

JACKSON CITY COUNCIL
Minutes From
August 14, 2023
7:00 P.M.
REGULAR SESSION

Jackson City Council met in regular session on Monday, August 14, 2023. 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. Elliott -- Present
- Mrs. Colby -- Present
- Mr. Peters --Present
- Mr. Newkirk - Present
- Mr. Crabtree - Present
- Mr. Bopp -- Present

VISITORS/RECOGNITIONS~ Mayor Evans introduced the newest city employee. Abby Johnson has been hired as an entry-level operator at the wastewater treatment plant.

SIGNED IN VISITORS TO SPEAK~ Dave Channel – Fire Chief. Spoke regarding Ordinance 44-23. The Ordinance for the FD was voted down at the last meeting. He has met with the firefighters and the administration and everyone is in agreement with this Ordinance. Would like to have a full time FD, but that is down the road. They need to concentrate on recruitment and retention of firefighters now. And this Ordinance helps them do this. Asking for council's support tonight.

Stephen Moore – A firefighter for the Jackson FD. He also spoke in favor of the Ordinance.

Wayne Lester – From Jackson Transportation. He is concerned about some of the changes to the Taxicab Ordinance being brought this evening. He wants it to be safe for the citizens of Jackson. It does not have as many restrictions as it did in the past. The city is not requiring as high of a standard as before, and he would like some things to stay in place to protect the citizens.

APPROVAL OF MINUTES~ Mr. Bopp made a motion to approve the regular meeting minutes from July 24, 2023, with a second from Mrs. Colby. 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~ No Report

CITY ATTORNEY~ No Report

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FIRE CHIEF~ No Report

POLICE CHIEF ~ Written Stats in packets.

Ordinance tonight for a contract with Lexipol. Can answer questions council might have.

MAYOR~

- Completed summer paving. Will have the same company back in Sept/Oct. to pave the Mill St. area
- Received a grant for Hammertown Lake to do a kayak launch and other upgrades, but haven't received any bids for the projects. Have reached out to some contractors and hopefully will have some bids so they can move forward with the grant money received.
- In the process of working on a new city website. The office personnel and the IT department are working together to find a company to update our website and make it more user friendly.
- The demolition grant opened back up and the code enforcement officer has eight more applying for the demolition.

SERVICE DIRECTOR~

- Added that the additional paving at Mill St. is still within the approved budgeted amount for the paving.
- Tree Commission Meeting is 8-21-23 at 5:30PM
- The county is having another scrap tire day. It is August 26th from 8:00AM-Noon by the city garage.
- Council asked Mr. Swackhammer about the stop sign at the RR tracks at 788. He said he hasn't found out what entity placed the sign there.
- It was asked that the trees be trimmed at Broadway and South so the stoplights would be more visible.
- Asked if Jackson could do something similar as Wellston has with all the unwanted deer within the city limits. Mr. Swackhammer said he isn't aware of what Wellston did. There is an Ordinance that prohibits hunting within the city. They will have to discuss having it amended and what they will allow.
- Mr. Bopp asked about stats on the 4-way stops where there were lights before. The chief said they removed the lights at 6-7 intersections. There have been two minor accidents at the Burlington/Huron intersection. There were five when there was a light. There are no issues at the rest of the stops. There have been 7-8 less traffic accidents as this time last year.

Mr. Elliott asked for a brief recess. President Fulks called a recess from 7:39PM-7:44PM at which time the meeting was paused.

ORDINANCES AND RESOLUTIONS:

ORDINANCE NO. 39-23

AN ORDINANCE REPEALING ORDINANCE 49-22 THAT PREVIOUSLY VACATED A PORTION OF WEST CIRCLE DRIVE.

Second Reading

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No Further Action was taken on this Ordinance.

ORDINANCE NO. 43-23

**AN ORDINANCE REPEALING AND AMENDING THE CITY OF JACKSON'S CODIFIED
ORDINANCE CHAPTER 721 REGARDING TAXICABS.**

First Reading

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

Mr. Swackhammer said the former Ordinance puts a lot of responsibility on the city. In the mid nineties when this was done it was required by the state. However, now the state requirements are stricter. He feels we should treat this as a contractor, and not monitor all the other stuff. It should be the responsibility and liability of the company. Mr. Peters asked if this would pertain to rideshares such as Uber. Mr. Swackhammer said they should fall by definition under this as well.

No Further Action was taken on this Ordinance.

ORDINANCE NO. 44-23

**AN ORDINANCE REPEALING AND AMENDING THE CITY OF JACKSON'S CODIFIED
ORDINANCE SECTIONS 133.01 AND 133.04 REGARDING PERSONNEL AND
COMPENSATION WITHIN THE FIRE DEPARTMENT AND DECLARING AN EMERGENCY.**

First Reading

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

Mr. Swackhammer said this is the same as the one brought to the last meeting except it has the emergency clause. The previous one was in June or July and had time to be put into effect before school started to establish the Cadet program. Now there is not time, so the emergency clause is needed. Has the support of the FD. Many firefighters are present at the meeting to show their support.

Mr. Peters said he still can't support the Ordinance because of the classification of those two positions. He feels they need a raise and supports the raise, but can't support for the other reason.

Mr. Elliott 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
Elliott	Yes
Colby	Yes
Peters	No
Newkirk	Yes
Crabtree	Yes

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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	No
Newkirk	Yes
Crabtree	Yes
Bopp	Yes

Ordinance 44-23 – Duly Adopted

ORDINANCE NO. 45-23

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS TO THE MUNICIPAL SWIMMING POOL, TRANSFER-IN FUND AND DECLARING AN EMERGENCY.

First Reading

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

There was \$45,000 placed in the general fund to help with the pool. They need \$30,000 of it to finish out the year.

Mr. Bopp 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 45-23 – Duly Adopted

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ORDINANCE NO. 46-23

AN ORDINANCE CREATING FUND NUMBER 418, 93 SOUTH WATERLINE PROJECT 2024 FUND, AND DECLARING AN EMERGENCY.

First Reading

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

This is establishing the line item for the 1.6 million that we have gotten for this project.

Mrs. Colby 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
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 46-23 – Duly Adopted

ORDINANCE NO. 47-23

AN ORDINANCE APPROVING ADDITIONAL APPROPRIATIONS IN THE LILLIAN JONES OPERATING FUND AND DECLARING AN EMERGENCY.

First Reading

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

These are fund from Lillian Jones, not city funds. This is what they need to do the porch repairs.

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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 47-23 – Duly Adopted

RESOLUTION NO. 30-23

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, OHIO TO ACCEPT THE CONVEYANCE OF 4 ACRES, MORE OR LESS, LOCATED BEHIND THE BRIDGE STREET DOLLAR GENERAL STORE FROM HSC BRIDGE STREET, LLC AND DECLARING AN EMERGENCY.

Second Reading

Mayor Evans said the city would like to have this area cleaned up before the Apple Festival so is asking council to go ahead and approve tonight. It will be clean green space.

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

Resolution 30-23 – Duly Adopted

RESOLUTION NO. 31-23

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, OR HIS DESIGNEE, TO FILE AN APPLICATION TO THE STATE OF OHIO BUREAU OF WORKERS COMPENSATION FOR THE FIREFIGHTER EXPOSURE TO ENVIRONMENTAL ELEMENTS GRANT PROGRAM FUNDING AND DECLARING AN EMERGENCY.

First Reading

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

Every year the fire department applies for grants when available for their needs. This is a three-year grant for \$15k.

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
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 31-23 – Duly Adopted

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RESOLUTION 32-23

A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR AND DECLARING AN EMERGENCY.

First Reading

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

This is supplied every year by the county auditor. This is an estimate of what will be brought in by the levies. Council needs to approve and then it goes back to the budget commission.

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 32-23 – Duly Adopted

RESOLUTION NO. 33-23

A RESOLUTION AUTHORIZING AN AGREEMENT WITH LEXIPOL, LLC TO PROVIDE ANNUAL LAW ENFORCEMENT POLICY MANUAL AND DAILY TRAINING BULLETINS TO THE JACKSON POLICE DEPARTMENT FOR A ONE YEAR PERIOD AND DECLARING AN EMERGENCY.

First Reading

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

Mr. Swackhammer has been looking at the policy and procedures manual for the PD with the chief. It is outdated. Have looked into others. Oak Hill and Wellston both use this company. This keeps the things fresh as the company does for us with the codified ordinances. We do not want the officers following a policy that is outdated or illegal. That makes the city liable. Chief Hinsch was at a meeting with 60 new chiefs and 85% of them use Lexipol. The firm constantly monitors it. The PD's that do not have it have their own attorney that wrote their policies. It would be much more expensive to contract with an attorney for this. This will be an interactive process in which the city will have input on the policies and procedures. Mr. Crabtree asked if council will need to pass something saying we are following Lexipol. The Chief said that would be a question for our legal counsel as to whether we need to adopt something else.

Mr. Peters 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
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 33-23 – Duly Adopted

RESOLUTION NO. 34-23

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF JACKSON TO ACCEPT THE OHIO DEPARTMENT OF DEVELOPMENT, WATER AND WASTEWATER INFRASTRUCTURE PROGRAM GRANT FOR FUNDING OF THE 93 SOUTH WATERLINE PROJECT 2024 DECLARING AN EMERGENCY.

First Reading

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

This is just allowing the Mayor to accept the 1.6 million grant money.

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Mr. 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
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 34-23 – Duly Adopted

RESOLUTION NO. 35-23

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

First Reading

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

There is a 6% raise in cost.

No Further Action was taken on Resolution 35-23

RESOLUTION NO. 36-23

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 OF \$96,829.26 FOR THE MILL STREET SEWER REPLACEMENT PROJECT PHASE 3 AS IT WAS THE LOWEST AND BEST RESPONSIVE BID SUBMITTED AND DECLARING AN EMERGENCY.

First Reading

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

We received three bids. The other two were over \$100k. If we bill the materials ahead of the project, we can get the contractor bid cheaper and won't get the up charge on the materials with the contractor. There is a six-week delivery right now. Therefore, we need to pass. The contractor bidding is next week.

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
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 36-23 – Duly Adopted

RESOLUTION NO. 37-23

A RESOLUTION AUTHORIZING THE CITY OF JACKSON TO FILE AN APPLICATION TO THE JACKSON COUNTY COMMUNITY FOUNDATION AND THE FOUNDATION FOR APPALACHIAN OHIO FOR FUNDING COMMUNITY PROGRAMS AND DECLARING AN EMERGENCY.

First Reading

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

This grant is for \$500-4500. We want to try to add additional playground equipment at the pool. This would be outside the pool area so could be used year round. Sept. 12th deadline.

Mr. Elliott 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
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 37-23 – Duly Adopted

CORRESPONDENCE~None

OLD BUSINESS~ None

NEW BUSINESS~ Mr. Elliott scheduled a Board of Zoning Appeals meeting for August 28th at 6:30PM before the regular council meeting in chambers.

Mr. Fulks, Mr. Peters, and Mr. Elliott all thanked the fire fighters for the work they do for the city.

EXECUTIVE SESSION~

Mr. Elliott made a motion to enter executive session to conference with an attorney for the public body and Goodyear concerning disputes involving the public body that are the subject of pending or imminent court action. He asked everyone at the table to stay. Mr. Peters seconded the motion.

A roll call vote was taken to enter into executive session, and the results are as follows:

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

Entered Executive Session: 8:14PM

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

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Resumed Regular Session: 8:27PM

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

Meeting Adjourned 8:28PM


Cindi Kuhn, Council Clerk


Dan Fulks, President

Date 8-28-23

Date 8-28-2023

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