

JACKSON CITY COUNCIL AGENDA

July 10, 2017

7:00 p.m.

Call to Order..... President Brown

Pledge of Allegiance..... Mr. Hensler

Opening Prayer..... Mr. Hensler

ROLL CALL

VISITORS

APPROVAL OF MINUTES

June 26, 2017 Regular Session.

COMMITTEE REPORTS

- Utility –Elliott (Chairman), and Foster and Ondera
- Budget & Finance – Kitchen (Chairman), Elliott, and Ondera
- Police, Fire, & Traffic – Hensler (Chairman), Queen, and Jones
- Service – (Street & Alley, Recreation, Buildings & Grounds) Foster  
Chairman), Queen, and Hensler
- Jail Committee-Ondera (Chairman), Hensler, Kitchen, & Queen
- City Auditor
- Law Director
- Mayor
- Service/Safety Director

ORDINANCES AND RESOLUTIONS

CORRESPONDENCE

OLD BUSINESS

NEW BUSINESS

ADJOURN

JACKSON CITY COUNCIL

*Minutes From*

JUNE 26, 2017

7:00 P.M.

REGULAR SESSION

Jackson City Council met in regular session on Monday, June 26, 2017 at 7:00 p.m. at Jackson City Council Chambers. President Eric Brown called the meeting to order. The Pledge of Allegiance was led by Mrs. Jones. The Prayer was given by Mr. Hensler.

Roll call was taken as follows:

- Mr. Ondera-present
- Mr. Kitchen-present
- Mrs. Jones-present
- Mr. Hensler-present
- Mr. Queen-present
- Mr. Elliott-present
- Mr. Foster-present

**VISITORS**

**APPROVAL OF MINUTES**

Mr. Reed requested a copy of the wording from the last meeting regarding the Rents and Right of Way transfers, be inserted as an amendment to the minutes. Mr. Reed read the amendment in its entirety. Amendment is attached.

Mr. Elliott made a motion to add the amendment, seconded by Mr. Kitchen. In a voice vote, all members agreed.

Mr. Kitchen made a motion to approve the minutes as amended, seconded by Mr. Jones. In a voice vote, all members agreed.

**VISITORS**

**COMMITTEE REPORTS**

**UTILITY**- No report.

**BUDGET & FINANCE**-No report.

**POLICE, FIRE, & TRAFFIC**

Mr. Kitchen stated there is a lot behind the Cambrian that was purchased by the city that could be used for the residents of the Cambrian for parking. There is room for about 8 cars. It has never been used. This needs to be checked out to see if they can make it a parking lot.

Mr. Hensler set another Police, Fire, & Traffic committee meeting for July 10<sup>th</sup> at 6:00 p.m. to discuss the parking issue further.

**SERVICE –(STREET & ALLEY, RECREATION, BUILDINGS & GROUNDS**

Mr. Foster asked Mr. Sheward to explain how the street excavation bond works. Mr. Sheward said the private contractor makes a \$1,000.00 deposit and once the street is repaired back to normal, they receive the money back. Columbia Gas makes several of these, but they do a great job and repairing them back to

JACKSON CITY COUNCIL

*Minutes From*

JUNE 26, 2017

7:00 P.M.

REGULAR SESSION

normal. Mr. Foster stated some of the people they use do a great job. Mr. Foster asked if he feels \$1,000.00 is enough money. Mr. Sheward stated he feels it is. Mr. Foster said if the cut he is talking about isn't fixed in another month, he will bring it back to the table and they will increase it to \$3,000.00. Mr. Ondera asked who keeps track of the cuts. Mr. Sheward said they pay the deposit at the utility office and they tell them where the cut is being made. Columbia Gas does a lot and they don't always know where they are. Mr. Ondera said there is one on the corner of Globe and Star streets that hasn't been repaired for a long time. Mr. Sheward will have it checked out. If anyone sees a place in a street that needs repaired, please let him know.

Mr. Kitchen asked about a house that burned on Mound Street. There was no insurance on the house.

Mr. Kitchen asked about the parking lot behind the old Callahan Hardware building. Are they still going to do anything with it? Mr. Sheward stated they are still going to put up signage.

The creek area along Main Street needs mowed. Can they take the sidearm mower along it? Mr. Sheward said they will get to it.

**JAIL COMMITTEE**-No report.

**CITY AUDITOR**-No report.

**LAW DIRECTOR**-No report.

**MAYOR**

Mayor Heath stated he had his last game of coaching and he has made a lot of memories and friends.

The Elks hosted a free swim night that was a huge success.

Mayor Heath stated he attended the annual Mayor Association of Ohio meeting last week. He said there were a lot of topics discussed and a lot of cities are facing issues. He said the city has applied for two projects that were \$250,000 through the Appalachian Regional Commission. He said if the Senate does away with certain programs, it can affect the money the city gets from these grants.

**SERVICE DIRECTOR**

Mr. Sheward stated when it rained last week, water went into the Family Dollar. They are looking for a solution.

They are working on getting the intersection repaired by Family Dollar on Main St. They had some money left over from the Main St. project, so they can possibly use some of that money. They will take the bricks out down to the base and repave and put in new curbs. Hopefully, it can be done by Apple Festival.

August 5<sup>th</sup> or 6<sup>th</sup> is when they will award for McCarty Lane and start around September 1<sup>st</sup>. They start at Veterans Drive to round- about first and finish the rest next Spring.

The budget has increased some. The estimate is a little higher than what they have available in grants. The State is providing an additional \$150,000. They will be replacing the railroad tracks around the 3<sup>rd</sup> week of July, so McCarty Lane will be closed. The cost of this is by ODOT and Ohio Rail Commission.

JACKSON CITY COUNCIL

*Minutes From*

JUNE 26, 2017

7:00 P.M.

REGULAR SESSION

Mr. Brown stated he has had a couple of calls regarding a couple of potholes at the end of Veterans Drive. Mr. Sheward said they will check this out again. Mr. Hensler said the railroad tracks on Dickason St. have still not been repaired. They are in bad shape.

Mr. Queen asked if you purchase the perpetual care when you buy a lot at the cemetery. Mr. Sheward stated you do purchase it. If there is a lot purchased and they do not purchase the care, then they will have to pay for the care later.

**ORDINANCES AND RESOLUTIONS.**

Ordinance 19-17 was tabled at the last meeting and will be read again at the next meeting.

Mr. Hensler stated Ordinance No. 20-17 is a companion ordinance with 19-17, so he said it should be tabled also until the next meeting.

Mr. Ondera felt there shouldn't even be a time limit on the fine. The time limit could be removed. Mr. Kitchen feels they need to raise the amount of the fine for Handicap parking.

Mr. Queen asked if an ordinance can go more than three readings. Mr. Kirby said yes. You can suspend rules to lower it, but he has never found anything that says you can't suspend it to go longer than three readings.

Mr. Hensler made a motion to table Ordinance No. 20-17, seconded by Mr. Queen. In a voice vote, all members agreed.

**ORDINANCE NO. 24-17**

**AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE UTILITY DISTRIBUTION SYSTEMS FUND AND DECLARING AN EMERGENCY.**

Second Reading

**ORDINANCE NO. 28-17**

**AN ORDINANCE OF THE LEGISLATIVE AUTHORITY OF THE CITY OF JACKSON AUTHORIZING THE MAYOR TO ENTER INTO THE INDIGENT DEFENSE CONTRACT WITH THE JACKSON COUNTY COMMISSIONERS SO AS TO PROVIDE LEGAL COUNSEL TO INDIGENT PERSONS CHARGED WITH VIOLATIONS OF THE JACKSON MUNICIPAL CODE FOR THE SECOND HALF OF 2017 IN AN AMOUNT OF \$12,069.42 AND DECLARING AN EMERGENCY.**

Second Reading

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

Mr. Ondera-yes  
Mr. Kitchen-yes  
Mrs. Jones-yes  
Mr. Hensler-yes

JACKSON CITY COUNCIL

*Minutes From*

JUNE 26, 2017

7:00 P.M.

REGULAR SESSION

Mr. Queen-yes

Mr. Elliott-yes

Mr. Foster-yes

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

Mr. Ondera-yes

Mr. Kitchen-yes

Mrs. Jones-yes

Mr. Hensler-yes

Mr. Queen-yes

Mr. Elliott-yes

Mr. Foster-yes

Ordinance No. 28-17 duly adopted.

**ORDINANCE NO. 29-17**

**AN ORDINANCE APPROVING REIMBURSEMENT TO RIGHT OF WAY FUND FROM THE ELECTRIC, WATER AND SEWER FUNDS FOR THE PERIOD OF JANUARY 1, 2017 TO JUNE 7, 2017 AND DECLARING AN EMERGENCY.**

Second Reading

Mr. Reed stated this is taking the same procedure until June 7<sup>th</sup>. Starting June 8<sup>th</sup> they are putting everything into a single account to have a better audit trail. This is the recommendation of the State. Any money that is not spent, will be put right back.

**ORDINANCE NO. 30-17**

**AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE ADVANCE OUT FUNDS PURSUANT TO THE RIGHT OF WAY REIMBURSEMENT PLAN AND DECLARING AN EMERGENCY.**

Second Reading

**ORDINANCE NO. 31-17**

**AN ORDINANCE APPROVING AN ADVANCE TO THE RIGHT OF WAY FUND FROM THE ELECTRIC, WATER, AND SEWER FUNDS FOR THE PERIOD OF JUNE 8, 2017 TO DECEMBER 31, 2017 AND DECLARING AN EMERGENCY.**

Second Reading

**ORDINANCE NO. 32-17**

**AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE RIGHT OF WAY FUND AND DECLARING AN EMERGENCY.**

Second Reading

JACKSON CITY COUNCIL

*Minutes From*

JUNE 26, 2017

7:00 P.M.

REGULAR SESSION

**ORDINANCE NO. 33-17**

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

**First Reading**

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

Mr. Reed stated this is a FEMA Grant for fire gear.

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

Mr. Ondera-yes  
Mr. Kitchen-yes  
Mrs. Jones-yes  
Mr. Hensler-yes  
Mr. Queen-yes  
Mr. Elliott-yes  
Mr. Foster-yes

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

Mr. Ondera-yes  
Mr. Kitchen-yes  
Mrs. Jones-yes  
Mr. Hensler-yes  
Mr. Queen-yes  
Mr. Elliott-yes  
Mr. Foster-yes

**Ordinance No. 33-17 duly adopted.**

**ORDINANCE NO. 34-17**

**AN ORDINANCE TRANSFERRING APPROPRIATIONS FROM THE GENERAL FUND: TRANSFER OUT TO FEMA FIRE GEAR FUND: TRANSFER IN AND DECLARING AN EMERGENCY.**

**First Reading**

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

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

Mr. Ondera-yes  
Mr. Kitchen-yes

JACKSON CITY COUNCIL

*Minutes From*

JUNE 26, 2017

7:00 P.M.

REGULAR SESSION

Mrs. Jones-yes  
Mr. Hensler-yes  
Mr. Queen-yes  
Mr. Elliott-yes  
Mr. Foster-yes

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

Mr. Ondera-yes  
Mr. Kitchen-yes  
Mrs. Jones-yes  
Mr. Hensler-yes  
Mr. Queen-yes  
Mr. Elliott-yes  
Mr. Foster-yes

**Ordinance No. 34-17 duly adopted.**

**ORDINANCE NO. 35-17**

**AN ORDINANCE TRANSFERRING APPROPRIATIONS FROM THE FEMA FIRE GEAR FUND: ADVANCE OUT TO GENERAL FUND: ADVANCE IN AND DECLARING AN EMERGENCY.**

**First Reading**

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

Mr. Hensler asked why the amounts were a little different. Mr. Sheward said they received a grant from FEMA to purchase fire gear and the \$53,805.00 is the money from the grant and the \$2,513.50 was the money from the General Fund for match money.

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

Mr. Ondera-yes  
Mr. Kitchen-yes  
Mrs. Jones-yes  
Mr. Hensler-yes  
Mr. Queen-yes  
Mr. Elliott-yes  
Mr. Foster-yes

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

Mr. Ondera-yes  
Mr. Kitchen-yes  
Mrs. Jones-yes  
Mr. Hensler-yes  
Mr. Queen-yes  
Mr. Elliott-yes

JACKSON CITY COUNCIL

*Minutes From*

JUNE 26, 2017

7:00 P.M.

REGULAR SESSION

Mr. Foster-yes

**Ordinance No. 35-17 duly adopted.**

**ORDINANCE NO. 36-17**

**AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE FEMA FIRE GEAR FUND AND DECLARING AN EMERGENCY.**

First Reading

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

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

Mr. Ondera-yes  
Mr. Kitchen-yes  
Mrs. Jones-yes  
Mr. Hensler-yes  
Mr. Queen-yes  
Mr. Elliott-yes  
Mr. Foster-yes

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

Mr. Ondera-yes  
Mr. Kitchen-yes  
Mrs. Jones-yes  
Mr. Hensler-yes  
Mr. Queen-yes  
Mr. Elliott-yes  
Mr. Foster-yes

**Ordinance No. 36-17 duly adopted.**

**ORDINANCE NO. 37-17**

**AN ORDINANCE REZONING FROM HIGH DENSITY MULTIPLE-FAMILY (R4) TO INDUSTRIAL (I) 3.607 ACRES, MORE OR LESS, LOCATED ON DICKASON STREET IN THE CITY OF JACKSON, OHIO.**

First Reading

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

Mr. Sheward stated there was no opposition, so he would recommend passing tonight.



JACKSON CITY COUNCIL

*Minutes From*

JUNE 26, 2017

7:00 P.M.

REGULAR SESSION

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

Mr. Ondera-yes  
Mr. Kitchen-yes  
Mrs. Jones-yes  
Mr. Hensler-yes  
Mr. Queen-yes  
Mr. Elliott-yes  
Mr. Foster-yes

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

Mr. Ondera-yes  
Mr. Kitchen-yes  
Mrs. Jones-yes  
Mr. Hensler-yes  
Mr. Queen-yes  
Mr. Elliott-yes  
Mr. Foster-yes

**Ordinance No. 37-17 duly adopted.**

**CORRESPONDENCE-None**

**OLD BUSINESS**

Mr. Hensler asked if there is any other money available to purchase a slide for Manpower Park. Mayor Heath stated the money in the grant has to be used for what was listed in the grant. Mr. Sheward said they could use the Tree Harvest money to purchase another one. The one they are replacing is just the part of the slide that is broken. Mayor Heath said there would need to be money appropriated from the Tree Harvest fund in the form of an ordinance. They will have 2 slides at Manpower Park. They will go ahead and get the slide and then prepare an ordinance for the Tree Harvest Fund. It was agreed to spend under \$15,000.00.

**NEW BUSINESS**

Mr. Kitchen stated there are a lot of good things being done on Broadway Street.

Mr. Kirby requested Executive Session to discuss pending litigation. He requested all council members, Auditor, and Administration be present.

Mr. Hensler made a motion to go into Executive Session, seconded by Mrs. Jones. In a roll call vote, council voted as follows:

Mr. Ondera-yes  
Mr. Kitchen-yes  
Mrs. Jones-yes  
Mr. Hensler-yes  
Mr. Queen-yes  
Mr. Elliott-yes

JACKSON CITY COUNCIL

*Minutes From*

JUNE 26, 2017

7:00 P.M.

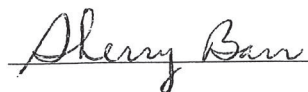
REGULAR SESSION

Mr. Foster-yes

Council went into Executive Session at 7:55 p.m.

Mr. Elliott made a motion to return to Regular Session at 7:59 p.m., seconded by Mr. Hensler. In a voice vote all members agreed.

Mr. Hensler made a motion to adjourn at 7:59 p.m., seconded by Mr. Queen. In a voice vote, all members agreed.

\_\_\_\_\_

Sherry Barr, Council Clerk

Date 7-10-17

\_\_\_\_\_

Eric Brown, Council President

Date 7-10-17

From: **Hollback, Gregory** hollbacg@ohio.edu  
Subject: **Thank You!**  
Date: **Jun 15, 2017, 8:52:19 AM**  
To: **Jan Gettles** jgettles@roadrunner.com, **Jon Hensler**  
Jphenster89@yahoo.com

**George, Jon,**

**Thank you for your help regarding the neighbor's property. Mike Phipps came by last night and tore the whole thing down. The remains are being hauled off today and the lot should be completely cleared by this evening. The neighborhood already looks better.**

**Thank you and thank you to the city for taking action! You're a great group of folks!**

**Any chance you can use this as some momentum to encourage other owners to get their lots cleaned up?**

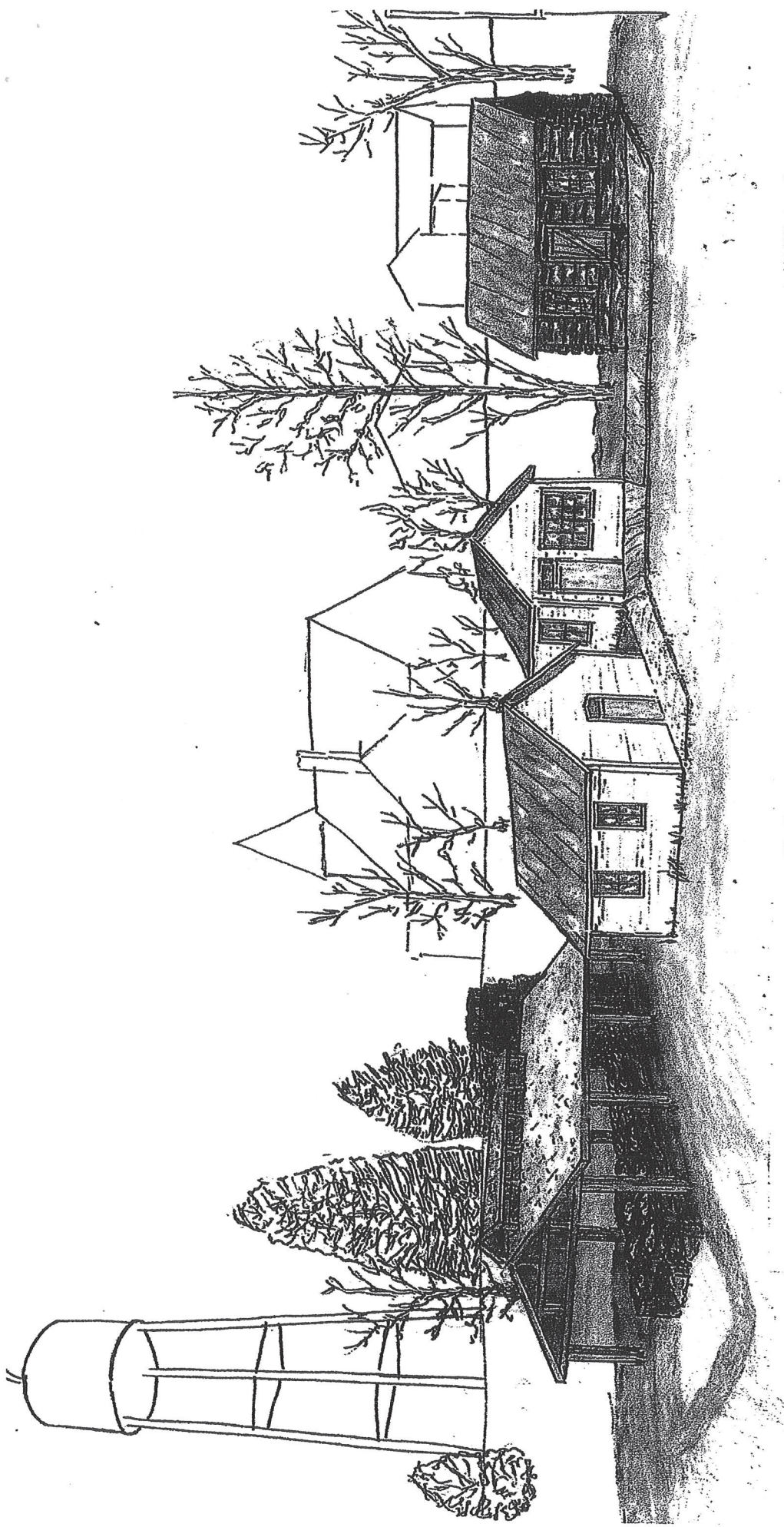
**Best Regards,**



**Greg Hollback**  
Special Projects Coordinator  
University Advancement, McGuffey Hall 101  
740.593.2637  
[hollbacg@ohio.edu](mailto:hollbacg@ohio.edu)

**for life**





PROPOSAL

**SALT ~ LICK ~ VILLAGE**

THE JACKSON HISTORICAL SOCIETY

JACKSON, OHIO