

JACKSON CITY COUNCIL  
Regular Session  
July 13, 2009  
7:00 p.m.

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

Roll Call

Approval of Minutes

June 22, 2009

VISITORS

Jackson County Historical Society

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  
June 22, 2009  
7:00 p.m.  
Regular Session

Jackson City Council met in regular session on Monday, June 22, 2009 at 7:00 p.m. at the Jackson City Council chambers. President Speakman called the meeting to order. The Pledge of Allegiance was given, led by Mr. ~~Smith~~. The Prayer was given, led by Mr. ~~Cary Brown~~.  
*C. Brown* *Wiggins*

A roll call was taken as follows:

- Mr. Evans -- absent
- Mr. Adams -- present
- Mr. Eric Brown -- absent
- Mr. Smith -- present
- Mr. Cary Brown -- present
- Mr. Elliott - present
- Mr. Wiggins -- present

Mr. Adams made a motion to excuse Mr. Evans, seconded by Mr. Eric Brown. In a voice vote, all Council agreed.

Mr. Wiggins made a motion to approve the minutes from June 8, 2009 regular session, seconded by Mr. Adams. In a voice vote, all Council agreed.

**VISITORS**

Mitch Costilow, Jackson Jaycees, present to request use of the streets during the 2009 Jackson County Apple Festival to be held September 22-26, same as in years past, with additional streets for parade line up. Mr. Adams granted access to the streets, seconded by Mr. Smith. In a voice vote, all Council agreed. Mayor Heath stated they had met to discuss possible ways to save; he will expand on this at the next meeting.

**COMMITTEE REPORTS**

**UTILITY**

Mr. Eric Brown stated the committee met on June 17<sup>th</sup>, with all members present and several guests, the purpose was to discuss water rates and the effect on the loan/grant. The EPA is requiring a 5 year forecast, to show that will fund with be self sustaining by the fifth year. Mayor Heath stated the EPA had recommended RCAP, he had been in contact with Curtis Strickland and he recommended another person in the organization to work with the city, they will meet with him on Wednesday.

**BUDGET & FINANCE – No Report**

**POLICE, FIRE & TRAFFIC – No Report**

Mr. Eric Brown noted that Huron and South Streets were being heavily patrolled for speed enforcement. Mr. Smith stated he had received several calls, the speed trailer has worked great, he thanked Mr. Woltz for this, he requested that the data gathered from this be reviewed.

**SERVICE – No Report**

Mr. Smith stated there had been a request to remove the foot bridge by John's Kawasaki. Mr. Cary Brown stated this should be a mute subject. Mr. Smith stated the Mr. Speakman recommended this go before the committee.

**RAILROAD – No Report**

BUILDING/RECREATION -- No Report

CITY AUDITOR -- No Report

LAW DIRECTOR

Mr. Detty gave his report, see attached and requested an executive session.

MAYOR

Mayor Heath commented on the teen pool party held Friday night, there were about 50 in attendance, we will be holding this Friday this week, the staff has worked very hard on this project. He commended the firefighters, law enforcement, and electric department for there valiant efforts to save the former Moose building. Further noting that the next day, Doug Reed was deployed with the Ohio National Guard, employers as well as family was invited to see off the 28 members. Mr. Smith stated he was asked for an interview in the paper regarding the Bissell case, he refused do to unanswered questions, would like to address in open session. Did you sign a letter requesting arbitration in the case? Mayor Heath stated of we determined it justified. Mr. Smith again asked, did you sign. Mayor Heath stated yes, Mr. Detty how did you advise the administration. Mr. Detty stated before June, sent a letter the union rep, did not agree to arbitrate, In July, letter sent from Federal group did not agree, the Mayor is referring to something else; they say some needs to take to court to settle. Council's position was not to proceed; it was probably an administrative decision. Mr. Cary Brown then asked for the Mayor's resignation, stating poor leadership, and going against council's wishes. Mayor Heath, stated you'll be gone in December, and you have asked before in executive session, the answer is no, I have done nothing to this city, the damage was done before I was mayor, I am trying to restore. Mr. Cary Brown stated I can run file as a write in, and you have been here 18 months working against council. Mayor Heath stated you have the right to your opinion. President Speakman stated they were off subject. Mr. Cary Brown stated he had one more question. President Speakman stated no, you're done.

SAFETY/SERVICE DIRECTOR

Mr. Tom Woltz gave the report in Mr. Sheward's absence. Mr. Woltz discussed the need for a fire lane during the upcoming Apple Festival in light of the recent downtown fire and suggested this come before the Police, Fire and Traffic Committee. Mayor Heath stated this has been covered before. He also gave an explanation of Ordinance 45-09.

## **ORINANCES AND RESOLUTIONS**

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### **ORDINANCE NO. 41-09**

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

#### **Second Reading**

Ordinance tabled at the June 8<sup>th</sup> meeting, no motion to remove. Ordinance dies due to lack of motion.

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### **ORDINANCE NO. 45-09**

**AN ORDINANCE AMENDING JACKSON CODIFIED ORDINANCE SECTION 921-059(C)-DELINQUENT BILLS; DISCONTINUANCE OF SERVICE; ADDITIONAL CHARGE; 921-10(E)-ALL ELECTRIC HOMES;921.11(B),(E) AND (F)-PRIVATE AREA LIGHTING, AND 921-15-LARGE INDUSTRIAL ECONOMIC DEVELOPMENT SCHEDULE.**

#### **Second Reading**

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### **ORDINANCE NO. 48-09**

**AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE GENERAL FUND-IT DEPARTMENT.**

First Reading

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

Mr. Adams asked if this was for uniforms. Mr. Woltz stated safety equipment, steel toed boots. Mr. Humphreys stated there was no provision for this in his contract. Mr. Woltz agreed, but personal protection policies do pertain to him.

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

Mr. Evans – absent  
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 – absent  
Mr. Adams – yes  
Mr. Eric Brown –yes  
Mr. Smith – yes  
Mr. Cary Brown – no  
Mr. Elliott – yes  
Mr. Wiggins – yes

ORDINANCE NO. 48-09 DULY ADOPTED

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RESOLUTION NO. 15-09

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, OR HIS DESIGNATED REPRESENTATIVE, TO FILE AN APPLICATION, AND EXECUTE ANY AND ALL AGREEMENTS OR DOCUMENTS, WITH THE DEPARTMENT OF HOMELAND SECURITY FOR THE 2009 A.R.R.A. ASSISTANCE TO FIREFIGHTERS FIRE STATION CONSTRUCTION GRANTS, AND DECLARING AN EMERGENCY.

First Reading

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

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

Mr. Evans – absent  
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 resolution, Council voted as follows:

Mr. Evans – absent  
Mr. Adams – yes

Mr. Eric Brown –yes  
Mr. Smith – yes  
Mr. Cary Brown – yes  
Mr. Elliott – yes  
Mr. Wiggins – yes

RESOLUTION NO. 15-09 DULY ADOPTED

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**CORRESPONDENCE**

Mr. Eric Brown discussed two letters received requesting ability to collect money for the ACS Relay for Life, see attached. Mr. Eric Brown suggested granting, but requesting that Charlie's Angles pick a different location. This is a fundraiser for the fire fighters, much effort goes into this. He further stated the need for safety vests and no children participating. It is not fair to the fire fighters to solicit in front of their fundraiser. Mayor Heath suggested setting designated locations. Mr. Eric Brown stated not between Walgreen's/Ponderosa. Mr. Wiggins agreed. Mr. Eric Brown even suggested the downtown area. Mr. Eric Brown made a motion to allow the solicitation on days requested, notify the groups in writing and specify safety vests, no children and area must not be between Ponderosa and Walgreen's, seconded by Mr. Wiggins. In a voice vote, all members agreed. Mr. Eric Brown stated concern over the 93 access, maybe only granting them access to McCarty Lane. Mr. Wiggins stated they would be in the entrance area only. Mr. Smith stated with construction, limit to McCarty Lane only. Mr. Smith made a motion to allow solicitation on McCarty Lane only, safety vests and adults only, seconded by Mr. Eric Brown. In a voice vote, all members agreed.

**OLD BUSINESS**

Mr. Smith made a motion to amend the minutes of June 8<sup>th</sup>, page 7, to say potential purchase, seconded by Mr. Eric Brown. In a voice vote, all members agreed.

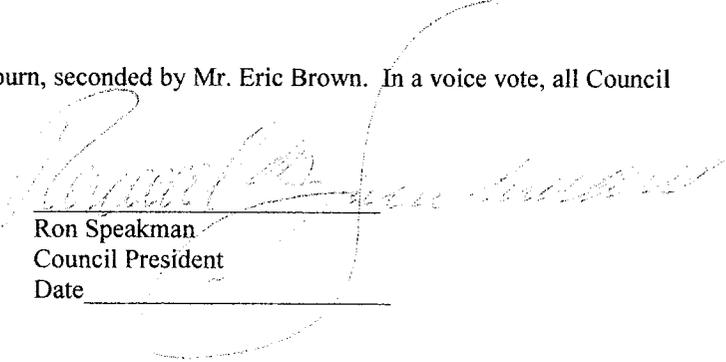
**NEW BUSINESS**

Mr. Smith made a motion to go into executive session to discuss purchase of Berridge, real property and requested the auditor and staff, clerk, administration and Mr. Woltz remain, seconded by Mr. Adams. In a roll call vote, all members voted yes, with the exception of Mr. Cary Brown. Council moved into executive session at 7:30 p.m. Mr. Smith made a motion to return to regular session, seconded by Mr. Eric Brown. In a voice vote, all members agreed. Council returned to regular session at 7:39.

**ADJOURN**

Mr. Smith made a motion to adjourn, seconded by Mr. Eric Brown. In a voice vote, all Council agreed. Council adjourned at 7:40 p.m.

  
Tera Brown  
Clerk  
Date 7-13-09

  
Ron Speakman  
Council President  
Date \_\_\_\_\_

Pam Grosjean  
17298 State Route 124  
Wellston, OH. 45692  
740-384-1063

June 8, 2008

Mayor Randy Heath  
145 Broadway Street  
Jackson, OH. 45640

Dear Mayor Heath,

On behalf of the Exline Family, we'd like to thank you for allowing us to take up collections at two Wal-Mart entrances over the past several years. Your cooperation has permitted our team to increase our total donation for Cancer Research.

Our Relay Team requests approval to conduct a donation collection on the evening of Friday, July 10th and Saturday, July 11th. Our Team will work the following intersection McCarty Lane at the entrance drive to the Wal-Mart, In case of rain, we would do the following weekend.

Our team members always wear the safety vests, and do not approach vehicles-but await them stopping to place a voluntary donation in our Relay collection buckets. In addition we always post Relay Signs so it is very obvious what the donations are being used for. All of the monies collected are included with our team's total contribution to the American Cancer Society.

We would appreciate your prompt approval.

Sincerely,

A handwritten signature in cursive script that reads "Pam Grosjean".

Pam Grosjean

CHARLIES ANGELS RELAY FOR LIFE TEAM  
2717 MT ZION ROAD  
JACKSON, OH 45640

June 8, 2009

Mayor Randy Heath  
City of Jackson

Dear Mayor Heath,

During the past few years our Relay Team has requested, and received permission to make solicitations in the City of Jackson. Our collection has been done in the area of Manpower Park during Pig Iron Days on that Saturday. We would like to make our collection for a few hours around the lunch hour.

This is a great opportunity for those Jackson County citizens who have not had a chance to make a donation for the cure of cancer to do so, and it helps our Relay Team in our efforts to support the Jackson County Chapter of the American Cancer Society.

We would appreciate your help in once again getting permission for this collection from the City Council. We will obtain the proper safety vests from the city.

Most Sincerely Yours,

Mary Bloss  
Team Captain  
286 2526

# 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](mailto:jdetty@jacksonohio.us)

*Jackson City Council*

*June 8, 2009*

## *REPORT OF THE LAW DIRECTOR*

The following is the Report of the Law Director:

### • **RAILROAD – City vs US Rail**

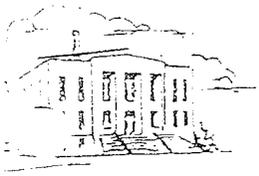
- The railroad has made a motion to remove this to Federal Court.
- In accordance with Council's approval I have retained Stephen Fitch, of Chester, Wilcox & Saxbe to represent the City's interests in Federal Court.
- I will keep you up to date as matters slowly proceed in this matter.

### • **BERRIDGE PROPERTY**

- I would like to request a brief executive session to discuss the purchase of the Berridge real property.

*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*



RANDY R. HEATH, *Mayor*  
WILLIAM R. SHEWARD, *Director of Public Service / Safety*

# CITY OF JACKSON

MEMORIAL BUILDING 145 BROADWAY ST. JACKSON, OHIO 45640  
(740) 286-3224 (740) 286-2201

## Personal Protective Equipment Policy Revised 11-21-2008

### Purpose

The purpose of this program is to protect the employees of the City from the occupational hazards within the workplace by providing the proper personal protective equipment (PPE). It is the goal of the City to use engineering controls as the primary method for protecting employees. However, when additional protection is necessary, appropriate PPE will be worn. The scope of this program includes PPE for eye, face, head, foot, hearing and hand protection. If respirator protection is necessary, their use will be covered by the Cities Respiratory Protection Program.

### Responsibility

The person responsible for coordinating this program is the Safety / Service director. This person will ensure that hazard assessments are conducted, appropriate PPE is assigned, and affected employees receive training. He/She will also maintain the documentation for this program with outside help as needed.

**Department supervisors** are responsible to see that all PPE is used and maintained. They should advise the Safety / Service director of changes in PPE requirements. Additionally, supervisors should consult with the Safety / Service director before purchasing any PPE.

Any questions regarding this policy should be addressed to the Safety / Service director.

### Hazard Assessments

Each job/task performed will be assessed to determine the eye, face, head, foot, hearing and hand hazards present and the proper PPE which should be worn. The assessments will include observation of the following sources of hazards:

- **Impact /Noise:** flying chips, dirt, particles, collision, motion hazards, compressed air

- **Penetration:** falling/dropping objects, sharp objects that cut or pierce
- **Compression:** roll-over or pinching
- **Chemical:** Splashing, burns, fumes
- **Temperature extremes:** sparks, splashes from molten materials, burns from high/low temperatures
- **Harmful dust:** dirt, particles, asbestos, lead
  
- **Light radiation:** welding, cutting, brazing, lasers, furnaces, lights

The Hazard Assessment Form's will be completed for the job/task in each department and will serve as certification that a hazard assessment has been performed. These forms will be kept in each department's safety manual and the Safety office file.

The Supervisor and Safety committee member from each department, conducting the hazard assessment, will also survey jobs which are non-routine or periodic. In some cases these assessments may not be completed until the jobs are scheduled.

Hazard assessments will be updated periodically to evaluate effectiveness of PPE and whenever conditions or procedures change.

## **Selection of PPE**

The Safety / Service director will ensure that PPE selected for use is appropriate for the identified hazards and provides a level of protection that meets or exceeds the minimum required to protect employees from the hazards. PPE selected will meet all OSHA/ANSI requirements specified in the OSHA PPE standards (29 CFR 1910.95 - 1910.132 - 1910.138).

## **Training and Fit-Testing**

The Safety / Service director will ensure that all affected employees receive training that includes:

- when PPE is necessary
- what PPE is necessary and why
- how to properly don, doff, adjust and wear PPE
- the limitations and capabilities of the PPE selected
- the proper care, maintenance, useful life and disposal of PPE

Each employee will demonstrate an understanding of the training and will sign the PPE Assignment, Training log. This will be located in the safety office file cabinet. The information on the form includes the name of the employee, the date(s) of training and in some situations the type(s) of PPE the employee is to wear.

Training will be repeated under the following conditions:

- changes in the workplace make previous training obsolete
- the type of PPE is changed
- inadequate use of PPE is observed

### **PPE Inspection, Cleaning and Maintenance**

Inspection, cleaning and maintenance of PPE will be conducted by the employees at regular intervals, according to the manufacturer's instructions. Defective or damaged PPE will not be used.

BOARD OF CONTROL  
MINUTES OF MEETING  
June 19, 2009  
3:52 PM - 3:53 PM

**Present:** William Sheward(Director of Public Service/Safety) and Lyn Speakman  
(Administrative Secretary).

**Items Discussed:**

- 1) **CHESTER WILCOX & SAXBE, LLP**, to be taken from line item # 110-7740-53022 in the total amount of \$10,000.00 for legal fees. Motion to approve by Service Director; seconded by Safety Director; all in favor; motion carried.

Motion to adjourn by Service Director; seconded by Safety Director; all in favor; motion carried; meeting adjourned at 3:53 PM

*Lyn Speakman*  
Administrative Secretary

cc: City Auditor, Council Members, PO Clerk