

City Council 2001 January – June

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JANUARY 2, 2001 REGULAR MEETING

President Reed called the meeting to order at 7:00 P.M. and asked Councilman Blakeman to lead Council and guests in the pledge of allegiance to the flag.

PRESENT: President Dale Reed, Councilwoman Joyce Thompson, Councilmen Jack Jones, Forest Blakeman, Lynn Downey and Greg Kempton. Councilman Roger Kemper was excused.

MINUTES: Councilman Jones made a motion, seconded by Councilman Blakeman to approve the minutes of the December 19, 2000 regular meeting. Roll Call: All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey reported the Auditor's Office was not making the progress he had hoped they would on the Excel program. He added he was informed by Councilman Kemper that they weren't even going to be using Excel, as Council had discussed. He said the Auditor's office is now being allowed to use their own program that their software company has come up with. He stated he will keep pushing until he sees the report. He also added the Mayor had a meeting with the City's health insurance representative regarding the rate increase on the insurance. They will be re-quoting the insurance with not only the present carrier, but others as well. The rate increase was effective January 1, 2001 and will be continued on a monthly basis. The new quote should be in by the end of January.

Personnel Committee: Councilman Kemper was not present.

Recreation Committee: Councilman Blakeman stated there has been some vandalism at the Walnut Street Park. He added that he has talked with Police Chief, Mike Corwin, about the possibility of getting a surveillance camera for the park.

Street Committee: Councilman Kempton had no report.

Zoning Committee: Councilman Jones had no report.

Public Services Committee: Councilwoman Thompson reported the committee met prior to this evening's Council meeting regarding the contest entries for the design for the new water tower. They selected two finalists and are going to find out the cost of each project before they make a decision. They will have the name of the winner at the next Council meeting.

MAYOR'S REPORT: Mayor Kelly was not present.

OLD BUSINESS:

RESOLUTION #62-2000 (SECOND READING) – RENAME THE "TRAFFIC FUND" TO THE "POLICE FUND". Councilman Jones read Resolution #62-2000 in its entirety for the second reading. This Resolution renames the "Traffic Fund" to the "Police Fund".

NEW BUSINESS:

ORDINANCE #01-2001(EMERGENCY) – TO COMPLY WITH OHIO REVISED CODE. Councilwoman Thompson read Ordinance #01-2001 in its entirety and made a motion, seconded by Councilman Jones to approve Ordinance #01-2001 as an emergency. Roll Call:

All Aye. This Ordinance amends Ordinance #337.99 to comply with the Ohio Revised Code Section 4513.263 and 4513.99 to increase the fines for seat belt violations.

ORDINANCE #02-2001 (EMERGENCY) – APPROVE REPLACEMENT PAGES FOR CODIFIED ORDINANCES. Councilman Jones read Ordinance #02-2001 in its entirety and made a motion, seconded by Councilwoman Thompson to approve Ordinance #02-2001 as an emergency. Roll Call: All Aye. This Ordinance approves current replacement pages to the Waverly codified ordinances as prepared by the Walter H. Drane Company.

RESOLUTION #03-2001 (EMERGENCY) – DIRECT TAX ADMINISTRATOR TO COMPLY WITH HOUSE BILL #477 & #483. Councilman Downey read Resolution #03-2001 in its entirety and a made a motion, seconded by Councilwoman Thompson to approve Resolution #03-2001 as an emergency measure. Roll Call: All Aye. This Resolution directs the Tax Administrator to comply with House Bill #477 & #483 until such time as the City can amend its tax ordinance and rules and regulations to comply with the new state laws on income taxation.

Councilwoman Thompson added that Chief Corwin notified her that he received a resignation from Police Dispatcher Doug Carson and is looking for someone to fill this position.

AUDITOR'S REPORT:

Harvey Whaley, Auditor, was excused from the meeting. President Reed asked for a motion to pay the bills. Councilwoman Thompson made a motion to pay the bills, seconded by Councilman Downey. Roll Call: All Aye.

Councilman Blakeman made a motion, seconded by Councilman Jones to adjourn. Roll Call: All Aye. Being no further business, Council was adjourned.

JANUARY 16, 2001 REGULAR MEETING

PRESENT: President Dale Reed, Councilwoman Joyce Thompson, Councilmen Jack Jones, Forest Blakeman, Lynn Downey, Roger Kemper and Greg Kempton.

MINUTES: Councilman Kemper made a motion, seconded by Councilwoman Thompson to approve the minutes of the January 2, 2001 regular meeting. Roll Call: All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey asked about the status on using Excel in the Auditor's Office. Councilwoman Thompson reported she met with Rita and Ellen from the Auditor's office and she has given Council a copy of the reports, which the company that produces the Auditor's software has come up with. She also stated she passed out a copy of the Excel spreadsheet that Councilman Kemper's office uses at MR/DD. There was much discussion about the new report and many Council members did not feel the new Auditor's report gave them the information they were looking for.

Councilwoman Thompson stated she had also handed out some information about the cost of adding the Excel program to the existing computers and it was not very expensive. She also had information about an Excel class starting at the JVS on January 23. Councilman Kemper stated he has talked to Rita and Ellen and one of their concerns is about having two separate programs: one for payroll and one for income and expenses. He added that everything could be converted to Excel, including payroll. He added that Rita and Ellen were both assured by their software consultant that all the information Council was looking for could be included in the reports he was helping them generate. Councilman Kemper stated he feels the new report is still missing some items.

Mayor Kelly stated he would like the spreadsheets to be uniform with what the department heads are doing. He also added that if Rita or Ellen were to ever leave their positions in the Auditor's office, it would take a long time to train someone on the system they currently use. However, if they were using a program such as Excel, there are a lot of people familiar with Excel that could easily step in and do the work without a lot of extra training. Councilman Downey stated that Council has passed a motion that they wanted Excel and Harvey agreed, so why isn't it being done? Harvey stated his staff is working with the program they have because it can work. Councilman Downey stated Excel is universal and we need to have a universal system. Councilman Kemper added that Rita and Ellen are working too hard. They are still entering everything by hand and would not have to with Excel. It would be easier for them. Mayor Kelly added that many businesses are using Excel. President Reed asked Council to make a decision whether to pursue Excel, upgrade computers, or what? Councilman Downey stated he felt this would be duplicating what Council already did, which was to have the Auditor's office use the Excel program. President Reed stated he does not have a problem with not using Excel, if Council can get the information they want on the reports the Auditor provides. He added that he does not want to shove Excel down their throats. Councilman Downey stated he does. President Reed asked for Council's opinion on whether or not to have them switch to Excel and after asking each Council member, he stated he felt the consensus is to have them switch. Auditor Whaley stated he would notify his staff.

Personnel Committee: Councilman Kemper had no report, but mentioned that everyone is working very hard.

Recreation Committee: Councilman Blakeman had no report, but wanted to mention the monument company will be putting the marker back up at Walnut Street Park. President Reed said he also wanted to mention that it is nice to see the hockey rink back up and running and that Officer Dan Krystyan needs to be commended for all the hard work he did getting the rink and the league put together.

Street Committee: Councilman Kempton reported his committee met and the 15-minute parking spot that Southern Ohio Communications had requested is not being granted right now. They are looking into some two-hour parking there instead. He also added that the handicapped spot that was requested for 118 North Street has been approved. His committee also has decided to make some changes on the City's Special Assessment Policy Ordinance. It has been agreed upon to change the percentage the City pays from 80% to 50% for residential and they discussed two options for changes on businesses. One is for the City to pay 25%, or the second option is for the City to absorb all the cost for curbs and gutters for the businesses and let the business owner pay for the entire cost of the sidewalk. President Reed stated he has talked to Brenda Wallace about her property on Second Street and the City needs to let her know when those sidewalks can be done. Robert Gausman, City Engineer, stated the City has her application for this and anyone that has already applied to have their work done will still have it done at the old percentage rate. Only new applications will be done at the new rate. Mr. Gausman also added that one project alone, which has been requested, by Lock and Second Streets, could take all the money allotted in the budget for sidewalks. It was discussed that the City needs to reserve the right to choose and prioritize what needs to be done.

Zoning Committee: Councilman Jones had no report.

Public Services Committee: Councilwoman Thompson reported she has an application from Police Chief Corwin for a new dispatcher. She made a motion, seconded by Councilman Kempton to approve Sandra Leverenz for the position of dispatcher. Roll Call: All Aye. She also added that the winner of the water tower contest would be announced at the February 20 Council meeting.

MAYOR'S REPORT:

Mayor Kelly reported the City is undergoing some changes concerning the Planning Commission. He stated the control of the Planning Commission has been turned over to Community Development Director, Nathan Davis. Mr. Davis plans to work on developing a comprehensive plan for the City, along with some other projects. Mayor Kelly added that Bill Wonnell would still be the Zoning Director and will still handle building permits. Mayor Kelly and Mr. Davis presented Mr. Wonnell with a plaque to commemorate all the work he has done with the Planning Commission. Mayor Kelly commented on what a great job Mr. Wonnell has done. Mr. Davis agreed with Mayor Kelly and added that he knows Mr. Wonnell will be a great help to him during the transition. Mr. Wonnell mentioned some of the great help he has received from current and previous Planning Commission members. He also added that he and Mr. Davis would like to see people from the community getting involved and to be interested in what is happening in the City.

OLD BUSINESS:

RESOLUTION #62-2000 (THIRD READING) - RENAME THE "TRAFFIC FUND" TO THE "POLICE FUND". Councilwoman Thompson made a motion, seconded by Councilman Kemper to waive the third reading of Resolution # 62-00. Roll Call: All Aye. Councilwoman Thompson made a motion, seconded by Councilman Kempton to approve Resolution #62-00. Roll Call: All Aye.

NEW BUSINESS:

RESOLUTION #04-2001 (EMERGENCY) - ODOT RESURFACING PROJECT FOR STATE ROUTES 220 AND 104. Councilman Kempton read Resolution #04-01 in its entirety and made a motion, seconded by Councilwoman Thompson to approve this resolution as an emergency measure. Roll Call: All Aye. This resolution gives the Director of Transportation approval to proceed with this project and goes over Ohio Department of Transportation's cost and the City's cost.

Community Development Director Davis asked to address Council on something he had presented to the Planning Commission at the last meeting. He proposed a plan to have a contest to help come up with some ideas for the embankment on Route 23 across from the Kroger shopping center. He had originally planned two or three contests involving the public, landscapers and possibly high school students. After presenting this to the Planning Commission and discussing it with them, it was agreed to have just one contest open to the general public. He added that he would come up with the applications and the specifications for the project. Councilwoman Thompson asked who would do the work. Mr. Davis stated he will pursue grants for the project and the work will be contracted out. There was some discussion about the current maintenance on this land and Dean Knight, Street Superintendent, stated they currently mow it twice a year and one lane of traffic on Route 23 has to be shut down each time. He added he thought instead of landscaping, that colored gravel would look nice and be low maintenance. Mr. Davis stated that is a possibility and he hopes to come up with several ideas from the contest. He asked Council's view on having just one contest and how did Council feel about a prize. After more discussion, Council agreed there should be one contest open to the public with a cash prize. President Reed asked the Street Committee to work on this with Mr. Davis.

AUDITOR'S REPORT:

Auditor Whaley stated there has been some interest from insurance companies in giving the City a quote on the fleet policy. He stated the City has had Lorbach Insurance for a long time. He asked Council if they wanted to go out for bids on this. Mayor Kelly stated we would have to advertise and include specifications. Mr. Whaley felt the City needs to bid this or the State Auditor may not be too happy. It was agreed by Council to go out for bids, but to double check with Law Director, Buz Bevens, and make sure there is enough time for the process this year. The policy is due the first of March.

Councilman Kempton made a motion, seconded by Councilman Downey to pay the bills. Roll Call: All Aye.

Councilman Downey made a motion, seconded by Councilwoman Thompson to go into Executive Session regarding a legal matter. Roll Call: All Aye. Councilman Downey made a motion, seconded by Councilman Kemper to return to Regular Session. Roll Call: All Aye. Councilman Blakeman made a motion, seconded by Councilwoman Thompson to adjourn. Roll Call: All Aye. Being no further business, Council was adjourned.

FEBRUARY 6, 2001 REGULAR MEETING

PRESENT: President Dale Reed, Councilmen Jack Jones, Forest Blakeman, Lynn Downey and Greg Kempton. Councilwoman Joyce Thompson and Councilman Roger Kemper were excused. The meeting was opened with Bill Wonnell leading Council and guests in the pledge of allegiance to the flag.

MINUTES: Councilman Jones made a motion, seconded by Councilman Downey to approve the minutes of the January 16, 2001 Regular meeting. Roll Call: All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey had no report.

Personnel Committee: Councilman Kemper was not present.

Recreation Committee: Councilman Blakeman had no report.

Street Committee: Councilman Kempton stated he planned to have an Ordinance to be voted on for a handicapped parking space on North Street, but the Ordinance was not ready yet. He stated it would be on the next Council agenda and would probably be done as an emergency because the people were in desperate need of it. President Reed stated he had received a request from a person on First Avenue who was also in desperate need of a handicapped parking spot. He asked Police Chief, Mike Corwin, if the City could go ahead and put a sign up at these two locations temporarily until the ordinance can be brought before Council to make it permanent. Councilman Blakeman said he had no problem with doing this, but wondered if it would be enforceable without the ordinance. Chief Corwin stated there is a handicapped Ordinance in place and that as long as a spot is identified as handicapped, it can be enforced. Mayor Kelly asked Dean Knight, Street Superintendent, to go ahead and put up both signs and it was decided that both ordinances would be brought to Council at the next regular meeting.

Councilman Kempton made a motion, seconded by Councilman Downey to table the Special Assessment Policy, Resolution # 06-2001, which was on the agenda, until the next Council meeting. The committee had discussed this at their meeting earlier this evening, but there were still some items they wanted to resolve properly before Council votes it on.

Councilman Blakeman stated he has a contract to bring before Council for fire protection between the City and West Jackson Township. This is something that is done every year.

Councilman Blakeman made a motion, seconded by Councilman Jones to allow the City to enter into a contract with West Jackson Township for fire protection. Roll Call: All Aye.

Councilman Kempton stated he had one more item to bring before Council. He received a quote from Dean Knight for a loader/backhoe for the Street Department. The total price for this piece of equipment was \$89,091.00, but with the City's trade in and discounts, the final price is \$46,127.33. Mayor Kelly asked Council to approve the purchase of this loader/backhoe for the Street Department. He stated he and Mr. Knight have been working out how this will be paid for. He said they have contacted the bank about financing, but are also looking into paying it from the equipment line in the budget. Councilman Downey asked if the City could sell the old one instead of trading it. Mr. Knight said they could do that, but there is a chance it could bring in less money. He added there is also a chance it could bring in more money, but that is something you won't know until you try it. Mayor Kelly stated he felt Mr. Knight had received a good deal and that includes the amount being received for the trade in. Councilman Kempton

made a motion, seconded by Councilman Downey to allow the Mayor and Superintendent Knight to go ahead with the purchase of the backhoe. Roll Call: All Aye.

Zoning Committee: Councilman Jones had no report.

Public Services Committee: Councilwoman Thompson was not present. Bob Gausman, City Engineer, brought up the sidewalks along Route 23. He suggested looking at the City's Ordinance and making sure it is clearly stated who is responsible for the upkeep of the sidewalks. He stated that some of the property owners along Route 23 are not clear on this issue. Mayor Kelly added that something does need to be done to re-iterate to the property owners that the sidewalks are their responsibility. Councilman Blakeman asked if the Mayor's office could send out letters to the property owners. Mr. Gausman stated he did not think there would be any problem with that, but wanted to make sure Council did feel it was the property owner's responsibility. There was some further discussion about previous plans to put up barriers or planters along the road. Councilman Kempton stated he spoke with some people from the State and found out the money was not available to do this. Mr. Gausman added he would like something written into the Special Assessment Resolution to cover this. There was much further discussion about whether or not this was already in a Resolution/Ordinance.

President Reed asked the committee to look into all the issues discussed and check them out with Buz Bevens, Law Director, and if letters need to be sent, send them.

Councilman Blakeman stated he had an application for a Police Dispatcher. He made a motion, seconded by Councilman Kempton to hire Michelle Webb as a Police Dispatcher. Roll Call: All Aye.

MAYOR'S REPORT:

Mayor Kelly reported that his office sent letters to the people associated with the house at the corner of West North Street and the road leading back to Randal Homes and notified them the house will be torn down. He also reminded everyone that received financial disclosure forms from the Ohio Ethics Commission to fill them out and get them sent in. They were passed out to all elected officials at the January 16, 2001 Council meeting. He also thanked Council for approving the purchase of the backhoe for the Street Department and expressed his appreciation to Mr. Knight for his work in finding such a good deal on this piece of equipment.

NEW BUSINESS:

Mayor Kelly stated Joe Dresbach had planned to address Council regarding a concern he had about a water bill, but was unable to attend. Mayor Kelly explained that Mr. Dresbach had purchased a piece of property here in town and afterwards found out there was an outstanding water bill which he was responsible to pay in order to get the water put into his name. He was upset that he had no way of knowing prior to purchasing the property, Mayor Kelly stated there are some concerns about the way the ordinance handles this and would like the committee to review the ordinance with department head, Larry Chitwood. President Reed asked the Public Services committee to review this with Mr. Chitwood.

RESOLUTION #05-2001 (EMERGENCY) - DEMONSTRATE SUPPORT OF WODA DEVELOPMENT. Zoning Director, Bill Wonnell, introduced Doris Woda and her son Jeff Woda. Mr. Wonnell gave some background on the Woda's and some of the developments they have been involved with in Waverly. Mr. Wonnell further explained that the Woda's are in the process of purchasing and remodeling Hilltop Square Apartments. They are asking for a Resolution from Council showing support in what they are doing. This will help them in

applying for tax credits for this project. Mr. Woda explained the process of applying for the tax credit. Councilman Downey asked if this was a grant and Mr. Woda explained that it is actually not a grant, but a tax credit that is sold to their investors. He went into detail about the rehabilitation project and facelift they plan to give the apartments. He also explained that this should not change the rent and the same people will still be allowed to live there. He said if the rent did go up at all, it would only be \$5.00 to \$10.00 more per month. He explained that their plan is to move people into new apartments after the remodeling is complete; doing a couple units at a time. This way people will not have to move out of the complex during construction. Mr. Woda passed out some pictures of other similar complexes they have rehabilitated. Mayor Kelly asked if Woda Development would put curbs, gutters and sidewalks around the apartment complex if Council granted the Resolution? There was much discussion about this. Mr. Woda explained that he could not say this would be done without doing some further research into the cost of adding these items. It was also discussed that the housing across the street does not have curbs, gutters and sidewalks. Mrs. Woda stated they could not say they will do this just to get the Resolution, because if they say they will do it, they will honor their word. Mr. Woda stated they will try to do everything they can to work this into their budget, but he was not able to make any commitment right now. Mr. Woda stated they were present tonight with a concept to see if they had Council's support. He added that without Council's support, they would not be able to get the tax credit to do this work. Councilman Downey read Resolution #05-2001 in its entirety and made a motion, seconded by Councilman Kempton to approve this Resolution as an emergency measure. Roll Call: All Aye.

ORDINANCE #07-2001 (EMERGENCY) - ADOPT AMENDED ANNUAL BUDGET AND APPROPRIATIONS FOR THE YEAR 2001. Councilman Downey read Ordinance #07-2001 in its entirety and made a motion, seconded by Councilman Jones to approve it as an emergency. Roll Call: All Aye.

AUDITOR'S REPORT:

Harvey Whaley, Auditor, stated the fleet insurance policy he mentioned at the last Council meeting was actually a three year policy and would not need to be reviewed for two more years.

FEBRUARY 20, 2001 REGULAR MEETING

PRESENT: President Dale Reed, Councilwoman Joyce Thompson, Councilmen Jack Jones, Forest Blakeman, Lynn Downey, Roger Kemper and Greg Kempton.

President Reed called the meeting to order at 7:08 P.M. and led Council and guests in the pledge of allegiance to the flag.

MINUTES: Councilman Kemper made a motion, seconded by Councilman Kempton to approve the minutes of the February 6, 2001 regular meeting. Roll Call: All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey had no report.

Personnel Committee: Councilman Kemper had no report.

Recreation Committee: Councilman Blakeman had no report.

Street Committee: Councilman Kempton reported that his committee is still working on the Special Assessment Policy regarding sidewalks, curbs and gutters and should have something to bring to the next Council meeting. Councilman Kemper stated he had received a phone call from some residents on Third Street regarding all the traffic traveling down Third Street to the high school. He said they used to close the gates into the high school's back lot, at the end of Third Street, each afternoon. Apparently now they are keeping it open all the time and this has increased the traffic flow on Third Street and the residents have started to notice more vandalism in the area. Councilman Kempton said he would make a call to the school to check on this.

Zoning Committee: Councilman Jones read a letter from John Boyer, Chairman of the Planning Commission. The letter gave some information on the comprehensive plan being developed by the Planning Commission and Nathan Davis, Community Development Director. The letter outlined the steps being taken to develop the plan for the City.

Public Services Committee: Councilwoman Thompson reported she has been out of town and has not had a chance to meet with her committee regarding the outstanding water bill that was brought before Council at the last meeting. She said they will meet before the next Council meeting and will have a report on this at that time.

MAYOR'S REPORT:

Mayor Kelly stated he and the Finance Committee met regarding the health insurance for City employees. The coverage with Anthem has gone up quite a bit - \$30,000 for the year. He added that due to this fact, he asked our agents to re-quote the policy with new underwriters and after many meetings and looking over quotes with different companies, he and the City's agent decided the best deal for the City would be to change the City's coverage to United Health Care. Mayor Kelly also met with the department heads to compare the policies and go over all the information with them. He stated the department heads did not have any problem with making this change. This will save the City on the cost of the insurance and the coverage and list of doctors will remain almost the same as the coverage with Anthem. This will also create a reduction in the amount the employee's contribute monthly.

RESOLUTION #08-2001 (EMERGENCY) – ENTER INTO AGREEMENT WITH UNITED HEALTH CARE. Mayor Kelly read Resolution #08-2001 in its entirety, and Councilman Downey made a motion, seconded by Councilman Kemper to authorize the Mayor and Auditor to enter into an agreement with United Health Care to provide a medical hospitalization plan for

the City employees. Mayor Kelly said the papers will need to be filled out this week and turned into the agent by Friday and the coverage will start March 1. Councilman Blakeman asked why there was not a meeting with the employees to get their input. Mayor Kelly said we do not normally gather all the employees to discuss changes like this. Councilman Blakeman stated he remembered having a meeting with the employees about changing health care companies and Mayor Kelly agreed there was a meeting a couple years ago, but that was with several different agents and they were presenting several different proposals. He added that it was decided at that time that it was not a good idea to have so much input, because no one could agree. Mayor Kelly added that several policies were looked at before this change was made, and many were much cheaper, but the coverages and doctors were very limited and he had to rule those policies out right away. He added that the department heads were informed prior to the decision being made and they did go back and discuss it with the employees.

A question was brought up about the dental, life and eye coverage the City currently has and Mayor Kelly said that he was quite sure that is not part of the health package and should remain the same. Mayor Kelly did mention that there are a couple of changes with the United Health Care policy; one being there is no co-pay as before for emergency room visits. E.R. visits are applied to the deductible and out of pocket. There is also a change in the deductible from \$200 to \$250 and the out of pocket increases from \$1000 to \$1500. The urgent care visits are reduced from \$35.00 to \$25.00, but the prescriptions increase from \$8.00 to \$10.00. All these changes helped with the reduction in cost. The office visits are the same and the network is almost the same. Mayor Kelly stated that to stay with Anthem, the employees' monthly share would have had to increase from \$70 to \$100, but with United Health Care the monthly share will decrease to \$49.00 for a family plan. He was pleased with the reduction, especially since the employees did not get a raise this year. He added the employees are getting some money back in their pockets this way. The department heads were asked how the employees feel about the change and they all stated they had discussed it with their employees and the employees had no problem with it. Roll Call: Jones-Aye, Blakeman-Abstain, Thompson-Aye, Downey-Aye, Kemper-Aye, Kempton-Aye and Reed-Aye.

ORDINANCE #09-2001 (EMERGENCY) – AMEND WAGE ORDINANCE #64-2000 (Section Xiii – Health Care Coverage). Mayor Kelly read Ordinance 09-2001 in its entirety. Councilman Downey made a motion, seconded by Councilwoman Thompson to approve Ordinance #09-2001. Mayor Kelly explained that this ordinance was originally put together expecting the employee's share of the insurance to be increasing, but due to the policy that was decided on, the share has been decreased. Councilman Blakeman asked how much the employee's share would decrease. Mayor Kelly stated the single policy will decrease by \$7.00 and the family policy will decrease by \$21.00. Roll Call: Jones-Aye, Blakeman-Abstain, Thompson-Aye, Downey-Aye, Kemper-Aye, Kempton-Aye and Reed-Aye.

Mayor Kelly asked Police Chief Mike Corwin to present a certificate to Detective Rick Bentley from the Police Department. Chief Corwin presented him with an award for taking the training and becoming certified to give polygraph tests. Detective Bentley thanked Chief Corwin, the Mayor and Council.

OLD BUSINESS:

There was no old business, but Councilman Jones asked Chief Corwin about the weather siren and why it is not being tested on a regular basis. Chief Corwin stated he has been trying to find

a City that has a protocol in writing for the operation of their siren, but has not had much luck. He said he did recently speak with the Police Chief in Zenia and they do have a written protocol and he will be sending Chief Corwin a copy of it. Chief Corwin said he wants to have a protocol in place, because everyone has a different idea as to when the siren should be sounded.

NEW BUSINESS:

Mayor Kelly informed everyone the City held a contest to come up with a design for the new water tower. He asked Water Plant Superintendent, Jim McCourt and Councilwoman Thompson to present the award. Waverly High School student, Trevor Roe, was the winner of the contest. Mayor Kelly thanked him and presented him with a \$2000 scholarship check as the prize for winning.

RESOLUTION #10-2001 (EMERGENCY) – AGREEMENT WITH JONES AND HENRY ENGINEERS. Councilwoman Thompson read Resolution #10-01 in its entirety and made a motion, seconded by Councilman Kempton to approve it as an emergency measure. The purpose of this Resolution is to authorize the Mayor and Auditor to enter into an agreement with Jones and Henry Engineers to provide consulting engineering services for the US 23 waterline extension project. Community Development Director Davis applied for and received a grant for this project in the amount of \$189,600. The City will only have to pay \$46,400. This waterline will connect the area of town south on State Route 23 with the waterline that dead ends on Second Street, near Wal-Mart. The work should begin in May or June of this year. Mayor Kelly added that Mr. Davis worked very hard to get this grant money for the City. Roll Call: All Aye.

ORDINANCE #11-2001 (EMERGENCY) – HANDICAPPED PARKING SPOT AT 118 E. NORTH ST. Councilman Kempton read this ordinance in its entirety and made a motion, seconded by Councilman Kemper to approve this as an emergency. Street Superintendent, Dean Knight, asked Council to make sure the people requesting handicapped spots have a handicapped sticker for their cars. He added that he is not sure they understand that if they do not have the sticker and park in the spot, they will get a ticket, even if it the spot is in front of their house. Councilman Kempton also added that an expiration date is being put on these ordinances for handicapped spots. This is being done so the spot can revert back to a normal parking spot on that date, unless it is renewed. He said he and Law Director, Buz Bevens, discussed this and if a person moves out or no longer needs the spot; the sign can be removed on that date without passing another ordinance or it can just be renewed if the person is still in need of the spot. Roll Call: All Aye.

ORDINANCE #12-2001 (EMERGENCY) – HANDICAPPED PARKING SPOT AT 106 FIRST AVENUE. Councilman Kempton read this ordinance in its entirety and made a motion, seconded by Councilwoman Thompson to approve this as an emergency. Roll Call: All aye. President Reed stated there is a request for a liquor permit which Council needs to make a decision on. This request is for a liquor license for the Emmitt House for the new owners, J & M Brown, Ltd. He asked Council if they would like to request a hearing and no one spoke up. President Reed asked that the form be sent back stating there was no hearing requested. President Reed asked Fire Chief, Randy Armbruster, to explain the next item up for discussion. It is a mutual aid agreement between the City and the Ohio Department of Natural Resources-Forestry Division. Chief Armbruster explained that the State reimburses the City if they have to respond to fires to help the Forestry Division. He added that this is renewed annually and the

agreement has been in place for several years. Councilwoman Thompson made a motion, seconded by Councilman Blakeman to approve the renewal of this mutual aid agreement. Roll Call: All Aye.

AUDITOR'S REPORT:

Councilman Downey reported that Auditor, Harvey Whaley, was excused from the meeting. Councilman Downey made a motion to pay the bills, seconded by Councilman Kemper. Roll Call: All Aye.

Councilman Downey made a motion to go into Executive Session concerning a personnel matter, seconded by Councilwoman Thompson. Roll Call: All Aye. Councilman Downey made a motion to return to Regular Session, seconded by Councilwoman Thompson. Roll Call: All Aye.

Councilman Blakeman made a motion, seconded by Councilwoman Thompson to adjourn. Roll Call: All Aye.

MARCH 6, 2001 REGULAR MEETING

PRESENT: President Dale Reed, Councilwoman Joyce Thompson, Councilmen Jack Jones, Forest Blakeman, Lynn Downey, Roger Kemper and Greg Kempton.

The meeting was opened at 7:00 with Mayor Kelly leading Council and guests in the pledge of allegiance to the flag.

MINUTES: Councilman Kemper made a motion, seconded by Councilwoman Thompson to approve the minutes of the February 20, 2001 regular meeting. Roll Call: All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey reported the income tax report shows the taxes are coming in on schedule. He added that the four members of Council running for re-election this year are all running unopposed. He stated he does not feel this is healthy; there should be some opposition. He is worried there is not enough interest from Waverly citizens.

Councilman Downey made a motion, seconded by Councilman Blakeman to add Resolution #16-2001 to the agenda. This resolution authorizes the Auditor to transfer \$125,000 from the General Fund to the Police Fund. Roll Call: All Aye.

Councilman Downey made a motion, seconded by Councilman Kemper to add Resolution #17-2001 to the agenda. This resolution authorizes the Auditor to transfer \$100,000 from the General Fund to the Bridge and Street Fund. Roll Call: All Aye.

Personnel Committee: Councilman Kemper had no report.

Recreation Committee: Councilman Blakeman had no report.

Street Committee: Councilman Kempton reported he spoke with Waverly Schools Superintendent Euggle Robertson about the increase in traffic on Third Street due to the high school keeping the back gate open all the time. He said she was concerned about this and will look into it further.

Zoning Committee: Councilman Jones reported he and Bill Wonnell, Zoning Administrator, attended a meeting with a group of people from Chillicothe who are working on providing building inspections for our area instead of them being done by the state. He will pass on further information as it becomes available.

Public Services Committee: Councilwoman Thompson stated her committee met regarding the outstanding water bill Mr. Dresbach contacted the City about. She checked with the Court House regarding our policy to make past due water bills the responsibility of the homebuyer. They agreed that it is the responsibility of the purchaser to check on past due bills, for any items such as water, electric, gas, etc. This is the way the policy is written that the water department follows and the committee agreed to make no changes at this time.

Councilwoman Thompson also stated the water department received a resignation from Danny Lightle and have advertised in house for a replacement. They are making it mandatory the candidates have a Class I water license. She stated the water department did not have any applicants from the in house advertisement, but do have an outside applicant with the necessary license. Councilwoman Thompson made a motion, seconded by Councilman Kemper to hire Steve BoCook for the vacant position in the water distribution department. Roll Call: All Aye.

MAYOR'S REPORT:

Mayor Kelly reported he has viewed the new web site for the City and it looks great. There are a few changes being worked on, but once they are made the web site should be up and running, hopefully by April 1.

Mayor Kelly stated he has been working on some reorganization of his office and he has an ordinance that needs to be added to the agenda. He added he has made some changes in the Zoning Administrator's position. He explained that Bill Wonnell, as Zoning Administrator, had also been in charge of the Planning Commission. After hiring Community Development Director, Nathan Davis, it was decided that the Planning Commission would become part of the Community Development department. Mayor Kelly also added that he is removing the title of Administrative Assistant from Bill Wonnell's duties. In making these changes, the pay for the Zoning Administrator will go back to \$600.00, which is what it had been before the Administrative Assistant title was added. Mayor Kelly added that he would not be asking Mr. Wonnell to do nearly as much work as he has been doing. Mayor Kelly would like to see him spending less time at the office due to his health. He added that he has met with Mr. Wonnell and gone over all the changes with him and he understands the changes. Councilman Blakeman stated he did not agree with the pay cut. Mayor Kelly reiterated that he is going to have him doing a lot less than he had been doing. Mayor Kelly stated that Bob Gausman, City Engineer, would keep the title of Administrative Assistant, as he has had, but the wording on the wage ordinance will be updated to list his title as Engineer/Administrative Assistant. He had this title previously, but it was not worded that way in the wage ordinance. Councilman Downey made a motion, seconded by Councilwoman Thompson to add this Ordinance to the agenda. Roll Call: All Aye.

OLD BUSINESS:

There was no old business.

NEW BUSINESS:

RESOLUTION #13-01 (EMERGENCY) – AUTHORIZE MAYOR AND AUDITOR TO ENTER INTO AN AGREEMENT WITH OSCAR & ARVENA SCOTT. Councilman Jones read Resolution #13-01 in its entirety and made a motion, seconded by Councilman Kemper to pass this as an emergency measure. This agreement authorizes the Mayor and Auditor to enter into an agreement to purchase acreage to improve the intersection of North Street and the old railroad bed leading to Randal Homes. The Scott's have agreed to accept \$3000.00 for their share of the land necessary for the improvement. Roll Call: All Aye.

RESOLUTION #14-01 (EMERGENCY) – CREATE A CAPITAL PROJECT FUND FOR THE U.S. 23 WATERLINE EXTENSION. Councilwoman Thompson read Resolution #14-01 in its entirety and made a motion, seconded by Councilman Blakeman to pass this as an emergency measure. This Resolution allows the Auditor's office to create a Capital Project Fund called "The U.S. 23 Waterline Extension Fund" for both ARC monies and local matching funds used in the new waterline project. Roll Call: All Aye.

RESOLUTION #15-01 (EMERGENCY) – AUTHORIZE THE MAYOR AND AUDITOR TO ENTER INTO AN AGREEMENT WITH R. D. ZANDE. Councilman Kempton read Resolution #15-01 in its entirety and made a motion, seconded by Councilwoman Thompson to pass this as an emergency. This Resolution authorizes the agreement with R.D. Zande to identify and evaluate potential street alignments for a second access to the planned school facilities to be built off State Route 220 on the northwest side of Waverly. Councilman

Blakeman asked if there was anyone else involved in this agreement. Mayor Kelly stated the County Commissioners and the Schools are involved and will share the cost of the \$25,000. Community Development Director Davis added that this is the first part of the contract. R. D. Zande did the site survey for the schools, so it seemed like they would be the best people to do the road study also. He also explained the total cost is \$50,000 with a grant being applied for \$25,000 of it. The other \$25,000 is the portion to be split between the schools, county and city. Roll Call: All Aye.

RESOLUTION #16-01 (EMERGENCY) – AUTHORIZE THE AUDITOR TO TRANSFER \$125,000 FROM THE GENERAL FUND TO THE POLICE FUND. Councilwoman Thompson read Resolution #16-01 in its entirety and made a motion, seconded by Councilman Kempton to pass this as an emergency measure. This transfer covers existing expenses and accruing expenses in the Police Fund and has been budgeted in the General Fund for transfers in 2001. Roll Call: All Aye.

RESOLUTION #17-01 (EMERGENCY) – AUTHORIZE THE AUDITOR TO TRANSFER \$100,000 FROM THE GENERAL FUND TO THE BRIDGE AND STREET FUND. Councilman Kempton read Resolution #17-01 in its entirety and made a motion, seconded by Councilman Jones to pass this as an emergency. This transfer covers existing expenses and accruing expenses in the Bridge and Street Fund and has been budgeted in the General Fund for transfers in 2001. Roll Call: All Aye.

ORDINANCE # 18-01 (EMERGENCY) – AMEND ORDINANCE #64-2000 (WAGE ORDINANCE). Councilman Downey read Ordinance # 18-01 in its entirety and made a motion, seconded by Councilwoman Thompson to pass as an emergency. Councilman Jones asked about not doing this ordinance as an emergency, because he would like a chance to talk to Mr. Wonnell before he votes on it. Councilman Blakeman agreed. There was some discussion about making this the first reading and dispensing with the 2nd & 3rd at the next meeting. Mayor Kelly stated this was a decision, which had already been made for his department, and he felt it needed to be finalized tonight. He added the Zoning Administrator's pay change was to be effective March 1, 2001. President Reed asked Harvey Whaley, Auditor, if it would be easier for his department, in doing payroll, to have it passed as an emergency and he stated he thought it would be easier that way. The Ordinance was voted on as an emergency. Roll Call: Jones-Abstain, Blakeman-No, Thompson-Aye, Downey-Aye, Kemper-Aye, Kempton-Aye, Reed-Aye.

AUDITOR'S REPORT:

Auditor Whaley had no report, but asked for a motion to pay the bills. Councilman Downey made a motion to pay the bills, seconded by Councilwoman Thompson. Roll Call: All Aye. Councilman Blakeman made a motion, seconded by Councilman Downey to adjourn. Roll Call: All Aye.

MARCH 20, 2001 REGULAR MEETING

PRESENT: President Dale Reed, Councilwoman Joyce Thompson, Councilmen Jack Jones, Forest Blakeman, Lynn Downey, Roger Kemper and Greg Kempton.

The meeting was opened at 7:00 P.M. with Councilman Downey leading Council and guests in the pledge of allegiance to the flag.

MINUTES: Councilman Jones made a motion, seconded by Councilman Kemper to approve the minutes of the March 6, 2001 regular meeting. Roll Call: All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey had no report.

Personnel Committee: Councilman Kemper had no report.

Street Committee: Councilman Kempton reported that his committee met yesterday to review the special assessment policy for sidewalks, curbs and gutters. There were several items that they looked at amending within the ordinance.

Councilman Kempton also mentioned that Street Superintendent, Dean Knight, would like to advertise for some part time summer help. Councilman Kempton made a motion, seconded by Councilwoman Thompson to advertise in the newspaper for three part time employees for the Street Department. Roll Call: All Aye. He also mentioned that Mr. Knight has suggested handling spring clean up a little differently this year. Some suggestions made in the meeting were to set out dumpsters in several different places for residents to use and appointments would need to be made for the pickup of the larger items. Mayor Kelly agreed this would be a good idea. He said the street department is tied up for two solid weeks for clean up and do not have time to do anything else. Mr. Knight went over some of the expenses his department incurs for the cleanup. He stated 8 to 10 percent of his yearly budget is used for the cleanup.

Councilman Blakeman stated he has talked to a lot of people who like having the city cleanup and like having the items picked up at their homes. He added there are a lot of elderly that use this service who would not be able to take the items they throw out to a dumpster. President Reed asked when the cleanup is usually done. Mr. Knight said the last two weeks of May. Mayor Kelly stated the first year of changing this will be an adjustment, but it will allow the city to keep the cleanup and still cut down on costs. Councilman Blakeman added that he feels this is getting away from providing a service for our residents. Councilman Downey asked if, as a compromise, the city could have the dumpsters out, but still do the individual pick-ups for one week instead of two. Councilman Kempton suggested keeping things the same this year, but looking into changes for next year. Councilman Blakeman added he had talked with the commissioners office and there is money available to pay for dumpsters for cleanup. Mr. Knight said he would check with the county and get some information on this. President Reed stated that we have two months before the cleanup and he asked the committee to follow up on this and to keep Council informed. Mr. Knight added that he wanted to make sure all the residents were aware that the employees of the city couldn't go onto a resident's property to pick up items, due to liability. The items must be at the curb.

Recreation Committee: Councilman Blakeman reported he received a letter from Val Francis for the Waverly Youth League requesting \$4500 for the league. The donation made last year was \$4300. Councilman Blakeman made a motion, seconded by Councilman Kemper for the City to donate \$4500 to the Waverly Youth League. Roll Call: All Aye. Councilman Downey

stated he feels the City should consider putting a recreation levy on the ballot. Mayor Kelly agreed this might be a good idea. He added that he is identifying some land that could be negotiated for parks and recreation. He added the ball fields used now by the leagues are great, but that could change if any of the school buildings are sold.

Zoning Committee: Councilman Jones had no report.

Public Services Committee: Councilwoman Thompson reported she had a request from Police Chief, Mike Corwin, for a part time police officer and three new auxiliary officers. She made a motion, seconded by Councilman Kempton to hire Michael Burnside as a part time police officer. He was previously a member of the auxiliary. Roll Call: All Aye. Councilwoman Thompson made a motion, seconded by Councilman Kempton to add Gregory Mathes to the Police Auxiliary. Roll Call: All Aye. Councilwoman Thompson made a motion, seconded by Councilman Jones to add Jeremy Fred Conkel to the Police Auxiliary. Roll Call: All Aye. Councilwoman Thompson made a motion, seconded by Councilman Kemper to add Clint Scott McGraw to the Police Auxiliary. Roll Call: All Aye.

Councilwoman Thompson also reported that Chief Corwin has been working on an emergency weather siren procedure and he had handed out a copy of the new procedure to Council and would like their blessing. He went over the new procedure with Council. He also mentioned he and his son went to a weather spotter school and he would like to recruit some residents in the area to attend this school and become weather spotters. He also added that he plans to purchase a weather radio for the station. Councilwoman Thompson made a motion, seconded by Councilman Kempton to adopt the emergency weather siren procedure that Chief Corwin presented to Council. Roll Call: All Aye.

Councilwoman Thompson also mentioned that Chief Corwin has had a lot of complaints from downtown merchants about people parking for more than two hours in the two hour spots because there is no one issuing tickets with meter maid, Betty Mulhair, off sick. He plans to have one of his dispatcher's fill in for Betty until she comes back.

MAYOR'S REPORT:

Mayor Kelly stated he handed out a copy of job responsibilities for a treasurer and would like Council to look this over. He may hold a workshop before the next Council meeting on this, also. He stated he wants to move slowly and make sure we get what we want and he wants as much input as possible. He will keep everyone informed. President Reed asked Mayor Kelly to work with Councilman Kemper on this since he is the head of the personnel committee.

Mayor Kelly also informed Council the City's new web page is up and running. The address is www.cityofwaverly.net. He asked everyone to check it out and stated it looks very good.

Mayor Kelly stated he had named Judy Fish to the Income Tax Board of Review for the City to replace Gary Pack who moved outside the city limits, but it had not yet come to Council for a vote. The income tax ordinance states the appointment needs a vote of Council.

Councilwoman Thompson made a motion, seconded by Councilman Kemper to appoint Judy Fish to the Income Tax Board of Review. Roll Call: All Aye.

Mayor Kelly introduced Fire Chief, Randy Armbruster. They presented Chuck Valentine with a certificate of achievement for all the work he did developing a map which locates all the fire hydrants in the City. Mr. Valentine volunteered his time for this project, which took approximately 80 hours. There are 311 hydrants shown on the map. Chief Armbruster explained all the information listed on the map and he and Mayor Kelly expressed their

appreciation to Mr. Valentine. Mr. Valentine added that they plan to put reflectors in the street by the fire hydrants to allow easier visibility at night for the fire department. He added this could save 15 seconds to one minute at a fire. He also thanked the water department for their help with this project.

Mayor Kelly introduced Madeline Migyanko, Superintendent of the Board of MR/DD and asked Councilman Kemper, who also works at MR/DD to help him with some presentations. He recognized the varsity co-ed basketball team from the Pike County Board of MR/DD. He asked Coach Marcia Crace to also help with the presentation. Each player was introduced and presented with a certificate. After the presentations were over, Ms. Migyanko asked the City to recognize March as MR/DD month.

OLD BUSINESS:

There was no old business.

NEW BUSINESS:

ORDINANCE #6-2001 (1ST READING) – TO AMEND ORDINANCE #33-99, CITY’S SPECIAL ASSESSMENT POLICY. Councilman Kempton read Ordinance #6-2001 in its entirety and made a motion to pass the first reading, seconded by Councilman Blakeman. Councilman Downey stated the budget for this is \$75,000 and one large sidewalk replacement project could wipe this amount out. He stated he feels there should be a separate fund for residents. City Engineer, Bob Gausman, agreed that there should be a fund for residents and a separate fund for businesses. Councilman Kempton said this was discussed and a priority list was also discussed. He added many ideas were brought up to help stretch the money as far as possible. President Reed added that there are some areas of town that it is dangerous to walk in because of the shape of the sidewalks. He included that the City is headed in the right direction; we just need more money to do the work. Councilman Kempton stated he felt having three readings would give the committee time to work out some of these questions and come up with a formal application. Roll Call: All Aye

RESOLUTION #19-2001 (EMERGENCY) – CREATE A CAPITAL PROJECT FUND FOR WAVERLY SCHOOL DISTRICT ACCESS ROAD STUDY. Councilman Kempton read Resolution #19-2001 in its entirety and made a motion, seconded by Councilman Kemper to pass it as an emergency. Councilman Blakeman asked if we had already done this. Community Development Director, Nathan Davis, explained the City had agreed to hire R.D. Zande to do the study, but the Auditor’s department needed a separate fund set up for the money. He added he has applied for a \$25,000 grant for this project and once it is received, the City, County and Schools will split the cost on the other \$25,000 portion. Roll Call: All Aye.

ORDINANCE #20-2001 (1ST READING) – ANNEXATION OF SCHOOL PROPERTY LOCATED ON STATE ROUTE 220. Councilman Jones read Ordinance #20-2001 in its entirety for the first reading. The schools have requested this annexation.

ORDINANCE #21-2001 (EMERGENCY) – AMEND SECTION 525.15(a) OF THE CODIFIED ORDINANCES TO REFLECT THE MAYOR IS NO LONGER THE ONLY OFFICER WHO PRESIDES OVER MAYOR’S COURT. Councilman Kemper read Ordinance #21-2001 in its entirety and made a motion, seconded by Councilwoman Thompson to pass it as an emergency. Roll Call: All Aye. Chief Corwin stated this needs to be passed due to the fact that Mayor Kelly no longer presides over Mayor’s Court and the City now has Magistrate Tony Moraleja handling Mayor’s Court.

ORDINANCE #22-2001 (EMERGENCY) – AMEND INCOME TAX ORDINANCE #68-94 AND RULES AND REGULATIONS TO COMPLY WITH HOUSE BILL #477 & #483.

Councilman Downey read Ordinance #22-2001 in its entirety and made a motion, seconded by Councilman Jones to approve Ordinance #22-01 as an emergency. Roll Call: All Aye. These changes were necessary due to two house bills passed at the State level, which affect city tax laws.

President Reed stated Chief Corwin had a request from the Board of Elections to use the Police Department for a polling place and Council needs to approve this. Councilman Blakeman made a motion, seconded by Councilman Kempton to authorize the use of the Police Building as a polling place. Roll Call: All Aye.

Councilman Blakeman stated he wanted to bring up one issue before the meeting ends. He stated he has received several complaints about the new health insurance that Council approved one or two meetings ago. He stated he does not feel the insurance is what it was thought to be. He listed several problems and said several employees are dissatisfied. He added the employees have not received a list of doctors and have a lot of questions. Mayor Kelly stated the insurance agent is coming to meet with the employees tomorrow and will have the lists of doctors with them. He added the network is bigger with United Health Care. He asked Councilman Blakeman to write down the specific problems he has heard from employees and Mayor Kelly would make sure the agent receives them.

AUDITOR'S REPORT:

Auditor, Harvey Whaley, said he had no report, but needed the bills paid. Councilman Downey made a motion, seconded by Councilwoman Thompson to pay the bills. Roll Call: All Aye. Councilwoman Thompson told Mr. Whaley she liked the last Auditor's report she received from his office.

Councilman Blakeman made a motion, seconded by Councilman Kempton to adjourn. Roll Call: All Aye.

APRIL 3, 2001 REGULAR MEETING

PRESENT: President Dale Reed, Councilmen Forest Blakeman, Lynn Downey, Roger Kemper and Greg Kempton. Councilman Jack Jones and Councilwoman Joyce Thompson were excused.

The meeting was opened at 7:00 P.M. with Councilman Blakeman leading Council and guests in the pledge of allegiance to the flag.

MINUTES: Councilman Kemper made a motion, seconded by Councilman Blakeman to approve the minutes of the March 20, 2001 regular meeting. Roll Call: All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey had no report.

Personnel Committee: Councilman Kemper had no report.

Street Committee: Councilman Kempton reported the street committee met and discussed the spring clean up and have decided not to make any changes to the clean up for this year. He stated some other items the street committee will need to address are a handicapped parking space on North Street and names for two new roads. One of the roads is the road leading to the YMCA and the other is the road which leads to Randal Homes. He said some suggestions have come up for the names, such as a historic figure from Waverly, but no decisions have been made yet. Councilman Downey and Councilman Blakeman stated they were pleased the city clean up would not be changed this year. They both received complaints from citizens when changes were being discussed. Councilman Kempton suggested the city add a line to the street department budget just for clean up. President Reed asked if the new employees would be hired at the next Council meeting for the street department and Councilman Kempton thought they would be.

Recreation Committee: Councilman Blakeman had no report.

Zoning Committee: Councilman Jones was not present.

Public Services Committee: Councilwoman Thompson was not present.

MAYOR'S REPORT:

Mayor Kelly reported he passed out a new job description concerning a treasurer's position. He asked Council to meet at 6:30 before the next Council meeting, April 17, to discuss this position.

Mayor Kelly introduced Judy Dixon, who addressed Council about Waverly Pride Day. He explained there were several organizations banning together to beautify the city. Judy, who is the community service representative from the Rotary Club discussed this clean up project, which is scheduled for Saturday, May 19. The timing for this project will coincide with the city wide clean up. Ray Overmeier was also present concerning this project. Mayor Kelly read a proclamation making May 19 Waverly Pride Day. He also asked Council to set up a miscellaneous line in the general fund for \$1000 to help pay for materials, advertising and other expenses associated with Waverly Pride Day. Councilman Kemper made the motion, seconded by Councilman Downey. Roll Call: All Aye.

OLD BUSINESS:

ORDINANCE # 6-2001 (2ND READING) – TO AMEND ORDINANCE #33-99, CITY'S SPECIAL ASSESSMENT POLICY. Councilman Kempton made a motion to read this Ordinance by title only, seconded by Councilman Kemper. Councilman Downey asked if there

is going to be a resident's only fund for money spent on these projects. He added he feels the businesses doing sidewalk, curb and gutter projects is wiping out the money in the budget and residents are not getting their projects done. Councilman Kempton agreed and added that he felt the original purpose of this special assessment policy was to help out the homeowner. Councilman Downey asked Auditor, Harvey Whaley, if we couldn't transfer some more money for these projects. He said there was no money available to transfer. Councilman Downey asked Mayor Kelly to find some money and he said he would look at the budget. City Engineer, Bob Gausman, added that people are being allowed to set up payments for their portion of these expenses and paying it over time. He felt there should be some type of extra charge to set up time payments, or everyone would be doing it. Councilman Kempton stated he was going to set up a street committee meeting to further review this ordinance before the third reading and he would like everyone to be there due to the fact that there is so much discussion and concern over this.

RESOLUTION # 20-2001 (2ND READING) – ANNEXATION OF SCHOOL PROPERTY LOCATED ON STATE ROUTE 220. Councilman Kemper read this Resolution in its entirety for the second reading.

NEW BUSINESS:

Sharon Westrich was present to address Council regarding Canal Days Festival. She is the co-chairperson. She thanked Council for their donation toward the festival last year. She went over some of the events taking place at the festival this year. There were some questions asked regarding electricity and entertainment and Mrs. Westrich asked if the City could once again donate to the festival. President Reed asked Councilman Blakeman to review this as the head of the recreation committee.

Zoning Director, Bill Wonnell, introduced Keith Putnam and Gary Albright from the Ross County Building Department. They are putting together a plan with the State of Ohio that will allow them to do building inspections in some of the surrounding towns. Mr. Putnam handed out a list of types of construction they can inspect and he explained that it would save on a lot of delays that occur when the State does the inspection because they are not able to get to all of them right away. Mayor Kelly stated he has made some calls and checked on this and he said he has gotten very favorable response. He added this would allow Mr. Wonnell a closer connection with the inspectors. Bob Gausman, City Engineer, asked if they will examine the building plans. Mr. Albright stated he could do 99% of them. He added that a person should be able to leave within 30 minutes with a foundation permit. Mayor Kelly suggested having Law Director, Buz Bevens, look over the sample ordinance and other paperwork Mr. Albright and Mr. Putnam brought with them. He also asked when they needed our approval on this. Mr. Putnam said the state needs all their paperwork one month prior to their June meeting, or it will be another six months before they meet and could review this. President Reed asked the zoning committee to review this and come back with an ordinance.

The next item on the agenda was the lease for the D.T. & I. Railroad Building. Terry Smith had asked to take over the lease because his father, Gil Smith, is retiring due to health reasons. He was asking for a three-year lease at the same rate of rent. Councilman Downey said he felt the rent should be increased. There was some discussion about Mr. Smith doing a good job to keep the building up and there really was not anyone else interested in the building. President Reed

turned the matter over to the finance committee to review. Councilman Downey said he plans to go down and look at the building and President Reed stated he would like to go also. President Reed stated the City received a request to use the Council Chambers as a polling place. Councilman Blakeman made a motion, seconded by Councilman Kemper to approve allowing the Board of Elections to use this building for the election. Roll Call: All Aye. President Reed also stated the City received a request for a liquor license renewal for Noel's Market. He discussed this with Council and it was agreed that the City did not want to request a hearing for this renewal.

AUDITOR'S REPORT:

Mr. Whaley informed Council the City had met their obligation to the schools for the money given to them each year for the Mill's Pride tax abatement. The amount we paid them this year was \$85,392.00. He also stated money had been moved in the budget to pay for the streets department's summer help. Councilman Kemper made a motion, seconded by Councilman Downey to pay the bills. Roll Call: All Aye.

Councilman Blakeman made a motion, seconded by Councilman Kempton to adjourn. . Roll Call: All Aye

APRIL 17, 2001 REGULAR MEETING

PRESENT: President Dale Reed, Councilwoman Joyce Thompson, Councilmen Jack Jones, Forest Blakeman, Lynn Downey, Roger Kemper and Greg Kempton.

The meeting was opened at 7:00 P.M. with Councilman Jones leading Council and guests in the pledge of allegiance to the flag.

MINUTES: Councilman Kemper made a motion, seconded by Councilwoman Thompson to approve the minutes of the April 3, 2001 regular meeting. Roll Call: All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey read the letter that Auditor, Harvey Whaley, had given to the Mayor and each Council member. The letter addressed the position of treasurer, which had been discussed previously in Council. The letter had several questions regarding the duties of the treasurer, such as: salary, where the treasurer's office will be located, where the money for the position will come from, staff for the treasurer, where their information will come from and the benefit to the City in hiring this person. Councilman Downey answered the questions. He stated the salary has not yet been determined, the office will be in the City building, the treasurer will not have his own separate staff and the information will come from the Auditor's office, the Mayor and department heads. He listed several benefits in hiring a treasurer. Some of which would be: to have a person that is free to look at contracts, to work on purchasing, to run reports, etc. He added that he felt this would be a help to the Auditor's office, not something negative. Mr. Whaley asked Councilman Downey how many times he has come into the Auditor's office in the last six months to try and find out information, because he did not think he had come in at all to try and find out anything and neither had very many of the other Council members. He also added that he felt Councilman Downey put down the Auditor's office in the manner in which he read the letter. Mayor Kelly stated he felt like the questions, which Mr. Whaley had asked in his letter are all questions that Council is addressing. He added that is the reason he is trying to meet prior to each Council meeting to work on a job description for this position. Earlier tonight was the first meeting that has been held. He added that the city charter has a pretty good description. Mayor Kelly also stated the ideal person for this position would be able to do things such as make reports more efficient, compile data into a spreadsheet, help the Auditor's staff. He added that it was not his intent to cause anyone to become defensive or to cause hate and discontent. He stated there has been an ongoing problem with Council not knowing where the City stands as far as money goes. He asked anyone on Council to raise their hands if they knew how much money the City has right now. He also suggested if Mr. Whaley feels all these concerns being discussed are things that his staff can do, then Council should go into Executive Session to discuss the matter in further detail. Councilman Kemper stated that in the short amount of time he has been on Council, it seems as though in October every year Council is told that the City is in dire financial condition, but everything ends up working out by the end of the year. He does not blame the Auditor's staff for this, they work very hard and do a great job, but he added he feels they are doing extra work that is not necessary. They are going about their work the long way. He added that he feels they could use some help. Councilman Kempton added that if the main objective of this person is to compile data, this could be bid out to a data service provider. Mayor Kelly stated he and the Personnel Committee are still reviewing everything pertaining to

this position. He added they may find out it is not even feasible to hire a treasurer. But he also noted that if they do hire someone, it could turn out that after six months on the job, the Auditor's office might find that they do not know how they ever did without the extra help. He said he is trying to work on this slowly and get as much input from Council, and everyone involved, as possible. President Reed said the majority of Council has agreed to pursue this position, so it should be continued through the Personnel Committee. He asked the committee and the Mayor to make sure and include Auditor Whaley in these meetings. Mayor Kelly stated it is imperative that he be included. Mr. Whaley stated he has been the Auditor for five or six years and in that time there has only been one full meeting on the budget. He stated that his office tries to have meetings with the finance committee and it never works out. He said Council always tells him to have his staff go ahead and do the budget, and then he said all they do is complain about how it is done. He also mentioned the department heads are saying they can't get the information they need from his office. He said all they have to do is ask. Dean Knight, Street Superintendent, stated that he thinks they could use help. He noted there is a lot of work in that office to do and both girls have a lot of vacation and personal time and when one of them is gone, there is a lot of work for the other person to do. There was some further discussion about the Auditor's office needing extra help and it was agreed that any further discussion should be done in Executive Session regarding personnel.

Personnel Committee: Councilman Kemper had no report.

Street Committee: Councilman Kempton reported he has a handicapped parking spot on North Street and a No Truck spot on North Market Street that he will bring to the next Council meeting in the form of ordinances. Councilman Kempton also reported his committee met regarding the Special Assessment Ordinance which was to have a third reading tonight. He stated there are still some changes being worked on and the third reading will be tabled until the next Council meeting. He also added that the application for the Special Assessment Policy Ordinance, which anyone that wants to replace their curb, gutter and sidewalks needs to fill out, has had an additional line added by the Law Director, Buz Bevens. This additional line pertains to how the money is paid back to the City. The amended applications should be ready in a few days. The Street Committee will be reviewing these applications as they come in from residents and businesses. There was some discussion about splitting up the money in the budget for sidewalks, curbs and gutters and making sure a portion of it is used only for residential. If this is done, all the money cannot be used up by businesses that have large projects being done. Councilman Kempton made a motion, seconded by Councilman Downey to set aside \$50,000 of the sidewalk, curb and gutter money in the budget to be used for residential/individuals only. Roll Call: All Aye.

Councilman Kempton also had three applications to present to Council for the people Street Superintendent Knight would like to hire for part time summer help. Councilman Kempton made a motion, seconded by Councilman Kemper to hire Eric Tackett for extra help in the Street Department. Roll Call: All Aye. Councilman Kempton made a motion, seconded by Councilwoman Thompson to hire Walter Fugate for extra help in the Street Department. Roll Call: All Aye. Councilman Kempton made a motion, seconded by Councilman Kemper to hire Anthony Hoskins for extra help in the Street Department. Roll Call: All Aye. These employees will work 39 hours or less per week.

Councilman Blakeman stated he received a phone call from Mark Murray on Pike Street wanting an alley by his home vacated. There was some discussion as to whether or not a storm sewer runs through that alley. President Reed asked the Street Department to look into this request.

Councilman Downey asked if the City could fix a street light near his home. The bulb is too bright. He asked if a light like the ones used on Emmitt Avenue, which are more of a soft glow, could be used to replace it. President Reed asked the Engineer's office to look into this.

Zoning Committee: Councilman Jones reported the Planning Commission met April 12 and Community Development Director, Nathan Davis, is working with the Engineer's Assistant, Woody Schaeffer to develop an inventory list of buildings located in the City. He added that at the next Planning Commission meeting, there would be a GIS proposal presented by T.D.C. Group, Inc. This meeting will include the department heads. Councilman Jones also mentioned that Mr. Davis has a survey at several area locations for residents to complete with their opinions and ideas for the Route 23 embankment project.

Recreation Committee: Councilman Blakeman reminded Council the Canal Days Committee was at the last Council meeting asking for a donation. He made a motion, seconded by Councilwoman Thompson to donate \$2500.00 to Canal Days. Roll Call: All Aye.

Councilman Blakeman also reported the monument at Walnut Street Park had been put back in place, but has once again been knocked down by someone. He added that Treber Memorials put a one inch steel rod in it to prevent this, but apparently kids are rocking it back and forth until it falls. Treber's feels it might be best to have it outside the fenced area. There was some talk about putting up a fence that can be locked to keep people out of the park at night. The discussion then turned to the rod iron fence currently at the park and the fact that it is not in good shape and possibly having it refurbished. There was also some talk about getting a surveillance camera for the park to try and find out who is doing the vandalism. President Reed asked the Recreation Committee to review this and work with Dean Knight and Nathan Davis on it.

Public Services Committee: Councilwoman Thompson reported that water is standing in areas of Columbia Drive after heavy rain. Mayor Kelly agreed this is a problem and stated he would like to see the area have storm drains installed. He would like to see the City try and get some grant money to do this like they are doing in Green Acres. President Reed asked Councilwoman Thompson if this neighborhood has gotten any street lights yet. Mr. Gausman stated he is working on this, but AEP is so busy that it is hard to get calls returned by them. Councilman Downey asked if they are that busy, could we subcontract with someone else. There was some further discussion and President Reed gave this back to the Public Service Committee for further review.

MAYOR'S REPORT:

Mayor Kelly reminded everyone that Waverly Pride Day is May 19 and he asked everyone to participate.

OLD BUSINESS:

RESOLUTION #20-2001 (3RD READING) – ANNEXATION OF SCHOOL PROPERTY LOCATED ON STATE ROUTE 220. Councilman Jones made a motion, seconded by Councilman Downey to read the title only of this Resolution. Roll Call: All Aye. Councilman

Jones read the title of Resolution #20-01 and then made a motion, seconded by Councilwoman Thompson to approve the Resolution. Roll Call: All Aye.

NEW BUSINESS:

ORDINANCE # 23-2001 (EMERGENCY) – TO ESTABLISH THE CITY OF WAVERLY BUILDING DEPARTMENT. Councilman Jones read Ordinance #23-2001 in its entirety and made a motion, seconded by Councilman Kemper to approve this Ordinance. Roll Call: All Aye. Councilman Blakeman asked what the cost was to the City for this and Councilman Jones stated there is no cost to the City. Supervision and enforcement by the Department will be under an agreement with the Board of County Commissioners of Ross County.

AUDITOR'S REPORT:

Councilwoman Thompson made a motion, seconded by Councilman Kempton to pay the bills. Roll Call: All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Kemper to go into Executive Session regarding a personnel matter. Roll Call: All Aye. Councilman Blakeman made a motion, seconded by Councilman Kempton to return to Regular Session. Roll Call: All Aye.

Councilman Blakeman made a motion, seconded by Councilwoman Thompson to adjourn. Roll Call: All Aye

MAY 1, 2001 REGULAR MEETING

In the absence of President Reed, Councilwoman Thompson made a motion, seconded by Councilman Kemper to have Councilman Jones serve as the acting president for this evening's meeting. Roll Call: All Aye.

PRESENT: Councilwoman Joyce Thompson, Councilmen Jack Jones, Forest Blakeman, Lynn Downey, Roger Kemper and Greg Kempton. President Reed was excused.

The meeting was opened at 7:00 with Councilman Jones leading Council and guests in the pledge of allegiance to the flag.

MINUTES: Councilman Kemper made a motion, seconded by Councilman Blakeman to approve the minutes of the April 17, 2001 regular meeting. Roll Call: All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey had no report.

Personnel Committee: Councilman Kemper reported the Mayor, the finance committee and Auditor, Harvey Whaley met and had a very productive meeting. He added the Auditor's office is working on getting information to the department heads that they need. They will be getting printouts twice a month. Auditor Whaley suggested Council be part of a training session on the budget. He also stated that he wants to hire a part time secretary for the Auditor's office in July. This position would be part time until January 1, 2002 and then would be reviewed to possibly turn into full time. Mr. Whaley added that he also plans to make someone in his office a deputy auditor. Councilman Downey asked if the idea of hiring a treasurer had been dropped. Councilman Kemper said it has been put on the back burner for the time being to see how things go.

Street Committee: Councilman Kempton reported the street committee met and discussed a request for a handicapped parking sign at 116 East North Street. He stated there are already two in that block and one of them belongs to the Presbyterian Church who is building a new building and will be moving within the next few months. It was decided to wait until they move and the person at 116 East North Street could have their sign. The committee also discussed "No Truck Parking" on North Market Street. The person living at this location says trucks are parking by the alley and he can't see to get out of the alley. It was decided the street department would paint yellow lines on the curb to keep vehicles from parking so close to the alley. Councilman Kempton also mentioned his committee looked again at the request from Southern Ohio Communication Services for a 20 minute parking spot in front of their building. The county added new parking across from SOCS, but there are still people parking for long periods of time in front of their office. The committee decided to grant the 20-minute parking and will have an ordinance to that effect at the next council meeting. Councilman Kempton added that his committee also looked at the request to vacate an alley at Second Street, near Vine Street. He stated both property owners are in agreement with this and they will pay all the fees to have this done. The street committee recommends approving this and they will have the law director prepare an ordinance for the next Council meeting.

Recreation Committee: Councilman Blakeman reported he met with his committee and with Street Superintendent Dean Knight regarding the Walnut Street Park and Saint Mary's Park and they decided to purchase some new garbage cans for the parks. Councilman Blakeman made a motion, seconded by Councilwoman Thompson to purchase garbage cans for Walnut Street

park and Saint Mary's park. Roll Call: All Aye. Community Development Director, Nathan Davis, said new trashcans for Canal Park have been included as part of the grant the City received for renovations to the park.

Councilman Blakeman brought up the fence at the Walnut Street Park. He asked Mr. Davis if the City could apply for a grant to renovate the wrought iron fence. Mr. Davis said it is possible that another Nature Works grant could be applied for to do this, but it would not pay all of the expense. There was further discussion about the cost of renovating the fence and some other possible renovations for the park in the future.

Zoning Committee: Councilman Jones had no report.

Public Services Committee: Councilwoman Thompson had no report.

MAYOR'S REPORT: Mayor Kelly was excused.

OLD BUSINESS:

ORDINANCE # 6-2001 (3RD READING)-TO AMEND ORDINANCE #33-99, CITY'S SPECIAL ASSESSMENT POLICY. Councilman Kempton read Ordinance 6-01 in its entirety for the third reading and made a motion, seconded by Councilwoman Thompson to approve the ordinance. Roll Call: All Aye.

NEW BUSINESS:

Councilwoman Thompson stated the cemetery board met and they hired Dave Dewitt full time for the cemetery. She added that Roger Dewitt, who is currently full time, would be retiring. The City carries Roger on their health insurance and the cemetery reimburses the premium, so Dave now needs to be added to the City's insurance to be reimbursed by the cemetery.

Councilwoman Thompson made a motion to add Dave Dewitt to the City's health insurance to be reimbursed by the cemetery. Councilman Kempton seconded the motion. Councilman Downey questioned whether or not they could hire the current employee's son. There was much discussion and Councilman Downey stated he did not feel Council should add Dave to the insurance until these questions regarding his hiring are cleared up. Roll Call: Blakeman-Abstain, Thompson-Aye, Downey-Abstain, Kemper-Abstain, Kempton-Aye, Jones-Abstain.

AUDITOR'S REPORT:

Mr. Whaley thanked the Mayor for the meetings he has had with the Auditor's office and the department heads. He feels they are making great strides in the right direction. Councilman Downey made a motion to pay the bills, seconded by Councilman Kempton. Roll Call: All Aye.

Councilman Blakeman made a motion, seconded by Councilwoman Thompson to adjourn. Roll Call: All Aye.

MAY 15, 2001 REGULAR MEETING

PRESENT: President Dale Reed, Councilwoman Joyce Thompson, Councilmen Jack Jones, Forest Blakeman, Lynn Downey, Roger Kemper and Greg Kempton.

The meeting was opened at 7:05 P.M. with Councilman Kemper leading Council and guests in the pledge of allegiance to the flag.

MINUTES: Councilman Kemper made a motion, seconded by Councilwoman Thompson to approve the minutes of the May 1, 2001 regular meeting. Roll Call: All Aye. Councilman Downey made a motion, seconded by Councilman Kempton to approve the minutes of the May 5, 2001 special meeting. Roll Call: All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey reported how pleased he and the Mayor are with the reports they are receiving from the Auditor's office.

Personnel Committee: Councilman Kemper had no report.

Street Committee: Councilman Kempton reported he had stated at the last Council meeting that he would bring an ordinance to this meeting to vacate an alley near Second and Vine Streets. After speaking to Law Director, Buz Bevens, it was determined the people requesting the vacation of the alley have to supply all the paperwork to the City and it has to go through the Planning Commission. After this is completed, the ordinance will be brought before Council.

Councilman Kempton made a motion, seconded by Councilman Kemper to add Resolution #33-01 to tonight's agenda. Roll Call: All Aye.

Zoning Committee: Councilman Jones reported the Planning Commission met and saw a presentation given by The TDC Group on the GIS mapping system. He added the presentation was very interesting and TDC will be working up an estimate of cost to the City to purchase this system.

Councilman Jones made a motion, seconded by Councilwoman Thompson to add Resolution #34-01 to the agenda. Roll Call: All Aye.

Recreation Committee: Councilman Blakeman reported the garbage cans for the parks have been ordered. He added that he spoke with Street Superintendent, Dean Knight, and would like to have a meeting in the near future to start working on renovations for the Walnut Street Park and possibly try to get some grant money for the project. He also added he would like to get some banners for the City to go along Route 23.

Public Services Committee: Councilwoman Thompson reported that due to Rick Bentley resigning from the Police Department, she had two hiring requests from Police Chief, Mike Corwin. The first request is to hire Damon Campbell as a full time police officer.

Councilwoman Thompson made a motion, seconded by Councilman Jones to hire Damon Campbell as a full time police officer. Roll Call: All Aye. The second request is to hire Michele Webb as a full time Communications Specialist to replace Mr. Campbell. Ms. Webb is currently part time. Councilwoman Thompson made a motion, seconded by Councilman Kemper to hire Michele Webb as a full time Communications Specialist. Roll Call: All Aye. Councilwoman Thompson also wanted to update everyone on the new water tower. She stated it should be finished by June 1. Councilman Blakeman asked if the old one will be torn down and she said it would.

MAYOR'S REPORT: Mayor Kelly was not present at this time in the meeting.

OLD BUSINESS:

JOINT MEETING BETWEEN CITY AND CEMETERY BOARD:

The joint meeting between the City Council and the Cemetery Board was next on the agenda.

PRESENT: John Seeling, Danny Stevens. Bob Trainer was excused. Board member John Seeling made a motion, seconded by Board member Danny Stevens to reappoint Bob Trainer to the board. Roll Call: Cemetery Board Members-All Aye, City Council Members-All Aye. Bob Gausman, City Engineer, asked if the Cemetery Board had discussed the grave, which is located on the City right of way at the Evergreen Cemetery. Mr. Seeling said it had been discussed, but no decision has been made.

NEW BUSINESS:

RESOLUTION #24-2001 (EMERGENCY) – ENTER INTO AGREEMENT WITH JONES AND HENRY. Councilman Kempton read Resolution #24-01 in its entirety and made a motion, seconded by Councilman Kemper to approve the Resolution. Mr. Gausman explained this Resolution authorizes the Mayor and Auditor to enter into an agreement with Jones and Henry Engineers, Ltd. to provide consulting engineering services for the Green Acres Paving and Drainage project. Nathan Davis, Community Development Director, explained that \$228,400 of this money is coming from a grant, \$90,000 is in the form of a 0% loan for 20 years and the City's matching portion is \$79,600. He explained the sidewalks portion of the project is bid separately at a cost of \$48,500. Of this amount, \$23,000 will be in the form of a grant and \$25,500 will be assessed to property owners and they can pay it back over five years. There was some discussion as to whether or not the property owners want the sidewalks. President Reed said the ones he has talked with do want them. Councilman Jones said he spoke with a woman who does not want them. It was stated that everyone in the subdivision would be getting sidewalks. Roll Call: All Aye.

RESOLUTION #25-2001 (EMERGENCY) – CREATE A CAPITAL PROJECT FUND FOR THE GREEN ACRES PAVING AND DRAINAGE PROJECT. Councilman Kempton read Resolution #25-01 in its entirety and made a motion, seconded by Councilman Blakeman to approve the Resolution. Roll Call: All Aye.

RESOLUTION #26-2001 (EMERGENCY) – TERMINATE EXISTING CAPITAL IMPROVEMENT FUND – WTP CLARIFIER AND ESTABLISH A NEW CAPITAL IMPROVEMENT FUND FOR THE REPAIR, MAINTENANCE AND CONSTRUCTION OF SIDEWALKS, CURBS AND GUTTERS, ETC. Councilwoman Thompson read Resolution #26-01 in its entirety and made a motion, seconded by Councilman Kemper to approve the Resolution. Roll Call: All Aye.

RESOLUTION #27-2001 (EMERGENCY) – AUTHORIZE THE AUDITOR TO TRANSFER \$7000.00 FROM THE GENERAL FUND TO THE RECREATIONAL COMPLEX. Councilman Blakeman read Resolution #27-01 in its entirety and made a motion, seconded by Councilman Downey to approve the Resolution. President Reed explained this was started about four years ago to set aside this much money each year to work toward planning a recreational complex for the youth of the City. Roll Call: All Aye.

RESOLUTION #28-2001 (EMERGENCY) – AUTHORIZE THE AUDITOR TO TRANSFER \$5000.00 FROM THE GENERAL FUND TO THE EMERGENCY SIREN FUND.

Councilman Downey read Resolution #28-01 in its entirety and made a motion, seconded by Councilwoman Thompson to approve the Resolution. Roll Call: All Aye.

RESOLUTION #29-2001 (EMERGENCY) – AUTHORIZE THE AUDITOR TO TRANSFER \$27,262.00 FROM THE GENERAL FUND TO THE NATURE WORKS GRANT FUND.

Councilman Downey read Resolution #29-01 in its entirety and made a motion, seconded by Councilman Blakeman to approve the Resolution. Roll Call: All Aye. Mr. Davis explained this is the City's matching money for the grant received for the Canal Park renovations. He went over all the renovations that will be done to the park including adding restrooms and added that it will be a major rehabilitation project for the park. The work will be starting approximately August 15. President Reed added he has noticed a lot of people using the parks and he is happy to see some money being put into them.

RESOLUTION #30-2001 (EMERGENCY) – AUTHORIZE THE AUDITOR TO TRANSFER \$79,600.00 FROM THE GENERAL FUND TO THE GREEN ACRES SUBDIVISION FUND.

Councilman Downey read Resolution #30-01 in its entirety and made a motion, seconded by Councilwoman Thompson to approve the Resolution. Roll Call: All Aye. This is the City's matching money for the Green Acres project.

ORDINANCE #31-2001 (EMERGENCY) – REMOVE THE "HANDICAP" DESIGNATION OF THE PARKING SPACE IN FRONT OF 209 E. NORTH STREET. Councilman Kempton read Ordinance #31-01 in its entirety and made a motion, seconded by Councilman Blakeman to approve the Ordinance. Roll Call: All Aye. It was stated the person that had requested the handicap spot has moved.

ORDINANCE #32-2001 (DISPENSE WITH THE 2ND & 3RD READINGS) – ESTABLISH A 20 MINUTE PARKING SPACE AT 100 EAST THIRD STREET. Councilman Kempton read Ordinance #32-01 in its entirety for the first reading and made a motion, seconded by Councilwoman Thompson to dispense with the 2nd and 3rd readings of this Ordinance. Roll Call: All Aye.

RESOLUTION #33-2001 (EMERGENCY) – AUTHORIZE THE MAYOR AND AUDITOR TO ENTER INTO AN AGREEMENT WITH BBS CONSULTING ENGINEERS, INC. TO PROVIDE CONSULTING ENGINEERING SERVICES FOR THE SECOND STREET CONNECTOR PROJECT. Councilman Jones read Resolution #33-01 in its entirety and made a motion, seconded by Councilman Kemper to approve the Ordinance. Roll Call: All Aye. Mr. Gausman was asked if this road will go all the way from Route 23 to Second Street and he stated the design will go all the way, but the project may have to be done in two phases. This road will lead to the location of the new YMCA being constructed. There was some discussion about the location of the road and also if the YMCA will be building their own road as a separate entrance and Mr. Gausman said he was not aware of this and if it were to be done, it would be at their cost.

Mayor Kelly joined the meeting.

RESOLUTION #34-2001 (EMERGENCY) – AUTHORIZE THE MAYOR AND AUDITOR TO ENTER INTO AN AGREEMENT WITH THE BOARD OF COUNTY COMMISSIONERS, ROBERT H. CLAYTOR, DAVID LEE CLAYTOR AND BARRY NELSON CLAYTOR FOR THE ESTABLISHMENT OF THE PROPERTY LINE BETWEEN THE PARTIES. Councilman Jones read Resolution #34-01 in its entirety and made a motion, seconded by Councilman Kemper to approve this Resolution. Roll Call: All Aye. Zoning

Administrator, Bill Wonnell, explained this property has been surveyed and everyone involved is satisfied with the new property line.

AUDIENCE PARTICIPATION:

President Reed introduced Joyce Phipps and explained she has been taking care of cats at Canal Park for several years. Mrs. Phipps thanked President Reed for allowing her to be able to keep the cats in the park and keep shelters in the park for them, but she has found homes for some of the cats and the humane society is helping her find homes for the rest. Mrs. Phipps asked that no one else bring their cats to the park for care, because she will not be taking care of them any longer.

MAYOR'S REPORT:

Mayor Kelly reported his office received official word from Secretary of State, Kenneth Blackwell, that Waverly has retained their City status. He added there was some confusion about the manual census count the City had taken and the Secretary of State's office had not received this report. Everything has now been sent to them and we received word back that the manual count was accepted and is official. Mayor Kelly also stated the budget reports he has received from the Auditor's office have been great and make it easier for everyone to understand the finances of the city. Mayor Kelly added that Waverly Pride Day will be this Saturday, May 19 and if anyone can help, please call the Mayor or President Reed.

AUDITOR'S REPORT:

Auditor, Harvey Whaley, said he wanted to mention that Resolution #26-01 was set up to appease the City Engineer. Any money paid back for sidewalks will go into this fund to be reused.

Councilman Kempton made a motion, seconded by Councilwoman Thompson to pay the bills.

Roll Call: All Aye.

Councilman Blakeman made a motion, seconded by Councilman Downey to adjourn. Roll

JUNE 5, 2001 REGULAR MEETING

PRESENT: Councilwoman Joyce Thompson, Councilmen Jack Jones, Forest Blakeman, Lynn Downey and Roger Kemper. Dale Reed and Greg Kempton were excused.

Councilwoman Thompson made a motion, seconded by Councilman Jones to appoint Jack Jones as acting President. Roll Call: All Aye.

The meeting was opened at 7:00 P.M. with Councilman Blakeman leading Council and guests in the pledge of allegiance to the flag.

MINUTES: Councilman Kemper made a motion, seconded by Councilwoman Thompson to approve the minutes of the May 15, 2001 regular meeting. Roll Call: All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey had no report.

Personnel Committee: Councilman Kemper stated his committee met prior to tonight's council meeting with Auditor, Harvey Whaley. The city will be posting a position in house for a full time secretary for the Auditor's office. Councilman Blakeman asked if it is economically good to be hiring someone right now. Mr. Whaley said yes it is. Councilman Blakeman asked where the money would come from and Mr. Whaley stated the money is available for the rest of this year and next year it will be added into the budget. Councilman Blakeman stated there are two different pay scales for a secretary on the wage ordinance and he wondered which pay scale would be used for this person. Mr. Whaley stated it would be the position of full time secretary. He added the other position is for part time. Councilman Blakeman stated the City should go through the proper channels to hire this person. Councilman Kemper stated the personnel committee would be going through the proper channels. Councilman Blakeman also added the City needs to be aware of Equal Opportunity Employment laws and he stated he does not feel it is economically sound to hire someone at this time. Mr. Whaley stated he respects Councilman Blakeman's opinion and the proper procedures will be observed.

Street Committee: Councilman Blakeman stated he does not have Councilman Kempton's report, but he has had some phone calls about water backing into homes due to all the rain. Councilman Jones mentioned he had received calls also. Both mentioned calls from Mr. Sautter on North Street and Mr. Anderson near Bristol Village. Both said they passed the information on to City Engineer, Bob Gausman. There was some discussion about what to do with the areas of town that water has backed up in. Councilman Downey reminded everyone the City is planning a large project to help with this problem in Green Acres. Councilman Kemper also added the City has had a month's worth of rain, which is not usual and is bound to cause some problems.

ORDINANCE #32-2001 – ESTABLISH A 20-MINUTE PARKING SPACE AT 100 EAST THIRD STREET. Councilman Kemper made a motion, seconded by Councilman Downey to approve this Ordinance. Roll Call: All Aye. At the May 15, 2001 Council meeting, this Ordinance was voted to dispense with the 2nd and 3rd readings, but a vote was not taken for approval.

Zoning Committee: Councilman Jones had no report.

Recreation Committee: Councilman Blakeman reported he had received a request from the American Legion to again make a donation for their fireworks display. He made a motion,

seconded by Councilwoman Thompson, to donate \$1000 to the American Legion for the fireworks display. Roll Call: All Aye.

Public Services Committee: Councilwoman Thompson said the painting on the water tower is not finished yet because of all the rain.

Acting President Jones reported that Council needed to make a decision on a request for a liquor license transfer from Richard Ballard dba County Seat to J & M Brown, LTD dba County Seat. Council made the decision not to request a hearing on this transfer.

Acting President Jones announced that opening ceremonies for Canal Days will be held Friday, June 15 at 12:00 and any Council members interested in attending are welcome.

MAYOR'S REPORT:

Mayor Kelly was excused, but Councilman Downey said the Mayor asked him to mention that he was very pleased with the City cleanup.

OLD BUSINESS:

There was no old business.

NEW BUSINESS:

Gene Schoolcraft from Saint Mary's Lane was in attendance to address Council about vehicles driving too fast in his neighborhood. He presented a petition with signatures from residents requesting speed bumps be placed on Saint Mary's Lane to help slow down the drivers. He is concerned with all the children in the neighborhood, that one will be hurt. He stated a child was hit last year in that area. Acting President Jones turned this over to the Street Committee to review.

RESOLUTION #35-2001 (EMERGENCY) – AUTHORIZE THE AUDITOR TO TRANSFER \$125,000 FROM THE GENERAL FUND TO THE POLICE FUND. Councilman Downey read Resolution #35-2001 in its entirety and made a motion, seconded by Councilwoman Thompson to pass it as an emergency. Councilman Downey commented that he has talked with Mr. Whaley and the Mayor about the large amount of tax money that is used by the Police Department to operate. He added that he feels the City should consider increasing the Police levy and he will be looking into putting this on the ballot next year. He stated the Police Department does an excellent job and he feels the citizens would approve this. The levy has not been increased since 1985. Councilman Blakeman added the same might need to be done for the Street Department levy. Roll Call: All Aye.

AUDITOR'S REPORT:

Mr. Whaley had no report, but asked for a motion to pay the bills. Councilman Downey made a motion, seconded by Councilman Kemper to pay the bills. Roll Call: All Aye.

Councilman Blakeman made a motion to adjourn, seconded by Councilwoman Thompson. Roll Call: All Aye.

JUNE 19, 2001 REGULAR MEETING

PRESENT: President Dale Reed, Councilwoman Joyce Thompson, Councilmen Jack Jones, Forest Blakeman, Roger Kemper and Greg Kempton. Lynn Downey was excused.

The meeting was opened at 7:00 with Councilman Blakeman leading Council and guests in the pledge of allegiance to the flag.

MINUTES: Councilman Kemper made a motion, seconded by Councilwoman Thompson to approve the minutes of the June 5, 2001 regular meeting. Roll Call: All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Mayor Kelly stated he spoke with Councilman Downey, who is out of town, and he has been working with Harvey Whaley, Auditor, to try and plan a workshop for the budget to be held soon.

Personnel Committee: Councilman Kemper stated his committee met earlier tonight with Mr. Whaley and the Auditor's office has an individual they would like to hire as a full time secretary. Councilman Kemper made a motion, seconded by Councilman Jones to hire Wendy Szoke as a full time secretary for the Auditor's office. Councilman Blakeman asked about the City's finances and said he feels it is not economical at this time to hire anyone. He added that he also has reservations about hiring someone full time instead of part time. He also mentioned that the past practice of the City has been to advertise in house for positions, then advertise in local newspapers, then interview. He said he did not feel these steps were followed for this position. He stated he felt the City should stick with past practice to give everyone a fair chance at the job. He asked Mr. Whaley if he had received other resumes. Mr. Whaley said he did, but they were not in house applicants and they did not have the qualifications that this person has. Mr. Whaley added that he spoke with Cross Management and they told him that after he advertised in house, he did not have to do any other steps. It was also stated the position was mentioned in newspaper articles and on Channel 2. Mr. Blakeman said he wanted to explain to Council that he could not vote yes to hire this person due to his feelings, and he added it was nothing against her. He added the last five employees hired were advertised in house, then in the paper, then interviewed and he felt that should have been followed in this case. He also mentioned following the Equal Opportunity Employment laws. Mayor Kelly stated he understands Councilman Blakeman's opposition, however, he felt the past practice that Councilman Blakeman referred to is the past practice he has followed and does not mandate what Mr. Whaley's practices will be for hiring in his office. The Mayor added he is comfortable with following this policy when he does the hiring, but it does not have to be followed by the Auditor's office. Mayor Kelly added that Mr. Whaley is an elected official with his own staff and he can develop his own policy for hiring. Councilman Kemper stated Council has expressed support that Mr. Whaley get some extra help in his office and he does not feel the City is violating any laws or rules. Mayor Kelly mentioned that Mr. Whaley had asked him if he would like to sit in on the interview and Mayor Kelly had declined because he feels that is Mr. Whaley's office and he feels he is a good judge of character. Roll Call: Jones-Aye, Blakeman-No, Thompson-Aye, Kemper-Aye, Kempton-Aye, and Reed- Aye.

Street Committee: Councilman Kempton stated he had looked into the request from the last Council meeting for speed bumps on Saint Mary's Lane. He said he spoke with Street Superintendent, Dean Knight, and both of them had concerns about this, such as maintenance, snow plowing, how it would effect emergency vehicles, etc. Due to his concerns, he stated he

had contacted Law Director, Buz Bevens, who said this should not be done. He suggested instead of speed bumps to have extra patrolling in the area by the police department. Mayor Kelly stated he would have Police Chief, Mike Corwin, step up patrols in this area.

Councilman Kemper added that he would check back with residents and see if this helps.

Zoning Committee: Councilman Jones had no report.

Recreation Committee: Councilman Blakeman said he got a call from the Little League organization and they stated they had given a request for funds to the Mayor and Councilman Blakeman said he has never received it. Mayor Kelly stated he and President Reed were approached by the individual away from the Mayor's office and he needed to get back in touch with this person to get some further specifics on the amount of money they were asking for. Mayor Kelly said he would get in touch with him and have him rewrite the request with a specific amount. Councilman Blakeman also mentioned he has had calls about the mosquitoes being so bad. President Reed stated they are bad everywhere. It was stated spraying was done for mosquitoes once and they will be spraying again later this week.

Public Services Committee: Councilwoman Thompson stated she did not have a report, but the painting on the water tower has been completed.

MAYOR'S REPORT:

Mayor Kelly reported he had received word from the County Commissioners that as of August 1, 2001, their dog warden will no longer contract with the City for services. He stated he would be working on some other options.

OLD BUSINESS:

There was no old business.

NEW BUSINESS:

RESOLUTION #36-2001 (EMERGENCY) – AUTHORIZE AUDITOR TO TRANSFER \$25,000 FROM THE GENERAL FUND TO THE BRIDGE AND STREET FUND.

Councilman Kempton read Resolution #36-2001 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. Roll Call: All Aye.

RESOLUTION #37-2001 (EMERGENCY) – AUTHORIZE THE MAYOR AND AUDITOR TO ENTER INTO AN AGREEMENT WITH BBS CORPORATION TO PROVIDE CONSULTING ENGINEERING SERVICES FOR THE DEPOT ROAD

RECONSTRUCTION PROJECT. Councilman Jones read Resolution #37-2001 in its entirety and made a motion, seconded by Councilman Kemper to approve it as an emergency. Roll Call: All Aye.

AUDITOR'S REPORT:

Councilman Kempton made a motion, seconded by Councilman Jones to pay the bills. Roll Call: All Aye. Councilman Blakeman made a motion, seconded by Councilman Kempton to adjourn. Roll Call: All Aye.