

**City of Waverly  
City Council Meeting Minutes  
June- December 2002**

**Contents**

<b>June 4, 2002</b>	<b>Page</b>	<b>2</b>
<b>June 18, 2002</b>	<b>Page</b>	<b>2</b>
<b>June 22, 2002 (Special Meeting)</b>	<b>Page</b>	<b>4</b>
<b>July 2, 2002</b>	<b>Page</b>	<b>5</b>
<b>July 16, 2002</b>	<b>Page</b>	<b>6</b>
<b>August 6, 2002</b>	<b>Page</b>	<b>8</b>
<b>August 20, 2002</b>	<b>Page</b>	<b>12</b>
<b>September 3, 2002</b>	<b>Page</b>	<b>13</b>
<b>September 17, 2002</b>	<b>Page</b>	<b>14</b>
<b>October 1, 2002</b>	<b>Page</b>	<b>16</b>
<b>October 15, 2002</b>	<b>Page</b>	<b>18</b>
<b>November 4, 2002</b>	<b>Page</b>	<b>19</b>
<b>November 19, 2002</b>	<b>Page</b>	<b>21</b>
<b>December 3, 2002</b>	<b>Page</b>	<b>22</b>
<b>December 17, 2002</b>	<b>Page</b>	<b>24</b>

## **JUNE 4, 2002**

President Reed stated that the first order of business would be to hire a new Council clerk. Councilman Kemper made a motion, seconded by Councilwoman Thompson to hire Melody Thompson as the new Council clerk. Former clerk Christy Barnhart called the roll. **Roll Call:** All Aye.

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

The meeting was opened at 7:00 with Auditor Harvey Whaley 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 May 21, 2002 regular meeting. **Roll Call:** All Aye.

### **COMMUNICATIONS AND COMMITTEE REPORTS:**

Finance Committee: Councilman Downey reported the general fund consist of \$180,000.00 which is encouraging. However income tax receipts for May were \$128,000.00, which was down from May 2001.

Personnel Committee: Councilman Kemper had no report.

Street Committee: Councilman Kempton had no report.

Zoning Committee: Councilman Jones was excused, no report.

Recreation Committee: Councilman Blakeman had no report, however he had spoke with someone regarding a street light for Victory Drive in Green Acres. Councilman Blakeman made a motion, seconded by Councilman Kemper to install a streetlight on Victory Drive in Green Acres. President Reed ask where the light was to be installed, it was stated on the far end of Victory Drive. Bob Gausman, City engineer, was asked what he thought and he stated, he wasn't sure about it, he thought it would provide intermediate lighting yet might cause others to request more lighting. Mr. Gausman was asked if this should be tabled and studied further, but President Reed stated there was already a motion on the floor, which needed to be voted on. **Roll Call:** All Aye with councilman Downey passing on the vote.

Public Services Committee: Councilwoman Thompson made a motion, seconded by councilman Kempton for Steve Neibert to be named an Auxiliary Police Officer. **Roll Call:** All Aye.

### **MAYOR'S REPORT:**

Mayor Kelly reported Councilman Kemper retired after 33 years with MRDD. Mr. Kemper was a professional and great at his position and will be greatly missed.

**OLD BUSINESS:** There was no old business.

### **NEW BUSINESS:**

**ORDINANCE # 22-2002 (1<sup>ST</sup> READING) – ADOPT A TENTATIVE TAX BUDGET FOR 2003.** Councilman Downey read Ordinance # 22-2002 in its entirety for the 1<sup>st</sup> reading.

**ORDINANCE # 23-2002 (EMERGENCY) – AMEND ORDINANCE #09-2002.**

Councilman Downey read Ordinance # 23-2002 in its entirety and made a motion, seconded by Councilman Blakeman to approve it as an emergency. **Roll Call:** All Aye.

**AUDITOR'S REPORT:** Councilman Downey 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 Call:** All Aye.

## **DATE: June 18, 2002**

**PRESENT:** President Dale Reed, Councilwoman Joyce Thompson, Councilmen Jack Jones, Lynn Downey, Roger Kemper and Greg Kempton. Councilman Forest Blakeman 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 Kempton to approve the minutes of the June 4, 2002 regular meeting. **Roll Call:** All Aye.

## **COMMUNICATIONS AND COMMITTEE REPORTS:**

### Finance Committee:

Councilman Downey reported the City has \$205,000.00 in the general fund, which is encouraging. Councilman Downey requested that the Recreation Committee obtain an accounting of the \$2000.00 donated to the Canal Days committee.

### Personnel Committee:

Councilman Kemper had no report.

### Street Committee:

Councilman Kempton reported the Street Committee had a meeting earlier this evening. Nathan Davis updated us on the side walk project. The project is coming along nicely and is well underway. There was discussion of the cost of trash collection, maintenance and clean up of the parks in the City. Dean Knight said, it cost about \$2600.00 for 16 weeks of maintenance on the Walnut Street Park alone. The possibility of hiring a part-time person or contracting out those duties is being considered. The possibilities are going to be reviewed over the next several weeks to see what would be best. Roger Kemper stated that Ohio Industries for the Handicapped provides workers for rest areas and that could be something to look into. Dale asks about the condition of Canal Park after the Canal Days festivities, and Dean Knight said, the park was left in very good condition.

### Zoning Committee:

Councilman Jones had no report.

### Recreation Committee:

Councilman Blakeman was excused, but Councilman Kempton recommended donating \$1000.00 to the American Legion Post # 142 for the 4<sup>th</sup> of July fireworks display. Councilman Downey read the letter received from the American Legion requesting the \$1000.00. Councilman Kemper made a motion, seconded by Councilwoman Thompson to donate \$1000.00 to the American Legion Post #142 for the 4<sup>th</sup> of July fireworks display. **Roll Call:** All Aye.

Councilman Jones asks how well the Canal Days fared. President Reed thought the Canal Days committee could give a report later. Dale also said he walked through and it didn't seem to be very crowded, and he wasn't too impressed. He stated that we need to take a good look at this to see if it is something we want to continue and if we are going to support it, we need to get a handle on it and control what is there.

### Public Services Committee:

Councilwoman Thompson had no report. President Reed was asked to take a look at a pond behind Hunter's by someone who lives across from the area. Dale reported the pond was mosquito infested and asks if there was anything that could be done to solve this problem. Dale asked if Nathan could see that something gets done about the mosquito problem.

## **MAYOR'S REPORT:**

Mayor Kelly was not present.

## **OLD BUSINESS:**

### **ORDINANCE #22-2002 (2<sup>ND</sup> READING) – ADOPT A TENTATIVE TAX**

**BUDGET FOR 2003.** Councilman Downey read Ordinance #22-2002 in its entirety for the 2<sup>nd</sup> reading.

## **NEW BUSINESS:**

### **RESOLUTION #24-2002. (1<sup>ST</sup> READING) NATURE WORKS PROGRAM**

Councilman Jones read Resolution # 24-2002 in its entirety and made a motion seconded by Councilman Downey to dispense with the 2<sup>nd</sup> & 3<sup>rd</sup> readings and approve Resolution #24-2002. **Roll Call:** All Aye.

Councilman Downey asked if Nathan Davis would give a report on what would be done with the money. Nathan reported, the bulk of it would go for the curb, gutter and sidewalks for Walnut Street Park. The grant will be for the restoration of the wrought iron fence. Nathan has received some quotes and is confident in one particular quote.

**RESOLUTION #25-2002. (EMERGENCY) – AUTHORIZE AUDITOR AND MAYOR TO BORROW \$19527.03 FROM THE FIRST NATIONAL BANK OF WAVERLY, OHIO FOR THE PURCHASE OF A MASSEY FERGUSON 4335 2/W DRIVE TRACTOR WITH AN OFF SET MOWER.** Councilman Kempton

read Resolution #25-2002 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

**RESOLUTION #26-2002 (EMERGENCY) – TRANSFER \$25,000.00 FROM THE GENERAL FUND TO THE BRIDGE AND STREET.** Councilman Downey read Resolution #26-2002 in its entirety and made a motion, seconded by Councilman Kemper to approve it as an emergency. **Roll Call:** All Aye.

**RESOLUTION #27-2002 (EMERGENCY) – TRANSFER \$7,000.00 FROM THE GENERAL FUND TO THE RECREATIONAL COMPLEX FUND.** Councilman Downey read Resolution #27-2002 in its entirety and made a motion, seconded by Councilman Jones to approve it as an emergency. **Roll Call:** All Aye.

**RESOLUTION #28-2002 (EMERGENCY) – TRANSFER \$91,800.00 FROM THE GENERAL FUND TO THE DEPOT ROAD IMPROVEMENT FUND.** Councilman Downey read Resolution #28-2002 in its entirety and made a motion, seconded by Councilman Jones to approve it as an emergency. **Roll Call:** All Aye.

President Reed asked when the Green Acres project would get underway. Dean Knight stated, within the next two weeks, they would like to have it completed by the time school starts.

President Reed asked, if we are going to lose the Depot? Councilman Kempton reported, we would, he also stated, a lot of people had questioned him regarding this loss and he thinks if people would go down to the depot and look at the building they would see, there is nothing significant to keep. Councilman Downey stated, the rental of the building was unsuccessful and that should tell you something.

**AUDITOR'S REPORT:**

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

Councilman Jones made a motion, seconded by Councilman Downey to adjourn. **Roll Call:** All Aye.

**DATE: June 22, 2002 SPECIAL MEETING**

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

The meeting was called to order at 10:07 a.m.

Councilman Kemper made a motion, seconded by Councilwoman Thompson to hire Margie Blaum for the Water Department position.

Second item of business: City Attorney Bevins, explained some things concerning the process of construction of Pride Drive.

City Engineer, Bob Gauseman discussed and gave an explanation of the process.

**RESOLUTION # 29-2002 (EMERGENCY) – TO APPROVE THE MODIFICATION OF THE AGREEMENT BY THE MAYOR AND AUDITOR WITH BBS CORP. FOR ADDITIONAL ENGINEERING SERVICES IN CONNECTION WITH THE SECOND STREET CONNECTOR PROJECT – “PRIDE DRIVE.”**

Councilman Jones read this Resolution in its entirety and made a motion, seconded by Councilman Downey to approve it as an emergency. **Roll Call:** All Aye.

**RESOLUTION # 30-2002 (EMERGENCY) – TO APPROVE THE CITY ENGINEER'S PREPARATION OF SPECIFICATIONS FOR THE PRIDE DRIVE PROJECT AND ADVERTISEMENT FOR BIDS.** Councilman Kemper read this Resolution in its entirety and made a motion, seconded by Councilman Downey to approve it as an emergency. **Roll Call:** All Aye.

**RESOLUTION # 31-2002 (EMERGENCY) – TO AUTHORIZE THE MAYOR AND AUDITOR TO ENTER INTO AN AGREEMENT WITH GEORGE J. IGEL AND CO. FOR THE CONSTRUCTION OF PRIDE DRIVE.** Councilwoman Thompson read this Resolution in its entirety and made a motion, seconded by Councilman Kemper to approve it as an emergency. **Roll Call:** All Aye. Councilman Jones made a motion, seconded by Councilman Kemper to adjourn. **Roll Call:** All Aye.

**DATE:** July 2, 2002

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

The meeting was opened at 7:00 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 amended minutes of the June 18, 2002 regular meeting. **Roll Call:** All Aye.

**SPECIAL MEETING MINUTES:**

Councilwoman Thompson made a motion, seconded by Councilman Jones to approve the minutes of the June 22, 2002 special meeting. **Roll Call:** All Aye.

**COMMUNICATIONS AND COMMITTEE REPORTS:**

Finance Committee:

Councilman Downey reported the June receipts were slim, only \$15,000.00 which is down from last year. Some encouraging points are the General Fund is \$171,000.00 and the expenditures are diminished. Councilman Downey also ask about the accounting requested of the Canal Days committee concerning the \$2000.00 donation. President Reed said, he would get in contact with the person responsible and try to have them report at the next Council meeting.

Personnel Committee:

Councilman Kemper had no report.

Street Committee:

Councilman Kempton had no report.

Zoning Committee:

Councilman Jones had no report.

Recreation Committee:

Councilman Blakeman was excused.

Public Services Committee:

Councilwoman Thompson had no report.

**MAYOR'S REPORT:**

Mayor Kelly wished Councilman Forest Blakeman a speedy recovery after some recent surgery. He also complimented the Dept. Heads on they're efficient job cutting back expenditures.

Mayor Kelly wanted to let everyone know the West Virginia stations, channel #3 and #13 are back on the cable line up. Channel #3 is on 7 now and channel #13 is on 24.

He also informed everyone of a press release issued by the Mayor's office today concerning a meeting to be held on Wednesday, July 3, 2002 at 1:30 p.m., and everyone is invited. The meeting will concern projects that are being worked on for the City.

Mayor Kelly also mentioned a public notice of the upcoming public hearing to be held on July 18, 2002 concerning the tax budget for 2003 and also the GAAP report for the audit year 2001 has been received.

**OLD BUSINESS:**

**ORDINANCE #22-2002 ( 3<sup>rd</sup> READING) – ADOPT A TENTATIVE TAX**

**BUDGET FOR 2003.** Councilman Downey made a motion, seconded by Councilman Jones to waive the 3<sup>rd</sup> Reading of Ordinance #22-2002. **Roll Call:** All Aye. Councilman Downey made a motion, seconded by Councilman Jones to approve it. **Roll Call:** All Aye.

**NEW BUSINESS:**

**RESOLUTION #32-2002 (EMERGENCY) – AUTHORIZE THE MAYOR & AUDITOR TO ENTER INTO AGREEMENT WITH PURDOM, KASKEY & ASSOC., INC. TO PROVIDE A TOPOGRAPHIC SURVEY FOR THE CITY OF WAVERLY PARK/BRISTOL VILLAGE BUFFER PROJECT.** Councilman Jones read Resolution #32-2002 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

**RESOLUTION #33-2002 (EMERGENCY) – TRANSFER \$20,000.00 FROM THE GENERAL FUND TO THE SIDEWALK/CURB & GUTTER FUND.** Councilman

Kempton read Resolution #33-2002 in its entirety and made a motion, seconded by Councilman Kemper to approve it as an emergency. **Roll Call:** All Aye.

Discussion: Councilman Downey asked, where we stand in the Curb & Gutter Fund? Nathan Davis reported we didn't have any need. Currently the Fund has \$14,000.00 for the Green Acres project and the remaining \$20,000.00 will fund the rest of the applications from City Residence. Councilman Downey asked, if we are continuing to accept applications. Nathan said, the applications are accepted one time a year and they are no longer accepting the applications this year. Mayor Kelly mentioned the way the process is laid out works very well. Councilman Downey asked, if residence were aloud to put applications in for 2003? Nathan reported he was encouraging residence to call back in January.

**RESOLUTION #34-2002 (EMERGENCY) – AUTHORIZE THE MAYOR & AUDITOR TO ENTER INTO A TEMPORARY EASEMENT AGREEMENT WITH ADVANCED AUTO PARTS, BALTIMORE DEVELOPMENT, FOR CONSTRUCTION OF ROADWAY.** Councilman Kempton read Resolution #34-2002 in its entirety and made a motion, seconded by Councilman Kemper to approve it as an emergency. **Roll Call:** All Aye.

Discussion: Councilman Downey asked if the City was providing an funds for the project. Mayor Kelly asked Bob Gauseman to give a recap of this project. Bob reported, the City would not be providing any funds, this would allow for a second access to the store, instead of the one access off of route 23. This second entrance would be off of the crossroad. The crossroad has not been built. When this crossroad is completed Advanced Auto Parts will maintain it until the road is built and then the City will take over maintenance. Councilman Downey asked, if this is a new facility? Yes, it is a new facility and will be located at the intersection of Victory Drive and route 23.

Councilman Kempton asked, if there is land for other business'? Bob said, no just land that goes toward the railroad toward route 220.

Councilwoman Thompson made a motion, seconded by Councilman Kemper to adjourn into executive session. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Kemper to adjourn from executive session. **Roll Call:** All Aye.

Explanation of Resolution #35-2002 – President Reed asked Bob Gauseman to explain the purpose of the Resolution. Bob stated Depot Road is the road that will replace the old road that runs from Bridge Street up to 2<sup>nd</sup> Street. They would like to advertise for bids for that project. The money is coming from Issue 2 and one of the requirements of the issue is the destruction of the old Depot. Nathan Davis said Dean Knight had a conversation with the contractor about destruction of the building and he said, it was on his schedule for Friday. Mayor Kelly mentioned that everything of any use was removed from the building.

**RESOLUTION #35-2002 (EMERGENCY) – TO APPROVE THE ADVERTISEMENT FOR BID OF THE DEPOT ROAD RECONSTRUCTION PROJECT, BY BBS CORP. AND THE CITY ENGINEER.** Councilman Kempton made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

**AUDITOR'S REPORT:**

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

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

## **DATE: JULY 16, 2002**

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

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 Jones to approve the amended minutes of the July 2, 2002 regular meeting. **Roll Call:** All Aye.

**COMMUNICATIONS AND COMMITTEE REPORTS:**

Finance Committee:

Councilman Downey said the Waverly newspaper quoted him saying he was opposed to the Sidewalk Fund. He said that he said the exact opposite. He said it was important to maintain sidewalks, curbs and gutters. We are spending millions of dollars on other projects in the City. Basic City funding should be streets and curbs, but its not happening. I know the Sidewalk, Curb and Gutter is closed for the year, but I think summertime is an excellent time for people to talk to their neighbors about doing something where they have crumbling curbs and sidewalks. They can submit for next year. We have budgeted \$70,000.00. The City wants to repair the sidewalks.

Personnel Committee: Councilman Kemper had no report.

Street Committee:

Councilman Kempton mentioned since we have approved some projects that they are seeing everything come back in. He stated they are only 3 or 4 residential projects from completing the year, as soon as those are submitted to Nathan Davis they will be taken care of. He also stated he would like to see us do more next year.

Councilman Kempton stated Dean Knight has requested that we advertise for bids for salt.

Councilman Kempton made a motion, seconded by Councilwoman Thompson to advertise for bids for salt to be used this winter. **Roll Call:** All Aye.

He also stated we have received the bids for the Depot Road Improvements.

George J. Igel & Co., Inc. was the lowest bidder the bid being \$436,588.00 second was Southern Ohio Trenching & Excavating, Inc. with a bid of \$493,850.00, third was Boone Coleman Construction, Inc. with a bid of \$477,836.00. Councilman Kempton made a motion, seconded by Councilman Jones to accept George J. Igel bid for Depot Road Improvements.

Discussion: Bob Gausman said he thought it would be good to have a little leeway and would like to have a 10% leeway to make any changes. Councilman Downey stated he was apposed he thought if they were going to automatically go over the bid amount the overages needed to be looked at by the Council. Mr. Gausman mentioned if the project goes \$1,500.00 over budget they would have to get it approved by Council. President Reed asked if there were going to be cost that would not be covered by the bid. Mr. Gausman said yes any good project will have changes and if it's a good change then we will do it.

Mayor Kelly stated if the cost would go over \$1,500.00 we would have to tell them to stop working until the Council could approve the overage. With the 10% contingency they can go ahead and make the corrections. 10% of the bid would be about \$40,000.00, that is a large amount that I don't think we want to spend.

Councilman Downey withdrew his objection. Councilman Kemper made an amended motion, seconded by Councilman Downey to accept the bid made by George J. Igel & Co., Inc. **Roll Call:** All Aye.

President Reed mentioned he had been contacted by Larry Oyer regarding the damage done to his driveway during the use of the driveway by the City. Mayor Kelly said he would have it looked at.

Mayor Kelly mentioned he had been contacted by Mrs. Rapp on Kilgore regarding some yard work she was not satisfied with that was completed after the City used her land for a project. Councilman Kempton asked if it was the Street Dept. responsibility, Mr. Gausman said he believed it was the contractor's responsibility. Mayor Kelly said he would call or go see Mrs. Rapp.

Bob Gausman reported a problem on Morningside Drive and hopes we will budget for it next year.

Zoning Committee:

Councilman Jones had no report.

Recreation Committee:

Councilman Blakeman was excused.

Public Services Committee:

Councilwoman Thompson had no report.

Councilwoman Thompson received a complaint from people on Hillside regarding the manhole covers located across from the Vanhoose's. The manhole covers are causing burst tires.

**MAYOR'S REPORT:**

Mayor Kelly asked President Reed to have the Zoning Committee meet with Bill Wonnell and the Health Dept. about some issues that have come up recently. There may be a need for legislation on rental property in the City that may not be livable. According to the Ohio revised code we can not force renters to tap into city water after renting a home, but if sewer is available they can be forced to tap into it. Councilman Jones said he would talk to them and set up a meeting.

**OLD BUSINESS:**

There was no old business.

**NEW BUSINESS:**

Kay Hamilton was present to give an accounting of the money donated by the City for the Canal Days Festival. A finance statement was given to all Council present. Ms. Hamilton reported that she believed the festival went well. They had a really good turnout. Their beginning balance was \$104.07 and with the \$2,000.00 donation from the City they were able to start with a good balance. The rides brought in \$761.00. A lot of the cost was from the free entertainment offered. After everything we have a balance of \$1244.38 which is good to start with next year.

Councilman Downey asked what their plans are for next year. Ms. Hamilton said, not to ask the City for money, have fund raisers and apply for some grants. Ms. Hamilton mentioned in the past they have waited late in the season because the budget is completed in March and then the festival is only six weeks away, leaving little time for getting entertainment. Councilman Downey asked where they planned to have the festival next year. Ms. Hamilton said, in the park with the Council's permission. Mayor Kelly stated he would like to see the City in the festival business or out of the festival business. He would also like to see President Reed appoint a committee to be involved. Ms. Hamilton was asked if parking was a problem. She stated that there was no problem the City parking lot was empty most of the weekend. Councilman Kempton stated with a notice the parking could be straightened out including insurance and liability and with everyone working together there could be a lot of revenue. Mayor Kelly asked if there was a better turnout in the park compared to the high school. Ms. Hamilton stated the vendors liked the shade and shelter houses. Ms. Hamilton asked if there was a reason that the festival couldn't be held in the park and stated she was willing to do this on her own. Mayor Kelly said he believed it would be better to have in a bigger area. Mayor Kelly also stated, he thought a committee would be a good idea and the council needs to be behind the festival or not.

Councilman Downey stated he did not want the City to be involved in Canal Days or for the park to be used for the festival. He also mentioned he thinks President Reed should appoint a committee to look into to the situation. He believes it is unfair to Ms. Hamilton to encourage her when we don't know what is going to happen. President Reed stated that this would be placed in the Recreation Committee and he will let Ms. Hamilton know when a decision is made.

**RESOLUTION # 37-2002 (EMERGENCY) – TO AUTHORIZE THE AUDITOR TO TRANSFER \$50,000.00 FROM THE GENERAL FUND TO THE POLICE FUND.** Councilman Downey read Resolution #37-2002 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 Downey made a motion, seconded by Councilwoman Thompson to pay the bills. **Roll Call:** All Aye.

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

**DATE:** August 6, 2002

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

Councilwoman Thompson made a motion, seconded by Councilman Kempton to approve the minutes of the July 16, 2002 regular meeting. **Roll Call:** All Aye.

**COMMUNICATIONS AND COMMITTEE REPORTS:**

Finance Committee:

Councilman Downey reported the receipts are back to the year 1997, but the country has been having the same problem. He mentioned the positive thing he sees is we still have \$179,000.00 in the General Fund, so we must be doing something right. If we are going to have a problem it will show up next year.

Personnel Committee:

Councilman Kemper was excused.

Street Committee:

Councilman Kempton reported that he had spoke with a citizen who lives near the swim club regarding the dust from the alley. Mr. Kempton said the person wanted him to make certain that I thanked everyone including the Street Dept. for getting the chipped asphalt put on the alley. He also stated it was a tremendous improvement.

Zoning Committee:

Councilman Jones reported the Planning Commission held a meeting last week with Advanced Auto Parts representatives and basically the recommended an approval of the plans they had with an exception of obtaining more information on the retaining wall they are going to build.

Mr. Jones also reported on a meeting held with the Health Dept. by the request of the Mayor, regarding some problems the City is currently having. The representatives from the Health Dept. said if there were complaints registered, they would follow up on them. Mr. Jones mentioned that he was not sure if there was anything legally needed from us at this time. Mr. Jones also reported the representatives from the Health Dept. were quick to state that the problems in the County are a lot worse than the problems we complain about in the City and that is where a lot of there time is spent.

Recreation Committee:

Councilman Blakeman reported the banners are not up yet and he is not sure when they are going to be hung.

Mr. Blakeman also said he was given four resolutions upon arriving this evening. He believes this practice is becoming a continuing thing with the council. He stated you walk in the door you are given resolutions you have never seen before.

Councilman Blakeman made a motion, seconded by Councilman Jones to table Resolution # 39-42 to the Finance Committee. **Roll Call:** Councilman Jones and Blakeman - Aye, Councilman Downey, Kempton and Reed – No, Councilwoman Thompson abstained.

Discussion: Councilman Downey stated he spoke with the Mayor and Bob Gausman this afternoon. Mr. Downey said he argued against some of the extra expenses. Mr. Downey stated, basically these resolutions involve a turn lane off of 23 onto Pride Dr., that can also be used as a left turn lane going into the new hotel. The final argument that convinced me that we should go ahead was that the Pike sanitation trucks would be forced to use Pride Dr. instead of driving through down town Waverly. Secondly eventually we are going to have to put a left hand turn lane in anyway and if we do not do it now the expense will be much higher in the future. Mr. Downey mentioned, considering our budget problems he is still skeptical but believes these issues were looked at well enough and instead of putting it into the Finance Committee it would be better to be looked at by the entire council.

Mayor Kelly asked Councilman Blakeman which one of the resolutions he had not heard about, all of these resolutions except the one concerning the power generator which will be discussed later have been talked about in the past.

Councilman Blakeman stated it seems as if all the resolutions we pass that include a grant there is a change and we have to go to the General Fund and get money to pay the difference and I believe it should have been put in the original grant. Mr. Blakeman said in his opinion it is poor planning.

Councilman Blakeman asked how Second St. would be maintained with only four more payments left to be made by Mills Pride and how are we going to afford this

when there are people asking when the curbs, sidewalks and gutters are going to get repaired and we are not maintaining them.

Mayor Kelly stated the Sidewalk Curb and Gutter Fund has substantial money for those projects, but what we are talking about is borrowing money because the payments owed by Mills Pride are not here and so we have to borrow the money to cover the expenses. Mayor Kelly mentioned the resolutions are nothing new with the exception of the turn lane and if we do not put a turn lane in we will not be able to use Pride Drive.

Councilman Blakeman stated when he came on council the City was in debt about \$600,000.00, and the debt has since been cleared yet it looks as if we are headed back there again.

Public Services Committee:

Councilwoman Thompson made a motion, seconded by Councilman Downey to add Resolution # 39-2002 to the agenda. **Roll Call:** All Aye except Councilman Blakeman – No.

Councilwoman Thompson made a motion, seconded by Councilman Downey to add Resolution # 40-2002 to the agenda. **Roll Call:** All Aye

Councilwoman Thompson made a motion, seconded by Councilman Downey to add Resolution # 41-2002 to the agenda. **Roll Call:** All Aye except Councilman Blakeman – No.

Councilwoman Thompson made a motion, seconded by Councilman Downey to add Resolution # 42-2002 to the agenda. **Roll Call:** All Aye except Councilman Blakeman – No.

Councilwoman Thompson said she had a complaint regarding a lot on St. Anthony's Lane that needed to be mowed and there was a dead dog in the lot. Mayor Kelly said the property owners had been contacted and had given permission for the lot to be mowed and they will reimburse for the mowing charges.

**MAYOR'S REPORT:**

Mayor Kelly reported that Councilman Kemper had surgery and is in Ohio State University Hospital and would be out for a while.

Mr. Kelly also mentioned he had met with the law director Buz Bevins concerning the power generator need for the Police and Fire Complex. He said there was a situation when we had our last major storm. It was determined that the back up power in the complex was not sufficient. Mr. Bevins said it was an emergency situation for the City to be in, so we had the fire chief contact as many contractors as possible and get bids for the project. Mr. Kelly stated going through the bidding process would have prolonged the project. Mr. Kelly said the resolution is very important, and needs to have action taken on it immediately and if we loose power in the complex it will put us in dire need.

President Reed reported that in the audience were Rita & Charlie Gates from Grandview Hill. Charlie Gates reported that he lives on Grandview Ave. and Grandview winds around by the new water tower and also has a lane that comes off and has six lots with five houses. Mr. Gates said he has been working with Bob Gausman and Dale Reed about trying to get a street name assigned to the lane portion of Grandview Ave. Mr. Gates said in December there security went off and it took the police dept. 15 minutes to determine where there home was on Grandview Ave. In April a security system went off at 217 Grandview and a police officer came down our lane and ask me if I new where 217 was and I told him it was down by the water tower. Last night we came close to what could have been a life or death situation. The group home which is at 207 Grandview and on the lane part, caught fire. I spoke with the driver of the first fire engine to arrive. He said they thought the fire was down by the water tower and not on the lane and only the smoke coming out of the roof caused them to come down the right lane. Mr. Gates said he would like the City Council to approve us to assign a name to our lane. Mr. Gates stated that in working with Mr. Gausman he was informed that they would have to dedicate the lane prior to them being able to get a name and considering the problem last night, I was wondering if there isn't a way for Council to go around the process. Mr. Gates said he is still willing to work with Mr. Gausman and the City for the dedication of the lane yet looking at this from a safety standpoint we need to get the lane name approved so we can get the lane named and the fire and police departments will be capable of finding us if there is an emergency. Mr. Gausman suggested the Council would need to

approve the street as a dedicated City street and name the street and once that is done everything can be taken care of immediately. Councilman Kempton asked if the street meets the requirements or will there be work that needs to be done. Mr. Gausman reported during discussions we have attained a 40 ft. width which allows us accessibility to the water lines and the only concern he has is the sewer that service the houses goes diagonally from the street down to 220 across private property and an easement has never been established. Mr. Gausman stated maybe Council could approve the street with a stipulation that the easement has to be established for the sewer line. Mayor Kelly stated in the mean time he would have Randy Armbrewster and Larry Roe to get the address of the homes in the lane and it can be posted immediately at the Police Dept. and can also be placed at dispatch and in the vehicles. Mr. Kelly asked what name they had considered and Mr. Gates said since they had started trying to name the street 1 ½ years ago they had the name Remy Court chosen.

**OLD BUSINESS:**

There was no old business.

**NEW BUSINESS:**

**RESOLUTION # 38-2002 (EMERGENCY) – TO AUTHORIZE THE MAYOR AND AUDITOR TO ENTER INTO AGREEMENT WITH BBS CORP. FOR ADDITIONAL DESIGN SERVICES FOR LEFT TURN LANE.** Councilwoman Thompson read Resolution # 38-2002 in its entirety and made a motion, seconded by Councilman Kempton to approve it as an emergency. **Roll Call:** All Aye except Councilman Blakeman- No.

Discussion: Mr. Gausman said there are 3 basic items involved – First is \$35,000.00 to hire BBS Corp. to do the design for the turn lane. Without a turn lane Connector road would only have right hand turn in and out. With the left turn lane we can detour the truck traffic out of downtown. Second part is \$9500.00 which is for additional work needed on the traffic impact study. We are already using BBS Corp. for the study but ODOT wants a lot more information and that requires a lot more of an effort on our part. Third part is \$25,000.00 to cover the construction and engineering part of the project.

**RESOLUTION # 39-2002 (EMERGENCY) – TO AUTHORIZE THE MAYOR AND AUDITOR TO ENTER INTO AN AGREEMENT WITH FIRST NATIONAL BANK TO BORROW NOT MORE THAN \$430,000.00 FOR THE COMPLETION OF PRIDE DRIVE.** Councilwoman Thompson read Resolution #39-2002 in its entirety and made a motion, seconded by Councilman Downey to approve it as an emergency. **Roll Call:** All Aye except Councilman Blakeman – No.

Discussion: Mayor Kelly stated he had met with Mr. Foster to set the payments. It was decided that the payments would not be due until the money was received from Mills Pride. Mr. Kelly mentioned he appreciated the Council's support in building the turn lane, yet he has a problem taking \$600,000.00 from Mills Pride as a City to build a road and when there is something we can do to help them we turn around and vote no, he stated he really had a problem with that.

**RESOLUTION # 40-2002 (EMERGENCY) – TO AUTHORIZE THE MAYOR AND AUDITOR TO ENTER INTO AGREEMENT WITH JF HEIBEL ELECTRIC, INC. FOR DESIGN INSTALLATION OF AN EMERGENCY BACKUP SYSTEM FOR THE POLICE AND FIRE COMPLEX.** Councilman Kempton read Resolution #40-2002 in its entirety and made a motion, seconded by Councilman Downey to approve it as an emergency. **Roll Call:** All Aye.

**RESOLUTION # 41-2002 (EMERGENCY) – TO AUTHORIZE THE MAYOR AND AUDITOR TO ENTER INTO AN AGREEMENT WITH BBS CORP. FOR CONSTRUCTION AND ENGINEERING SERVICES FOR DEPOT ROAD PROJECT.** Councilman Kempton read Resolution #41-2002 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye except Councilman Blakeman – No.

**RESOLUTION # 42-2002 (EMERGENCY) – TO AUTHORIZE THE MAYOR AND AUDITOR TO TRANSFER \$50,000.00 FROM THE GENERAL FUND TO THE POLICE FUND.** Councilman Jones read Resolution #42-2002 in its entirety and made a motion, seconded by Councilman Blakeman to approve it as an emergency. **Roll Call:** All Aye.

**AUDITOR'S REPORT:** Harvey Whaley thanked the members of the Council for there confidence in voting for the loan.

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

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

## **DATE: August 20, 2002**

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

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

### **MINUTES:**

Councilwoman Thompson made a motion, seconded by Councilman Kempton to approve the minutes of the August 6, 2002 regular meeting. **Roll Call:** All Aye.

### **COMMUNICATIONS AND COMMITTEE REPORTS:**

#### Finance Committee:

Councilman Downey had no report.

#### Personnel Committee:

Councilman Kemper was excused.

#### Street Committee:

Councilman Kempton had no report.

#### Zoning Committee:

Councilman Jones had no report.

Recreation Committee: Councilman Blakeman reported, that they are still trying to get the banners put up, and would like anyone who has a bucket truck and would like the job of putting the banners up, to contact the Mayors office.

Mr. Blakeman also expressed his concern about the Walnut Street Park equipment needing to be painted or possibly replaced. He asked Mayor Kelly about getting the prisoners to do the painting. Mayor Kelly referred him to Bill Wonnell. Mr. Blakeman said he had already spoken to Mr. Wonnell and he had referred him to Dean Knight who is supposed to get back with him on the matter. Mayor Kelly stated that he wasn't sure about purchasing new equipment but there is a possibility of trying to get a grant to replace the equipment.

Mr. Blakeman mentioned there is a West Nile virus alert from the Health Dept. for Pike County. He was also concerned about some calls he has received about grass that is over head high on Victory Drive and trash at a home on Whitt.

Mr. Blakeman also mentioned the area where the old Landmark Building is located is a potential hazard due to high weeds and problems with the access to the old building.

Mr. Blakeman stated he would like to see about purchasing a new piece of equipment for each of the parks in Waverly.

#### Public Services Committee:

Councilwoman Thompson made a motion, seconded by Councilman Jones for Eric Tackett to be named an Auxiliary Police Officer. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Kempton for Paul Lancaster to be named an Auxiliary Police Officer. **Roll Call:** All Aye.

Mrs. Thompson mentioned a complaint regarding a street light that keeps going out on East Third Street by North School. Considering the location near the school it needs to be looked at for possible repairs.

### **MAYOR'S REPORT:**

Mayor Kelly had no report.

### **OLD BUSINESS:**

There was no old business.

### **NEW BUSINESS:**

#### **RESOLUTION # 43-2002 (EMERGENCY) – PURCHASE AGREEMENT FOR THE PURCHASE OF THE ARMBRUSTER PROPERTY FOR THE PARK.**

Councilman Downey read Resolution # 43-2002 in its entirety and made a motion, seconded by Councilman Jones to approve it as an emergency. **Roll Call:** All Aye

Discussion: Councilman Blakeman mentioned he was concerned about not having lights or night ball games. Mayor Kelly stated the cost was a big issue

also Bristol Village and the Armbruster's were not interested in having lights because of the possibility of a residential area being developed. He also mentioned that having lights may not fit well in the Clean Ohio application and there is no reason to encourage children to be out after dark.

Mayor Kelly reported that a commitment has been made to extend water lines and sewer to the Armbruster property, also committed to 300 paved parking spaces at the park and an additional 180 unpaved parking spaces. These projects are to be completed by the 6<sup>th</sup> anniversary of the closing. Mayor Kelly mentioned he intends on applying for grant money to get these projects accomplished. If grant money is not capable of being attained money will be set aside each year to cover the expenses. Mayor Kelly thanked Nathan Davis for all of his hard work on this project. He also thanked NCR board, Mr. Slimmer, Mr. Walbright and The Armbruster's. Mr. Kelly stated the importance of having this Resolution passed tonight. Councilman Downey asked about the beans that are planted on the property. Mr. Kelly stated after they were harvested work could be started.

**RESOLUTION # 44-2002 (FIRST READING) – AUTHORIZE OHIO PUBLIC WORKS TO PROVIDE MONEY FOR INFRASTRUCTURE IMPROVEMENTS.**

Councilman Jones read Resolution # 44-2002 in its entirety for the first reading. The salt bids were opened by Council Clerk Melody Thompson and were as follows:

1. IMC SALT - \$31.35
2. CENTRAL SALT LLC. - \$34.49
3. MORTAN SALT - \$38.90
4. CARGILL SALT - \$40.96

Councilman Downey made a motion, seconded by Councilwoman Thompson to allow Dean Knight to choose the lowest bid and order the salt. **Roll Call:** All Aye.

**AUDITOR'S REPORT:**

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

Councilman Downey made a motion, seconded by Councilman Kempton to adjourn to executive session. **Roll Call:** All Aye. Except Councilman Blakeman: No.

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 Councilman Kempton to adjourn. **Roll Call:** All Aye.

**DATE: September 3, 2002**

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

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

**MINUTES:**

Councilman Kempton made a motion, seconded by Councilman Jones to approve the minutes of the August 20, 2002 regular meeting. **Roll Call:** All Aye.

**COMMUNICATIONS AND COMMITTEE REPORTS:**

Finance Committee:

Councilman Downey stated he had read that almost every city in each state is going in the hole, yet we are doing okay. Mayor Kelly mentioned he spoke to soon, in Aug. of 2001 we had \$169,000.00 in income tax receipts and this year we are at \$111,000.00. Mr. Kelly said revenue is short and we need to be concerned.

President Reed mentioned he had spoke with the insurance agent and he said to look forward to an increase in insurance cost for next year, due to rising cost of insurance.

Personnel Committee: Councilman Kemper was excused.

Street Committee: Councilman Kempton reported he received a call from Ms. Rittenhour regarding the street name change on Grandview.

Zoning Committee: Councilman Jones reported there will be a Planning Commission meeting on Thursday.

Recreation Committee: Councilman Blakeman reported that the house on Whitt that he had mentioned during a previous meeting now has the trash out in the street and it needs to be picked up. Mr. Blakeman also mentioned he had taken another look at the old Landmark Building and said it needed to be taken care of because of the danger it posed. Mayor Kelly said he would find out who the owner was and have it taken care of as soon as possible.

Mr. Blakeman reported he was making some progress with the banners. He also mentioned he had spoke with Dean Knight concerning new play ground equipment and he did not have a problem with the possible purchase.

Public Services Committee: Councilwoman Thompson had no report.

Kim Rittenhour was in the audience and had some questions regarding the name change for part of Grandview Ave.

Ms. Rittenhour asked what the notification process is for name changes. Mayor Kelly said he wasn't sure but new Bob Gausman had been working with Mr. Gates on the matter. Ms. Rittenhour also expressed concern regarding her address change, due to the fact that her business is run from her home and the address change would be a burden. President Reed stated he would make sure that Mr. Gausman contacts Ms. Rittenhour regarding her address.

**MAYOR'S REPORT:** Mayor Kelly asked that Resolution #46-2002 be tabled in place of completing the first reading due to fundraising completion.

Mayor Kelly mentioned he was contacted regarding the wrecker service in the City. Chief of Police Larry Roe has a list of three yet one is 9 miles out of the City limits. The gentlemen from the business that is out of City limits stated the other two wrecker services were also out of the City limits. Mr. Kelly stated the two wrecker services are Heisted's and Vallery Towing which are within a mile of City limits and are less expensive than the third business. Council was in agreement to keep the two wrecker services that were closest to the City.

**OLD BUSINESS:** There was no old business.

**NEW BUSINESS:**

**REOLUTION # 45-2002 (EMERGENCY) – TO APPROVE THE ANTICIPATED REVENUE RECEIVED AND EFFECTIVE TAX RATES ON CURRENT TAX LEVIES.**

Councilman Downey read Resolution # 45-2002 in its entirety and made a motion, seconded by Councilman Blakeman to approve it as an emergency. **Roll Call:** All Aye.

**RESOLUTION # 46-2002 TO AUTHORIZE THE MAYOR AND AUDITOR TO ENTER INTO AGREEMENT WITH PURDOM, KASKEY & ASSOC. INC., TO PROVIDE FINAL DESIGN AND INSPECTION SERVICES FOR CITY OF WAVERLY PARK/BRISTOL VILLAGE BUFFER ACQUISITION PROJECT.**

Councilman Blakeman made a motion to recommend Resolution # 46-2002 be tabled until a later date, seconded by Councilman Kempton. **Roll Call:** All Aye.

**AUDITOR'S REPORT:**

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

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

**DATE: September 17, 2002**

**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 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 September 3, 2002 regular meeting. **Roll Call:** All Aye.

**COMMUNICATIONS AND COMMITTEE REPORTS:**

Finance Committee: Councilman Downey reported everything seems to be going along just as we have all year, we still have money but it doesn't look good.

He mentioned we need to look at cutting expenses or look at a tax increase next year and that will be looked at as a last resort.

Personnel Committee: Councilman Kemper had no report,

Street Committee: Councilman Kempton reported he received a letter from a business owner on 2<sup>nd</sup> Street regarding a fence that had been torn down at a residence next to his business. He mentioned this isn't the first time the fence has been hit and the business owner would not be apposed to having a guardrail put up if it didn't enter fear with the driveways. Mr. Kempton stated he would speak with Bob Gausman and Dean Knight regarding this matter.

Zoning Committee: Councilman Jones reported there was a Planning Commission meeting held on Thursday. Mr. Jones stated the site plans for Am. Savings Bank that will be built next to Arby's was recommended for approval with a couple request for clarification. Councilman Downey asked what the mess is at 2<sup>nd</sup> Street overlooking Green Acres. Mr. Gausman stated it is material that was brought in a hasn't been compacted. Bill Wonnell requested the land owner have a soil engineer come in a make sure the ground was solid enough for a foundation. The soil engineer recommended they sub excavate and that is what they are doing.

Recreation Committee: Councilman Blakeman reported the banners are all up except one. Mr. Blakeman mentioned he had spoke with Dean Knight about installing a small piece of equipment at each park. Mr. Knight said he wouldn't have a problem and could put them up some time next year.

Mr. Blakeman mentioned the big slide at the Walnut Street park has long lived its time. He stated replacement cost would be between \$30,000.00 and \$40,000.00, and thought about carrying funds over from this year to next year and combining them to purchase a new slide. Bob Gausman stated he would like to see council keep the slide because it's almost historical. Mr. Guasman mentioned that paint is the basic problem. He believes the piece in unusual and the kids enjoy it. Councilman Downey stated that we should get a quote. President Reed stated we should put that in the recreation committee and let them handle getting quotes.

Councilman Blakeman stated he received a call from someone in Green Acres complaining about the dust and wanted to know if anything could be done about it. Mayor Kelly stated Dean Knight has sent people down there for dust control.

Public Services Committee: Councilwoman Thompson reported that Josh Hobbs from the Fire Dept. had been working very hard on trying to update Ordinances for the Fire Dept. Mr. Hobbs reported this ordinance is to update existing ordinances for updates on key boxes, smoke detectors and safety inspections. Councilwoman Thompson made a motion, seconded by Councilman Blakeman to have Ordinance 51-2002 placed on the agenda. **Roll Call:** All Aye.

#### **MAYOR'S REPORT:**

Mayor Kelly welcomed Councilman Kemper back and mentioned he is glad his surgery went well. Also let everyone know Randy Armbruster is going to be off work for sometime due to an eye surgery.

Mr. Kelly reported he had met with John Vorhees from the Waste Water Treatment Plant and the expansion is coming along well. There will be a progress meeting tomorrow. He encouraged everyone to stop by a take a look. Mr. Kelly stated the final walk through for the Connector Road project will be tomorrow and he expects it to be opened if there are no problems on Thursday. Mr. Kelly asked the council to enter a motion to approve Rick Goodman for the vacancy on the Civil Service board; he would be replacing Jack Fout who recently moved from the area.

Councilwoman Thompson made a motion, seconded by Councilman Jones to appoint Rick Goodman to replace Jack Fout on the Civil Service Board. **Roll Call:** All Aye.

#### **OLD BUSINESS:**

**RESOLUTION # 44-2002 (DESPENSE 2<sup>ND</sup> & 3<sup>Rre</sup> READINGS) - ALLOW OHIO PULBIC WORKS TO PROVIDE LOCAL SUBDIVISIONS WITH FUNDS, FORD AVE. RECONSTRUCTION PROJECT.** Councilman Kemper made a motion, seconded by Councilwoman Thompson to dispense with the 2<sup>nd</sup> & 3<sup>rd</sup> readings and approve Resolution # 44-2002. **Roll Call:** All Aye.

**RESOLUTION # 46-2002 (DESPENSE 2<sup>ND</sup> & 3<sup>RD</sup> READINGS) – AGREEMENT TO ALLOW PURDOM, KASKEY & ASSOC. TO PROVIDE FINAL DESIGN AND INSPECTION SERVICES FOR THE CITY OF WAVERLY PARK/BRISTOL VILLAGE BUFFER ACQUISITION PROJECT.** Councilwoman Thompson made a motion, seconded by Councilman Kempton to dispense with the 2<sup>nd</sup> & 3<sup>rd</sup> readings and approve Resolution # 46-2002. **Roll Call:** All Aye.

Discussion: Nathan Davis explained the reason this resolution was tabled during the last meeting was to wait and see what NCR was going to do. Mr. Davis reported he spoke with Tom Slimmer on Monday from NCR. Mr. Slimmer said that his committee will be sending the City of Waverly \$73,500.00 for the Complex Fund. He also stated they will be sending \$171,188.00 to the escrow account for the 25% match for the grant to purchase the property, now the money will be available for Purdom, Kaskey to design the park.

**Resolution # 47-2002** – Councilman Kempton stated this resolution is being held until everything can be finalized with the renaming process.

**NEW BUSINESS:**

**RESOLUTION # 48-2002 (EMERGENCY) - TO AMEND ORDINANCE # 02-2002 WHICH IS THE AMMENDED ANNUAL APPROPRIATIONS FOR THE YEAR 2002.** Councilman Downey read Resolution in its entirety and made a motion, seconded by Councilman Kemper to approve it as an emergency. **Roll Call:** All Aye.

**RESOLUTION # 49-2002 (EMERGENCY) – TRANSFER FUNDS FROM THE GENERAL FUND TO DEPOT ROAD, SIDEWALK, CURB AND GUTTER, EMERGENCY SIREN FUND AND GREEN ACRES SUBDIVISION.** Councilman Downey read Resolution # 49-2002 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

**RESOLUTION # 50-2002 (DESPENSE 2<sup>ND</sup> & 3<sup>RD</sup> READINGS) – TO AUTHORIZE OFFICE OF COMMUNITY/ECONOMIC DEVELOPMENT TO PURCHASE AUTO CAD 2002 COMPUTER SOFTWARE PACKAGE AND SUBSCRIPTION.** Councilman Blakeman read Resolution # 50-2002 in its entirety, Councilman Kemper made a motion seconded by Councilman Downey to dispense with 2<sup>nd</sup> & 3<sup>rd</sup> readings and approve Resolution # 50-2002. **Roll Call:** All Aye.

Discussion: After much discussion it was decided that this software was an important investment for the City and could be utilized well different members of the City staff.

**ORDINANCE # 51-2002** was read in its entirety by Councilwoman Thompson for the first reading.

**AUDITOR'S REPORT:**

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

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

**DATE: October 1, 2002**

**PRESENT:** Councilwoman Joyce Thompson, Councilmen Jack Jones, Forest Blakeman, Lynn Downey, Roger Kemper and Greg Kempton. President Dale Reed 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 Councilman Downey to approve the minutes of the September 17, 2002 Regular meeting.

**Roll Call:** All Aye.

**COMMUNICATIONS AND COMMITTEE REPORTS:**

Finance Committee: Councilman Downey reported receipts were only \$11,000.00 for September which brings us lower year to date figures than 1998. Mr. Downey mentioned he spoke with the tax department and they didn't offer any optimism. He stated we need to start talking about what kind of revenue enhancement we are going to have to try because there is very little likelihood things will get better for next year. Though no one likes to see a tax increase I still believe we need to start talking about one.

Personnel Committee: Councilman Kemper reported he received a call from a person who resides on E. Third Street the one that dead end into the high school. The person stated there are several signs that say residential parking only and he objects to the sign being in his front yard. Mayor Kelly stated that we will probably just move the sign.

Street Committee: Councilman Kempton reported he had not yet had time to meet with Dean Knight regarding the guardrails for 2<sup>nd</sup> Street. He is hoping to meet with him before the next Council meeting. Mr. Kempton also mentioned four of the Seventh St. signs are misspelled.

Councilman Kempton made a motion, seconded by Councilwoman Thompson to add Ordinance 54-2002 to the agenda. **Roll Call:** All Aye.

Zoning Committee: Councilman Jones had no report.

Recreation Committee: Councilman Blakeman stated while speaking with Bob Gausman regarding the old slide at Walnut Street, they believe it can be renovated.

Public Services Committee:

Councilwoman Thompson made a motion, seconded by Councilman Blakeman to add Ordinance 53-2002 to the agenda. **Roll Call:** All Aye.

Councilwoman Thompson mentioned her concerns regarding extending the water and sewer to St. Rt. 335. She believes since that area was added to the City that we should do what we can to get the water and sewer extended. Mayor Kelly stated sewer was out on one side of 335. Mr. Kelly mentioned that he thinks it's a great idea to extend the water and sewer and believes the people need and deserve it, yet the problem will be financially being able to accomplish it. Nathan Davis stated that hopefully with City money and grant money this can be possible.

Councilwoman Thompson made a motion, seconded by Councilman Kemper to hire Daniel Justice as a part time dispatcher. **Roll Call:** All Aye.

**MAYOR'S REPORT:** Mayor Kelly gave an update on Randy Armbruster, stating he has been working ½ days, but is still having some discomfort.

Mr. Kelly mentioned that specs are being put together for the road that is going to come off of Wendy Lane and should have more information on it, soon. He also stated there will need to be a motion to go into executive session later during the meeting.

#### **OLD BUSINESS:**

Councilwoman Thompson made a motion, seconded by Councilman Blakeman to read Ordinance 51-2002 by title only. **Roll Call:** All Aye.

#### **ORDINANCE 51-2002 (2<sup>ND</sup> READING) – TO ENACT SECTIONS 1501.14 TRHU 1501.17 FOR THE PROTECTION OF THE INHABITANTS OF WAVERLY.**

Councilwoman Thompson read this by title only.

#### **NEW BUSINESS:**

Councilman Downey made a motion, seconded by Councilwoman Thompson to add Resolution #52-2002 to the agenda. **Roll Call:** All Aye.

#### **RESOLUTION # 52-2002 (EMERGENCY) – TO AUTHORIZE THE AUDITOR TO TRANSFER \$50,000.00 FROM THE GENERAL FUND TO THE BRIDGE AND STREET.**

Councilman Downey read Resolution #52-2002 in its entirety and made a motion, seconded by Councilman Kemper to approve it as an emergency. **Roll Call:** All Aye.

#### **RESOLUTION # 53-2002 (1<sup>ST</sup> READING) – TO AUTHORIZE THE PREPARATION AND ADVERTISING FOR BIDS FOR PAINTING THE 1 MILLION GALLON WATER TANK ON SR # 220.**

Councilwoman Thompson read Resolution # 53-2002 in its entirety for the 1<sup>st</sup> reading.  
Discussion: Councilman Downey asked if there is going to be a water rate increase. Mayor Kelly stated the Water Fund is suffering just like the General Fund and there is anticipation of an increase due to the Water Fund being hit hard when a new recycling water system was installed.

#### **ORDINANCE # 54-2002 ( DISPENSE 2<sup>ND</sup> & 3<sup>RD</sup> READINGS) – TO ESTABLISH TWO 20 MINUTE PARKING SPACES AT 123 S. LOCKE ST. AND REMOVE TWO 20 MINUTE PARKING SPACES AT 120 S. LOCKE ST.**

Councilman Kempton read Ordinance #54-2002 in its entirety and made a motion, seconded by Councilman Blakeman to dispense with the 2<sup>nd</sup> & 3<sup>rd</sup> readings and approve Ordinance # 54-2002. **Roll Call:** All Aye.

#### **AUDITOR'S REPORT:**

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

Councilman Kempton made a motion, seconded by Councilwoman Thompson to adjourn to executive session. **Roll Call:** All Aye.

Councilman Kempton made a motion, seconded by Councilwoman Thompson to adjourn from Regular session. **Roll Call:** All Aye.

## **DATE: October 15, 2002**

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

The meeting was opened at 7:00 with Councilman Downey leading 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 October 1, 2002 regular meeting. **Roll Call:** All Aye.

### **COMMUNICATIONS AND COMMITTEE REPORTS:**

Finance Committee: Councilman Downey reported the News Watchman had incorrectly quoted him as saying he wanted to be an “alarmist” during the Oct. 1<sup>st</sup> meeting what he actually said was he didn’t want to be an “alarmist”. He also mentioned the tax department is receiving some income tax receipts from the construction companies who are working on the new hotel and the school, which will cause a little bubble which is positive. Mr. Downey spoke with the Mayor who said he believed they would be able to cut expenses even further. Mr. Downey said it appears as if we won’t have to do anything until next year which is very positive.

Personnel Committee: Councilman Kemper stated everyone should have received a letter from Mr. Whaley regarding the resignation of Rita Dunham from her position as secretary in the Auditors office. Mr. Kemper mentioned the position was posted in house and one application was received. Based upon that information:

Councilman Kemper made a motion, seconded by Councilman Jones to hire Melody Thompson for the position of secretary in the Auditors office at a secretary rate in the General Fund. **Roll Call:** All Aye.

Street Committee: Councilman Kempton had no report.

Zoning Committee: Councilman Jones reported the Planning Commission had a meeting today and recommended vacation of an alley between 2<sup>nd</sup> Street and the alley behind the drugstore. The alley is not in use and has not been in use. The residence on either side of the alley has petitioned the commission to vacate the alley. Mr. Jones also mentioned another point brought up in the meeting is the necessity to update the zoning map for the City, they believe it is something that should be planned for the future.

Recreation Committee: Councilman Blakeman reported he had spoke with Bob Gausman about renovating the big slide at Walnut Street Park. Mr. Blakeman would like to combine funds left from this year with some funds from next year for the renovation. The cost is not yet known.

Public Services Committee: Councilwoman Thompson was excused.

Councilman Kempton made a motion, seconded by Councilman Kemper to hire Ryan Pfeifer as an Aux. Police officer. **Roll Call:** All Aye.

**MAYOR’S REPORT:** Mayor Kelly reported the closing on the Armbruster property will be Thursday morning and he will be meeting with someone from NCR on Thursday afternoon. Mr. Kelly mentioned the project is moving along, though there was a little mix up which caused an unexpected delay.

### **OLD BUSINESS:**

Councilman Jones made a motion, seconded by Councilman Downey to read Ordinance 51-2002 by title only. **Roll Call:** All Aye.

### **ORDINACE 51-2002 – (3<sup>rd</sup> READING) TO ENACT SECTIONS 1501.14 THRU 1501.17 FOR THE PROTECTION OF THE INHABITANTS OF WAVERLY.**

Councilman Downey read Ordinance 51-2002 by title and made a motion, seconded by Councilman Kemper to approve it. **Roll Call:** All Aye.

**RESOLUTION 53-2002 (2<sup>ND</sup> READING) – TO AUTHORIZE THE PREPARATION AND ADVERTISE FOR BIDS TO PAINT THE 1 MILLION GALLON WATER TANK ON SR. 220.** Councilman Kempton read Resolution # 53-2002 in its entirety for the 2<sup>nd</sup> reading.

President Reed mentioned the job Jim McCort has done giving a reports and the advanced notice he gives, hats off to Jim McCort.

**NEW BUSINESS:**

**RESOLUTION # 55-2002 (EMERGENCY) – TO AUTHORIZE THE AUDITOR TO TRANSFER \$50,000.00 FROM THE GENERAL FUND TO THE POLICE FUND.** Councilman Downey read Resolution # 55-2002 in its entirety and made a motion, seconded by Councilman Blakeman to approve it as an emergency.

**Roll Call:** All Aye.

**RESOLUTION # 56-2002 (EMERGENCY) – TO CREATE A CAPITOL IMPROVEMENT FUND FOR THE US 23 EMBANKMENT PROJECT.**

Councilman Downey read Resolution # 56-2002 in its entirety and made a motion, seconded by Councilman Blakeman to approve it as an emergency. **Roll**

**Call:** All Aye.

**ORDINANCE # 57-2002 (1<sup>ST</sup> READING) – TO ADOPT THE PROPOSED BUDGET APPROPRIATIONS FOR THE YEAR 2003.** Councilman Downey read Ordinance # 57-2002 in its entirety for the 1<sup>st</sup> reading.

**ORDINANCE # 58-2002 – (1<sup>ST</sup> READING) – TO ADOPT THE WAGE ORDINANCE FOR THE CITY OF WAVERLY FOR THE YEAR 2003.**

Councilman Kemper read Ordinance # 58-2002 in its entirety for the 1<sup>st</sup> reading.

**AUDITOR'S REPORT:**

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

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

## NOVEMBER 4, 2002

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

The meeting was opened at 7:00 with Councilman Forest 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 October 15, 2002 regular meeting. **Roll**

**Call:** All Aye.

**COMMUNICATIONS AND COMMITTEE REPORTS:**

Finance Committee:

Councilman Downey reported October was a little better. Mr. Downey stated the month of November is crucial, typically there is a large flow of funds in November so until we see what November brings there is nothing more to add.

Councilman Downey made a motion, seconded by Councilwoman Thompson to add Ordinance 61-2002 to the agenda. **Roll Call:** All Aye.

Personnel Committee: Councilman Kemper had no report.

Street Committee: Councilman Kempton was excused.

Zoning Committee: Councilman Jones had no report.

Recreation Committee:

Councilman Blakeman had no report for the Recreation Committee.

Councilman Blakeman made a motion, seconded by Councilman Kemper to allow the Board of Elections to use Council Chambers for elections. **Roll Call:**

All Aye.

Councilman Blakeman made a motion, seconded by Councilwoman Thompson to allow the Board of Elections to use the Police Department for elections. **Roll**

**Call:** All Aye.

Public Service Committee:

Councilwoman Thompson made a motion, seconded by Councilman Downey to add Ordinance 62-2002 to the agenda. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Jones to hire Tommy Chandler to fill the position left vacant by Steve Bocook at the Water

Distribution Plant. **Roll Call:** All Aye.

**MAYOR'S REPORT:** Mayor Bill Kelly was excused.

Delmer Burkitt with the Heritage Museum as present in the audience. Mr. Burkitt gave an update on how the three historical dramas were coming along. He stated the tryouts were held in early October and they have been rehearsing since that time. There are 29 cast members who have been working very hard and who all live in Pike County. The first of the three dramas will begin on Friday, November 8 at 7pm and will be performed at the Museum. The other performances will be held on November 9, 15, 16 & 23 and will begin at 7pm. There will be another performance on November 24th at 4pm. Mr. Burkitt mentioned he had enjoyed working with the cast, they are doing a wonderful job and are wonderful people.

**OLD BUSINESS:**

Councilwoman Thompson made a motion, seconded by Councilman Downey to read Resolution 53-2002 by title only. **Roll Call:** All Aye.

**RESOLUTION #53-2002 (THIRD READING) - TO AUTHORIZE THE PREPARATION AND ADVERTISE FOR BIDS TO PAINT THE 1 MILLION GALLON WATER TANK ON SR # 220.** Councilwoman Thompson read Resolution # 53-2002 by title only and made a motion, seconded by Councilman Kemper to approve it. **Roll Call:** All Aye.

Councilman Downey made a motion, seconded by Councilman Blakeman to waive the 2nd reading of Ordinance # 57-2002. **Roll Call:** All Aye.

Councilman Downey made a motion, seconded by Councilman Blakeman to waive the 2nd reading of Ordinance # 58-2002. **Roll Call:** All Aye.

**NEW BUSINESS:**

**ORDINANCE # 59-2002 (FIRST READING) - TO VACATE THAT PORTION OF AN ALLEY AS DESCRIBED IN THE ATTACHED PLAT AND METES AND BOUNDS DESCRIPTION.** Councilman Jones read Ordinance # 59-2002 in its entirety for the first reading.

**ORDINANCE # 60-2002 (EMERGENCY) - STATING THE CITY OF WAVERLY HAS REVIEWED THE PIKE CO. SOLID WASTE MANAGEMENT DRAFT PLAN.** Councilwoman Thompson read Ordinance # 60-2002 in its entirety and made a motion, seconded by Councilman Jones to approve it as an emergency. **Roll Call:** Jones-No, Blakeman-No, Thompson-No, Downey-Aye, Kemper-Aye, Reed-No.

Discussion: President Reed mentioned that in the Ordinance it states that we have met and went over this plan and we haven't. I do not want to agree with something I don't know anything about. Councilman Downey stated he had spoke with the Mayor and believes this is a matter of law and nothing we as a Council can do about it anyway. The motion failed.

**ORDINANCE # 61-2002 (EMERGENCY) - TO AMEND ORDINANCE 51-2002, THE WAGE ORDINANCE FOR THE YEAR 2002, SECTION VI, THE HOLIDAY PAY.** Councilman Downey read Ordinance # 61-2002 in its entirety and made a motion, seconded by Councilman Kemper to approve it as an emergency. **Roll Call:** All Aye.

**ORDINANCE # 62-2002 (FIRST READING) - TO INCREASE WATER RATES TO PAY FOR INCREASED COSTS OF OPERATION AND MAINTENANCE AND IMPROVEMENTS.** Councilwoman Thompson read Ordinance # 62-2002 in its entirety for the first reading.

Discussion: Jim McCourt reported the water rate has not been raised in 8 yrs and this is just a water raise not a sewer raise. President Reed asked if we are still selling water to Pike County, Mr. McCourt said no, that they had put in there own line. Mr. Reed also mentioned he appreciated the notice that was given for this resolution to be able to be done in three readings.

**AUDITOR'S REPORT:**

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

**DATE: November 19, 2002**

**PRESENT:** President Dale Reed, Councilwoman Joyce Thompson, Councilmen Jack Jones, Forest Blakeman, Lynn Downey and Greg Kempton. Councilman Roger Kemper 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 Downey made a motion, seconded by Councilman Kempton to approve the minutes of the November 4, 2002 regular meeting. **Roll Call:** All Aye.

**COMMUNICATIONS AND COMMITTEE REPORTS:**

Finance Committee: Councilman Downey reported there was nothing new to report until the end of November. Mr. Downey congratulated Delmer Burkitt and the people involved in the Trilogy Drama. The drama was sold out nearly every night and the City should be proud.

Personnel Committee: Councilman Kemper was excused.

Street Committee: Councilman Kempton reported he received a request for a temporary handicap parking space on Second Street. He stated he would contact the Street Dept. and have something about it for the next council meeting.

Zoning Committee: Councilman Jones had no report.

Recreation Committee: Councilman Blakeman reported Sharon Manson from the Jingle Bell committee left a packet with each Council member regarding the cost for putting up and taking down the Jingle Bell banners. President Reed requested the issue be placed in the recreation committee to be looked at and taken care of.

Public Services Committee: Councilwoman Thompson had no report.

**MAYOR'S REPORT:**

Mayor Bill Kelly reported he had been working with Mills Pride regarding a 75% tax abatement for an expansion. The request was delivered in September. Recently a 75% tax abatement was requested from Brown Corp. and it did not pass at the 75% but at 60%. Each Council member was given a completed application. Waverly City Schools was notified of the abatement, Mills Pride has agreed to pay the schools what ever they lose do to the abatement and the schools are okay with it and support it. Mr. Kelly mentioned he felt there needed to be more than just the letter to the school. So we asked Mills Pride for a sizeable donation for the Bristol Village Park. Mills Pride committed to \$150,000.00 for Bristol Village Park. He stated he felt the application was strong enough to bring to Council, he asked Council to look over it and discuss it. Mr. Kelly stated he would bring the Ordinance to the next Council meeting. Mr. Kelly stated everyone needs treated the same way and if there would be other requests for an abatements we would have to ask the same things of new applicants.

Mr. Kelly mentioned this expansion is going to be a 28 million dollar project and will create 216 new jobs. Councilman Blakeman asked when the City would receive the money. Mr. Kelly reported \$15,000.00 a year for 10 years, he also mentioned he had been talking with Bob Foster from The First National Bank about getting the money up front and paying a very low interest rate.

Councilman Downey stated most people who make a capitol improvement get no abatement and 60% is special. Considering the Cities shakey finances, we don't know what the City may lose. Mr. Downey mentioned he would like to see someone from Mills Pride come and answer some questions.

Mayor Kelly stated part of his reasoning is, Mills Pride does'nt have to expand in the City limits, 25% of 28 million dollars is a lot better than 0% of \$0.00. Mr. Kelly asked that Council take a hard look at it and consder it. As a legislative body we must determine if these jobs are that important.

Mayor Kelly stated this will be brought up as an Ordinance at the next Council meeting and ask that Council support it.

**OLD BUSINESS:**

**ORDINANCE # 57-2002 (Third Reading) - TO ADOPT THE PROPOSED BUDGET APPROPRIATIONS FOR THE YEAR 2003.** Councilman Downey

read Ordinance #57-2002 in its entirety and made a motion, seconded by Councilman Kempton to approve it. **Roll Call:** All Aye.

**ORDINANCE # 58-2002 (Third Reading) - TO ADOPT THE WAGE ORDINANCE FOR THE CITY OF WAVERLY FOR THE YEAR 2003.**

Councilman Downey read Ordinance #58-2002 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it. **Roll Call:** All Aye, except Councilman Blakeman abstained.

Discussion: There were two changes to be made in the wage ordinance and they were as follows: The title communications specialist is to be changed to police dispatcher and the line of records clerk is to be deleted.

Councilman Jones made a motion, seconded by Councilman Kempton to read Ordinance # 59-2002 by title only for the Second Reading. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Jones to read Ordinance # 62-2002 by title only. **Roll Call:** All Aye.

Ordinance # 62-2002 was read by title only for the second reading.

Councilman Downey made a motion, seconded by Councilwoman Thompson to add Ordinance #60-2002 to the agenda. **Roll Call:** All Aye.

**NEW BUSINESS:**

**ORDINANCE # 60-2002 (EMERGENCY) - THE CITY OF WAVERLY, PIKE COUNTY, OHIO HAS REVIEWED THE PIKE COUNTY SOLID WASTE MANAGEMENT DRAFT PLAN.** Councilwoman Thompson read Ordinance #60-2002 in its entirety and made a motion, seconded by Councilman Downey to approve it as an emergency. **Roll Call:** All Aye

**AUDITOR'S REPORT:**

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

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

## **DATE: December 3, 2002**

**PRESENT:** President Dale Reed, Councilwoman Joyce Thompson, Councilmen Jack Jones, Forest Blakeman, Lynn Downey, Roger Kemper and Greg Kempton. Mayor Bill Kelly and Auditor Harvey Whaley.

The meeting was opened at 7:00 with Harvey Whaley 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 for the November 19, 2002 regular meeting.

**Roll Call:** All Aye.

**FINANCE REPORT:** Councilman Downey made a motion, seconded by Councilman Jones to approve the finance report for November. **Roll Call:** All Aye.

**COMMUNICATIONS AND COMMITTEE REPORTS:**

Finance Committee: Councilman Downey reported the Waverly Trilogy sold out all performances except one. The play scheduled in March is 50% sold out already so you need to buy your tickets early. Mr. Downey stated the receipts are still dragging, yet November was pretty good only \$23,000.00 short of last year. The year to date figures are short about \$100,000.00, but expenses are still declining so we are still in the black.

Councilman Downey made a motion, seconded by Councilman Jones to add Resolution # 68-2002 to the agenda. **Roll Call:** All Aye.

Personnel Committee: Mr. Kemper had no personnel report, yet he mentioned what a good job the players and Mr. Burkitt did on the Trilogy.

Street Committee: Councilman Kempton had no report.

Zoning Committee: Councilman Jones had no report.

Recreation Committee: Councilman Blakeman reported he had received several phone calls regarding the construction at Green acres causing problems with parking because of the torn up streets. Mayor Kelly stated they had ran into some problems and are waiting on a contractor for the curb and gutter. Shelly Sands is going to supply the asphalt by the middle of the week.

Public Services Committee: Councilwoman Thompson had no report.

**MAYOR'S REPORT:** Mayor Kelly reiterated what the tax abatement for Mills Pride would consist of and introduced the three men in the audience that are from Mills Pride. Mr. Kelly stated this abatement is great for the City and for Mills Pride and believes we should back it whole heartedly. Jerry Thompson, Steve Svetik, and Keith Garber from Mills Pride came to answer any questions council might have.

Human Resource Director Jerry Thompson stated one reason he is asking for the councils support is to continue the workforce. The character and customers are changing and we are finding ourselves having to provide more products and different kinds of products. There has been a significant change and we need new machinery to remain competitive. President Reed mentioned he appreciated the men from Mills Pride taking time to come in and answer questions. He stated it may not be normal for us to give a 75% abatement yet he believes it is a sacrifice for the City but I agree we are gaining a lot if it passes. Councilman Blakeman asked about numerous rumors he had heard regarding recent layoffs at Mills Pride. Mr. Thompson answered stating they have a temporary work force due to fluctuation in need or business. In the last 30 days they have eliminated some temporary positions. Councilman Blakeman stated they are asking for an abatement that will help to create 216 new jobs but you have others laid off. Mr. Thompson stated there are no full time employees laid off just temporaries.

President Reed asked if the new jobs created would give the temporaries opportunity to be hired? Mr. Thompson stated when they grow they will be able to hire people for full time employment. Mr. Svetik stated that Mills Pride has intentions of growing their business and employment should grow in the future. Mr. Blakeman asked why not leave the abatement at 60% instead of 75%? Mayor Kelly stated we want to help them with their profit margins. It is very seldom that a donation of \$150,000.00 is offered if we go to the 60% there will be no benefits to the City.

Councilman Blakeman mentioned he feels bad because we turned down the Brown Corp. abatement from 75% to 60% last year. Mr. Kelly stated we have a changing economy as a legilative body we can say 60% or nothing but we have to look at each application individually. Councilman Downey stated an abatement difference of 60% to 75% is only \$25,000.00. With the grant of \$15,000.00 and the money we will see from the employees we are only looking at a difference of \$10,000.00 and we will probably gain that back. The City has had a remarkable relationship with Mills Pride. We need to continue to support Mills Pride and keep a good relationship so we can keep them here. Mr. Downey stated he had changed his mind and is now in favor of the abatement.

Councilman Kempton mentioned we need to keep in mind that Mills Pride came through quickly when we had the flood in Green Acres.

Councilman Kemper stated that Mills Pride indirectly provides 183 jobs for people with disabilities.

**RESOLUTION # 67-2002 - TO AUTHORIZE THE AUDITOR AND MAYOR TO ENTER INTO AGREEMENT WITH MILLS PRIDE LP OF WAVERLY TO GRANT A TAX ABATEMENT OF 75% ON REAL AND NEW PERSONAL PROPERTY FOR 10 YEARS.** Councilman Downey read Resolution # 67-2002 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye. Councilman Kempton abstained.

**OLD BUSINESS:**

Councilman Kempton made a motion, seconded by Councilman Kemper to read Ordinance # 59-2002 by title only. **Roll Call:** All Aye.

**ORDINANCE # 59-2002 - TO VACATE THAT PORTION OF AN ALLEY AS DESCRIBED IN THE ATTACHED PLAT AND METES AND BOUNDS DESCRIPTION.** Councilman Kempton read Ordinance # 59-2002 by title only and made a motion, seconded by Councilman Jones to approve it by title only. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Kemper to read Ordinance # 62-2002 by title only. **Roll Call:** All Aye.

**ORDINANCE # 62-2002 - TO INCREASE WATER RATES TO PAY FOR INCREASED COSTS OF OPERATION AND MAINTENANCE AND IMPROVEMENTS.** Councilwoman Thompson read Ordinance # 62-2002 by title

only and made a motion, seconded by Councilman Kempton to approve it by title only. **Roll Call:** All Aye.

**NEW BUSINESS:**

**RESOLUTION # 63-2002 - TO AUTHORIZE THE AUDITOR TO TRANSFER \$54,383.85 FROM THE GENERAL FUND TO THE PERMISSIVE FUND.**

Councilman Downey read Resolution # 63-2002 in its entirety and made a motion, seconded by Councilman Jones to approve it as an emergency. **Roll Call:** All Aye.

**RESOLUTION # 64-2002 - TO AUTHRIZE THE AUDITOR TO TRANSFER \$18.00 FROM THE GENERAL FUND TO THE US 23 WATER LINE FUND.**

Councilwoman Thompson read Resolution # 64-2002 in its entirety and made a motion, seconded by Councilman Blakeman to pass it as an emergency. **Roll Call:** All Aye.

**ORDINANCE # 65-2002 - TO AMEND ORDINANCE #52-2001 - TO ADD A LINE OF OFFICE MANAGER TO THE 2002 WAGE ORDINANCE.** Councilman Kemper read Ordinance # 65-2002 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye. Councilman Blakeman abstained.

**ORDINANCE # 66-2002 - TO AMEND ORDINANCE #09-2002 - AMENDMENTS TO THE FOLLOWING:**

<b>DEPOT IMPROVEMENT FUND</b>	<b>INCREASE \$69,766.00</b>
<b>NATURE WORKS PARK FUND</b>	<b>INCREASE \$107,241.55</b>
<b>EMERGENCY SIREN FUND</b>	<b>INCREASE \$600.00</b>

Councilman Jones read Ordinance # 66-2002 in its entirety and made a motion, seconded by Councilman Blakeman to approve it as an emergency. **Roll Call:** All Aye.

**RESOLUTION # 68-2002 - TO AUTHORIZE THE AUDITOR TO TRANSFER \$50,000.00 FROM THE GENERAL FUND TO THE POLICE FUND.** Councilman Blakeman read Resolution # 68-2002 in its entirety and made a motion, seconded by Councilman Downey to approve it as an emergency. **Roll Call:** All Aye.

**AUDITOR'S REPORT:**

Auditor Harvey Whaley thanked council for passing the abatement for Mills Pride. 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 Jones to adjourn. **Roll Call:** All Aye.

## **DECEMBER 17, 2002**

**PRESENT:** President Dale Reed, Councilwoman Joyce Thompson, Councilmen Jack Jones, Forest Blakeman, Lynn Downey, Roger Kemper and Greg Kempton. Mayor Bill Kelly and Auditor Harvey Whaley.

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

**MINUTES:** Councilwoman Thompson made a motion, seconded by Councilman Kempton to approve the minutes of the December 3, 2002 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 he has received numerous complaints regarding parking near Noel's Market. People are parking in the no parking spaces. Mr. Kempton asked that Police Chief Roe send an officer over to that area to patrol. Councilman Kempton asked if there was going to be a left turn allowed out of Pride Drive? Mayor Kelly stated as of right now no, you have to go to the Walmart intersection to go south on 23. President Reed stated he had received some calls about the opening of Depot Road. Mayor Kelly stated they were doing the striping and it should open real soon.

Zoning Committee: Councilman Jones had no report.

Recreation Committee: Councilman Blakeman stated the lights in canal park look nice. Mr. Blakeman asked about the construction work being done at Green Acres. Mayor Kelly reported their is a company ready to put the sidewalks, curbs and gutters but they are waiting for the rain to end. Mr. Kelly stated the company

that was completing the construction has been in financial trouble. We are looking into the possibility as a City of being able to do something about the contractor not completing the work. Mr. Kelly stated it is a big mess and they are very unhappy with it, but they want to continue with the project. Mr. Kelly also mentioned some of the curbs would be higher than the land but there is nothing we can do about it.

Councilman Blakeman stated that both sides of Morningside Drive is flooding and asked if someone could check on the water problem.

Public Service Committee: Councilwoman Thompson had no report.

Councilwoman Thompson made a motion, seconded by Councilman Downey to name Jason Ellis as an Auxiliary Police Officer. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Jones to name Wes Caldwell as an Auxiliary Police Officer. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Kempton to name Travis Hess as an Auxiliary Police Officer. **Roll Call:** All Aye.

**MAYOR'S REPORT:** Mayor Kelly had no report.

**OLD BUSINESS:** There was no old business.

**NEW BUSINESS:**

**Resolution # 69-2002 (Emergency) - To authorize the Auditor to transfer \$50,000.00 from the General Fund to the Police Fund.** Councilman Downey read Resolution # 69-2002 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

**Resolution # 70-2002 (Emergency) - to authorize the Auditor to transfer \$40,000.00 from the General Fund to the Bridge & Street Fund.** Councilman Downey read Resolution # 70-2002 in its entirety and made a motion, seconded by Councilman Kempton to approve it as an emergency. **Roll Call:** All Aye.

**Resolution # 71-2002 (Emergency) - to accept the insurance proposal for Health Insurance for City Employees.** Councilman Kemper read Resolution # 71-2002 in its entirety and made a motion, seconded by Councilman Downey to approve it as an emergency. **Roll Call:** All Aye.

Discussion: Mayor Kelly stated when we received the rates for 2003 the insurance was going to go up substantially. Anthem came in with just a 5% increase compared to United who was giving a 35% increase. Choosing Anthem will save the City about \$30,000.00. Mr. Kelly mentioned it is good insurance and good for the City.

**Resolution # 72-2002 (Emergency) - to authorize the Auditor to advance \$39,753.34 from the Nature Works Park Fund to the General Fund.**

Councilman Kemper read Resolution #72-2002 in its entirety a made a motion, seconded by Councilman Downey to approve it as an emergency. **Roll Call:** All Aye.

**Resolution # 73-2002 (Emergency) - to authorize the Mayor and Auditor to enter into contract for mosquito spraying, with Ohio Pest Control Inc.**

Councilman Jones read Resolution # 73-2002 in its entirety and made a motion, seconded by Councilman Blakeman to approve it as an emergency. **Roll Call:** All Aye.

**Resolution # 74-2002 (Emergency) - to create a Capitol Improvement Fund for the Ford Avenue Reconstruction Project.** Councilman Kempton read Resolution # 74-2002 in its entirety and made a motion, seconded by Councilman Kemper to approve it as an emergency. **Roll Call:** All Aye.

**Resolution # 75-2002 (Emergency) - to create a Capitol Improvement Fund for the City Beautification Project.** Councilman Blakeman read Resolution # 75-2002 in its entirety and made a motion, seconded by Councilman Jones to approve it as an emergency. **Roll Call:** All Aye.

Discussion: Councilman Blakeman asked if the \$25,000.00 for this fund would be every year. Mayor Kelly answered yes.

President Reed stated he had been given an issue regarding a sign for Waverly Station Mall. He stated he would like to place the issue in the Zoning Commission Committee. He mentioned Bob Gausman has wanted to look at how we are zoned as a City, he could meet with the Planning Commission about how we are zoned to see if it would be beneficial.

Mayor Kelly stated that this is the last meeting until 2003.

He mentioned it had been a good year for us to work together, it has been a tuff year but we have done a good job. Mr. Kelly thanked the Dept. heads for doing a

good job saving money this year. Mr. Kelly stated in planning ahead there is not a lot of room to have a bad year, so I would like to try to put together a 3 year projected budget. As a municipality we have to do something with our revenue. Two or Three years down the road if we are going to have short falls we need to be able to tell people in advance that there is going to be tight times and what we may have to do about them.

Councilman Downey mentioned we have several options for revenue increase. In the long term we do need to look at revenue increasing ideas.

Councilman Downey asked who would take Buz Bevins place as law director when he takes office. Mayor Kelly stated Buz is putting together a job description and ad for the position.

**AUDITOR'S REPORT:**

Auditor Harvey Whaley stated you can look at the cash balances and they are not very good. In the past we have had money to pay for construction overruns. We cannot stay status quo and loose money.

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

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