

JACKSON CITY COUNCIL
Regular Session
April 23, 2012
7:00 p.m.

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

Roll Call

Approval of Minutes

April 9, 2012

VISITORS

COMMITTEE REPORTS:

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

ORDINANCES AND RESOLUTIONS

CORRESPONDENCE

OLD BUSINESS

NEW BUSINESS

ADJOURN

JACKSON CITY COUNCIL

Minutes from
April 9, 2012
7:00 p.m.
Regular Session

Jackson City Council met in regular session on Monday, April 9, 2012 at 7:00 p.m. at the Jackson City Council chambers. President Eric Brown, Pro Tem, called the meeting to order. The Pledge of Allegiance was given, led by Mr. Queen. The Prayer was given, led by Mr. Brown.

A roll call was taken as follows:

- Mr. Brown – present
- Mr. Kitchen – present
- Mrs. Jones – present
- Mr. Smith – present
- Mr. Queen – present
- Mr. Elliott - present
- Mr. Foster – present

Mr. Smith made a motion to excuse President Speakman, seconded by Mr. Kitchen. In a voice vote, all members agreed.

Mr. Smith made a motion to approve the minutes from March 26, 2012 regular session, seconded by Mr. Queen. In a voice vote, all members agreed.

VISITORS

COMMITTEE REPORTS

UTILITY

Mr. Brown stated they were continuing to collect information; he scheduled a meeting for Thursday, April 19th at 6:00. Mr. Sheward stated he would be unable to attend due to an AMP Ohio meeting in Columbus. Mr. Brown changed the meeting to Tuesday, April 17th at 6:00.

BUDGET & FINANCE – No Report

POLICE, FIRE & TRAFFIC – No Report

SERVICE – No Report

RAILROAD – No Report

BUILDING/RECREATION – No Report

CITY AUDITOR

Mr. Reed stated the budget was entered on the 4th. There is only one new ordinance tonight, we saved \$8,000, and this is done and taken care of, just not in the permanent budget. We are looking at

investments, new policies, will have a report at the next meeting. Mr. Elliott asked Mr. Reed about our budget as compared to other cities. Mr. Reed replied, hard to compare one to another, compared to Athens, they have no electric or garbage, \$30 million,, there general fund is \$12 million and ours is \$4 million. Take out the electric and garbage, ours goes from \$43.6 million to \$30 million. Mr. Queen stated there population is three times ours. Mr. Reed replied that is not year round. Mr. Queen asked don't they have a city tax? Mr. Reed stated he could not answer that question.

LAW DIRECTOR - No Report

MAYOR

Mayor Heath was absent due to a recreational meeting.

SAFETY/SERVICE DIRECTOR

Mr. Sheward stated there had been a press release, Spring Cleanup will be April 23-27, special cleanup, however no paint, hazardous chemicals or construction materials will be picked up.

Members should have had a letter in their packets from Leslie Equipment, see attached, would like to connect to city sewer, no cost to the city, they will provide lift station and 1,000' of line. Not sure their plans, just requesting a connection. Mr. Smith stated his first thought was the type of business, there is an existing lift station, is it able to handle. Mr. Sheward replied seems appropriate with the line size, it is not big enough for multiple businesses. Mr. Smith asked if expansion starts, what about a strip mall being placed there. Mr. Sheward stated the line and lift station will belong to Leslie. Mr. Smith asked if we are ok. Mr. Sheward stated the EPA issued the permit to install, and further stated I shared your concern.

Mr. Kitchen stated he had talked to a person, told that they plan to put a John Deere dealership in that location. Mr. Sheward stated all they need is a restroom; there will not be city water or electric. Mr. Brown asked how many lift stations tie into the city that are not owned by the city and would we be responsible to maintain. Mr. Sheward stated there is a handful. Mr. Smith questioned how we would charge, will it be metered? Mr. Sheward stated it is based on rural water usage, we have customer charged like this. Mr. Smith stated we need to be careful.

Mr. Sheward stated the size limits what he can do. Mr. Smith asked if he could change mid stream. Mr. Sheward stated he already has the PTI approval, if they change, they will need a new PTI approval. Mr. Brown asked why not just get a septic or aerator? Mr. Sheward stated he hired an engineer, they have the right of way and I am not sure why he chose sewer. Mr. Queen asked if this needed done tonight? Mr. Brown stated he would like more information.

Mr. Sheward stated the current size limits the amount he can send. Mr. Kitchen stated he didn't care if we take care of tonight or not, just curious why we would delay for two weeks, we can always go back and change. Mr. Smith stated anything can happen, lots of possibility for expansion. Mr. Brown stated will we be responsible, lift station is on his property but 1,000' of line is not. Mr. Sheward stated no he is responsible. Mr. Brown asked what if he sells. Mr. Sheward stated the city is concerned, but line/lift station property owners responsibility. Mr. Brown stated the city maintains the lines that are in Mr. Smith's ward. Mr. Sheward replied we accepted those. He went on to ask what information would council like. Mr. Smith asked could this line be tapped by another business or even Walker. Mr. Sheward replied Walker is already on city sewer. Mr. Sheward stated he was not trying to be difficult as this will be growth to the area.

Mr. Reed questioned if this shouldn't go through the planning commission first? Mr. Brown replied commercial or multi units go to the planning commission. Mr. Sheward stated he totally missed that. Mr. Brown replied he thinks commercial. Mr. Sheward stated he did not understand why it would if it is outside the city. Mr. Brown replied that this stemmed from an issue beside Hope Haven. Mr. Sheward asked the law director for guidance. Mr. Queen asked what about in twenty years, they add a strip mall. Mr. Sheward stated the line does not have the capacity. Mr. Brown stated we will pass to the law director. Please prepare a list and forward to the planning commission with concerns. Mr. Kitchen's question is what is exactly going to be built and who will maintain the lines/lift station.

Mr. Sheward stated finally we have received the two trucks ordered 20+ weeks ago, the service truck for sewer department is receiving high praises, however we have had no chance to use the snow plow, and both were greatly appreciated. Mr. Queen stated he saw a display garbage truck in town. Mr. Sheward replied no decision have been made yet. Mr. Queen asked about the bridge in the Diamond area, couple cross ties need replaced. Mr. Sheward stated we cannot fix for vehicle traffic, possibly for walking.

Mr. Kitchen questioned the Board of Control, #8, chemicals for the rail, last year \$5,000 given, will we have any verification these were purchased and used on our lines. Mr. Sheward stated they did not get money, they are getting chemicals, and it is always a concern, very difficult to know with 80 miles of track, we know none will be used on the south end. Mr. Kitchen stated he was trying to keep up with what they don't do. Mr. Sheward stated maintenance money they can request. Mr. Queen stated he saw them spray over by Central Avenue; it was on the back of the train.

ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 18-12

AN ORDINANCE REPEALING AND REVISING SECTION 927.05 (ORD. 142-03) OF THE CITY OF JACKSON CODE OF ORDINANCES SO AS TO INCREASE THE SEWER COLLECTION RATES FOR SEWER CUSTOMERS OF THE CITY OF JACKSON AND DECLARING AN EMERGENCY.

Second Reading

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

ORDINANCE NO. 19-12

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE FIRE TAX LEVY FUND AND DECLARING AN EMERGENCY.

First Reading

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

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

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

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

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

ORDINANCE NO. 19-12 DULY ADOPTED

CORRESPONDENCE

OLD BUSINESS

Mr. Elliott asked if there had been any progress in regards to the emergency phone system. Mr. Sheward stated Mayor Heath is working on that.

NEW BUSINESS

Mr. Kitchen stated Compressed Natural Gas, #1 clean fuel of Ohio, membership fee; we need to seriously look at, \$1,000 to be a member. The city of Dublin has 200 vehicles; they have replaced 40 with new compressed gas vehicles. The city of Columbus is having a preview, I have invitations, we could see what they have, new fuel station, he will be attending. He further stated there are grants for such purchases, it is very interesting. It is a common thing, \$4.17 diesel, \$1.80 for compressed gas. Mr. Reed stated he had also looked at this, \$1.09 verses \$4.17, there is the fill station cost and vehicle change, better usage; possibly practice on a small scale, not sure. Mr. Kitchen stated it is clean burning, the government is pushing.


Mr. Smith stated operation is great benefit; the garbage truck wears out on the packers. Mr. Sheward stated looking at trucks with replacement liners, not ready to make a judgment yet. Diesel will not run on compressed gas, without some way to mix oil. Mr. Brown stated that is a problem with the engine, ready to change if it would work, school buses tried some time back, had to go back to diesel due to the hills, they lack a lot of horse power. Mr. Kitchen asked they check it out, stating Columbus and Dublin stated they are equal to or better. With rising utility prices, food has shot up over the price of diesel, people have expressed genuine concerns. Mr. Reed stated this is something to look at, there is propane and natural gas, propane is not used on the road that much, natural gas is much safer. Also there are no fill stations in this area; however it is an interesting concept. Mr. Queen stated this is in pounds, right? Mr. Reed stated no, by the gallon, comparable to gas.

Mr. Elliott raised a concern over abandoned house, there are two adjacent to his home, one pink and one green, neglected, would like to deal with this issue. Not sure if this is zoning or administration, would like to see some action. Mr. Kitchen stated he and Mrs. Jones had discussed the same issue with structures by Western Auto. Mrs. Jones stated all over town. Mr. Kitchen stated we need to address, same with the Police Station, it is bad. Mr. Brown asked Mr. Kirby for direction. Mr. Kirby stated this is a nuisance; city can have torn down in extreme situations. Mr. Sheward replied we need money to do, could get rid of them, just takes money. The county won't get the money in this market. Mr. Elliott some owners can afford to repair. Mr. Kitchen suggested council and administration tour the city, if any one is interested. Mr. Kitchen and Mr. Foster both volunteered.

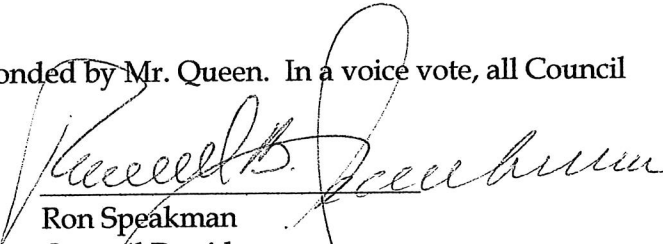
Mr. Smith asked then what after you tour? Mr. Kitchen stated take picture and address, if it's a mess it is a nuisance, make an effort to do something. Mr. Smith replied Meridian is a nuisance, empty business; the empty houses are cause of no jobs. Mr. Queen stated it cost \$9,000 to tear down Landrum's garage, the property sold for \$500. Mr. Elliott stated some are not that drastic, just need spruced up. Mr. Kitchen replied we can let them get worse or try to make better. Mr. Smith stated most are owned by the banks, don't disagree. Get the newspaper involved, most under foreclosure, our hands are tied, Meridian is an eyesore. Mr. Kitchen stated if we don't act, then why we are wasting our time, don't have to be hateful, just asking people to clean up, paint, and have the trash hauled away. If we try, something can be accomplished. Mr. Brown stated address locations, pass onto the administration and law director, and report back at next meeting. Mr. Kitchen suggested he, Mrs. Jones and Mr. Elliott could go out and gather the list. Mr. Brown saw no problem with that. Mr. Elliott did not feel comfortable doing that. Mr. Brown stated this is the administration's duty, pass on addresses. Mr. Sheward stated we do pursue, sometimes with success, there is a downtown building that needs torn down, no money.

ADJOURN

Mr. Smith made a motion to adjourn, seconded by Mr. Queen. In a voice vote, all Council agreed. Council adjourned at 7:58 p.m.



Tera Brown
Clerk
Date 4-23-12



Ron Speakman
Council President
Date 4/23/12



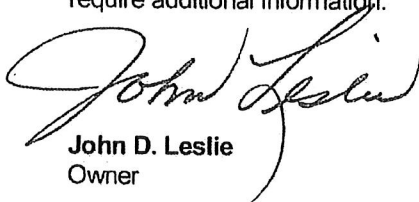
To
Jackson City Council

From
John D. Leslie
PO Box 629
Cowen, WV 26206

I am sending this letter to request sewer service to my property on Mayhew Road (former Howe property) **Auditor's Parcel ID #H140010113801**. I have applied for a permit to install a lift station and 1,000 feet of sewer line discharging into an existing station located on the Greg Fannin property along Route 32. I have obtained right of ways for the line and submitted the permit for approval.

Aaron Pennington requested a letter of approval from your office. Aaron has reviewed the permit and is awaiting your response.

Thank you for your assistance in this matter. Please call Rick DeMoss at 304-226-3299 if you require additional information.


John D. Leslie
Owner