

JACKSON CITY COUNCIL

Minutes From

May 10, 2021

7:00 P.M.

REGULAR SESSION

Jackson City Council met in regular session on Monday, May 10, 2021. The pledge was led by Mr. Foster, and the prayer was given by Mrs. Colby. 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 -- Absent
- Mr. Bopp -- Present

Mrs. Colby made a motion to excuse Mrs. Biggs with a second from Mr. J. Peters. In a voice vote, all members agreed.

VISITORS

APPROVAL OF MINUTES~ Mr. J. Peters made a motion to approve the minutes with a second from Mr. Coll. In a voice vote, all members agreed.

COMMITTEE REPORTS

UTILITY ~ Met this evening, 5-10-21 to discuss Codified Ordinance 921.11 regarding proposed ordinance on commercial lighting. Next meeting 5/24/21 at 5:30PM to discuss Brush Ordinance.

BUDGET & FINANCE~ No Report

POLICE, FIRE, & TRAFFIC~ No Report.

SERVICE COMMITTEE~ Mr. R. Peters asked for input on the Total Media contract. Working on amendment to the yard sale ordinance.

JAIL COMMITTEE ~ No Report

CITY AUDITOR/ TREASURER~ Mr. Reed explained to council the Ordinance regarding the library budget. Asked for it to be passed on emergency because it is due by end of May.

CITY ATTORNEY~ No Report

POLICE CHIEF~ No Report

FIRE CHIEF~ No Report

MAYOR ~

- Update on summer projects/ paving projects. Working on bid specs for Veterans Dr., Harding Ave., Orange St., Vine St., Ohio Ave., David Ave., Huron St., Burlington Rd., and Evans Place.
- Steve Riegel moving into the new position of GIS.
- Working on Florence Ave. Water project as summer project.

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- To meet 5/18/21 at GP for community street project including Anderson, Florence, and Dawson water lines. Repair of sewer and storm drain repairing. Rain Date 5/19/21
- National Police Week- ends Saturday. Asked council and public to show appreciation for the PD

SERVICE/SAFETY DIRECTOR ~

- Requests council take a “yea, nay” vote for him to contact Total Media, and tell them we are not planning to continue the contract as is.
- Information on ODNR for Jisco West
- Recognize Chief Channel for grant award. Asked for a meeting of Police, Fire, and Traffic committee. Upcoming Fire Levy.
- Meeting with Total Media
- Working with ODNR on hunting and fishing areas and signage and permits.
- Update on clean up and guidelines for cemetery decorations and concerns for safety with items being ejected by mowers. Asked Council for feedback on enforcing the existing regulations at cemetery. Will meet with any council members at the cemetery.

ORDINANCES AND RESOLUTIONS

ORDINANCE 29- 21

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE COMMUNITY IMPROVEMENT FUND: ODOT.

Third Reading

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	Absent
Bopp	Yes

Ordinance 29-21 Duly Adopted

ORDINANCE 32- 21

AN ORDINANCE REPEALING AND AMENDING THE CITY OF JACKSON’S CODIFIED ORDINANCE SECTION 1314.04 GOVERNING STREET CONSTRUCTION.

Third Reading

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

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

Ordinance 32-21 Duly Adopted

ORDINANCE 33- 21

AN ORDINANCE REPEALING IN ITS ENTIRETY THE CITY OF JACKSON'S CODIFIED ORDINANCE CHAPTER 1319 THAT GOVERNS OCCUPANCY CERTIFICATE REQUIREMENTS.

Second Reading

Mr. R. Peters asked to confirm that the title of building official does not change. Mr. Swackhammer said correct.

ORDINANCE 34- 21

AN ORDINANCE TO REVISE THE CODIFIED ORDINANCES BY ADOPTING CURRENT REPLACEMENT PAGES THERETO AND DECLARING AN EMERGENCY.

Second Reading

ORDINANCE 35- 21

AN ORDINANCE ADDING CHAPTER 737 TO THE CODIFIED ORDINANCES OF THE CITY OF JACKSON TO GOVERN THE OPERATION OF FOOD TRUCKS AND MOBILE FOOD SERVICE VEHICLES.

Second Reading

Mr. Swackhammer answered some questions that have come to him. Title says Food Trucks and Mobile Service Vendors. Both- not just food. Can we change the title to say Mobile Service Vendors (ex. AT&T, pop-up tent- no vehicle involved) Mr. Kirby said he would need to look, but the non-food might be covered under the Transient Merchant Ordinance. This would be separate.

If you aren't a vendor at a specific location are you a Transient Merchant? Discussed the ice cream only vendors. Moving Ice Cream truck?

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Discussion on whether permit fees are enough. Are the permit fees there to try to deter this type of merchant or are they in place for safety. If they are a fixed type business, they are paying more. Property tax, utilities, income tax.

Discussion on the purpose. If we want to encourage this, we can write an ordinance that council is happy with and then enforce it.

Suggestion that the permit runs from January 1-December 31st. Suggestion yearly fees- \$500.00/year but with an exemption for non-profit organizations.

ORDINANCE 36-21
Intentionally Omitted

ORDINANCE 37- 21

**AN ORDINANCE REPEALING AND AMENDING THE CITY OF JACKSON'S CODIFIED
ORDINANCE SECTION 921.13 ON CONTRIBUTIONS IN AID TO CONSTRUCTION.**

First Reading

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

Mr. Swackhammer said he and Mr. Woltz have discussed this a few times. Would like to charge up front for the cost of the initial service to set up poles, wire, labor, ect... Instead of paying for a future service and not knowing, how much they would use. They will be metered for that service as they use it.

Mr. J. Peters made a motion to amend section A & C. To strike the word annually from (a). Remove the strike through in (a) beginning with the word "based" and continues until the end of (a) and return (b). Mr. R. Peters seconded the motion. In a voice vote, all members agreed.

ORDINANCE 38- 21

**AN ORDINANCE REPEALING AND AMENDING THE CITY OF JACKSON'S CODIFIED
ORDINANCE SECTION 921.11 FOR PRIVATE AREA LIGHTING.**

First Reading

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

Mr. J. Peters said this was discussed during the Utility Committee. Administration will make the changes they discussed and bring the updated copy for the next meeting.

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ORDINANCE 39-21

**AN ORDINANCE APPROVING THE 2022 JACKSON CITY LIBRARY BUDGET AND
DECLARING AN EMERGENCY.**

First Reading

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

Mr. Reed explained that the Library is funded by the state. The city does not give them money or handle their budget. We only are required to approve it.

The clerk was given this since the last meeting. It must be approved by 5-31-2021.

Mr. J. Peters made a motion to suspend the rules because the deadline is the end of May. There isn't enough time to go the three readings. Mrs. Colby seconded the motion. In a roll call vote, council voted as follows:

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

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

Foster	No
Coll	Yes
Colby	Yes
R. Peters	Yes
J. Peters	Yes
Biggs	Absent
Bopp	Yes

Ordinance 39-21 Duly Adopted

ORDINANCE 40- 21

**AN ORDINANCE REPEALING AND AMENDING THE CITY OF JACKSON'S
CODIFIED ORDINANCE SECTIONS 1311.03, 1311.04, 1311.05, 1311.06 AND 1311.08
GOVERNING BUILDING PERMIT FEES AND APPLICATION REQUIREMENTS TO OBTAIN
A PERMIT AND DECLARING AN EMERGENCY.**

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First Reading

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

Mr. Swackhammer said the previous codified ordinance had many line items. This simplifies the permit fee schedule. Struck various parts of the Ordinance and added some verbiage where necessary.

Council discussed some additional changes needed.

Mr. J. Peters made a motion to amend Ordinance 40-21 by striking the last sentence under 1311.03. Mr. R. Peters seconded the motion. In a voice vote, all members agreed.

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

Foster	No
Coll	Yes
Colby	Yes
R. Peters	Yes
J. Peters	Yes
Biggs	Absent
Bopp	Yes

There were not enough votes to suspend the rules. Therefore, the Ordinance could not be adopted. It will be a second reading at the next meeting.

ORDINANCE 41-21

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

First Reading

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

Mr. Reed said the city sometimes receives checks from insurance companies for houses in the city that have had a fire. The city must do debris removal, and the money covers it. This money was sent to the city, however, this house was outside of the city. We need to approve the appropriations to pay this money back to the customer.

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

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

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Biggs	Absent
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	Absent
Bopp	Yes

Ordinance 41-21 Duly Adopted

RESOLUTION 13-21

A RESOLUTION OF THE LEGISLATIVE AUTHORITY OF THE CITY OF JACKSON, OHIO TO ACCEPT THE PROPOSAL OF COURTNEY & ASSOCIATES TO PROVIDE CONSULTING SERVICES TO ASSIST IN DEVELOPING AND IMPLEMENTING POLICIES AND PROCEDURES FOR DEALING WITH BEHIND-THE-METER GENERATORS.

Third Reading

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

Foster	No
Coll	Yes
Colby	Yes
R. Peters	Yes
J. Peters	Yes
Biggs	Absent
Bopp	Yes

Resolution 13-21 Duly Adopted

RESOLUTION 14-21

A RESOLUTION OF THE LEGISLATIVE AUTHORITY OF THE CITY OF JACKSON, OHIO TO AUTHORIZE THE SERVICE SAFETY DIRECTOR TO APPROVE AMP TO BID ON BEHALF OF THE CITY ON FINANCIAL TRANSMISSION RIGHTS AND DECLARING AN EMERGENCY.

Third Reading

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

Foster	No
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Coll	Yes
Colby	Yes
R. Peters	Yes
J. Peters	Yes
Biggs	Absent
Bopp	Yes

Resolution 14-21 Duly Adopted

Mr. R. Peters made a motion to bring Resolution 15-21 from the table. Mrs. Colby seconded it. In a voice vote, all members agreed.

RESOLUTION 15-21

A RESOLUTION OF THE LEGISLATIVE AUTHORITY OF THE CITY OF JACKSON, OHIO TO AUTHORIZE THE SERVICE-SAFETY DIRECTOR TO ENTER INTO AN AGREEMENT WITH AMP-OHIO FOR KEY ACCOUNT REPRESENTATIVE SERVICES.

Second Reading (again)

Council was given the updated contract.

CORRESPONDENCE~ None

OLD BUSINESS~ Mr. R. Peters made a motion for Mr. Swackhammer to negotiate the terms of the Total Media contract. Mrs. Colby seconded the motion. In a voice vote, all members agreed.

Asked administration to begin work on addressing the temporary park camp that exists during the Apple Festival. We offer the property to Bates Brothers Amusement for their personnel to camp there, but we don't see any funds coming in.

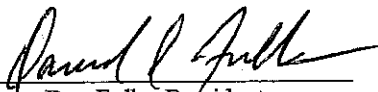
SIGNED IN TO SPEAK~ None

NEW BUSINESS~ Mr. Coll asked about the junk yard on Broadway. The fence is missing. He asked if the Code Enforcement Officer had contacted them. Mr. Swackhammer said that Mr. Lewis has talked to the owner about the broken down fence.

Mr. R. Peters made a motion to adjourn with a second from Mrs. Colby. In a voice vote, all members agreed.

Meeting adjourned 9:10 PM


Cindi Kuhn, Council Clerk


Dan Fulks, President

Date 5-24-21

Date 5/24/2021