

JACKSON CITY COUNCIL

Minutes From

December 23, 2019

7:00 P.M.

REGULAR SESSION

Jackson City Council met in regular session on Monday, December 23, 2019 at 7:00 p.m. in Jackson City Council Chambers. President, Eric Brown called the meeting to order. The Pledge of Allegiance was led by Mr. Foster, and the prayer was given by Mr. Ondera. Roll call was taken as follows:

- Mr. Ondera-present
- Mr. Kitchen-present
- Mr. Aldrich- absent
- Mr. Peters-present
- Mr. Queen-absent ~in the beginning
- Mr. Elliott-present
- Mr. Foster-present

VISITORS

Mayor-Elect Randy Evans introduced his new Service/safety Director, David Swackhammer, and his wife, Faith. He thanked Mayor Heath and SD Sheward for their 12 years of service. He asked the current council to consider voting down Ordinance 62-19 concerning the supervisor's union contract, and leaving it for the new council. If it isn't acted upon tonight it will pass. He also asked them to consider not passing or not acting on Ordinance 63-19 and leaving it for the new council to research and vote on in the new year.

Mr. Andrew Esposito, from Clemans, Nelson, & Associates was also present to discuss the supervisor's contract in executive session with council.

ACCEPTANCE OF AUDITOR'S REPORTS

Mr. Elliott made a motion with a second by Mr. Kitchen to accept the auditor's report for November 2019. In a voice vote all members agreed.

APPROVAL OF MINUTES

Mr. Ondera made a motion to approve the minutes for the regular meeting on December 9, 2019. It was seconded by Mr. Kitchen. In a voice vote all members agreed.

COMMITTEE REPORTS

UTILITY- No Report

BUDGET & FINANCE- No Report.

POLICE, FIRE, & TRAFFIC- No Report --

SERVICE -- (STREET & ALLEY, RECREATION, BUILDINGS, & GROUND) --No Report

JAIL COMMITTEE- No Report

CITY AUDITOR- No Report ~ Confirmed we will Meet on December 26th, 27th. & 30th at 7:00 for special meetings.

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CITY ATTORNEY- ORDC has found 4 parcels that they want removed from the deed. They might not even exist. There are 3 they want added. They are working to make these changes to deed the railroad back to ORDC in 2020.

POLICE CHIEF- Call records and reports received are down from this time last year. Crashes are about the same. He greatly appreciates the past year. He was promoted about a year ago, and has learned a lot. He said everyone has been very supportive, and he really appreciates it.

MAYOR: Mayor Heath said the Bocce court is done at the pool. Mr. Matchett & Mr. Riegel worked on this.

Researched the cost of the Port-a-John's. They cost of \$2.19 per day.

All parts to Manpower Park and Mound St Park are in and ready to be added. They will be added as weather permits.

Mayor Heath said after attending over 600 regular council meetings this will be his last regular meeting as Mayor. Wants to thank employees and council members.

SERVICE/ SAFETY DIRECTOR- Mr. Sheward said he was the only 2 time Safety/Service Director. He was the SD in the early 2,000's and then for the last 12 years. He has talked with Mr. Swackhammer. He has met with him and plans to help him learn the ropes.

Mr. Kitchen made a motion with a second by Mr. Ondera to go into executive session for the purpose of discussing the bargaining unit agreement for the supervisors.. His motion included the following people to stay for the executive session: all councilmen, council clerk, city attorney, police chief, city auditor, mayor, service director, and the mayor elect and all new elect council members.

A roll call vote was taken to approve this motion, and the results are as follows:

Ondera – Yes
Kitchen – Yes
Aldrich – Absent
Peters – Yes
Queen – Yes
Elliott – Yes
Foster – Yes

Council went into executive session at 7:19 p.m.

Mr. Ondera made a motion to go back into regular session with a second by Mr. Queen. In a voice vote all members agreed.

Council resumed regular session at 7:44 p.m.

ORDINANCES AND RESOLUTIONS

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ORDINANCE NO: 59-19

AN ORDINANCE AMENDING AND REPEALING ORD. 32-13 TO ESTABLISH THE DAVID BROOKS JONES ENDOWMENT FOR THE ARTS FUND AND ITS MANAGING BOARD AND CAUSING IT TO BE INCLUDED IN THE CODIFIED ORDINANCES OF THE CITY AND DECLARING AN EMERGENCY.

Second Reading

Mr. Elliott made a motion to suspend the rules with Mr. Ondera seconding it. In a roll call vote council voted as follows:

Ondera – Yes
Kitchen – Yes
Aldrich - Absent
Peters – No
Queen – No
Elliott – Yes
Foster – Yes

ORDINANCE NO: 60-19

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 FIRST HALF OF 2020 IN AN AMOUNT OF \$12,069.42 AND DECLARING AN EMERGENCY.

Second Reading

ORDINANCE NO: 61-19

AN ORDINANCE REZONING FROM INDUSTRIAL (I) TO BUSINESS (B-3) 5.0 ACRES, MORE OR LESS, LOCATED ON PART OF THE PROPERTY COMMONLY REFERRED TO AS THE INDUSTRIAL PARK IN THE CITY OF JACKSON, OHIO AND DECLARING AN EMERGENCY.

First Reading

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

There was a public hearing in chambers this evening at 6:30 pm. Mr. Martin was there to speak for the rezoning, no one was there against it. Mr. Higgins of Higgins' Metal was the only person within 500ft of this property and he said he didn't oppose the change.

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Mr. Ondera made a motion to suspend the rules with a second by Mr. Kitchen. In a roll call vote the results were as follows:

Ondera – Yes
Kitchen – Yes
Aldrich – Absent
Peters – Yes
Queen – Yes
Elliott – Yes
Foster – Yes

A roll call vote was taken to adopt the ordinance. Council voted as follows:

Ondera – Yes
Kitchen – Yes
Aldrich – Absent
Peters – Yes
Queen – Yes
Elliott – Yes
Foster – Yes

Ordinance 61-19 Duly Adopted

ORDINANCE 62-19

AN ORDINANCE BY THE LEGISLATIVE AUTHORITY OF JACKSON, OHIO TO ENTER INTO AN AGREEMENT WITH THE OHIO ASSOCIATION OF PUBLIC SCHOOL EMPLOYEES, OAPSE/AFSCME LOCAL 4/AFL-CIO AND ITS LOCAL NUMBER 410, FOR CERTAIN EMPLOYEES OF THE CITY OF JACKSON, AND TO EXECUTE THE AGREEMENT BETWEEN THE CITY AND BARGAINING UNIT AS REQUIRED AND DECLARING AN EMERGENCY.

First Reading

Mr. Elliott made a motion to adopt the ordinance with a second by Mr. Ondera. In a voice vote all members agreed.

Mr. Elliott made a motion to suspend the rules with a second by Mr. Ondera. In a roll call vote the results were as follows:

Ondera – No
Kitchen – No
Aldrich – Absent
Peters – No
Queen – No
Elliott – No
Foster – No

Ordinance 62-19 Duly Defeated

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ORDINANCE 63-19

AN ORDINANCE ADDING THE POSITION OF INFORMATION TECHNOLOGY SYSTEMS ADMINISTRATOR TO THE 2019-2022 AGREEMENT BETWEEN THE CITY AND THE LOCAL 3619 BARGAINING UNIT AND DECLARING AN EMERGENCY.

First Reading

Mr. Ondera made a motion to adopt the ordinance. No second was made.

RESOLUTION 44-19

A RESOLUTION AUTHORIZING PAYMENT OF LEGAL FEES NOT TO EXCEED \$8,208.25 FOR LEGAL SERVICES REQUIRED TO DEFEND THE MAYOR OF THE CITY OF JACKSON.

Second Reading

Mr. Elliott says he feels this is a “no brainer”. Anyone who works for the city would be covered especially the mayor. The city should cover the city employees. These charges were “frivolous” as the judge said.. Mr. Elliott said our mayor was elected 3 times by our citizens and he should have his legal fees paid.

Mr. Peters says the mayor is not in the union.

Mr. Elliott voted to suspend the rules with a second by Mr. Ondera. A roll call vote was taken. The results are as follows:

Ondera – Yes
Kitchen – Yes
Aldrich - Absent
Peters – No
Queen – No
Elliott – Yes
Foster – Yes

CORRESPONDANCE- None

OLD BUSINESS- Mr. Peters asked about Osco. The last he knew Osco wanted out of electric contract. Mayor Heath said he did not have an update. Mr. Sheward said Osco wasn't pressuring them to do anything now.

SIGNED IN VISITORS TO SPEAK – John Peters

Mr. Peters called the EPA for the legal concerns over the landfill property. He has information on a possible treatment plan.

NEW BUSINESS –President Brown asked council to consider approving funds for the council clerk to renew her Ohio Notary License. The new Ohio laws now require a BCI, a one hour online course, and application fees. The clerk uses her notary to notarize forms after meetings. The total cost is approximately

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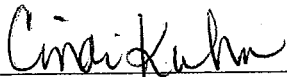
\$100.00. Mr. Kitchen made a motion to approve reimbursement for the Notary cost, with a second by Mr. Elliott. In a voice vote all members agreed.

Mr. Kitchen made a motion to amend the December 30th meeting to include any and all ordinances. Mr. Elliott seconded it. In a voice vote there were 4 yes votes and 2 no votes.

Mr. Elliott and Mr. Kitchen both thanked council for the opportunity to be on council and make decisions. They are proud to be a part of Jackson. President Brown thanked everyone for his 17 years on council. Mr. Odera thanked the citizens. He had only been on council for 4 years, but it was good time spent. He wishes the best for the new council members. Mr. Kitchen also said he was very proud of the police. They took a cut and they are still doing great.

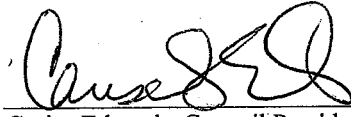
Mr. Odera made a motion to adjourn, seconded by Mr. Elliott. In a voice vote all members agreed.

Meeting Adjourned at 8:18 PM.



Cindi Kuhn, Council Clerk

Date 1-13-20



Carisa Edwards, Council President

Date 1-13-20