

JACKSON CITY COUNCIL

Minutes From

December 14, 2020

7:00 P.M.

REGULAR SESSION

Jackson City Council met in regular session on Monday, December 14, 2020. The pledge was led by Mr. Bopp, and the prayer was given by Mrs. Biggs. President Fulks called the meeting to order. Roll call was taken as follows:

- Mr. Foster –Present
- Mr. Coll – Present
- Mrs. Colby – Present
- Mr. R. Peters - Present
- Mr. J. Peters – Present
- Mrs. Biggs - Present
- Mr. Bopp -- Present

VISITORS ~ None

APPROVAL OF MINUTES~ Mr. Colby made a motion to approve the minutes from November 23, 2020 with a second from Mrs. Biggs. In a voice vote, all members agreed.

AUDITOR'S REPORTS ~

COMMITTEE REPORTS

UTILITY ~ Will schedule a meeting after the first of the year.

BUDGET & FINANCE~ No Report

POLICE, FIRE, & TRAFFIC~ The Committee met this evening to discuss disbanding the K-9 unit of the police department. The police officer who was the dog's previous handler had resigned from the Jackson Police Dept. The Police Department currently doesn't have anyone trained or to care for the dog, and is incurring costs relating to this. Council needs to vote this evening on whether to temporarily disband the K-9 unit.

SERVICE~ Mr. R. Peters said administration had sent an email regarding cemetery costs and charges. Mr. Peters explained to Mr. Swackhammer the rates were raised for the first time last year in many years. He said there was also discussion about the cremation charges. Mr. Swackhammer would be presenting that to council.

The last meeting had low attendance. The money that was willed to the county for animals turned out to be for dogs only. The city administration had asked that council repeal or change the ordinance that required the PD be responsible for the cats that they catch. He said he and Mrs. Biggs had brainstormed and felt like the city should budget \$8,000 per year to help offset the cost of the cat problem. The Rascal Rescue that comes to sterilize the animals' costs \$2000 each time. It's going to cost much more to train someone and pay someone to take care of things. We've now had 5-6 meetings. We had just one neighborhood with 20 signatures. It is an issue. The Humane Society doesn't have the money. Council can appropriate this money now and work on the details later.

Mrs. Biggs said this won't solve the problem but will put a dent in it. Studies show they can decrease the kitten population by thousands per year by doing these clinics. If the cats are sick the vets will euthanize them.

This is a better use of money than paying the police to go out and catch the cats and then trying to fine the owners.

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Mr. Swackhammer said we need to address the individuals who are feeding the feral cats as well.

Mr. Bopp asked why dogs have to have tags but the cats don't. Mr. R. Peters said we have discussed this, but haven't had any action yet.

JAIL COMMITTEE ~ No Report

CHRISTMAS COMMITTEE ~ No Report

56-19~ No Report

CITY AUDITOR/ TREASURER~ There is an Ordinance for tonight to set up RITA. Also, need to set up meetings for the readings to zero out the books for the year. December 28th will be the first reading. If there are enough council members present they can choose to suspend the rules and pass that evening. If not the 2nd and 3rd readings will be December 29th and December 30th at 7:00 PM. The clerk will Contact the media to have the meetings published.

CITY ATTORNEY~ No Report

POLICE CHIEF~

Call Records

OH -1 Crashes

Call Records		OH -1 Crashes		Call Records		OH -1 Crashes	
Nov	2019	2020	Nov	2018	2019	2020	
	430	387	9	14	11		
Incidents	Arrests	Incidents	Arrests	Incidents	Arrests	Incidents	Arrests
Nov	2018	2019	2020	Nov	2018	2020	
82		61	121	77	66	43	

FIRE CHIEF~ No Report

MAYOR ~ The rise of Covid has hit the city of Jackson. We have moved several people and supervisors around to get coverage but are still maintaining all essential services.

Updates: Completed the paving project on Lee Ave. Osco bought the property where the flea market was on the corner of Chillicothe Pike and Morton. They are working on demolishing and cleaning up that area.

The LandBank, city, and county commissioners signed a contract to start the demolition of 207 Main St. immediately.

The Christmas event was a big success. A lot of people came out and tried to remain Covid safe. Congrats and thanks to all who had a hand in it.

Mrs. Biggs asked about the cleanup in Wellston. They are sending out letters for messes on porches, things in yards...ect. They have really been cleaning up the city. Is this something Jackson can look into? Mayor Evans said they have talked about this a lot recently, especially since the levy passed about having someone to work on this. Looking at either hiring a part time code enforcement officer or making it part of someone else's job.

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SERVICE/SAFETY DIRECTOR ~ The utility office is only open through the drive through right now. If you need to sign papers for something you can call and set an appointment.

Memo in packets – Ron Aldrich will be temporarily replacing Steve Riegel because of Covid.

Mr. R. Peters said he had a citizen ask if people can use a dumpster in the city besides Rumpke. Mr. Reed said Rumpke is charged a franchise fee to operate within the city of Jackson for \$10k per year. Someone must have a contract with Rumpke or use the city services. There are a couple of companies that are under Rumpke. Mr. Swackhammer said we could have 3-4 companies with a franchise fee with the city.

Mr. Coll made a motion to disband the k-9 unit as presented to us by Mr. Swackhammer as a result of the Police, Fire & Traffic Meeting from earlier in the evening. Mrs. Colby seconded the motion.

Mrs. Biggs asked why we would buy the dog, train the dog, and then sell it for one dollar. Mr. Swackhammer explained the situation that we have no k-9 officer. We have 2 options. Value the dog and put it up for auction like any other city property or disband the unit and follow the ORC guidelines which allows us to offer the dog to the previous handler for \$1.

Mr. Swackhammer said we go another route then we are looking at approximately \$11,000. There is a years' worth of 3 hours per week for approximately a total of 450 hours at \$23-25 of back maintenance care. If we sell the dog to the officer for one dollar, Mr. Kirby recommends that they sign off on these charges.

The dog is 4 ½ years old. by the time we get another officer staffed and ready to go. The dog would be closer to 6 years. We would be looking at only having a couple of years left and still looking at the cost of the \$11,000, verses getting a new dog with many years left. There is a decrease in efficiency when you match them up the second time, and we can't maintain the dog currently.

Mrs. Biggs asked if we could have it in writing that he can't turn around and sell it for \$10k?

Mr. Swackhammer- The dog will be his.

A roll call vote was taken and the results are as follows:

Foster	Yes
Coll	Yes
Colby	Yes
R. Peters	Yes
J. Peters	Yes
Biggs	Yes
Bopp	Yes

Motion Carried

Mr. Coll asked if it was legal to close the meetings because all of our ordinances say they are being read in an open, public meeting. Mr. Kirby said because of Covid we are following the guidelines mandated to us. We are broadcasting the meetings over the media to make the meetings public and they have been advertised that it would be broadcasted over the local Spectrum Channel.

Mr. R. Peters said it is House Bill 404 that allows meetings to remained closed until July 1, 2021

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ORDINANCES AND RESOLUTIONS

ORDINANCE 54-20

Third Reading

AN ORDINANCE ESTABLISHING APPROPRIATIONS FOR THE YEAR 2021 BEGINNING JANUARY 1, 2021 AND THROUGH DECEMBER 31, 2021 AND DECLARING AN EMERGENCY.

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

Foster	Yes
Coll	Yes
Colby	Yes
R. Peters	Yes
J. Peters	Yes
Biggs	Yes
Bopp	Yes

Ordinance 54-20 Duly Adopted

ORDINANCE 55-20

Second Reading

AN ORDINANCE OF THE LEGISLATIVE AUTHORITY OF THE CITY OF JACKSON, OHIO TO AUTHORIZE THE PUBLIC SERVICE DIRECTOR TO ACCEPT THE PROPOSAL OF POWER SYSTEM ENGINEERING, INC. TO PROVIDE ENGINEERING SERVICES RELATED TO THE CIRCUIT SWITCHER UPGRADES AT THE LICK SUBSTATION AT A COST NOT TO EXCEED \$120,000.00 AND DECLARING AN EMERGENCY

Mr. J Peters asked questions at the last meeting in regards to PSE. Power System Engineering Professional Services. Received answers to these. Updated copy with the service director. Page 1-4 item 2. The city will be available on an as needed basis for construction management. Page 3-1; 2nd paragraph Travel related services will be a maximum of \$4,000.

ORDINANCE 56-20

Mayor Evans stated that the developers from Dollar General asked that we add the emergency clause to our ordinance for vacating the alleys so that adopting the ordinance will fit in their timeline. The Ordinance was adjusted to read as an emergency if council so chooses to amend it and vote that way.

Mr. J. Peters made a motion to accept the amended version of the ordinance with a second from Mr. Coll. In a voice vote, all members agreed.

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ORDINANCE 56-20 (AMENDED)

Second Reading

AN ORDINANCE PROVIDING FOR THE VACATION OF THE ALLEYS ABUTTING AND BETWEEN LOTS 1,2,3, AND 4 OF THE R.C. HOFFMAN'S ADDITION AND OUT LOT 20 OF THE CITY OF JACKSON AND THE ALLEY ABUTTING AND BETWEEN LOTS 1,2, AND 3 OF THE R.C. HOFFMAN'S ADDITION OF THE CITY OF JACKSON AND DECLARING AN EMERGENCY.

Mr. J Peters made a motion to suspend the rules with a second from Mr. Coll. A roll call vote was taken and the results are as follows:

Foster	Yes
Coll	Yes
Colby	Yes
R. Peters	Yes
J. Peters	Yes
Biggs	Yes
Bopp	Yes

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

Foster	Yes
Coll	Yes
Colby	Yes
R. Peters	Yes
J. Peters	Yes
Biggs	Yes
Bopp	Yes

Ordinance 56-20 Duly Adopted

ORDINANCE 57-20

AN ORDINANCE ACCEPTING THE ELECTION RESULTS APPROVING AN INCOME TAX AT THE RATE OF 1.5% COMMENCING JANUARY 1, 2021 AS CERTIFIED BY THE JACKSON COUNTY BOARD OF ELECTIONS, AND DIRECTING THE ADOPTED TAX CODE TO BE PLACED WITHIN THE CODIFIED ORDINANCES OF THE CITY OF JACKSON AND DECLARING AN EMERGENCY.

First Reading

Mr. J. Peters made a motion to adopt the Ordinance with a second from Mr. Coll. In a voice vote, all members agreed.

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Mr. J Peters said he is usually adamant against emergency legislation. However, this paperwork must be in place by January 1, 2021. So this is necessary.

Mr. J. Peters made a motion to suspend the rules with a second from Mrs. Biggs. A roll call vote was taken and the results are as follows:

Foster	Yes
Coll	Yes
Colby	Yes
R. Peters	Yes
J. Peters	Yes
Biggs	Yes
Bopp	Yes

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

Foster	Yes
Coll	Yes
Colby	Yes
R. Peters	Yes
J. Peters	Yes
Biggs	Yes
Bopp	Yes

Ordinance 57-20 Duly Adopted

RESOLUTION 43-20

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, OR HIS DESIGNATED REPRESENTATIVE, TO FILE AN APPLICATION TO THE STATE OHIO DEPARTMENT OF NATURAL RESOURCES FOR THE JACKSON FIRE DEPARTMENT FOR THE PURCHASE OF PPE ITEMS AND DECLARING AN EMERGENCY.

First Reading

Mr. R. Peters made a motion to adopt the Resolution with a second from Mrs. Colby. In a voice vote all members agreed.

Paperwork must be filed by January 15th.

Mr. J Peters made a motion to suspend the rules with a second from Mrs. Biggs. A roll call vote was taken and the results are as follows:

Foster	Yes
Coll	Yes
Colby	Yes
R. Peters	Yes
J. Peters	Yes
Biggs	Yes
Bopp	Yes

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

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Foster	Yes
Coll	Yes
Colby	Yes
R. Peters	Yes
J. Peters	Yes
Biggs	Yes
Bopp	Yes

Resolution 43-20 Duly Adopted

RESOLUTION 44-20

A RESOLUTION OF THE LEGISLATIVE AUTHORITY OF THE CITY OF JACKSON, OHIO AUTHORIZING THE MAYOR OF THE CITY OF JACKSON TO EXTEND THE TOLLING AGREEMENT WITH THE GOODYEAR TIRE & RUBBER CO. AND DECLARING AN EMERGENCY.

First Reading

Mrs. Biggs made a motion to adopt the Resolution with a second from Mrs. Colby. In a voice vote all members agreed.

Mr. Coll made a motion to move to executive session for the purpose of discussing a pending lawsuit. Mr. R. Peters seconded the motion. The motion included everyone in the room. A roll call vote was taken to enter into executive session and the results are as follows.

Foster	Yes
Coll	Yes
Colby	Yes
R. Peters	Yes
J. Peters	Yes
Biggs	Yes
Bopp	Yes

Council entered executive session at 7:52 PM

Mrs. Biggs made a motion to resume regular session with a second from Mrs. Colby. Council resumed regular session at 8:12 PM

Mr. R. Peters made a motion to suspend the rules with a second from Mr. Foster. A roll call vote was taken and the results are as follows:

Foster	Yes
Coll	Yes
Colby	Yes
R. Peters	Yes
J. Peters	Yes
Biggs	Yes

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Bopp Yes

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

Foster	Yes
Coll	Yes
Colby	Yes
R. Peters	Yes
J. Peters	Yes
Biggs	Yes
Bopp	Yes

Resolution 44-20 Duly Adopted

CORRESPONDENCE~ Public Announcement – Christmas & New Year's Hours – Closed Christmas Eve and Christmas Day & New Year's Eve and New Year's Day. Garbage will run normal routes on Christmas and New Year's Eve. However, the garbage for Christmas and New Year's Day routes will run the following Monday.

OLD BUSINESS~ None

SIGNED IN TO SPEAK~ None

NEW BUSINESS~ Mr. Bopp said the Planning Commission met this evening at 5:30 PM and voted to approve city Electric for Allen & Beverly Byler of 9518 Chillicothe Pike Jackson for use in their residential pole barn. Mr. Bopp made a motion that council approve this request with a second from Mrs. Biggs. In a voice vote all members agreed.

Mr. J. Peters asked the administration about the expired police contract. Mr. Swackhammer said they had a 6 month extension. They had reached out to their representative to find out dates to meet for contract negotiations.

Mr. Peters read information regarding annual reports effective 7-1-85

ORC 705.22 of Municipal Corporation should have an annual report printed showing

- A) The classified statement of all receipts, expenditures, assets, and liabilities of the municipal corporation;
- B) A detailed comparison of such receipts and expenditures with those of proceeding year;
- C) A summary of the proceedings of the legislative authority and summary of operations of the administrative departments for the previous 12 months.

Mr. J. Peters said we as the legislative authority need to be publishing what is going on in the city. And we should be doing this quarterly so it isn't too lengthy at the end of the year.

Resolution 14-16 passed by emergency on 7-11-16. Designated LSTA Grant –from the State Library of Ohio to set up television white space equipment – Internet equipment. It runs out at the end of this year. We have agreed to take over this. We are one of 5 sites chosen by the library to take over this.

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Mrs. Biggs said that a citizen had emailed her that we aren't doing committee meetings correctly. We are to sit in the back around the table. The only people who should be contributing to the conversation are the committee members. If other council members come they should be part of the audience and not speak until the end of the meeting.

Look into buying the 2020 OML booklets that we didn't get because the conference was canceled.

Mr. J. Peters made a motion to enter into executive session for the purpose: To consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee. His motion included all council members, the auditor, mayor, service director, and clerk.

The motion was seconded by Mrs. Biggs. A roll call vote was taken and the results are as follows:

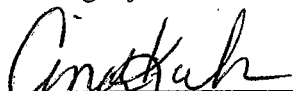
Foster	Yes
Coll	Yes
Colby	Yes
R. Peters	Yes
J. Peters	Yes
Biggs	Yes
Bopp	Yes

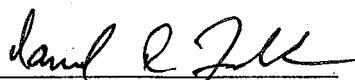
Council entered executive session at 8:29 PM

Mr. J. Peters made a motion to return to regular session with a second from Mr. Coll. In a voice vote all members agreed. Council returned to regular session at 8:55 P.M.

Mr. Bopp made a motion to adjourn with a second from Mrs. Biggs. In a voice vote, all members agreed.

Meeting adjourned 8:56 PM


Cindi Kuhn, Council Clerk


Dan Fulks, President

Date 12-28-20

Date 12/28/2020

