrangement. Further stating if this plant is partially built and goes under, we still have to pay. The development cost is built into the rates, this is similar to the JV5 hydro, be aware there are risks. Mr. Adams stated this was a 50 year obligation. Mr. Speakman stated this is the same agreement as with the hydro project, and that is our cheapest power source. This is for long term viability. Mr. Evans stated he was on the board, coal is good for southern Ohio, and this is a good project with risk involved. Mr. Elliott asked about the concerns from the Ohio Citizen Action Group. Mr. Eric Brown stated go to their site, they have no alternative plan, these letters are similar to information sent out when the city purchased into the hydro project. They are environmentalists, tree huggers. The object to hydro, coal, wind, if this was a big issue we would hear from other organizations. We need to secure power, we can't afford to own our power company in future years if we cannot purchase below market values. Mr. Adams stated he has response to

the reports. Mr. Sheward stated all members should have, Mike from AMP Ohio can be contacted with any concerns, and there is only one city with an ordinance to purchase that has jumped out. Mayor Heath stated we are looking out for the next generation. Mr. Evans stated he had received a complaint, did we change the requirement for homeowners, used to be no deposit on utilities if it was the homeowner. Was this done by ordinance, he does not see this as a necessity, if this was done by ordinance we need to review. Mr. Speakman stated that Eric's committee can review. Mayor Heath stated he thinks we passed an ordinance. Mr. Cary Brown stated he did not think it included home owners. Mr. Speakman stated he had received similar complaints. Mayor Heath stated the administration will remove if necessary. Mr. Humphreys stated due to renters, they did not want to raise. Mr. Cary Brown stated he did not think home owners were affected.

BUDGET & FINANCE

Mr. Adams stated the committee met on February 13, 2008 and reviewed the proposed 2008 budget, we are determined to curb unnecessary spending. Would like to re-implement the automatic 3% increase on utility rates, we have went five years without an increase. We discussed the proposal from the Economic Development Board. We have two ordinances for one for the Economic Development Board and the 2008 Budget by object. There are a few questions but we wanted this to pass tonight, if it does not pass we will have more ordinances for the temporary budget. We will set up meeting next week if necessary. Mr. Speakman stated we could pass tonight and amend later. Mayor Heath asked Mrs. Sexton if everyone had a handout and please get this to everyone by the next meeting. We will stress to supervisors that we need to work with the budget. Mr. Adams stated we could give feedback when the ordinance is read. Mr. Smith stated he would like to have an executive session to discuss the budget; we received this late Friday night and could not get answers until today. This is a \$37 million budget; I am not prepared to pass tonight. Mr. Speakman stated this could not be discussed in executive session. Mr. Evans stated if we have questions, why don't we address them tonight, I would rather stay late tonight and work through this. Mr. Smith stated that the Law Director line item, increased wages by \$50,000. Mr. Detty stated the reason for this is the possible hiring of a full time assistant, paralegal. Mr. Adams asked if this would take place of the Columbus firm. Mr. Smith asked about his salary. Mrs. Sexton stated \$42,000. Mr. Evans stated next month it will be \$49,000. Mr. Smith asked about the \$125,000 for outside legal. Mr. Evans stated if these changes are not made, we don't have to spend these funds. Mr. Speakman stated that council has to make and create positions. Mr. Sheward stated based only on, if used. Mr. Smith asked what if we put on a hiring freeze; we need to keep cost down. Mayor Heath stated these are two different funds, general fund and utility fund, the person there is not capable of doing all the duties. Mr. Detty is on County benefits, this is the best way to serve legal needs. Mr. Evans disagrees, the utility and general fund is the same, and we need to tighten the belt. Mr. Detty stated his proposal was based off of outside expenses, if we spend \$125,000 this year, which is \$110,000 less than last year. Mr. Humphreys asked if the \$125,000 was for Columbus attorneys. Mayor Heath agreed with Mr. Evans, we have to take steps to reduce the budget. Mr. Smith asked if we were supplementing the electric fund. Mrs. Sexton stated in the 2008 budget there are no rents and right of ways, there are cost allocations listed to the general fund. This does a big part in building the general fund, local government funding may be cut by the state. With out giving to the general fund, we will be spending \$500,000 more than we are bring in, several funds are eating into there reserves. Mr. Eric Brown asked we are spending \$173,000 on legal, we still have \$50,000 left to pay for the first quarter and we have an ordinance to hire Mr. Martin. Why do we need \$125,000 plus \$50,000? Could we make cuts in healthcare, we have the Max 105 and it is at \$900,000+, we are paying 20% more than the premium, this money was invested in Star Ohio. Mrs. Sexton stated it is over \$900,000, we are eating into this fund now, on the current schedule this fund will go down, we figured a 30% increase. Bids are due by March 17th. Mr. Sheward stated we established a committee to review or suggest changes to contributions. Mrs. Sexton stated we could reduce insurance levels back to current, and change once the bids are in. We can scale back later; insurance costs will not go down. Mr. Eric Brown stated he wants this accurate, this is by object not by line item, but we don't know what it is being used for. We want it cut down; make additions when needed for projects or new employees. Mrs. Sexton stated this can not be moved outside the object among line items without council's approval. Mr. Eric Brown asked how many lines for the fire department. Mrs. Sexton referred to the breakdown, look at the general fund, department, salary, wages, funds can only move in the object line item. You will receive a report each month with funds that have been moved. Mr. Eric Brown stated this will be after the fact, he really doesn't want a year of ordinances/transfers, and he wants it cut down. Mrs. Sexton stated health insurance is a guess right now, take the current level and change later. Mr. Sheward realizes this is a large budget, if you take \$7.5 away for special projects, \$30 million is close to last year's operating budget. Mr. Smith stated that wages are \$7.5 million, in 2007 they were \$6.7 million, and \$800,000 projected increase in wages and benefits. Do we need to hire more people? Mayor Heath stated this is a reflection of insurance and contracts. Only one other job we are considering in the street and alley department. Mr. Smith plus an

additional person in the law directors department. Mrs. Sexton stated there were three people hired at the end of 2007, plus the increase in contracts; insurance, back pay is not included. Rough guess, \$50,000 just salary, not including benefits. Mr. Eric Brown asked about the cleaning services for the police department and utility department, \$4,500. Mrs. Sexton stated these are supplies for the janitor, there was no line item for supplies, we broke down by department, and this is for each building. Mr. Eric Brown asked about the increase in the I.T. department, transportation, training, gas. Mrs. Sexton stated he now has a vehicle assigned to him, insurance and additional funds for training and supplies. Mr. Smith asked about general government. Mrs. Sexton stated this was a catch all. Mr. Smith asked about the gas and fuel line item. Mrs. Sexton stated this was not necessary. Mr. Eric Brown asked if the sewer fund, \$100,000 was for EPA fines. Mrs. Sexton stated anticipated fines. Mayor Heath stated with the consent order, puts funds in there in case we need as a safe guard. Mr. Eric Brown asked storm water or sewer. Mr. Detty stated dry weather/wet weather. Mr. Sheward stated we are currently exempt in wet weather. Mr. Humphreys stated self fine, \$2,000 per event. Mr. Evans asked how we arrive at these figures; EPA takes money for operating fund not the state. Mr. Detty stated the consent decree list the fines. Mr. Sheward stated as we progress with projects this will be lower. Mr. Smith did not see any funds for flood mitigation; we were assured that funds would be there. Mrs. Sexton stated that line item was for FEMA funds, land acquisition. Mr. Speakman stated \$25,000 was put into community improvement fund for creek cleaning. Mr. Eric Brown stated the electric fuel line went from \$15,000 to \$23,000, the police department not nearly as high. Mrs. Sexton stated she will let Mr. Sheward answer. Mr. Smith asked if \$30,000 was enough for gas and fuel. Mr. Sheward stated yes if the judges plans come through, we may need to come back, jail cost have been reduced. Mr. Cary Brown in regards to Mr. Eric Brown's question, diesel cost has increased. Mr. Eric Brown asked if it were 40%. Mr. Sheward stated he did not have a copy of the line item budget. Mr. Eric Brown stated we allocated \$10 million for the purchase of power, this is higher than last year and we have lost Meridian, \$500,000 could be shifted. Mayor Heath stated we can reduce and lower rate. Mr. Evans stated Meridian was closed for the majority of last year. Mrs. Sexton stated fuel surcharge. Mr. Eric Brown stated the cost last year was less than 2006. Mr. Speakman asked when Belliso will go online. Mayor Heath stated to reduce. Mr. Sheward stated there was extra cost with the new substation. Mr. Eric Brown asked about the gas, fuel and oil. Mr. Sheward stated that Larry was looking at what fuel might do. Mr. Cary Brown stated that diesel is .50 cents higher than gas. Mr. Evans stated gas could possibly go to \$4.00 per gallon. Mr. Smith asked what measures were in place to meet or lessen the budget. In the past three years spending as went up tremendously. What are we doing to mitigate? Mayor Heath stated he would like to get with department heads and work with the numbers; we will sit down and explain that they cannot spend like they did before. WE want more long range planning. Mr. Smith stated that 30+ items will be in the red by the end of the year. Mrs. Sexton stated they would not all be in the red, this was the estimated reduction in there surplus. Mayor Heath stated we are not taking the rents and right of ways, but the cost allocations are justified. Would like to reduce jail cost, but woman prisoners are a problem. WE will have to make drastic cuts or find another way to fund the general fund. Mr. Humphreys stated we will overspend, but someday those funds won't be there. Mr. Speakman stated Mr. Sheward will see all requisitions; this is a way to control expenses. Mr. Sheward stated the budget is not much higher than last year and we have pay increases and insurance. WE will insure that we make the most of the money we spend. Mr. Eric Brown stated the permanent budget is \$1.5 million higher than last year, reduce the electric \$500,000, reduce insurance to actual cost, we can add later. Mr. Evans stated he does not share the same concerns, in previous years, spending went up, council approved these funds. The new administration is in sync with Council to lower expenses. Council has the option to go back to a line item budget. They have flexibility to work in a budget, he does not believe in deficit spending. It didn't get this way in a month, and we can't get back where it needs to be in a year. We also have to pay back the debt. We are paying for the past four years. Let's not throttle the administration, let's watch what they do, and we should see cooperation. So far there has been great cooperation with the administration, auditor's office and council. Mr. Speakman stated the line item budget does not work if you continue to appropriate funds. Mr. Sheward stated he had no problem with amending the budget, some expenses are due to the EPA mandates, and we have little choice in addressing these issues. Mayor Heath stated the City of Columbus raised water rates 11% because of EPA mandates and may have to do it again next year. Mr. Humphreys stated he will make council aware of any unnecessary spending. Mr. Smith stated this is the first time working in a budget of this nature, there is room for improvement. Spending habits and work habits by employees could be improved, we need to deal with the employees we have and stop hiring. \$7.5 million payroll is higher than any other employer in Jackson. Mayor Heath stated are employees are paid well, and they will have to live up to expectations. We can't change overnight, there are still things I am learning, and each step could save a few dollars. Mr. Humphreys stated whatever we do; we need to know what to change. Mr. Evans stated if those are sticking points, lets amend, I will support and we may have to come back later. Mr. Cary Brown asked Mr. Eric Brown if felt comfortable. Mr. Eric Brown stated he would like to reduce the insurance and purchase power, gas and fuel is always a guess. Mayor Heath stated if we have to buy more power, we are generating revenue. Mr. Speakman stated have a first reading, be prepared

at the next meeting to make amendments. Mr. Sheward stated we cannot survive on the temporary budget until the next meeting. Mrs. Sexton stated we could have a special meeting to address; we will still have to amendments. Mr. Sheward stated make changes and give a clean copy at the next meeting. Mr. Eric Brown stated that Mr. Wiggins thought tonight would be a first reading, he still had questions. Mrs. Sexton stated if you feel Mr. Wiggins needs to participate, have a first reading and have the Budget & Finance committee meet later in the week and have a final copy to give at the special meeting. Mr. Eric Brown suggested a Budget & Finance later this week and a special meeting on Monday at 6:00. Mr. Evans stated he would like to just have a special meeting, make two or three amendments tonight and bring other questions to the meeting. Mayor Heath stated anything in there can be wiped out later. Mrs. Sexton stated she would like the most accurate copy as soon as possible. This is a big project to create; we need to think about this when we start the 2009 budget, so everyone can be involved. I will bring in electronic files and be ready to print a final copy after approved. Mayor Heath stated reduce the insurance and purchase power, are there other items to look at. We can meet on Thursday night. Mr. Eric Brown stated the two biggest concerns and other questions can be addressed by email. Mr. Cary Brown asked if Mr. Wiggins would be back by Thursday. Mr. Eric Brown stated yes. Mr. Sheward stated the temporary budget was very small, we are running into problems. Mr. Speakman stated we will have a special meeting Thursday night at 6:30 p.m. for the budget ordinance and any other ordinances pertaining to the budget. Mrs. Sexton stated she will make adjustments to the purchase power and insurance and can do any other changes at the meeting. Mr. Speakman stated send emails with questions to the auditor and administration.

POLICE, FIRE & TRAFFIC

Mr. Evans stated there was no report. The burnt portion of the former BCS building is down and the dumpster is ready to be pulled. Mr. Adams stated that Mr. Reed wants to meet with the committee. Mr. Eric Brown stated the left turn sign on Harding and Main Streets needs to be by the light, not on a post. Mayor Heath stated the need for one at the intersection by Family Dollar. We are looking at lighted no turn on red signs at Main and Bridge Streets.

SERVICE

Mr. Smith asked for clarification on the tree cutting at Hammertown, which committee. Mr. Speakman stated this committee. Mr. Smith requested a copy of all paperwork; we need to see the monetary agreement. Mr. Sheward stated he had a copy. Mr. Smith stated he would like a copy and would announce a meeting later. Mr. Sheward asked to speak with him before scheduling a meeting. Mr. Humphreys stated he would like a copy also. Mr. Smith stated his main concern, constraints of work, fallen trees, should they be cleaned up or what was supposed to be done.

RAILROAD

Mr. Evans stated he would like to meet; we have some answers which create more questions.

BUILDING/RECREATION

Mr. Smith stated a meeting was held on February 15; Lisa Workman was there to report on the skate park. Is this out for bid, we would like it completed by Memorial Day and dedication ceremony will be held over the 4th of July. They also discussed the youth basketball program, negotiations with the city schools in regards to the field house, baseball sign ups and youth soccer. The JYSA as been around since 1979, there are approximately 600 kids in the spring and 250 in the fall, there are concerns that the cemetery is taking over the fields rapidly. Mayor Heath stated he will redirect some burials to the other side of the street. He would like to see a sports area for all. They also discussed the state of the Memorial Building. Mr. Humphreys stated he had been in contact with Panich & Noel, they are working a draft proposal, something needs to be done, and he will notify council. Mr. Smith stated this does need to be addressed, the electric department building also needs attention, that area will be phased out, he would like to put it close to the city garage on Main Street, this is up for future discussion. Mr. Evans suggested that cemetery not expand across the ditch, water issues, expand on the hilltop. Mr. Smith stated there is a new road by the creek now. Mr. Evans recommends not going any further.

CITY AUDITOR

Mr. Humphreys stated we are working to schedule a meeting with Maximus. Hopefully, we will have back pay taken care of by the beginning of March.

Mr. Evans announced a Police, Fire and Traffic Committee meeting for February 27, 2008 at 6:30 p.m. in council chambers.

LAW DIRECTOR

Mr. Detty passed out a report (see attached).

MAYOR

Mayor Heath stated he would like to thank all city workers for their work during the recent snow storms, there were some complaints, but a lot of compliments. He gave each council person a copy of the progress with the Maximus/State Auditor that outlines the philosophy and methodology. We are still waiting on meeting date with ODOT in regards to the Bike Path. There are issues with the Portsmouth Street parking lot across from the Commissioners office, there are 48 spaces and only eight are currently rented. We would like to open these at no charge; this could alleviate some parking on the streets. We could possibly charge during the week of the Apple Festival. The Police, Fire and Traffic committee could review. Mr. Eric Brown suggested using it for city employees to park during the Apple Festival. Mr. Evans stated we can have the property taxes removed if we are not generating funds. Mayor Heath stated that Mr. Woltz will take your picture tonight; he person will have their own slide. There will be group photos of each department. And he is not requesting any executive session tonight.

SAFETY/SERVICE DIRECTOR

Mr. Sheward stated as he receives AMP Ohio information he will place it in members mailboxes. We have established insurance committee; make sure all employees know the value and importance of health insurance. There will be committee to hear the verbal presentation, council is invited. Mr. Eric Brown asked if Steve Riegel was on this committee. Mr. Sheward stated yes, all three bargaining units are represented.

ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 27-08

AN ORDINANCE AUTHORIZING A CHANGE ORDER IN A CONTRACT BETWEEN THE CITY OF JACKSON, OHIO, AND GAYLOR, INC., CONCERNING THE VETERANS DRIVE SUBSTATION, LICK SUBSTATION, AND 138 KB TRANSMISSION LINE CONSTRUCTION PROJECT, AND DECLARING AN EMERGENCY.

First Reading

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

Mr. Evans commented on Item #8, \$8625.00 for change to control room, out of square, is this our fault.

Mr. Eric Brown stated that the concrete was poured by the Rose boys; the contractor stated the concrete was not level, but the concrete was level and the building was not, leading to the shimming of the building. Mr. Evans stated this was not our problem. Mr. Smith asked about the relocated poles, \$23,000+, was this caused by the city or the contractor, Mr. Sheward should look at this. To who's benefit was it to relocate the poles, and why the change orders were submitted at the end of the project instead of during the project. Mr. Eric Brown stated that Mike Kiser stated he would be submitting change orders during his presentation at the last Council meeting. Mr. Sheward stated that the consulting engineer recommended, Mr. Kiser was pleased with the small amount of change orders. Mr. Smith stated it was in the ballpark of \$35,000. Mr. Humphreys stated when this project started it was supposed to cost \$3.5 million and be done by August, within the first month Mr. Benson requested an additional \$500,000. Mr. Smith asked who paid for the stolen wire. Mr. Eric Brown questioned the relocation of the poles, could it be due to the relocation of the substation from the original site. Mr. Speakman stated the Council needed written answers from Mr. Kiser.

ORDINANCE NO. 28-08

AN ORDINANCE ESTABLISHING APPROPRIATIONS FOR JANUARY 1, 2008 THROUGH
DECEMBER 31, 2008, 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.

ORDINANCE NO. 29-08

AN ORDINANCE TRANSFERRING APPROPRIATIONS, 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.

Mrs. Sexton stated that ordinances 29-08 through 34-08 should be a first reading; they are tied to the
permanent budget.

ORDINANCE NO. 30-08

AN ORDINANCE TRANSFERRING APPROPRIATIONS, AND DECLARING AN EMERGENCY.

First Reading

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

ORDINANCE NO. 31-08

AN ORDINANCE TRANSFERRING APPROPRIATIONS, 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.

ORDINANCE NO. 32-08

AN ORDINANCE TRANSFERRING APPROPRIATIONS, 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.

ORDINANCE NO. 33-08

AN ORDINANCE TRANSFERRING APPROPRIATIONS, 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.

ORDINANCE NO. 34-08

AN ORDINANCE TRANSFERRING APPROPRIATIONS, 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.

ORDINANCE NO. 35-08

AN ORDINANCE AUTHORIZING THE CITY LAW DIRECTOR TO ENTER INTO AN AGREEMENT WITH WILLIAM C. MARTIN, ATTORNEY AT LAW, AS OUTSIDE COUNSEL ON AN AS NEEDED BASIS AS DETERMINED BY THE CITY LAW DIRECTOR, AT A RATE OF \$150.00 PER HOUR, AND DECLARING AN EMERGENCY.

First Reading

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

Mr. Smith asked if Bill would speak with Council. Mr. Evans stated he should be back in a week, do we need him to come, he requested that Mr. Detty draw up the contract to include that only Mr. Detty can contact Mr. Martin with legal questions.

ORDINANCE NO. 36-08

AN ORDINANCE AUTHORIZING THE CITY OF JACKSON TO BE LEVEL 3 PARTNERS WITH THE JACKSON ECONOMIC DEVELOPMENT OFFICE, AND DECLARING AN EMERGENCY.

First Reading

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

Mr. Eric Brown asked if we needed line items. Mrs. Sexton stated she was not sure. Mr. Heath stated these are to secure grants for projects, these need taken from those funds, this will need line items by the next meeting. Mr. Speakman stated we needed someone to amend the ordinance doing away with the line for the electric fund and changing the dollar amount on the water and sewer fund to \$15,000. Mr. Eric Brown and Mr. Evans both withdrew there motion to adopt the ordinance.

ORDINANCE NO. 37-08

AN ORDINANCE AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF JACKSON, OHIO, AND THE BOARD OF COMMISSIONERS OF JACKSON COUNTY, OHIO, FOR THE PROVISION OF A PUBLIC DEFENDER FOR INDIGENTS, 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. 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. Elliott – yes
Mr. Wiggins – absent

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. Elliott – yes
Mr. Wiggins – absent

ORDINANCE NO. 37-08 DULY ADOPTED

CORRESPONDENCE - None

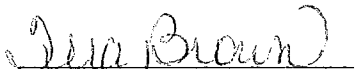
OLD BUSINESS

Mayor Heath reminded members of council of there three picture options.

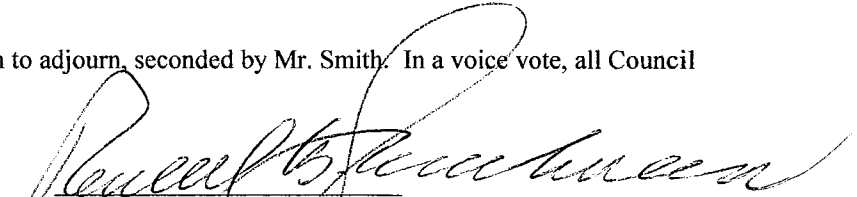
NEW BUSINESS - None

ADJOURN

Mr. Eric Brown made a motion to adjourn, seconded by Mr. Smith. In a voice vote, all Council agreed. Council adjourned at 9:46 p.m.



Tera Brown
Clerk
Date 3-10-08



Ron Speakman
Council President
Date 3/10/08

JOHN L. "JACK" DETTY

Jackson City Law Director

145 Broadway Street

Jackson, Ohio 45640

Phone: 740-286-2201

Fax: 740-286-3492

jdetty@jacksonohio.us

Jackson City Council

February 25, 2008

REPORT OF THE LAW DIRECTOR

The following is the Report of the Law Director:

• **ORDINANCES**

- Ordinance 27-08 authorizes a change order on the Veterans Drive Substation project. Service Director Sheward can provide more information on this matter.
- Ordinance 28-08 is the permanent budget ordinance.
- Ordinance 32-08 has correction made to it. The transfer should be from line item 711-7525-56001 instead of 721-7540-56001, and the transfer for the first item is 716-0900-40910 instead of 722-0900-40910.
- Ordinance 35-08 allows the law director to employ William Martin as outside counsel on an as needed basis. If the budget ordinance passes. I would like for this ordinance to pass as well, so I can have the assurance of having outside counsel available in case of conflicts or need.
- Ordinance 36-08 was presented at the request of Councilman Troy Adams. He or Mayor Heath can provide more information on this ordinance.
- Ordinance 37-08 – This is our regular share to pay the cost of providing defense attorneys for indigent defendants in the Municipal Court. I just received this information this afternoon.
- The other ordinances are regular bookkeeping ordinances the Auditor can provide more information.

• **WALGREEN'S PROJECT**

- Closing was to be tomorrow, but I believe it has now been pushed back to Friday, February 29, 2008.
- I have received the Site Development Plan which provides for the finished parking lot and the foot bridge.

- **MUNICIPAL COURT**

- There are presently 641 active criminal cases my office is responsible for prosecuting in the Municipal Court.

- **CODIFIED ORDINANCES**

- I can get each councilman hard bound copies of the codified ordinances, or CD copies, or both. Please let me know your preference this evening before you leave and I will get those for each of you.

- **DIVISION OF WILDLIFE**

- The Ohio Division of Wildlife has filed a ***criminal*** complaint against the City for Sewage Deposit. This is a 3rd degree misdemeanor.
- On behalf of the City this will be vigorously defended.
- A Pretrial is to be scheduled for early March.
- I will keep you up to date on this issue.

- **OHIO MUNICIPAL LEAGUE BULLETINS**

- I have made a copy of the most recent OML Bulletin for each of you.
- These used to be sent out to each municipality.
- Now they do it electronically. You can get on the Ohio Municipal League website and get the bulletins and other useful information.
- I will make copies of the most recent bulletin for each of you for each meeting, unless you do not want me to do that.



Don Appleton
Branch Manager

ITT Flygt Corporation

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January 25, 2008



RON SPEAKMAN
JACKSON, CITY OF
145 BROADWAY ST
JACKSON, OH 45640-1656

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Dear RON:

ITT Flygt Corporation and Henry P. Thompson, Inc. have reached an agreement regarding the transfer of the municipal distribution responsibility of the ITT Flygt Corporation product lines from Henry P. Thompson Co to ITT Flygt Corporation.

Representing ITT Flygt Corporation since 1968, HP Thompson, Inc. has successfully established and grown ITT Flygt Corporation's presence in the Ohio, Indiana and Kentucky municipal market.

Effective November 1, 2007, ITT Flygt Corporation will take over the responsibility for the sales and service of Flygt municipal products by setting up branches in Cincinnati, OH and Medina, OH. An additional service branch in Louisville, KY is planned for early in 2008. The Indiana territory will continue to be serviced by the Cincinnati and Louisville Branch until a facility is located in Indiana. ITT Flygt Corporation has named Don Appleton as the branch manager and 15 employees from HP Thompson, Inc. have accepted positions at the new ITT Flygt Corporation branch operations.

This agreement will firmly secure ITT Flygt Corporation's position as a premier supplier of wastewater handling and related products in the Ohio, Indiana and Kentucky territories, and will allow continued growth using the strong foundation that HP Thompson has created.

The following contact information is available for ITT Flygt Corporation and I am attaching a contact sheet by geographical area for your use in contacting your Sales Representative.

Cincinnati Branch
501 Technecenter Dr. – Suite C
Milford, OH 45150
Tel. (513) 831-7867
Fax. (513) 831-7868

Medina
865 W Liberty St. – Suite 270
Medina, OH 44256
Tel. (330) 725-0044
Fax. (330) 725-0046

Sincerely,

Don Appleton



ITT Flygt Corporation - Cincinnati Branch Sales & Service

Main Office

ITT Flygt Corporation
501 TechneCenter Dr.
Milford, Ohio 45150
Tel: (513) 831-7867
Fax: (513) 831-7868

Medina Shop

ITT Flygt Corporation
865 W Liberty St
Medina, Ohio 44256
Tel: (330) 725-0044
Fax: (330) 725-0046

Louisville Shop

New Location 2008

Ohio Customers

Field Sales-SW	Kelli Jamison	(513) 218-5000	kelli.jamison@itt.com
Field Sales-North	Tony Lococo	(330) 391-1087	tony.lococo@itt.com
Field Sales-SE	John Miller	(614) 561-1770	john.e.miller@itt.com
Inside Sales	Monica Jerman	(513) 831-7867x624	monica.jerman@itt.com
Inside Sales	Stu Naish	(513) 831-7867x609	stuart.naish@itt.com
Inside Sales	Teresa Shackelford	(513) 831-7867x625	teresa.shackelford@itt.com

Indiana Customers

Field Sales	Tom Bowman	(317) 441-6126	thomas.bowman@itt.com
Inside Sales	Becky Conwell	(513) 831-7867x604	rebecca.conwell@itt.com

Kentucky Customers

Field Sales	Ray Wilkey	(502) 641-2016	ray.wilkey@itt.com
Inside Sales	Monica Jerman	(513) 831-7867x624	monica.jerman@itt.com





660 East 5th Street
Waverly, Ohio 45690
www.bristolvillage.org

February 8, 2008

Ronald Speakman, Jackson City Council President
145 Broadway
Jackson, OH 45640

Dear Mr. Speakman:

If you would like a Bristol Village or National Church Residences speaker to present relevant, community-related information at an upcoming meeting, our Speakers Bureau is offered as a **free service**.

1-800-223-9766
1-740-947-2118
1-740-947-2975 fax

Bristol Village Retirement Community has committed to offering speaking engagements to **civic, social and professional organizations dedicated to serving their communities. Your group was identified as one of those organizations.**

Eugle Robertson, vice president of Bristol Village, and Van Ambrose, vice president of the Foundations at National Church Residences (Bristol Village's owner) in Columbus, would like to extend an offer to speak at your convenience.

Their topic offerings are quite broad, and include:

- Demystifying and navigating complex senior housing and health care issues
- How senior housing issues directly affect our community
- Seasonal health issues that impact seniors
- Best methods for choosing a retirement community, skilled nursing home, or assisted living community
- Sandwich generation adults: how to help parents select the appropriate retirement care, assisted living, Alzheimer's facilities, or skilled nursing care
- Options, programs and funding availability for senior housing/health care
- Memory care – how to find the appropriate environment for care
- Annuity planning
- Charitable giving – how to know where to put your charitable contributions; tax-incentives; identifying legitimate – and fraudulent – organizations
- Respite care – how to select care and locations for healing and assistance after an injury or illness; smoothing the transition from hospital to home
- Care grievances – seniors have rights: policies to look for and what's appropriate.

I would be happy to discuss this with you or one of your associates and provide further information whenever it is convenient for you. **Could you please let me know when a good time for me to contact you would be?** (My contact information is below).

Thank you so much.

Kind regards,

Kristi E. Morris
614-878-8054
kmorris@morrispublicrelations.com

Come Home to the Village™

