

JACKSON CITY COUNCIL
Regular Session
January 10, 2011
7:00 p.m.

Call to Order..... President Speakman

Pledge of Allegiance..... Mr. Adams

Opening Prayer..... Mr. Powell

Roll Call

Approval of Minutes

December 13, 2010 Regular Session

December 29, 2010 Regular Session

VISITORS

COMMITTEE REPORTS:

- Utility - Brown, Smith, Adams
- Budget & Finance – Adams, Powell, Elliott
- Police, Fire & Traffic - Smith, Colby, Elliott
- Service – Elliott, Colby, Fain
- Railroad – Fain, Smith, Powell
- Building/Recreation – Colby, Fain, Brown
- City Auditor
- Law Director
- Mayor
- Service/Safety Director

ORDINANCES AND RESOLUTIONS

CORRESPONDENCE

OLD BUSINESS

NEW BUSINESS

ADJOURN

JACKSON CITY COUNCIL

Minutes from
December 29, 2010
7:00 p.m.
Regular Session

Jackson City Council met in regular session on Monday, December 29, 2010 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 Mrs. Colby. The Prayer was given, led by Mr. Powell.

A roll call was taken as follows:

- Mr. Adams – present
- Mr. Brown – present
- Mr. Elliott – present
- Mr. Smith – present
- Mr. Fain – present
- Mr. Powell - present
- Mrs. Colby – present

VISITORS

Mike, Firefighters Association presented the city with a check for \$27,174.00 to help pay for the brush truck. Mayor Heath thanked the association, further stating the community is lucky for the dedicated firefighters, their bravery and commitment. Mr. Adams replied great job and asks about Mr. Reed. Mr. Channel replied he is home until Tuesday.

COMMITTEE REPORTS

UTILITY – No Report

BUDGET & FINANCE

Mr. Sheward stated the upcoming bill will be the ones with adjusted amounts, new PCA, there may be questions from the public. Mayor Heath reminded the citizens that the first couple of months in 2011 the utility bills will be estimated. Mr. Adams stated the committee met at 6:30 p.m. the purpose to give the budget thumbs up or down, the committee does recommend. Would like to start the permanent budget the first part of January.

POLICE, FIRE & TRAFFIC – No Report

Mr. Brown stated that two members need to be elected to the Fire Fighters Dependency Board, last year it was Eric Brown and Jeff Elliott. Mr. Smith made a motion to leave as Brown/Elliott, seconded by Mr. Fain. In a voice vote, all Council agreed.

SERVICE – No Report

RAILROAD – No Report

BUILDING/RECREATION – No Report

Mrs. Colby scheduled a meeting for January 10, 2011 at 6:30 p.m. to discuss the proposed dog park.

CITY AUDITOR

Mr. Humphreys stated there will be an Investment Board meeting on January 7th at 11:00 a.m.

LAW DIRECTOR – No Report

Mr. Detty apologized for the late ordinances.

MAYOR

Mayor Heath requested a first reading on the union contracts, stating there was no raise for two years, which makes all three unions with no raises. All new employees will start at 85% of the previous rate. This is a good start to restructure. Mr. Smith asks what the time frame is. Mr. Sheward stated right now. Mr. Fain ask 30 days. Mr. Sheward replied yes. Mrs. Colby stated it is hard to act on a contract. Mayor Heath replied he only wants a first reading. Mr. Smith stated needs passed by last meeting in January.

SAFETY/SERVICE DIRECTOR – No Report

Mr. Sheward stated Ordinance No. 108-10 could not be passed at the last meeting, please pass, AMP did extend.

ORINANCES AND RESOLUTIONS

ORDINANCE NO. 108-10

AN ORDINANCE TO AUTHORIZE THE EXECUTION OF A REPLACEMENT ENERGY SCHEDULE WITH OPTIONAL PREPAY WITH AMERICAN MUNICIPAL POWER, INC., AND DECLARING AN EMERGENCY.

Second Reading

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – no
Mrs. Colby – no

Mr. Heath stated there weren't any questions, why didn't we pass. Mr. Sheward stated we will lose.

ORDINANCE NO. 109-10

AN ORDINANCE MOVING APPROPRIATIONS IN THE WATER DISTRIBUTION FUND AND SEWER COLLECTION FUND, AND DECLARING AN EMERGENCY.

Second Reading

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

ORDINANCE NO. 109-10 DULY ADOPTED

ORDINANCE NO. 110-10

AN ORDINANCE MOVING APPROPRIATIONS IN THE ELECTRIC FUND, AND DECLARING AN EMERGENCY.

Second Reading

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

ORDINANCE NO. 110-10 DULY ADOPTED

ORDINANCE NO. 111-10

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/AFSME LOCAL 4, AFL/CIO AND ITS LOCAL #410, AND DECLARING AN EMERGENCY.

First Reading

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

ORDINANCE NO. 112-10

AN ORDINANCE ESTABLISHING A TEMPORARY BUDGET AND SETTING APPROPRIATIONS FOR JANUARY 1, 2011 THROUGH MARCH 31, 2011, AND DECLARING AN EMERGENCY.

First Reading

Mr. Adams made a motion to adopt the ordinance, seconded by Mr. Fain. 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. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

ORDINANCE NO. 112-10 DULY ADOPTED

ORDINANCE NO. 113-10

AN ORDINANCE APPROVING REDUCTIONS OF APPROPRIATIONS IN THE WATER UTILITY FUND, AND DECLARING AN EMERGENCY.

First Reading

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

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

ORDINANCE NO. 113-10 DULY ADOPTED

ORDINANCE NO. 114-10

AN ORDINANCE MOVING APPROPRIATIONS IN THE GENERAL FUND, AND DECLARING AN EMERGENCY.

First Reading

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

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

ORDINANCE NO. 114-10 DULY ADOPTED

ORDINANCE NO. 115-10

AN ORDINANCE APPROVING REDUCTIONS OF APPROPRIATIONS IN THE RAILROAD REHABILITATION FUND, AND DECLARING AN EMERGENCY.

First Reading

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

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

ORDINANCE NO. 115-10 DULY ADOPTED

ORDINANCE NO. 116-10

AN ORDINANCE APPROVING REDUCTIONS OF APPROPRIATIONS IN THE 2009 CHIP GRANT FUND, AND DECLARING AN EMERGENCY.

First Reading

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

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

ORDINANCE NO. 116-10 DULY ADOPTED

ORDINANCE NO. 117-10

AN ORDINANCE APPROVING REDUCTIONS OF APPROPRIATIONS IN THE WATER PLANT DEWATERING PROJECT FUND, AND DECLARING AN EMERGENCY.

First Reading

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

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – abstains, conflict
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

ORDINANCE NO. 117-10 DULY ADOPTED

ORDINANCE NO. 118-10

AN ORDINANCE APPROVING REDUCTIONS OF APPROPRIATIONS IN THE SEWER PLANT IMPROVEMENT FUND, AND DECLARING AN EMERGENCY.

First Reading

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

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

ORDINANCE NO. 118-10 DULY ADOPTED

ORDINANCE NO. 119-10

AN ORDINANCE TRANSFERRING FUNDS AND DECLARING AN EMERGENCY.

First Reading

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

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

ORDINANCE NO. 119-10 DULY ADOPTED

ORDINANCE NO. 120-10

AN ORDINANCE MOVING APPROPRIATIONS IN THE WATER DISTRIBUTION FUND, AND DECLARING AN EMERGENCY.

First Reading

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

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

ORDINANCE NO. 120-10 DULY ADOPTED

ORDINANCE NO. 121-10

AN ORDINANCE ESTABLISHING A TEMPORARY BUDGET AND SETTING APPROPRIATIONS FOR JANUARY 1, 2011 THROUGH MARCH 31, 2011, AND DECLARING AN EMERGENCY.

First Reading

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

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

ORDINANCE NO. 121-10 DULY ADOPTED

ORDINANCE NO. 122-10

AN ORDINANCE MOVING APPROPRIATIONS IN THE GARBAGE FUND, AND DECLARING AN EMERGENCY.

First Reading

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

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

ORDINANCE NO. 122-10 DULY ADOPTED

ORDINANCE NO. 123-10

AN ORDINANCE MOVING APPROPRIATIONS IN THE ELECTRIC UTILITY OFFICE FUND, AND DECLARING AN EMERGENCY.

First Reading

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

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

ORDINANCE NO. 123-10 DULY ADOPTED

ORDINANCE NO. 124-10

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE JONES INVESTMENT FUND AND THE LILLIAN JONES MUSEUM TRUST FUND, AND DECLARING AN EMERGENCY.

First Reading

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

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

ORDINANCE NO. 124-10 DULY ADOPTED

ORDINANCE NO. 125-10

AN ORDINANCE APPROVING THE ADVANCEMENT OF FUNDS, AND DECLARING AN EMERGENCY.

First Reading

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

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – abstains, conflict
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

ORDINANCE NO. 125-10 DULY ADOPTED

ORDINANCE NO. 126-10

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

First Reading

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

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

ORDINANCE NO. 126-10 DULY ADOPTED

ORDINANCE NO. 127-10

AN ORDINANCE TRANSFERRING FUNDS AND DECLARING AN EMERGENCY.

First Reading

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

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

ORDINANCE NO. 127-10 DULY ADOPTED

ORDINANCE NO. 128-10

AN ORDINANCE TRANSFERRING FUNDS, AND DECLARING AN EMERGENCY.

First Reading

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

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

ORDINANCE NO. 128-10 DULY ADOPTED

ORDINANCE NO. 129-10

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

First Reading

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

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

ORDINANCE NO. 129-10 DULY ADOPTED

ORDINANCE NO. 130-10

AN ORDINANCE APPROVING THE ADVANCEMENT OF FUNDS, AND DECLARING AN EMERGENCY.

First Reading

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

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

ORDINANCE NO. 130-10 DULY ADOPTED

ORDINANCE NO. 131-10

AN ORDINANCE APPROVING THE REPAYMENT OF THE ADVANCEMENT OF FUNDS PREVIOUSLY MADE,
AND DECLARING AN EMERGENCY.

First Reading

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

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

ORDINANCE NO. 131-10 DULY ADOPTED

ORDINANCE NO. 132-10

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

First Reading

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

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

Mr. Adams – yes
Mr. Brown – yes
Mr. Elliott – yes
Mr. Smith – yes
Mr. Fain – yes
Mr. Powell – yes
Mrs. Colby – yes

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

Mr. Adams -- yes
Mr. Brown -- yes
Mr. Elliott -- yes
Mr. Smith -- yes
Mr. Fain -- yes
Mr. Powell -- yes
Mrs. Colby -- yes

ORDINANCE NO. 132-10 DULY ADOPTED

ORDINANCE NO. 133-10

AN ORDINANCE MOVING APPROPRIATIONS IN THE SCMR FUND, AND DECLARING AN EMERGENCY.

First Reading

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

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

Mr. Adams -- yes
Mr. Brown -- yes
Mr. Elliott -- yes
Mr. Smith -- yes
Mr. Fain -- yes
Mr. Powell -- yes
Mrs. Colby -- yes

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

Mr. Adams -- yes
Mr. Brown -- yes
Mr. Elliott -- yes
Mr. Smith -- yes
Mr. Fain -- yes
Mr. Powell -- yes
Mrs. Colby -- yes

ORDINANCE NO. 133-10 DULY ADOPTED

ORDINANCE NO. 134-10

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

First Reading

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

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

Mr. Adams -- yes
Mr. Brown -- yes
Mr. Elliott -- yes
Mr. Smith -- yes
Mr. Fain -- yes
Mr. Powell -- yes
Mrs. Colby -- yes

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

Mr. Adams -- yes
Mr. Brown -- yes
Mr. Elliott -- yes
Mr. Smith -- yes
Mr. Fain -- yes
Mr. Powell -- yes
Mrs. Colby -- yes

ORDINANCE NO. 134-10 DULY ADOPTED

ORDINANCE NO. 135-10

AN ORDINANCE APPROVING THE ADVANCEMENT OF FUNDS, AND DECLARING AN EMERGENCY.

First Reading

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

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

Mr. Adams -- yes
Mr. Brown -- yes
Mr. Elliott -- yes
Mr. Smith -- yes
Mr. Fain -- yes
Mr. Powell -- yes
Mrs. Colby -- yes

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

Mr. Adams -- yes
Mr. Brown -- yes
Mr. Elliott -- yes
Mr. Smith -- yes
Mr. Fain -- yes
Mr. Powell -- yes
Mrs. Colby -- yes

ORDINANCE NO. 135-10 DULY ADOPTED

ORDINANCE NO. 136-10

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

First Reading

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

Mrs. Colby asked why the appendix c in the old contract has been removed, this violates the ORC, takes away the Auditor's rights and now all employees will be supervised by the service director. The auditor is separate, need to exclude those people or put back in. Mayor Heath stated the ORC trumps the contracts, clearly outlined in the ORC, just language, its legal not contractual, and takes precedence. Mr. Detty stated he will research, not been involved in the process. Mrs. Colby asks why it would hurt, not to get confused, abide by the contract, doesn't always happen in arbitration. Feel there is no reason for it, should have just left it the way it was. Mayor Heath stated this contract was 80% approved by the union, executive committee approved, AS IS, overwhelmingly approved. No pay increases for 2 years to assist the city, feel it's a fair contract. Mr. Powell ask Mr. Detty if this was the first he seen. Mr. Detty replied yes. Mayor Heath stated this was presented tonight for three

readings, within 30 days. Mrs. Colby asked whose idea it was. Mayor Heath replied this was discussed by many, redundant, covers the entire bargaining unit. The ORC left out, contractual matters only. Mrs. Colby stated this states all employees, the auditor's office employees, not fair. Mr. Humphreys added what's the difference between this language and the non discrimination code, both covered by ORC. Mayor Heath stated this does not affect the auditor's office. Mr. Smith asked why it is an issue with the administration. Mayor Heath stated questions by employees, discussed, in ORC outlines separate rights, don't even know why it was in there. It was put in during a conflict in our community. Contractual matters in the contract, makes it cleaner. Mr. Speakman stated we have two weeks to discuss. Mr. Smith asked Mr. Detty to have something by the next meeting. Mr. Detty replied yes.

CORRESPONDENCE


OLD BUSINESS

NEW BUSINESS

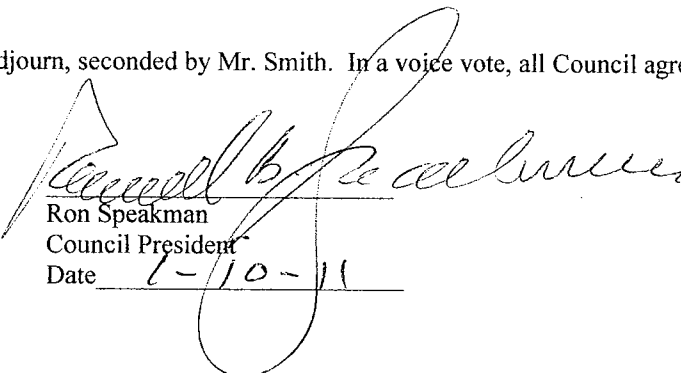
Mr. Brown stated we had discussed last year the police cars, Crown Victoria's no longer being produced and purchasing a new car. Mr. Sheward stated with financial constraints thought we would skip this year, and they are still producing. Mr. Sheward added that the vote on the AMP Ohio ordinance, it was too important to purchase power long term, this eliminates our ability, asking the utility committee for guidance.

ADJOURN

Mrs. Colby made a motion to adjourn, seconded by Mr. Smith. In a voice vote, all Council agreed. Council adjourned at 8:00 p.m.



Tera Brown
Clerk
Date 1-10-11



Ron Speakman
Council President
Date 1-10-11