

JACKSON CITY COUNCIL  
*Minutes From*  
May 22, 2023  
7:00 P.M.  
REGULAR SESSION

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Jackson City Council met in regular session on Monday, May 22, 2023. The pledge was led by Mr. Elliott 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. Elliott -- Present
- Mrs. Colby -- Present
- Mr. Peters -- Present
- Mr. Newkirk - Present
- Mr. Crabtree - Present
- Mr. Bopp -- Present

**VISITORS/RECOGNITIONS**~ Mayor Evans introduced the Valedictorians for JHS this year. Three of the four were able to attend. Alexa Bragg, Natalie Malone, and Donald Cruse were all present. Kaydee Brown was not able to attend.

Olivia Kennedy was also recognized. She was a 2021 graduate who broke numerous records at JHS. She was a 6- time league champion. She is now a freshman at Northern State University where she is setting new records for indoor and outdoor running.

**SIGNED IN VISITORS TO SPEAK**~ None

**APPROVAL OF MINUTES**~ Mr. Peters made a motion to approve the regular meeting minutes from May 8, 2023, with a second from Mr. Bopp. In a voice vote, all members agreed.

**COMMITTEE REPORTS**

**UTILITY** ~ No Report

**BUDGET & FINANCE**~ No Report

**POLICE, FIRE, & TRAFFIC**~ No Report

**SERVICE COMMITTEE** ~ No Report

**CITY AUDITOR/ TREASURER**~ There is an Ordinance tonight that sets up funds that will align with the computer software.

**CITY ATTORNEY**~ No Report

**FIRE CHIEF**~ No Report

**POLICE CHIEF** ~ No Report

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**MAYOR~**

- Holiday – Monday May 29<sup>th</sup> is Memorial Day. The offices will be closed and the garbage will be picked up on Tuesday.
- Staffing Update
  - Received a lot of positive comments about the improvements in the city.
  - Doing all of these improvements with ten less people than what was employed when this administration took over. They have created new positions, but have not replaced some positions when people retired. Have also moved people around to fill positions.
  - The income tax has helped considerably with having the resources to make the streets look better. The employees are working hard, and everyone involved is doing a great job.
  - The budget now is less than it was when this administration started.

**SERVICE DIRECTOR~**

- There is a list of items of which the city is disposing. Council can look at this prior to the disposal.
- Golf Cart season – Want to make sure they are street legal, with seatbelts for every rider, and there are no underage drivers. Mr. Swackhammer is asking the public to comply to keep everyone safe and asking the PD to monitor.

**ORDINANCES AND RESOLUTIONS:**

**ORDINANCE NO. 23-23**

**AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE VARIOUS WATER, SEWER, AND GARBAGE FUNDS AND DECLARING AN EMERGENCY.**

**Second Reading**

No Further Action was taken.

**ORDINANCE NO. 24-23**

**AN ORDINANCE TRANSFERRING FUNDS FROM THE VARIOUS WATER, SEWER, AND GARBAGE FUNDS: TRANSFER OUT TO THE TRANSFER IN FUNDS OF WATER UTILITY RESERVE, SEWER UTILITY RESERVE, AND GARBAGE UTILITY RESERVE FUNDS AND DECLARING AN EMERGENCY.**

**Second Reading**

No Further Action was taken.

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**ORDINANCE NO. 26- 23**

**AN ORDINANCE REPEALING AND AMENDING ZONING REGULATION TEXT IN CHAPTER VI REGARDING NOTICE TO ADJACENT LANDOWNERS OF APPEAL OF AN ORDER OF THE ZONING ENFORCEMENT OFFICER AND REQUEST FOR VARIANCE AND DECLARING AN EMERGENCY.**

**First Reading**

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

This amendment ordinance is coming from the Planning Commission requiring a public notice for a variance to be the same as the notice for a conditional use. We will be notifying neighbors within 200 feet for both instances. This will change the Zoning Regulations regarding notice given.

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 |
| Elliott  | 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 |
| Elliott  | Yes |
| Colby    | Yes |
| Peters   | Yes |
| Newkirk  | Yes |
| Crabtree | Yes |
| Bopp     | Yes |

**Ordinance 26-23 Duly Adopted**

**ORDINANCE NO. 27-23**

**AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE COMMUNITY IMPROVEMENT FUND AND DECLARING AN EMERGENCY.**

**First Reading**

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

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The city received a grant in 2018 to pave E. Broadway St. The city matched with \$40,000. There were some delays. When ODOT did the engineering last year they said it wasn't fit to pave. Needed substantial repairs. The city did this work last summer. ODOT said it was too late to pave and would pave this year. Now they are saying there are more areas that need repaired. Administration recommends that we spend the extra money and repair as needed before paving. The income tax allows us to do this.

Mrs. Colby 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 |
| Elliott  | 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 |
| Elliott  | Yes |
| Colby    | Yes |
| Peters   | Yes |
| Newkirk  | Yes |
| Crabtree | Yes |
| Bopp     | Yes |

**Ordinance 27-23 Duly Adopted**

**ORDINANCE NO. 28-23**

**AN ORDINANCE AMENDING ZONING REGULATION TEXT IN CHAPTER II OF THE CITY OF JACKSON ZONING REGULATIONS TO PERMIT INDUSTRIAL (I) AS AN ADDITIONAL CONDITIONAL USE IN AREAS ZONED AS B-1, B-2, AND B-3 AND DECLARING AN EMERGENCY.**

**First Reading**

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

Last year the Planning Commission made a recommendation and council approved to permit B-Zones as a Conditional Use in areas zone for Industrial and for Industrial in B-Zones. However, the Ordinance that passed did not grant industrial as a conditional use in the B-Zones. This ordinance corrects that.

Mr. Peters said he was the chair at the time and this was the how the committee had intended.

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

|          |     |
|----------|-----|
| Foster   | Yes |
| Elliott  | 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 |
| Elliott  | Yes |
| Colby    | Yes |
| Peters   | Yes |
| Newkirk  | Yes |
| Crabtree | Yes |
| Bopp     | Yes |

**Ordinance 28-23 Duly Adopted**

**ORDINANCE NO. 29-23**

**AN ORDINANCE AUTHORIZING THE MAYOR TO GRANT A SUPPLEMENTAL EASEMENT TO THE CHILlicothe TELEPHONE COMPANY DBA HORIZON TELCOM, INC., ON PROPERTY OWNED BY THE CITY OF JACKSON FOR PAYMENT TO THE CITY OF \$20,000.00, PURSUANT TO R.C. SECTION 723.121 AND DECLARING AN EMERGENCY.**

**First Reading**

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

This is what was discussed at the last meeting. Council asked Mr. Kirby to bring the ordinance to pass it. This is on Hillcrest Property near Dickason St. This is a 20-year lease for a total of \$20,000 with renewal availability.

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 |
| Elliott | Yes |
| Colby   | Yes |
| Peters  | Yes |
| Newkirk | Yes |

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|          |     |
|----------|-----|
| Crabtree | Yes |
| Bopp     | Yes |

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

|          |     |
|----------|-----|
| Foster   | Yes |
| Elliott  | Yes |
| Colby    | Yes |
| Peters   | Yes |
| Newkirk  | Yes |
| Crabtree | Yes |
| Bopp     | Yes |

**Ordinance 29-23 Duly Adopted**

**ORDINANCE 30-23**

**AN ORDINANCE CREATING FUND NUMBER 700, UTILITY DEPOSIT FUND, AND FUND NUMBER 710, UTILITY CREDIT FUND, 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 an accounting set-up for the auditor's office

Mr. Newkirk 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 |
| Elliott  | 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 |
| Elliott  | Yes |
| Colby    | Yes |
| Peters   | Yes |
| Newkirk  | Yes |
| Crabtree | Yes |
| Bopp     | Yes |

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**Ordinance 30-23 Duly Adopted**

**RESOLUTION NO. 24-23**

**A RESOLUTION ACCEPTING THE CONVEYANCE OF AN OUT OF SERVICE AMBULANCE FROM JACKSON COUNTY EMS FOR USE BY THE JACKSON FIRE DEPARTMENT AND DECLARING AN EMERGENCY.**

**First Reading**

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

This is a free donation. The FD will take this to larger scenes. Carry extra supplies. Will be a support vehicle and the city will carry insurance on it like the other city owned vehicles.

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

|          |     |
|----------|-----|
| Foster   | Yes |
| Elliott  | 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 |
| Elliott  | Yes |
| Colby    | Yes |
| Peters   | Yes |
| Newkirk  | Yes |
| Crabtree | Yes |
| Bopp     | Yes |

**Resolution 24-23 Duly Adopted**

**CORRESPONDENCE~None**

**OLD BUSINESS~ None**

**NEW BUSINESS~** There will be a Board of Zoning Appeals Meeting on June 12, 2023 at 6:30PM for the conditional use for George Davis' property.

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Mr. Newkirk made a motion to enter into executive session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee. He asked everyone at the table to stay. Mrs. Colby seconded the motion. A roll call vote was taken to enter into executive session.

|          |     |
|----------|-----|
| Foster   | Yes |
| Elliott  | Yes |
| Colby    | Yes |
| Peters   | Yes |
| Newkirk  | Yes |
| Crabtree | Yes |
| Bopp     | Yes |

Motion Carried.

Entered Executive Session: 7:44 PM.

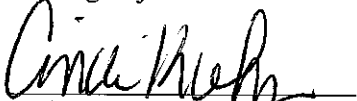
Mr. Peters made a motion to resume regular session, with a second from Mr. Newkirk. In a voice vote, all members agreed.

Motion Carried.


Resume Regular Session 7:54PM

Mrs. Peters made a motion with a second from Mr. Elliott to adjourn. In a voice vote, all members agreed. Motion Carried.

Meeting Adjourned 7:55PM

  
Cindi Kuhn, Council Clerk

Date 6-12-23

  
Dan Fulks, President

Date 6-12-23