

JACKSON CITY COUNCIL
Regular Session
December 12, 2011
7:00 p.m.

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

Roll Call

Approval of Minutes

November 28, 2011

VISITORS

COMMITTEE REPORTS:

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

ORDINANCES AND RESOLUTIONS

CORRESPONDENCE

OLD BUSINESS

NEW BUSINESS

ADJOURN

JACKSON CITY COUNCIL

Minutes from

November 28, 2011

7:00 p.m.

Regular Session

Jackson City Council met in regular session on Monday, November 28, 2011 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. Jones. The Prayer was given, led by Mr. Brown.

A roll call was taken as follows:

- Mr. Kitchen - present
- Mr. Brown - present
- Mr. Elliott - present
- Mr. Smith - present
- Mrs. Jones - present
- Mr. Foster - present
- Mrs. Colby - present

Mr. Smith made a motion to approve the minutes from November 28, 2011 regular session, seconded by Mrs. Jones. In a voice vote, all members agreed.

VISITORS

COMMITTEE REPORTS

UTILITY

Mr. Brown scheduled a meeting for the committee on December 8, 2011 at 6:30 p.m.; the additional information requested on outside garbage pickup has been received.

BUDGET & FINANCE

Mr. Kitchen stated the committee met prior to regular session, went over the temporary budget and there were no major objections at this time.

POLICE, FIRE & TRAFFIC - No Report

Mr. Brown stated two members will need to be appointed to the Fire Fighters Dependency Fund; the election is next Wednesday at 7:00 p.m. Mr. Smith made a motion to keep Mr. Elliott and Mr. Brown, seconded by Mr. Foster. In a voice vote, all members agreed.

SERVICE - No Report

RAILROAD - No Report

BUILDING/RECREATION - No Report

CITY AUDITOR - No Report

LAW DIRECTOR

Mr. Kirby stated he will have news on the Meridian bankruptcy at the next meeting.

MAYOR

Mayor Heath stated an explanation for Resolution 18-11 was presented, see attached.

SAFETY/SERVICE DIRECTOR

Mr. Sheward reported that a recoat was applied to the JPD building, it was 10 years old. There is a report from Efficiency Smart was presented to members, see attached. There are several ordinances, will explain at reading.

ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 70-11

AN ORDINANCE AUTHORIZING A WAGE INCREASE FOR THE POSITIONS OF CHIEF OF POLICE AND ASSISTANT CHIEF OF POLICE AND DECLARING AN EMERGENCY.

Third Reading

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

Mr. Kitchen - yes
Mr. Brown - yes
Mr. Elliott - yes
Mr. Smith - yes
Mrs. Jones - yes
Mr. Foster - yes
Mrs. Colby - no

ORDINANCE NO. 70-11 DULY ADOPTED

ORDINANCE NO. 73-11

AN ORDINANCE OF THE LEGISLATIVE AUTHORITY OF THE CITY OF JACKSON, OHIO TO AUTHORIZE AN AGREEMENT WITH SAGAMORE RAILROAD CONSTRUCTION AND MAINTENANCE COMPANY FOR REPAIRS TO THE RAILROAD AND FOR PAYMENT OF \$30,060.50 AND FINDING THAT EMERGENCY CONDITIONS EXIST SO AS TO OBLIATE THE FORMAL BIDDING AND ADVERTISING REQUIREMENTS FOR CONTRACTS AND DECLARING AN EMERGENCY.

First Reading

Mr. Brown made a motion to adopt the ordinance, second by Mr. Smith. In a voice vote, all members agreed.

Mr. Sheward stated that Ordinance 73 and 74 were both expenditure's damage due to flood, work completed. Also additional work needs done. Working with FEMA for repairs. This is an advance from the general fund to the railroad fund. We will pay US Rail and Sagamore for the work completed. If we secure the FEMA funds, it is an 87.5% reimbursement, not sure the total amount. Have spoken with Mr. Kirby, this was done in a hurry, no opportunity to bid, no prevailing wage, need authorization to do.

Mr. Brown asked if we had spoken to Lou. Mr. Sheward replied yes, he attended the meeting with FEMA. Mr. Brown asks if we were sure we will get the money back. Mr. Sheward replied we are not sure, we are the owner of the railroad, we are responsible, and this was an act of God. There are no guarantees.

ORDINANCE NO. 74-11

AN ORDINANCE OF THE LEGISLATIVE AUTHORITY OF THE CITY OF JACKSON, OHIO TO AUTHORIZE AN AGREEMENT WITH U.S. RAIL CORPORATION FOR REPAIRS TO THE RAILROAD AND FOR PAYMENT TO U.S. RAIL CORPORATION FINDING THAT EMERGENCY CONDITIONS EXIST SO AS TO OBVIATE THE FORMAL BIDDING AND ADVERTISING REQUIREMENTS FOR CONTRACTS AND DECLARING AN EMERGENCY.

First Reading

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

Mr. Sheward stated there is no amount listed, not to exceed \$50,000. Mr. Smith asked where the majority of the flood damage was located. Mr. Sheward replied Aluchem heavily damaged, culvert in Coalton, bridges were lifted, wash outs, debris. Least damage toward Chillicothe and the line toward Oak Hill still needs repaired. Mr. Smith asked if we were stopping any service to anyone. Mr. Sheward replied no. Mr. Smith asked if the state offered any grant money. Mr. Sheward replied no. Mr. Smith asked if the state had been asked. Mr. Sheward stated it was probably not wise at this point. Mr. Smith stated we are looking at \$80,000 at this point, and we will to move out of the general fund. Mrs. Sexton stated it is an advance, not permanent.

ORDINANCE NO. 75-11

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE GENERAL FUND: GENERAL GOVERNMENT: ADVANCE OUT FUND TO BE USED FOR RAILROAD REHABILITATION AND DECLARING AN EMERGENCY.

First Reading

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

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

Mr. Kitchen - yes
Mr. Brown - yes
Mr. Elliott - yes
Mr. Smith - yes
Mrs. Jones - yes

Mr. Foster - yes
Mrs. Colby - yes

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

Mr. Kitchen - yes
Mr. Brown - yes
Mr. Elliott - yes
Mr. Smith - yes
Mrs. Jones - yes
Mr. Foster - yes
Mrs. Colby - yes

ORDINANCE NO. 75-11 DULY ADOPTED

ORDINANCE NO. 76-11

AN ORDINANCE TRANSFERRING APPROPRIATIONS FROM THE GENERAL FUND: GENERAL GOVERNMENT: ADVANCE OUT FUND TO THE RAILROAD REHAB: ADVANCE IN FUND AND DECLARING AN EMERGENCY.

First Reading

Mr. Brown made a motion to adopt the ordinances, seconded by Mr. Elliott. In a voice vote, all members agreed.

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

Mr. Kitchen - yes
Mr. Brown - yes
Mr. Elliott - yes
Mr. Smith - yes
Mrs. Jones - yes
Mr. Foster - yes
Mrs. Colby - yes

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

Mr. Kitchen - yes
Mr. Brown - yes
Mr. Elliott - yes
Mr. Smith - yes
Mrs. Jones - yes
Mr. Foster - yes
Mrs. Colby - yes

ORDINANCE NO. 76-11 DULY ADOPTED

ORDINANCE NO. 77-11

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE RAILROAD REHAB
FUND: PROJECT EXPENSE FUND TO BE USED FOR RAILROAD REHABILITATION AND
DECLARING AN EMERGENCY.

First Reading

Mr. Brown made a motion to adopt the ordinances, seconded by Mr. Smith. In a voice vote, all members
agreed.

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

Mr. Kitchen - yes
Mr. Brown - yes
Mr. Elliott - yes
Mr. Smith - yes
Mrs. Jones - yes
Mr. Foster - yes
Mrs. Colby - yes

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

Mr. Kitchen - yes
Mr. Brown - yes
Mr. Elliott - yes
Mr. Smith - yes
Mrs. Jones - yes
Mr. Foster - yes
Mrs. Colby - yes

ORDINANCE NO. 77-11 DULY ADOPTED

ORDINANCE NO. 78-11

AN ORDINANCE OF THE LEGASLATIVE AUTHORITY OF THE CITY OF JACKSON, OHIO
ADOPTING A TEMPORARY APPROPRIATION BUDGET FOR THE CITY OF JACKSON, OHIO AND
DECLARING AN EMERGENCY.

First Reading

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

Mayor Heath stated if there were any questions, please call the administration. Mr. Kitchen scheduled a
Budget and Finance committee meeting for December 12, 2011 at 6:30 p.m.

ORDINANCE NO. 79-11

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

First Reading

Mr. Brown made a motion to adopt the ordinances, seconded by Mr. Smith. In a voice vote, all members agreed.

Mrs. Sexton stated this ordinance is for additional funds in the health insurance, there are buyouts due on the last pay, this was not taken into consideration, and there will be two in this fund.

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

Mr. Kitchen - yes
Mr. Brown - yes
Mr. Elliott - yes
Mr. Smith - yes
Mrs. Jones - yes
Mr. Foster - yes
Mrs. Colby - yes

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

Mr. Kitchen - yes
Mr. Brown - yes
Mr. Elliott - yes
Mr. Smith - yes
Mrs. Jones - yes
Mr. Foster - yes
Mrs. Colby - yes

ORDINANCE NO. 79-11 DULY ADOPTED

RESOLUTION NO. 17-11

A RESOLUTION AUTHORIZING WILLIAM R. SHEWARD, JR. DIRECTOR OF PUBLIC SERVICE/SAFETY OF THE CITY OF JACKSON, OHIO, TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE U.S. DEPARTMENT OF AGRICULTURE, RURAL DEVELOPMENT WATER & WASTE DISPOSAL (WWD) PROGRAMS, AND TO EXECUTE CONTRACTS AS REQUIRED, AND DECLARING AN EMERGENCY.

First Reading

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

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

Mr. Kitchen - yes
Mr. Brown - yes
Mr. Elliott - yes
Mr. Smith - yes

Mrs. Jones - yes
Mr. Foster - yes
Mrs. Colby - yes

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

Mr. Kitchen - yes
Mr. Brown - yes
Mr. Elliott - yes
Mr. Smith - yes
Mrs. Jones - yes
Mr. Foster - yes
Mrs. Colby - yes

RESOLUTION 17-11 DULY ADOPTED

RESOLUTION NO. 18-11

A RESOLUTION TO APPROVE THE FEE STRUCTURE OF THE SOLID WASTE MANAGEMENT PLAN OF THE GALLIA, JACKSON, MEIGS AND VINTON JOINT SOLID WASTE DISTRICT.

First Reading

Mayor Heath stated Rumpke pays this to district, EPA says not properly done. Rumpke 75% in Beech Hollow, outside trash and outside district. 2-4-2 not cost effective, caused much lower tipping fees for district. This come back on property owners, this was resolved with policy committee meeting. Committee did not originally want to approve, this does not affect our rates.

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

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

Mr. Kitchen - yes
Mr. Brown - yes
Mr. Elliott - yes
Mr. Smith - yes
Mrs. Jones - yes
Mr. Foster - yes
Mrs. Colby - yes

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

Mr. Kitchen - yes
Mr. Brown - yes
Mr. Elliott - yes
Mr. Smith - yes
Mrs. Jones - yes
Mr. Foster - yes
Mrs. Colby - yes

RESOLUTION 18-11 DULY ADOPTED

CORRESPONDENCE

Received a request from the Ohio Division of Liquor Control, see attached. Mr. Brown made a motion not to dispute, seconded by Mr. Smith. In a voice vote, all members agreed.


Received a notice from the Department of Commerce in regards to renewal applications in our political subdivision, see attached. Mr. Brown made a motion to not dispute, seconded by Mr. Elliott. In a voice vote, all members agreed.

OLD BUSINESS

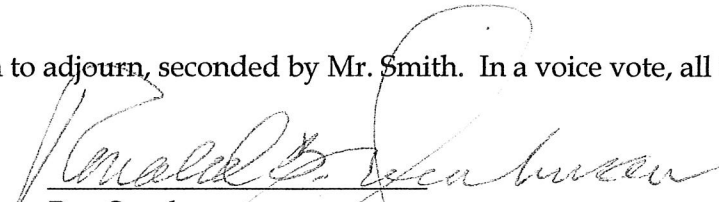
NEW BUSINESS

ADJOURN

Mrs. Jones made a motion to adjourn, seconded by Mr. Smith. In a voice vote, all Council agreed. Council adjourned at 7:33 p.m.



Tera Brown
Clerk
Date 12-12-11



Ron Speakman
Council President
Date 12/12/11

Dear Council member,

Tonight you have before you Resolution 18-11. Action is needed on this resolution tonight if you so desire because the deadline is prior to the next council meeting.

This resolution is basically maintaining the same rate structure that Rumpke Waste, which operates the Beech Hollow Landfill, has had in recent years and lowers the rate structure for the Gallia County Landfill in what they pay the four-county solid waste district for each ton of trash that is placed in those two landfills.

Here is the reason why this issue arose and why we are having to deal with it.

The current solid waste plan for our four counties calls for a rate of \$2 a ton for in-district trash, \$4 a ton for out-of-district, in-state trash and \$2 a ton for out-of-state trash. The reason for the lower rate for the out-of-state trash is because of inter-state commerce laws.

A separate agreement years ago the district made with Rumpke lowered their fee to \$1 a ton for in-district trash, \$2 a ton for out-of-district, in-state trash and \$1 a ton for out-of-state trash although the Gallia County rate remained \$2 a ton for in-district trash, \$4 a ton for out-of-district, in-state trash and \$2 a ton for out-of-state trash.

The Ohio EPA said this separate agreement was in violation of the district-wide plan and Rumpke had to start paying \$2 a ton for in-district trash, \$4 a ton for out-of-district, in-state trash and \$2 a ton for out-of-state trash.

The majority of trash that is brought into the Beech Hollow Landfill is out-of-district trash that is collected by Rumpke outside of the district. When the higher fee structure was put into place as a result of the EPA ruling, Rumpke said it was not cost effective for them to bring the out-of-district trash to Beech Hollow, that it was now more cost efficient for them to take the trash elsewhere, and the amount of trash brought to Beech Hollow dropped so dramatically that as a result, the income to the solid waste district was significantly lower despite the higher fees.

Another issue of concern was that according to state law, the solid waste district must bring in so much money to operate and if it can not generate enough money through revenues such as tipping fees, then additional property tax millage is automatically placed upon the residents of the district to make up the difference.

Tom Woltz and I are both on the policy committee, I am the secretary, and both of us felt strongly the fee throughout the district needed to be as it is stated in the resolution, which is \$1 a ton for in-district trash, \$2 a ton for out-of-district, in-state trash and \$1 a ton for out-of-state trash.

If the new rate structure is approved throughout the district, as all governmental entities are voting on it, Rumpke has assured the district a certain amount of income through tipping fees which is badly needed to finance the efforts of the Solid Waste District.

I would appreciate your strong consideration of this measure and your consideration to passing this as an emergency tonight.

Sincerely yours,

Randy Heath, Mayor



1111 Schrock Rd
 Suite 203
 Columbus, OH 43229

Efficiency Smart Summary Report for City of Jackson

Reporting Period: 1/1/2011 through 10/24/2011

Installed Efficiency Measures

Measure Category	Measure Description	Quantity	MWh Savings
Cooking and Laundry	Energy Star washer	2	1
	Compact fluorescent screw-base bulb	160	4
Light Bulb/Lamp	Specialty Bulb	12	1
	Linear fluorescent T8, super	19	5
Lighting Hardwired Fixture	Relamp/Reballast T8 to HPT8	231	16
	Energy Star CEE Tier 1 refrigerator, incremental cost	1	0
Refrigeration	Refrigerator early retirement program, secondary	5	5
	Total	430	31

Companies with Installed Efficiency Measures

Company Name	MWh Savings	Annual Customer Savings
Edward Jones - Branch 31666	4.6	\$312
Stage Stores, Inc. - Peebles #5158	15.6	\$1,056
Total	20.2	\$1,367

Companies currently actively engaged with Efficiency Smart

Company Name	Job-Project	Project/Opp Title	Status	Manager
Bellisio Foods Inc.	5000-0015	Bellisio Initial Project	ACTIVE	Kristyn Wilder
Holzer Clinic	5000-1429	Holzer Clinic-Lighting/HVAC VFD, June 2011	ACTIVE	Carl Andre

Company Name	Job-Project	Project/Opp Title	Status	Manager
Jackson City Schools	5201-1403	Jackson High School- Lighting, May 2011, Jackson, Ohio-490	ACTIVE	Justin Kale
Jackson City Schools	5201-1404	Jackson Middle School- Lighting, May 2011-491	ACTIVE	Justin Kale
Jackson City Schools	5201-1405	Northview Elementary- Lighting, May 2011-492	ACTIVE	Justin Kale
Jackson City Schools	5201-1406	Southview Elementary School- Lighting, May 2011-493	ACTIVE	Justin Kale
Jackson City Schools	5201-1407	Westview Elementary- Lighting, May 2011-494	ACTIVE	Justin Kale
Lancaster Colony Commercial Products	5000-1466	Lancaster Colony-Lighting, March 2011	ACTIVE	Carl Andre
Ohio Precious Metals LLC	5000-1427	Ohio Precious Metals LLC-Lighting, July 2011-#1	ACTIVE	Carl Andre
Ohio Precious Metals LLC	5000-1720	Ohio Precious Metals- Lighting- July 2011, #2	ACTIVE	Carl Andre
Ohio Precious Metals LLC	5000-1721	Ohio Precious Metals- Compressed Air, August 2011	ACTIVE	Carl Andre

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)644-3166

TO

7201700 PERMIT NUMBER		TRFO TYPE	RAH III LLC DBA JACKSON EXPRESS 779 E MAIN ST JACKSON OHIO 45640	
02	01	2011 ISSUE DATE		
11	16	2011 FILING DATE		
C1		C2 PERMIT CLASSES		
40	022	B	F06611 RECEIPT NO.	

FROM 11/18/2011

4220417 PERMIT NUMBER			JACKSON EXPRESS LLC 779 E MAIN ST JACKSON OHIO 45640	
02	01	2011 ISSUE DATE		
11	16	2011 FILING DATE		
C1		C2 PERMIT CLASSES		
40	022			



MAILED 11/18/2011

RESPONSES MUST BE POSTMARKED NO LATER THAN. 12/19/2011

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 TRFO 7201700

(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:

Dea Brown

(Signature)

(Title) - Clerk of County Commissioner

(Date)

Clerk of City Council

Township Fiscal Officer

11-28-11

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

FOR OFFICE USE ONLY
 NEW TRANSFER
 PERMIT # 7201700

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.ohio.gov/liqr

LIMITED LIABILITY COMPANY DISCLOSURE FORM
 (This form must accompany all applications of an LLC business entity)

SECTION A.

Name of Limited Liability Company RAH III, LLC	DBA Name JACKSON Express	
Permit Premises Address 779 E. Main	City, State JACKSON, Ohio	Zip Code 45640
Township, if in Unincorporated Area	Tax Identification No. (TIN) 45-3657674	

Limited Liability Company ("LLC") - Chapter 1705 Ohio Revised Code. Indicate below the managing members, LLC Officers, and all persons with a 5% or greater membership or voting interest, and attach a copy of the Articles of Organization filed with the Ohio Secretary of State.

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 an enforcement action, or collect taxes.

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

EACH OFFICER 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 MANAGING member HAROLD Howe		10-23-50
2) President		
3) Vice-President RYAN WRIGHT		
4) Secretary RYAN WRIGHT		
5) Treasurer RYAN WRIGHT		

SECTION C. List the managing members and all persons with a 5% or greater membership or voting interest in the LLC.

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.

1) Name HAROLD Howe	Social Security No. ()	<input checked="" type="checkbox"/> Managing Member <input type="checkbox"/> 5% or greater voting interest <input type="checkbox"/> 5% or greater membership interest
Residence Address 408 Redondo Dr.	Tax Identification No. (if applicable)	
City and State JACKSON, Ohio	Zip Code 45640	
Telephone No. 740-418-5251	Date of Birth 10-23-50	
2) Name RYAN WRIGHT	Social Security No. (if individual)	<input type="checkbox"/> Managing Member <input checked="" type="checkbox"/> 5% or greater voting interest <input type="checkbox"/> 5% or greater membership interest
Residence Address 12 Pleasantview Dr.	Tax Identification No. (if applicable)	
City and State JACKSON, Ohio	Zip Code 45640	
Telephone No. 740-418-7960	Date of Birth 4-10-66	

(PLEASE SEE REVERSE SIDE SHOULD YOU NEED ADDITIONAL SPACE)

STATE OF OHIO, JACKSON COUNTY ss,

I, HAROLD Howe being first duly sworn, according to law, deposes and says that he/she is (Title) MANAGING member of the RAH III, LLC, a business duly authorized by law to do business in the State of Ohio, and that the statements made in the foregoing affidavit are true

(Signature) HAROLD Howe (Print Name and Title) HAROLD Howe - MANAGING member

Sworn to and subscribed in my presence this 14th day of NOV 2011

DEBORAH D. MOORE
 Notary Public, State of Ohio
 My Commission Expires 9-3-13

Deborah D Moore
 Notary Public
 My Commission Expires



Department
of Commerce

Division of Liquor Control

John R. Kasich, Governor
David Goodman, Director

NOTICE TO LEGISLATIVE AUTHORITIES
Re: Permit Renewal Objections

40-022

NOVEMBER 09, 2011

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

Dear Clerk of Legislative Authority:

The purpose of this letter is to notify you that all permits to sell alcoholic beverages in your political subdivision will expire on **February 1, 2012**. In order to maintain permit privileges, every permit holder must file a renewal application.

Ohio Revised Code Section 4303.271(B) provides the legislative authority with the right to object to the renewal of a permit and to request a hearing. The hearing may be held in the county seat of the county in which the permit premises is located if that request is made in writing. This will be your only opportunity to object to the renewal of a liquor permit premises which might be a problem in your community.

In order to register a valid objection with this Division and obtain a hearing, the legislative authority must pass a resolution which specifies the reason for objecting. The reasons for the objection must be based upon the grounds set forth in Ohio Revised Code Section 4303.292(A). The Chief Legal Officer of your political subdivision must also submit a statement with the resolution that, in the Chief Legal Officer's opinion, the objection is based upon substantial legal grounds within the meaning and intent of Ohio Revised Code Section 4303.292(A). **The resolution and Chief Legal Officer's statement must be addressed to the Division of Liquor Control, Attn: Legal Section, 6606 Tussing Road, P.O. Box 4005, Reynoldsburg, Ohio 43068-9005 and postmarked no later than January 3, 2012.**

For your convenience, you may access our brochure entitled "How to Object to the Issuance or Renewal of a Liquor Permit" from our website at www.com.ohio.gov/liqr which explains the process in more detail.

You may wish to contact the law enforcement agency for your jurisdiction to determine if it has any information which will aid in your decision whether or not to object and request a hearing. If you wish to obtain a list of permit holders in your jurisdiction, you may now access this list from our website at www.com.ohio.gov/liqr, and under "Online Services" click on "Search Lists of Liquor Permits / Agencies / Brands" and then click on "Permit Holder Information (types and status)". You will then enter the search criteria your county / city/township to bring up the issued permits in your jurisdiction. If you do not have access to the internet, this list can be provided by this Division upon written request.

If you have any questions, please contact the Legal Section at (614)644-2489.

Very truly yours,

A handwritten signature in black ink, appearing to read "Bruce D. Stevenson".

Bruce D. Stevenson, Superintendent

Licensing Renewal Section
6606 Tussing Road
PO Box 4005
Reynoldsburg, OH 43068-9005 U.S.A.

614 | 644 3162
Fax 614 | 644 6968
TTY/TDD 800 | 750 0750
www.com.ohio.gov/liqr

An Equal Opportunity Employer and Service Provider