

JACKSON CITY COUNCIL  
Regular Session  
January 26, 2009  
7:00 p.m.

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

January 12, 2009

VISITORS

COMMITTEE REPORTS:

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

ORDINANCES AND RESOLUTIONS

CORRESPONDENCE

OLD BUSINESS

NEW BUSINESS

ADJOURN

## JACKSON CITY COUNCIL

*Minutes from*  
January 12, 2009  
7:00 p.m.  
Regular Session

Jackson City Council met in regular session on Monday, January 12, 2009 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. 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. Elliott - present
- Mr. Wiggins – present

Mr. Smith made a motion to approve the minutes from December 22, 2008, seconded by Mr. Wiggins. In a voice vote, all Council agreed. Mr. Smith made a motion to approve the minutes from December 30, 2008, seconded by Mr. Elliott. In a voice vote, all Council agreed.

### VISITORS

Jim Gilliland, Relay for Life. Mr. Gilliland requested the same use of equipment and services as in years past, electric, dumpsters, streets, etc. Mr. Smith made a motion to grant, seconded by Mr. Eric Brown. In a voice vote, all agreed, with the exception of Mr. Wiggins, abstaining.

Mike Stroth, Deana Stroth and Fritz Leighty, present to discuss the CHIPS program. Mr. Stroth stated there were questions in regards to the request for appropriations in December. Mrs. Stroth stated that the program has two accounts. They were requesting \$20,000 of the available \$36,000 to be transferred to the project cost line, this was to address any winter issues, did send an email outlining. Mr. Eric Brown stated at the time, we had no explanation with the request and all funds would have to be spent by December 31<sup>st</sup>. Mrs. Stroth explained it was a miscommunication; she has been there since 1983 and didn't realize Council had questions. Mr. Eric Brown stated the bid non acceptance for the upcoming year, this will only carry for about six months, we rejected on our application. Mrs. Stroth stated these funds would cover broken water lines, roofs, furnaces, and request from homeowners. Some applicants do not qualify for grant funds and these funds need to be spent. Mayor Heath explained how the second fund operates the office. Program Income Account, provides for administration to retain staff, training and experience. This fund is generated by paybacks of grants. CBIG rehabilitation fund, declining mortgage, protection with this balance. The home funds, is for home buyer assistance, new construction, must fulfill obligation. Mr. Wiggins stated he was unfamiliar with the details; email was appropriate explaining two accounts. Mrs. Stroth requested that if any member has questions to please contact the office and they would be happy to explain. Mr. Eric Brown asked about possible quarterly reports. Mrs. Stroth thought every six months. Mr. Eric Brown would like to see the address and funds used. Mr. Smith stated we were not funded this year. Mr. Leighty gave his background and stated he started working with Jackson in 1977. The competition was fierce this year. He will take the blame; we lost points, due in part to the housing advisory meetings, sign in sheets. Lost points because we had no target area. The state is not changing the system; we will have to do better. Mr. Eric Brown stated with all do respect, last time we were refused. You did not show up to classes, we lost points. Council recommended that you not be involved, and the Stroth's assured Council they could do it their self and use you only for guidance. I will not for if you are to be involved. Mr. Leighty stated he had never missed a training session with the State of Ohio, stands by his 44 year track record. Mr. Smith asked didn't we put funds in the temporary budget. Mrs. Sexton stated yes and we can give additional funds. Mr. Leighty stated he had missed one meeting last year, due to being out of town. Did receive class material later. Mr. Evans stated he had stopped by their office; the program had just put a roof on a house for a resident of good lifestyle. Mr. Leighty was there and explained that this resident met the guidelines, however it used to be based on net worth, has this been removed. How diligent are we in checking. Possibly tighten up and look at tax returns, reasonable guidelines, and outward

appearances. Mrs. Stroth stated that all applicants sign a fraudulent claim form, can be fined up to \$10,000. Mr. Evans stated this resident raised eyebrows. Mr. Leighty gave an example of a case in Piketon, prior to such requirements. Mr. Wiggins stated I do not know you, and have no way to evaluate. The CHIPS program is very important, two out of three years we are at a loss, does not want this to happen again. Mr. Leighty stated out of 28 applications, he has received funding for 25. Mr. Evans stated he does know, shares same concern has Mr. Wiggins and Mr. Eric Brown. He does have a good track record, has brought us funds in the millions, but there is still work to be done. Suggests looking at past record, but if another miss then he should go. Mr. Leighty stated in years past, torn down ramshackle housing and replaced with 20 new homes, we have impacted this area and we want to continue. Mr. Humphreys stated in defense of Mr. Brown, information was brought to Council; this was the opinion of the former administration.

## COMMITTEE REPORTS

### UTILITY

Mr. Eric Brown reported that the committee met at 6:00, prior to regular session. They discussed the Then & Now that had been tabled at the last meeting. This Resolution was for repairs to a generator, first by WW Williams, then by Cummins. The committee recommends only paying for parts; Mr. Gambino will draft a letter to present to the Law Director to sign off on and forward. Please note it should state accepting this check will be considered payment in full. If not, we will take legal action to recoup funds. This Resolution will remain tabled. The seconded order of business was the Administration had a couple of firms look at energy evaluations that includes a long term payment plan. They have evaluated the Police Department building and the Memorial Building. Mrs. Sexton stated that the firms had requested firm numbers for utilities. The problem is we do not charge municipal buildings, water, sewer or electric. Mr. Sheward stated they did get figures needed. Mr. Eric Brown stated that House Bill 295 would allow municipalities to formulate a plan to upgrade and pay over a longer period. Administration and Utility Committee will review, then direct to the Service Committee for a recommendation. Mr. Speakman stated that the Resolution should not be taken off the table and let it die.

### BUDGET & FINANCE - No Report

Mr. Adams had no report, but stated he will schedule a meeting in February.

### POLICE, FIRE & TRAFFIC -- No Report

### SERVICE -- No Report

### RAILROAD -- No Report

### BUILDING/RECREATION -- No Report

### CITY AUDITOR

Mr. Humphreys passed out his monthly report. He stated he delivered to the County Auditor a Certificate of estimated resources. He will update Council on the Auditor's office at the next meeting.

### LAW DIRECTOR

Mr. Detty requested a first reading on Ordinance 08-09, AMP Ohio, new regulation. Ordinance No. 09-09, was at the request of the Mayor, this pertains to the street behind Wal-Mart. Mr. Eric Brown had requested information on pending litigation, this was passed out to Council, and this is privileged information. He reported that he spent \$109,000 less than in 2007, this is a big savings. Stated that Ohio Valley Recovery Services are working to recover delinquent payments. There will be a proposed jail agreement to be forwarded to the committee for review. Mr. Evans asked about the recovery of records, it has been a year. Mr. Detty stated the question is which are private and public. Mr. Evans stated that it has been a year, that is adequate time, please resolve. Mr. Adams commented good job on the savings. Mr. Detty stated going through one source helps, this was a changed format. Mr. Smith asked for a total of old utility accounts. Mr. Detty stated he will get the numbers, there have been some filed with small claims actions in Ohio and West Virginia. Mr. Smith asked if this showed on their credit report. Mr. Speakman stated it would be picked up on court records. Mr. Smith asked if the city could report to credit bureau. Mr. Detty stated we have judgments in the courts. Mr. Sheward stated this is a positive program, it has

done well. Mr. Eric Brown stated that he receives a report, almost daily of turn offs and notices, he will forward to other members if they would like to view.

## MAYOR

Mayor Heath stated that AMP Ohio reports were in the packets, Mr. Woltz can answer any questions. Mr. Eric Brown can call a utility meeting if further discussions needed. The summer baseball/softball program will have two coordinators; will know by the end of the month. In response to the railroad, we met with consultants for the Richland Tunnel in Ross County, temporary repairs with a 10-15 year life. We looked at daylight the tunnel, too many issues. All parties agreed, fixed cost, then we will still have funds to repair ties in the spring and summer. Mr. Eric Brown asked if there is one owner for the property. Mr. Sheward stated it is a state hunting preserve. Mr. Eric Brown asked about imminent domain, to acquire the property above the tunnel. Mr. Sheward stated he had spoke with the owner, does not think he would object, and would most likely want fences. Issues with moving debris after day lighting. Mr. Wiggins stated the original right of way should include land atop. Mr. Adams asked if this 10-15 year fix could be done for \$350,000. Mr. Sheward stated develop specifications and put out for bid. Then we will make final decision. Mr. Evans stated the tunnel was installed in the 1830's; the legal descriptions on the deeds are absurd. Would have to go from center line of the rail. Mr. Wiggins stated the ideal situation is day lighting, but for sake of proceeding, do bids on temporary repairs. Mayor Heath stated a permanent fix would take the entire grant/load and more. He will be giving his state of the City address at the next meeting. He mentioned that George Voinovich is retiring, recalling his most memorable moment. He requested an executive session to discuss personnel and possible acquisition of property.

## SAFETY/SERVICE DIRECTOR

Mr. Sheward stated Ordinance 05-09 and 06-09 were for the waterline project, will need a special meeting to pass. 05-09 can be passed tonight. Reviewed the water line replacement, \$50,000 cost, it was worth the wait. The opening in the Police Department will not be filled at this time; we hope this to be permanent. It is a savings to the General Fund. Mr. Smith stated he understood the administration was trying to cut expenses, is this Chief's wishes, crime is up. Mr. Sheward stated we have fewer officers than the ordinance dictates. Not many ways to cut expenses, seems reasonable to try. Mr. Smith suggested getting the Chief's opinion; we don't want to short the public on protection. Water, Police and Fire are have to's. Mr. Eric Brown stated at a previous meeting, we currently spend 2/3 time typing out reports, for state documentation. Laptops in the cruisers would keep the cars on the street. Mr. Woltz is working on this. Is it possible that an administrative assistant could do? Mayor Heath stated nearly half the General Fund for Police. Mr. Humphreys stated \$2 million. The sheriff has 11 officers patrolling the county at a cost of \$700,000; we have 19 officers patrolling the city plus dispatchers. Mr. Smith stated the point is to evaluate operations. Mr. Evans stated the departments will say they need more. Years ago we hired a full time secretary for that job, she is still there. This is a great opportunity to cut, do more with less. We need to save where we can.

Mr. Speakman requested a five minute recess.

## ORINANCES AND RESOLUTIONS

### ORDINANCE NO. 01-09

#### AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE LILLIAN JONES MUSEUM OPERATING 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. Elliott made a motion to suspend the rules, seconded by Mr. Evans. 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 – 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. Elliott – yes  
Mr. Wiggins – yes

ORDINANCE NO. 01-09 DULY ADOPTED

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ORDINANCE NO. 02-09

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

First Reading

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

Mr. Wiggins made a motion to suspend the rules, seconded by Mr. Adams. 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 – 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. Elliott – yes  
Mr. Wiggins – yes

ORDINANCE NO. 02-09 DULY ADOPTED

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ORDINANCE NO. 03-09

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE 2006 COMMUNITY  
HOUSING IMPROVEMENT FUND, AND DECLARING AN EMERGENCY.

First Reading

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

Mr. Evans made a motion to suspend the rules, seconded by Mr. Adams. 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 – 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. Elliott – yes  
Mr. Wiggins – yes

ORDINANCE NO. 03-09 DULY ADOPTED

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ORDINANCE NO. 04-09

AN ORDINANCE APPROVING THE ADVANCEMENT OF FUNDS, 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. Eric Brown 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. Elliott – 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. Elliott – yes  
Mr. Wiggins – yes

ORDINANCE NO. 04-09 DULY ADOPTED

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ORDINANCE NO. 05-09

AN ORDINANCE TO AUTHORIZE THE MAYOR TO APPROVE THE OHIO PUBLICWORKS COMMISSION GRANT AS SOON AS POSSIBLE, 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. Eric Brown made a motion to suspend the rules, seconded by Mr. Wiggins. In a voice vote, Council voted as follows:

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

ORDINANCE NO. 05-09 DULY ADOPTED

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ORDINANCE NO. 06-09

AN ORDINANCE FINDING THE LOWEST RESPONSIBLE AND RESPONSIVE BID, PENDING APPROVAL OF THE OPWC REQUIREMENTS, AWARDING THE CONTRACT FOR THE ROUTE 93 WATERLINE PROJECT TO MIKE ENYART & SONS, INC., 408 SOLIDA ROAD, SOUTH POINT, OHIO 45680, AND DECLARING AN EMERGENCY.

First Reading

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

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ORDINANCE NO. 07-09

AN ORIDNANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE ELECTRIC REPLACEMENT & IMPROVEMENT FUND, AND DECLARING AN EMERGENCY.

First Reading

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

Mrs. Sexton explained that this had been put out for bid, there was an engineering error and had to be rebid, Council passed on December 30<sup>th</sup>, Mayor did not sign until January 7<sup>th</sup>. This had fallen through the cracks; amount is slightly higher for possible additional fees.

Mr. Wiggins made a motion to suspend the rules, seconded by Mr. Adams. 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 – 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. Elliott – yes  
Mr. Wiggins – yes

ORDINANCE NO. 07-09 DULY ADOPTED

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ORDINANCE NO. 08-09

AN ORDINANCE TO ALLOW ONLY THE CITY OF JACKSON, OHIO TO AGGREGATE DEMAND RESPONSE OF RETAIL CUSTOMERS IN ACCORDANCE WITH FERC ORDER 719 AND TAKING OTHER ACTIONS IN CONNECTION THEREWITH, 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.

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ORDINANCE NO. 09-09

AN ORDINANCE CHANGING THE NAME OF A STREET.

First Reading

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

Mr. Wiggins made a motion to suspend the rules, seconded by Mr. Evans. 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 – 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. Elliott – yes  
Mr. Wiggins – yes

ORDINANCE NO. 09-09 DULY ADOPTED

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RESOLUTION NO. 26-08



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

Third Reading

Tabled at December 22<sup>nd</sup> meeting. No motion to remove from the table. Ordinance dies due to lack of motion.  
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**CORRESPONDENCE**

Received request form Liquor Control for the Mom's Pizza license. Mr. Evans made a motion to take no action, seconded by Mr. Adams. In a voice vote, all Council agreed.

**OLD BUSINESS**

**NEW BUSINESS**

Mr. Eric Brown asked Mr. Detty, city wants to control sit down alcohol permits, transfers, it gets out of hand. There are carry outs that are now sit-down. Should we redistrict or rezone. Mr. Detty suggested addressing the zoning laws. Mr. Eric Brown is concerned with churches beside carry outs, and being to close to residential areas. Most are not a problem, this is up for discussion. Mr. Evans stated this was address several years ago, it is a zoning issue. In recent years laws have changed, sales are down and it is on a case by case. Mr. Wiggins should try to control, zoning or request hearings. Mr. Evans stated the hearings are based on the character of the owner.


Mr. Speakman asked to add to the agenda a Council Rules Committee, appointing Mr. Evans, Mr. Elliott and Mr. Wiggins. The committee will cease to exist after completion.

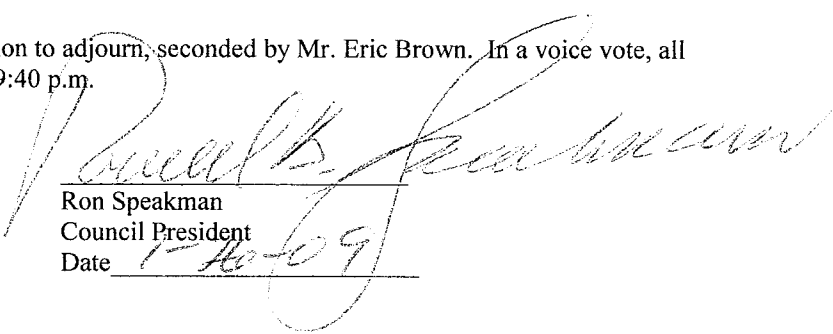
Mr. Smith requested an executive session to discuss personnel and possible acquisition of property, seconded by Mr. Eric Brown. In a roll call vote, all agreed. Council went into executive session at 8:45 p.m.

Mr. Eric Brown made a motion to return to regular session, seconded by Mr. Smith. In a voice vote, all agreed. Council returned to regular session at 9:40 p.m.

**ADJOURN**

Mr. Randy Smith made a motion to adjourn, seconded by Mr. Eric Brown. In a voice vote, all Council agreed. Council adjourned at 9:40 p.m.

  
\_\_\_\_\_  
Tera Brown  
Clerk  
Date 1-26-09

  
\_\_\_\_\_  
Ron Speakman  
Council President  
Date 1-26-09

# **JOHN L. "JACK" DETTY**

**Jackson City Law Director**

**145 Broadway Street**

**Jackson, Ohio 45640**

Phone: 740-286-2201

Fax: 740-286-3492

[detty@jacksonohio.us](mailto:detty@jacksonohio.us)

*Jackson City Council*

*January 12, 2009*

## *REPORT OF THE LAW DIRECTOR*

The following is the Report of the Law Director:

### **• PENDING LITIGATION/OTHER ACTIONS**

- At the last meeting a request was made to provide a listing of pending legal actions involving the City.
- Attached is a list and brief summary of all pending legal actions in courts that I am aware of, as well as a report of other actions of interest involving the City which are not in courts.
- I have also included a brief listing of major litigation and actions which were resolved during 2008.
- Since some of these matters are still pending, I consider this information a Confidential and Privileged Attorney/Client Communication.

### **• OUTSIDE COUNSEL FEES**

- During 2008 the budgeted amount for outside counsel fees was \$ 125,000.00. The actual amount spent on outside counsel fees was \$ 64,288.66, which is \$ 60,711.34 under budget.
- In 2007 the total amount spent on outside legal fees was \$ 173,603.96.
- Due to the change that you made during 2008 where all outside legal counsel goes through the Law Director's Office and the Law Director's budget, my office was able to closely monitor outside attorney fees. As a result, during 2008 the City spent \$109,315.30 less on outside counsel fees than they did during 2007. It is my belief the savings could have been even greater except for the fact during the first several months of 2008 the City had Shoemaker & Howarth on retainer. Most of the fees spent during 2008 were for the completion of the contract with Shoemaker & Howarth, and for the City's representation in the derailment suit, which is now dismissed.

- The Office of the Law Director will continue to closely monitor this account during 2009 to provide the best possible legal services for the best value possible.

## • **PROPOSED JAIL AGREEMENT FOR 2009**

- Jackson County Municipal Court Judge Mark T. Musick is attempting to create a plan for jail expense wherein the County and the City of Jackson and the City of Wellston pool their resources to provide adequate jail space at the lowest price possible.
- Under the plan the County will enter into an agreement with Scioto County for the provision of extra jail space when needed. Our county does not accept female prisoners, and the agreement will provide for the housing of female prisoners, as well as any extra prisoners in the event the Jackson County jail is full.
- Under this proposed agreement Scioto County will provide up to 12 beds, available at all times, to Jackson County, the City of Jackson, and the City of Wellston. Three of these beds will be for females.
- The city of Jackson and the City of Wellston will have side agreements with the Jackson County Sheriff and/or the Jackson County Board of Commissioners to provide beds.
- At this time I am not sure what the exact cost to the City would be.
- Last year, the City spent \$ 43,820.20 on jail costs.
- At this time I have several questions concerning the contractual arrangements, and how that will be worked out.
- This could be a good arrangement for all parties, but it will have to be explored in more detail.
- I would recommend that this be sent to the appropriate committee for review and recommendation as the plan takes shape.

## • **COLLECTIONS OF OLD UTILITY ACCOUNTS**

- As you are aware the City has been using Ohio Valley Recovery Services (OVRs), a division of Ohio Valley Bank, to assist in the collection of old utility accounts.
- The Utility Office and the Law Director's Office have been working closely with Toby Mannering of OVRs to pursue these debts.
- OVRs began in late April 2008. To date they have cleared 59 accounts for a total amount of \$ 10,355.70.
- OVRs also has 15 accounts where the customer is making monthly payments, and to date \$ 1,536.67 has been collected on these accounts.
- The City has filed numerous small claims cases in a number of counties in an effort to make collection on accounts. The Law Director at times appears in Court to assist in these collection cases.
- I will periodically report any updates on this matter.

## **LAW DIRECTOR'S OFFICE HAS MOVED**

- The Law Director's Office has completed the move to the basement of the Memorial Building in the space formerly occupied by the City Auditor.
- Feel free to stop by and visit to see our new digs.

We look forward to serving the  
citizens of the City of Jackson during  
2009.

*If at any time you have any questions or would like  
to discuss any issues with me please feel free to stop  
by my office, or call me at 710-1214.*

*John L. "Jack" Detty*

# City of Jackson Auditor's Office

James L. Humphreys, City Auditor

145 Broadway Street

Jackson, OH 45640

Phone: 740-286-2423

Fax: 740-286-9682

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## Memo

**To: All City Employees**  
**From: Barbara Benson, Asst. Deputy Auditor**  
**Date: December 29, 2008**  
**Subject: 2009 Changes**

Listed below are the list of changes that will be effective on 1/1/09. Please read through them as one or more may affect you.

AFSCME Union Dues: Will increase from 35.35 to 36.85.

FOP Union Dues: Will increase from 29.76 to 32.50.

OAPSE: No increases at this time.

OPERS pension: No increases at this time.

OP&F (police) pension: No increases at this time.

Also, the federal and state withholdings have changed. I have not updated the tables yet; but, I believe that the federal withholdings have slightly increased and the state withholdings have slightly decreased.

NOTICE TO LEGISLATIVE  
AUTHORITY

OHIO DIVISION OF LIQUOR CONTROL  
6606 TUSSING ROAD, P.O. BOX 4005  
REYNOLDSBURG, OHIO 43068-9005  
(614)644-2360 FAX(614)644-6968

TO

4220414		TREX	JACKSON COUNTY SHELL INC	
PERMIT NUMBER		TYPE	DBA MOMS PIZZA	
02	01	2007		
ISSUE DATE				
12	17	2008		
FILING DATE				
C1				
PERMIT CLASSES				
40	022	B	F99764	
TAX DISTRICT		RECEIPT NO.		

FROM 12/19/2008

1747126			CORNER CONVENIENCE INC	
PERMIT NUMBER		TYPE	DBA HARRISON CHEVRON	
02	01	2007		
ISSUE DATE				
12	17	2008		
FILING DATE				
C1				
PERMIT CLASSES				
40	022			
TAX DISTRICT		RECEIPT NO.		



MAILED 12/19/2008

RESPONSES MUST BE POSTMARKED NO LATER THAN. 01/20/2009

**IMPORTANT NOTICE**

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL  
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.

REFER TO THIS NUMBER IN ALL INQUIRIES

**B TREX 4220414**

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT  
THE HEARING BE HELD  IN OUR COUNTY SEAT.  IN COLUMBUS.

WE DO NOT REQUEST A HEARING.

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

*Anna L Brown*

(Signature)

(Title) -  Clerk of County Commissioner

(Date)

Clerk of City Council

Township Fiscal Officer

*1-12-09*

CLERK OF JACKSON MUNICIPAL COUNCIL  
145 BROADWAY ST  
JACKSON OHIO 45640-1656

**FOR OFFICE USE ONLY**  
 NEW TRANSFER  
 PERMIT # 4220414

OHIO DEPARTMENT OF COMMERCE  
 DIVISION OF LIQUOR CONTROL  
 6606 Tussing Road, P.O. Box 4005, Reynoldsburg, Ohio 43068-9005  
 Telephone: (614) 644-2431 http://www.liquorcontrol.ohio.gov

DEC 11 AM 10:55

**OFFICER/ SHAREHOLDERS DISCLOSURE FORM**

SECTION A. (This form must accompany all applications of a corporate business entity)

Name of Corporation Jackson County Shell, Inc.	DBA Name Mom's Pizza
Permit Premises Address 137 East Huron Street	City, State Jackson, Ohio
Township, if in Unincorporated Area	Zip Code 46540
Tax Identification No. (TIN) 26-3712554	

SECTION B.

1 Is stock publicly traded?  
 If "YES", indicate exchange \_\_\_\_\_ & Do NOT complete SECTION D.  YES  NO

2 Does any stockholder own 5% or more shares? If YES, complete SECTION D.  YES  NO

3 Total Number of shares issued 1000

Please be advised that any social security numbers provided to the Division of Liquor Control in this application may be released to the Ohio Department of Public Safety, the Ohio Department of Taxation, the Ohio Attorney General, or to any other state or local law enforcement agency if the agency requests the social security number to conduct an investigation, implement enforcement action, or collect taxes.

SECTION C. List the top five (5) officers of the captioned corporation If an office is NOT held please indicate by writing NONE.

THE INDIVIDUALS LISTED BELOW MUST HAVE A BACKGROUND CHECK PERFORMED BY BCI&I AND SUBMIT A PERSONAL HISTORY BACKGROUND FORM. PLEASE READ "BACKGROUND CHECK INFORMATION" DLC4191

NAME OF OFFICER	SOCIAL SECURITY NUMBER	DATE OF BIRTH
1) CEO		
2) President Rosetta Johnson		
3) Vice-President		09/26/1949
4) Secretary		
5) Treasurer		

SECTION D. Stockholders holding 5% or more outstanding shares. Note: If you answered Question 1 YES, do not complete this section

THE INDIVIDUALS LISTED BELOW MUST HAVE A BACKGROUND CHECK PERFORMED BY BCI&I AND SUBMIT A PERSONAL HISTORY BACKGROUND FORM. PLEASE READ "BACKGROUND CHECK INFORMATION" DLC4191. If none, please indicate by writing "NONE".

1) Stockholder's Name	Social Security No. (if Individual)	NUMBER OF SHARES HELD (NOT PERCENTAGE)
Rosetta Johnson		1000
Residence Address 780 Rock Run Road	Tax Identification No. (if applicable)	
City and State Jackson, Ohio	Zip Code 45640	
Telephone No (740) 286-8587	Date of Birth 09-26-1949	
2) Stockholder's Name	Social Security No. (if Individual)	NUMBER OF SHARES HELD (NOT PERCENTAGE)
Residence Address	Tax Identification No. (if applicable)	
City and State	Zip Code	
Telephone No	Date of Birth	

(PLEASE SEE REVERSE SIDE SHOULD YOU NEED ADDITIONAL SPACE TO LIST STOCKHOLDERS)

STATE OF OHIO, Jackson COUNTYss

I, Rosetta Johnson being first duly sworn, according to law, deposes and says that he/she is (Title) President of the Jackson County Shell, Inc. a corporation duly authorized by law to do business in the State of Ohio, and that the statements made in the foregoing affidavit are true.

(Signature) Rosetta Johnson (Print Name and Corporate Title) Rosetta Johnson President

Sworn to and subscribed in my presence this 2<sup>ND</sup> December 2008



Melissa Hughes (Notary Public) (Notary Expiration) 12-31-09

OHIO DIV. LIQUOR CONTROL LICENSING SOAN RM.1-B