

JACKSON CITY COUNCIL

Minutes From

November 25, 2019

7:00 P.M.

REGULAR SESSION

Jackson City Council met in regular session on Monday, November 25, 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. Queen, and the prayer was given by Mr. Ondera. Roll call was taken as follows:

- Mr. Ondera-present
- Mr. Kitchen-present
- Mr. Aldrich- present
- Mr. Peters-present
- Mr. Queen-present
- Mr. Elliott-present
- Mr. Foster-present

VISITORS

APPROVAL OF MINUTES

Mr. Elliott made a motion to approve the minutes for the regular meeting on October 28, 2019. It was seconded by Mr. Foster. In a voice vote all members agreed.

Mr. Aldrich made a motion to approve the August Auditor's report. It was seconded by Mr. Kitchen. In a voice vote all members agreed.

COMMITTEE REPORTS

UTILITY- The Hill family requesting utility services from the city for 385 and 399 Florence Avenue. The Hill's purchased these properties and plan to build on them. They need council's approval for city services since they are outside of the city. Mr. Ondera made a motion with Mr. Elliott seconding it to approve city utilities for these addresses. In a voice vote all members agreed.

BUDGET & FINANCE- The Temporary budget for 2020 is available for the first reading tonight.

POLICE, FIRE, & TRAFFIC- In the month of November two council members must be appointed to The Fire Fighters Dependency Fund board. Mr. Foster and Mr. Peters are the only returning councilmen. Mr. Ondera nominated them both to the board with a second by Mr. Kitchen. In a voice vote all members agreed. This Wednesday, November 30th at 6:00pm will be a meeting that Mr. Foster and Mr. Peters must attend.

SERVICE – (STREET & ALLEY, RECREATION, BUILDINGS, & GROUND) Mr. Foster turned it over to Mr. Sheward to discuss the cemetery ordinances 25-19 & 37-19. Mr. Sheward said he felt Ordinance 37-19 needed to be rescinded/removed. He said there are hundreds of lots with back keep amounts totally over a million dollars. He believes this is too much money for the city to forgo. Some council men made the argument that many of the lots are forgotten about and/or not going to be used. People who owe a \$1000 in back fees could just buy another lot for \$400 + the \$75 perpetual care fee. Questions asked were: Should we just make one set fee? How many lots could be resold?

Mr. Peters made a motion for law director to make an ordinance to rescind/replace ordinance 37-19 to reinstate annual care. Mr. Foster seconded it. In a voice vote all members agreed.

Mr. Elliott asked about the Christmas bulbs that were burnt out. Mayor Heath said they are working to fix them. If anyone sees one out to call for a work order and they will be fixed.

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JAIL COMMITTEE- No Report

CITY AUDITOR- Ordinance 51-19 & 52-19 are being brought tonight and need to be approved. We need to change the name of the police fund and need to get approval to pay money owed by contract for the cash-ins.

CITY ATTORNEY- No Report

POLICE CHIEF- No Report

MAYOR: Addressed Safety, Health and Welfare of our city.

SERVICE/ SAFETY DIRECTOR – Mr. Sheward said the concrete work is finished at Manpower Park. There are orange cones covering where there are pipes and bolts sticking up. These are for the electric portion that isn't finished yet, and they don't want people to trip over them during the tree lighting ceremony.

Several properties have been torn down. One is down on Water St. and a second one is in the process on Water St. One has come down on Cross St. also.

OAPSE has a tentative contract and will have explanations at the next meeting.

There will be a meeting by the planning commission at 6:30 on 12-23-19 before the regular council meeting. They are considering rezoning a 5 acre lot from industrial to commercial for the building of a new facility for the senior citizens.

The demolition at 165 Broadway is still in slow progress. Mr. Peters asked if anyone reviewed the historical ordinance. Mr. Sheward said he did not. Mr. Kirby said it needs to be brought back in the codified ordinances if we want to keep it.

ORDINANCES AND RESOLUTIONS

ORDINANCE NO: 51-19

AN ORDINANCE AMENDING AND RENAMING FUND No. 256, FEDERAL LAW ENFORCEMENT TRUST FUND AND DECLARING AN EMERGENCY

First Reading

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

Mr. Reed said there are funds for the police and they need a place to put them. They need a fund that doesn't say federal.

Mr. Ondera made a motion to suspend the rules with Mr. Elliott seconding it. A roll call vote was taken, and the results are as follows:

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

A roll call vote was taken to adopt the ordinance, and the results are as follows:

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

Ordinance 51-19 Duly Adopted

ORDINANCE NO: 52-19

**AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS FOR PAYROLL EXPENSES
AND DECLARING AN EMERGENCY**

First Reading

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

Mr. Reed said this is money requested for cash-ins per contract. It should have been paid last payroll, but didn't have enough in the fund. We need to approve tonight.

Mr. Elliott made a motion to suspend the rules with Mr. Ondera seconding it. A roll call vote was taken and the results are as follows:

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

A roll call vote was taken to adopt the ordinance, and the results are as follows.

Ondera – Yes
Kitchen – Yes
Aldrich – Yes
Peters – Yes

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Queen – Yes

Elliott – Yes

Foster – Yes

Ordinance 52-19 Duly Adopted

ORDINANCE 53-19

AN ORDINANCE REGARDING THE ACCEPTANCE OF DONATIONS FOR CHRISTMAS OR OTHER HOLIDAY DECORATIONS FOR DISPLAY IN THE CITY PARKS OR ON THE CITY STREETS CODIFIED AS SECTION 953.12

First Reading

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

Mayor Heath said the Christmas decorations on Main St. on the light poles began several years ago with Chamber of Commerce. The auditor wanted the city to own the décor. The mayor would like for people to be able to get back what they donated should the city ever decide to not use the decorations.

Mr. Elliott made a motion to suspend the rules with a second by Mr. Ondera. A roll call vote was taken, and the results are as follows:

Ondera – Yes

Kitchen – Yes

Aldrich – Yes

Peters – Yes

Queen – No

Elliott – Yes

Foster – Yes

A roll call vote was taken to adopt the ordinance, and the results are as follows.

Ondera – Yes

Kitchen – Yes

Aldrich – Yes

Peters – Yes

Queen – Yes

Elliott – Yes

Foster – Yes

Ordinance 53-19 -Duly Adopted

ORDINANCE 54-19

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

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First Reading

Mr. Elliott made a motion to adopt the ordinance with Mr. Aldrich seconding it. In a voice vote all members agreed.

Mr. Sheward said this is the temporary budget for 2020.

Mr. Ondera made a motion to suspend the rules with a second by Mr. Kitchen. A roll call vote was taken and the results are as follows:

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

A roll call vote was taken to adopt the Ordinance, and the results are as follows:

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

Ordinance 54-19 Duly Adopted

RESOLUTION 39-19

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, OR HIS DESIGNATED REPRESENTATIVE, TO FILE AN APPLICATION TO THE STATE FIRE MARSHAL'S OFFICE FOR THE MARCS RADIO GRANT IN THE AMOUNT OF \$1,440.00 AND DECLARING AN EMERGENCY.

First Reading

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

The Fire Dept. uses Marcs Radio. This grant pays for most of it. We need to get our application in.

Mr. Elliott made a motion to suspend the rules with a second by Mr. Aldrich. A roll call vote was taken and the results were as follows:

Ondera – Yes
Kitchen – Yes
Aldrich – Yes
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Queen – Yes

Elliott – Yes

Foster – Yes

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

Ondera – Yes

Kitchen – Yes

Aldrich – Yes

Peters – Yes

Queen – Yes

Elliott – Yes

Foster – Yes

Resolution No. 39-19 Duly Adopted

RESOLUTION 40-19

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, OR HIS DESIGNATED REPRESENTATIVE, TO FILE AN APPLICATION TO MARATHON PETROLEUM CO. FOR A GRANT IN AN AMOUNT NOT TO EXCEED \$5,000.00 AND DECLARING AN EMERGENCY

First Reading

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

Mr. Sheward said there was an accident on US- 35 with a Marathon Tanker truck. Our fire department spent a lot of time at the accident scene. Marathon wants to pay the city and is willing to provide a \$5,000 grant.

Mr. Elliott made a motion to suspend the rules with a second by Mr. Kitchen. A roll call vote was taken and the results are as follows:

Ondera – Yes

Kitchen – Yes

Aldrich – Yes

Peters – Yes

Queen – Yes

Elliott – Yes

Foster – Yes

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

Ondera – Yes

Kitchen – Yes

Aldrich – Yes

Peters – Yes

Queen – Yes

Elliott – Yes

Foster – Yes

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Resolution 40-19 Duly Adopted

RESOLUTION 41-19

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, OR HIS DESIGNATED REPRESENTATIVE, TO FILE, AN APPLICATION TO ODNR, DIVISION OF FORESTRY, VOLUNTEER FIRE ASSISTANCE PROGRAM FOR A GRANT IN AN AMOUNT NOT TO EXCEED \$10,000.00 AND DECLARING AN EMERGENCY.

First Reading

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

Mr. Sheward said this is a 50/50 grant through ODNR for personal protective equipment. Our air bottles are outdated and we need new breathing apparatus. We must spend 10k to get 10k, but it is still a very good deal.

Mr. Kitchen made a motion to suspend the rules with a second by Mr. Ondera. A roll call vote was taken and the results are as follows:

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

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

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

Resolution 41-19 Duly Adopted

RESOLUTION 42-19

A RESOLUTION AUTHORIZING EXPENDITURE OF FUNDS FOR PAYMENT TO INDIANA EASTERN RAILROAD, LLC PURSUANT TO A "THEN AND NOW" CERTIFICATE IN THE AMOUNT OF \$150,003.62 AND DECLARING AN EMERGENCY

First Reading

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

Mr. Sheward said this agreement with the railroad operator was to pay fees to the city and then transfer those back to him for repairs. We need to get this back so that once the railroad is transferred the money will already be there. The operator has provided receipts for the repairs and materials. This is a legitimate transfer of funds per contract.

Mr. Elliott made a motion to suspend the rules with a second by Mr. Kitchen. A roll call vote was taken and the results are as follows:

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

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

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

Resolution 42-19 Duly Adopted

CORRESPONDENCE- Liquor Permit.

OLD BUSINESS- None

SIGNED IN VISITORS TO SPEAK – John Peters

Mr. Peters expressed concern that some of the parks in Jackson do not meet ADA guidelines.

NEW BUSINESS - None

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

Meeting Adjourned at 8:19 PM.


Cindi Kuhn, Council Clerk

Date 12-9-19


Eric Brown, Council President

Date 12-9-19