

JACKSON CITY COUNCIL
Minutes From
September 12, 2022
7:00 P.M.
REGULAR SESSION

Jackson City Council met in regular session on Monday, September 12, 2022. The pledge was led by Mr. Crabtree, 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. Ondera --Present
- Mrs. Colby -- Present
- Mr. Peters -- Present
- Mr. Newkirk - Present
- Mr. Crabtree - Present
- Mr. Bopp -- Present

VISITORS/RECOGNITIONS~ None

SIGNED IN VISITORS TO SPEAK~ None

APPROVAL OF MINUTES~ Some Ordinance numbers from last meeting were duplicates and had to be changed. Mr. Ondera made a motion to change Ordinance numbers 34-22 and 35-22 to 37-22 and 38-22 respectively and to reflect this in the minutes. Mr. Newkirk seconded this motion. In a voice vote, all members agreed.

Mr. Peters made a motion to approve the amended, regular meeting minutes from August 8, 2022 with a second from Mrs. Colby. In a voice vote, all members agreed.

COMMITTEE REPORTS

UTILITY ~ No Report

BUDGET & FINANCE~ No Report

SERVICE COMMITTEE ~No Report

CITY AUDITOR/ TREASURER~ Several in the packets concerning appropriations. He will speak about them as they come up.

CITY ATTORNEY~ No Report

FIRE CHIEF~ No Report

POLICE CHIEF ~ All 4-way stop signs are up. He and the PD have been out monitoring. They haven't written any citations but have given warnings. There haven't been any crashes and he feels the flow is better. There isn't any back up of traffic and the speed has slowed down on High St., as people are not trying to beat a light any longer.

Mr. Reed asked if the stop sign on Bridge headed out of town is necessary. Couldn't that be a continuous right turn? Chief Hinsch said he is favor of the stop. It only takes a second for traffic to stop and then turn

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right. There are a lot of kids in that area and bus stops. This slows down the traffic and makes it safer.

Mr. Swackhammer said the administration has discussed changing the stop light at David and South and the one at Burlington and Huron to four way stops also. Chief Hinsch said he would be in favor of this change also.

MAYOR~

- Skate park – Have finished the project at the skate park from the grant we received. The kids that originally wrote to the mayor asking for some new equipment have been invited to a dedication on Wednesday afternoon.
- Downtown streets will be closing on Saturday morning as they begin setting up for the Apple Festival.

Project Updates:

- E. Broadway paving has been awarded by ODOT to Shelley & Sands. We still don't know the time frame on this. The cost came in \$250k over the engineer estimate. The city would have had to make up this difference. We asked ODOT to look at it again. They had to take it back to their board to approve the cap increase. We are still hoping to have it paved this fall, but are not sure.
- ODOT 93 paving will begin after the Apple Festival.

SERVICE DIRECTOR~

- Mr. Swackhammer asked the police chief to comment on the letter he sent to the public regarding responsible appropriate actions during the Apple Festival.
 - Chief Hinsch said he posted a letter on the JPD Facebook page. He said that the parking on the streets in front of houses in the city belongs to the city not the homeowner. They are not allowed to block these spots off with anything to save their spots for parking during the Apple Festival. It is public parking. It is a violation of city ordinances and ORC to block these spots with other things. He said this is an early warning to the residents that this will not be tolerated. If there is a street obstruction, it will be impounded and the homeowner will be cited.
- ODOT traffic signal project is almost finished. They will finish the paving mid-week and all forms and stakes will be removed. There are a few places that won't be finished, and these will be marked off with caution tape and cones.
- Mr. Berridge had asked the city to apply for the EPA Environmental Assessment because it would be free. However, they found this is no longer the case. Since this project is between Mr. Berridge and the Port Authority, administration feels it will need to be worked out between these two entities. The city was only involved because we thought it would be free.
- Have talked to Columbia Gas. The sidewalks will be completely re-poured when they are finished with their projects.
- Cemetery – looking into alternative staffing. We have posted to outsource the mowing for the 2023 mowing season. The bids will be up at the end of September. Administration will look into this to see if this will help the city with the shortage of employees we face for mowing and help us financially. Seasonal help goes back to school each year and there are still a couple of months of mowing left. They are short handed right now. Have discussed with the Sheriff department to use inmates to do the weedeating. There are over 14,000 headstones that need weedeated around. However, the Sheriff department is short staffed on Correction Officer's to supervise this. This will not work out currently.

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- The mayor asked the chief if they are enforcing an existing Ordinance for the blocking off the street for parking. Chief said it is the Street Obstruction Ordinance. It was asked if there is anything against putting out chairs and ropes in the yards in front of the sidewalks. The chief said they do not regulate this unless there is a dispute. Nothing forbids this. Mr. Reed said this has been an issue in the past. It is the city right of way, not the homeowner's property. However, the homeowner must mow it. They have let the homeowner's place these items out in front of their house but ask them not to do it until Wednesday.

ORDINANCES AND RESOLUTIONS:

ORDINANCE NO. 39-22

AN ORDINANCE REPEALING ORDINANCE 38-22 AND DECLARING AN EMERGENCY.

First Reading

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

Mr. Reed said he left a step out with this ordinance.

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

Foster	Yes
Ondera	Yes
Colby	Yes
Peters	Yes
Newkirk	Yes
Crabtree	Yes
Bopp	Yes

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

Foster	Yes
Ondera	Yes
Colby	Yes
Peters	Yes
Newkirk	Yes
Crabtree	Yes
Bopp	Yes

Ordinance 39-22 Duly Adopted

ORDINANCE NO. 40-22

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS FOR EXPENSES ASSOCIATED WITH GAS, FUEL & OIL EXPENSES AND DECLARING AN EMERGENCY.

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First Reading

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

This is to replace 38-22 that wasn't valid.

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

Foster	Yes
Ondera	Yes
Colby	Yes
Peters	Yes
Newkirk	Yes
Crabtree	Yes
Bopp	Yes

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

Foster	Yes
Ondera	Yes
Colby	Yes
Peters	Yes
Newkirk	Yes
Crabtree	Yes
Bopp	Yes

Ordinance 40-22 Duly Adopted

ORDINANCE NO. 41-22

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS FOR EXPENSES ASSOCIATED WITH SALARIES FOR JACKSON CITY POLICE DEPARTMENT AND DECLARING AN EMERGENCY.

First Reading

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

This Ordinance is for additional appropriations with the income tax. With the Police Department having more officers and looking to hire 1-2 more there isn't enough in the budget for salaries.

Mr. Swackhammer said they intentionally didn't put an abundant number in the budget because they knew they would be going into negotiations. There is also a wage increase through the conciliator that took effect in September.

Mr. 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:

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Foster	Yes
Ondera	Yes
Colby	Yes
Peters	Yes
Newkirk	Yes
Crabtree	Yes
Bopp	Yes

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

Foster	Yes
Ondera	Yes
Colby	Yes
Peters	Yes
Newkirk	Yes
Crabtree	Yes
Bopp	Yes

Ordinance 41-22 Duly Adopted

ORDINANCE NO. 42 -22

**AN ORDINANCE CREATING FUND NUMBER 421: SOUTH STREET PROJECT FUND AND
DECLARING AN EMERGENCY.**

First Reading

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

This is for the project on South St. This needs set up prior to the project.

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

Foster	Yes
Ondera	Yes
Colby	Yes
Peters	Yes
Newkirk	Yes
Crabtree	Yes
Bopp	Yes

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

Foster	Yes
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Ondera	Yes
Colby	Yes
Peters	Yes
Newkirk	Yes
Crabtree	Yes
Bopp	Yes

Ordinance 42-22 Duly Adopted

ORDINANCE NO. 43-22

**AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS FOR
EXPENSES ASSOCIATED WITH MILL STREET SEWER PROJECT EXPENSES
AND DECLARING AN EMERGENCY.**

First Reading

Mr. Newkirk made a motion to adopt the Ordinance, with a second from Mr. Ondera. In a voice vote, all members agreed.

Mr. Swackhammer said availability of materials is the biggest problem we are facing. If the city does this ahead of time they can save on the up charge of materials that most contractors charge. We will get more bidders because companies have the manpower, but they have trouble getting the materials. If we have the material, we should have more bidders and that will lower the cost of the project as well.

Mr. Crabtree asked if we are at risk of buying the wrong materials because we are getting it ahead of time. Mr. Swackhammer said there would be no restocking fee.

Mr. 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	Yes
Ondera	Yes
Colby	Yes
Peters	Yes
Newkirk	Yes
Crabtree	Yes
Bopp	Yes

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

Foster	Yes
Ondera	Yes
Colby	Yes
Peters	Yes
Newkirk	Yes
Crabtree	Yes
Bopp	Yes

Ordinance 43-22 Duly Adopted

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ORDINANCE NO. 44-22

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS FOR EXPENSES ASSOCIATED WITH SOUTH STREET PROJECT EXPENSES AND DECLARING AN EMERGENCY.

First Reading

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

This is the money for the South St. Project, which fund we just created. We need to move this money and make it available for engineering cost. The actual project won't begin until 2023

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

Foster	Yes
Ondera	Yes
Colby	Yes
Peters	Yes
Newkirk	Yes
Crabtree	Yes
Bopp	Yes

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

Foster	Yes
Ondera	Yes
Colby	Yes
Peters	Yes
Newkirk	Yes
Crabtree	Yes
Bopp	Yes

Ordinance 44-22 Duly Adopted

ORDINANCE NO. 45-22

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS FOR SEWER FUND-ADVANCE OUT FUND AND DECLARING AN EMERGENCY.

First Reading

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

This allows us to take the money out and put into the fund for Ordinance 43-22.

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

Foster	Yes
Ondera	Yes
Colby	Yes
Peters	Yes
Newkirk	Yes
Crabtree	Yes
Bopp	Yes

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

Foster	Yes
Ondera	Yes
Colby	Yes
Peters	Yes
Newkirk	Yes
Crabtree	Yes
Bopp	Yes

Ordinance 45-22 Duly Adopted

ORDINANCE NO. 46-22

AN ORDINANCE FOR TRANSFER OF FUNDS FOR THE MILL STREET SEWER PROJECT AND DECLARING AN EMERGENCY.

First Reading

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

We are just moving the money from one fund to another.

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

Foster	Yes
Ondera	Yes
Colby	Yes
Peters	Yes
Newkirk	Yes
Crabtree	Yes
Bopp	Yes

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

Foster	Yes
Ondera	Yes
Colby	Yes

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Peters	Yes
Newkirk	Yes
Crabtree	Yes
Bopp	Yes

Ordinance 46-22 Duly Adopted

ORDINANCE NO. 47-22

AN ORDINANCE FOR TRANSFER OF FUNDS FROM THE GENERAL FUND: TRANSFER OUT TO THE CEMETERY FUND: TRANSFER IN AND DECLARING AN EMERGENCY.

First Reading

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

This is not a budget increase. There was a general fund transfer out line item that we knew we might need. Need to move to the cemetery to finish out the mowing season.

Mr. Peters said we need to look at increasing the Cemetery Levy if it doesn't make enough to support the cemetery.

Mrs. Colby 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
Ondera	Yes
Colby	Yes
Peters	Yes
Newkirk	Yes
Crabtree	Yes
Bopp	Yes

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

Foster	Yes
Ondera	Yes
Colby	Yes
Peters	Yes
Newkirk	Yes
Crabtree	Yes
Bopp	Yes

Ordinance 47-22 Duly Adopted

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ORDINANCE NO. 48-22

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS TO THE CEMETERY FUND – CONTRACTUAL SERVICES AND DECLARING AN EMERGENCY.

First Reading

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

This is set up for contract work, not salary and wages. Since we are not going to use the Sheriff Dept. this ordinance might not work. Decided to let it go through the first reading and see if administration can get a contract in the next two weeks. If not, council can vote this down.

ORDINANCE NO. 49-22

AN ORDINANCE FOR TRANSFER OF FUNDS FROM THE GENERAL FUND: TRANSFER OUT TO THE CEMETERY FUND: TRANSFER IN AND DECLARING AN EMERGENCY.

First Reading

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

Mr. Camp approached Mr. Swackhammer a month ago. He has purchased several city lots. He built a new home on two of the lots. He owns several more that his family is going to also build houses on. Circle Dr. dead ends into the railroad tracks and they currently park their vehicles there. They would like the city to vacate that part of the street and also the alley between two of his other properties that is only grass currently. Mr. Peters said he wasn't in favor of vacating part of a street. Others asked why the street needed vacated. Mr. Swackhammer said one of the new houses is going to be built parallel to the railroad and would sit on part of the street.

RESOLUTION NO. 30-22

A RESOLUTION AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF JACKSON, OHIO AND RUMPKE OF OHIO, INC., FOR LANDFILL SERVICES, AND DECLARING AN EMERGENCY.

Third Reading

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

Foster	Yes
Ondera	Yes
Colby	Yes
Peters	Yes
Newkirk	Yes
Crabtree	Yes
Bopp	Yes

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Resolution 30-22 Duly Adopted

RESOLUTION NO. 35-22

A RESOLUTION OF THE LEGISLATIVE AUTHORITY OF THE CITY OF JACKSON, OHIO TO ACCEPT THE BID OF BUCKEYE STATE PIPE & SUPPLY CO., INC., IN AN AMOUNT NOT TO EXCEED \$271,820.23 FOR THE MATERIAL BID FOR THE MILL STREET PROJECT AS IT WAS THE LOWEST AND BEST RESPONSIVE BID SUBMITTED AND DECLARING AN EMERGENCY.

First Reading

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

This is to pre-buy materials for the Mill St. Project.

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

Foster	Yes
Ondera	Yes
Colby	Yes
Peters	Yes
Newkirk	Yes
Crabtree	Yes
Bopp	Yes

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

Foster	Yes
Ondera	Yes
Colby	Yes
Peters	Yes
Newkirk	Yes
Crabtree	Yes
Bopp	Yes

Resolution 35-22 Duly Adopted

CORRESPONDENCE~ Transfer of Liquor License for The Corner Pub.

Mr. Peters made a motion, with a second from Mr. Newkirk to waive the hearing. In a voice vote, all members agreed.

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OLD BUSINESS~

- Mr. Peters gave council a copy of Codified Ordinance 901 regarding street excavations. He asked council to review it, especially the procedures on backfilling since we are having an issue with Columbia Gas. Council is to email any ideas or concerns to Mr. Peters. He will meet with Mr. Swackhammer and then schedule a Service Committee meeting if necessary.
- Mr. Peters emailed DORA info to council and the clerk also placed a copy in the binders. Mr. Peters talked with some downtown businesses. They would like to meet with the Chamber of Commerce. Mr. Peters would like to meet with administration to entertain the options. Administration would be the one needing to file the petition.

NEW BUSINESS ~

- Mr. Swackhammer asked for council's opinion on changing the stoplights to four-way stops that we discussed earlier on David and Huron Streets. Mr. Peters, Mr. Ondera, and Mrs. Colby all expressed they were in favor of the change. Mr. Swackhammer said he would find the ordinance and bring the information to the next meeting.

EXECUTIVE SESSION:

Mr. Peters made a motion to enter into an executive session to: Consider the Purchase of Property for Public Purposes. He asked everyone at the table and Chief Hinsch to stay. Mr. Ondera seconded the motion.

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

Foster	Yes
Ondera	Yes
Colby	Yes
Peters	Yes
Newkirk	Yes
Crabtree	Yes
Bopp	Yes

Motion Carried

Entered Executive Session 8:17PM


Mr. Bopp made a motion with a second from Mr. Peters to resume regular session. In a voice vote, all members agreed.

Resumed Regular session 8:31PM

Mr. Ondera made a motion with a second from Mr. Newkirk to adjourn. In a voice vote, all members agreed.

Meeting Adjourned: 8:31 PM


Cindi Kuhn, Council Clerk


Dan Fulks, President

Date 9/26/22

Date 9/26/22