

JANUARY 3, 2008

Judge Randy Deering performed the swearing in of Councilmen Forest Blakeman, Greg Kempton, Tom Patterson Steve Fisher and Dick Demlow, Mayor Dale Reed and Auditor Harvey Whaley.

PRESENT: President Greg Kempton, Councilwoman Joyce Thompson, Councilmen Dick Demlow, Forest Blakeman, Tom Patterson, and Steve Fisher. Mayor Dale Reed and Auditor Harvey Whaley.

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

MINUTES: Councilwoman Thompson made a motion, seconded by Councilman Patterson to approve the minutes of the December 18, 2007 regular meeting.

Roll Call: All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Public Service Committee: Councilwoman Thompson had no report.

Zoning Committee:

Public Safety Committee: Councilman Fisher had no report.

Recreation Committee: Councilman Blakeman reported they are still working on the disc golf course. Mayor Reed stated there has been another pleasant surprise concerning the golf course USEC has donated \$2,000.00 to help with the cost.

Finance Committee: Auditor Whaley stated the carry over for the General Fund for 2007 is \$697,456.00, Street Fund: \$123,296.00, Fire Fund: \$115,120.00, Police Fund: \$250,701.00, Water Fund: \$42,094.00, Sewer Fund: \$163,353.00. After transfers and paying the bills the General Fund balance will be \$677,313.00.

Personnel Committee: Councilman Patterson had no report.

MAYOR’S REPORT: Mayor Reed welcomed everyone back and thanked everyone for serving in their ward and on Council. Mayor Reed promised better communication and to get the Dept. Heads and Council working closer together.

OLD BUSINESS: There was no old business.

NEW BUSINESS:

Councilwoman Thompson nominated Greg Kempton for the 2008 Council President seat.

Councilwoman Thompson made a motion, seconded by Councilman Blakeman to appoint Greg Kempton as the 2008 Council President. **Roll Call:** All Aye. Kempton: Abstain.

President Kempton presented the New Committee assignments and are as follows:

Finance Committee

Joyce Thompson – Chair
Dick Demlow
Steve Fisher

Public Service Committee
(Water, Sewer, Street, etc.)

Tom Patterson – Chair
Dick Demlow
Forest Blakeman

Zoning Committee

Steve Fisher – Chair
Tom Patterson
Ward 3 Council member

Personnel Committee

Ward 3 Council member - Chair
Tom Patterson
Steve Fisher

Public Safety Committee
(Police & Fire)

Dick Demlow - Chair
Joyce Thompson
Forest Blakeman

Parks & Recreation Committee

Forest Blakeman - Chair
Joyce Thompson
Ward 3 Council member

Resolution # 1-2008 (Dispense 2nd & 3rd) - To approve the legal description and survey of the division of Lot 127 of the Plat of an Addition to Waverly, for the purpose of resolving an encroachment of a brick building constructed in 1860 as attached to this resolution in the form of “Exhibit A”. Councilman Patterson read Resolution # 1-2008 in its entirety and made a motion, seconded by Councilman Blakeman to approve it. **Roll Call:** All Aye.

Resolution # 2-2008 (Emergency) - To authorize the Auditor to transfer \$8,999.72 from the General Fund to the Green Acres Fund. Councilwoman Thompson read Resolution # 2-2008 in its entirety and made a motion, seconded by Councilman Blakeman to approve it as an emergency. **Roll Call:** All Aye.

Resolution # 3-2008 (Emergency) - To authorize the Auditor to transfer \$2,644.12 from the General Fund to the Depot Road Fund. Councilman Fisher read Resolution # 3-2008 in its entirety and made a motion, seconded by Councilman Patterson to approve it as an emergency. **Roll Call:** All Aye.

Resolution # 4-2008 (Emergency) - To amend the Wage Ordinance for the City of Waverly for the year 2008. Councilman Demlow read Resolution # 4-2008 in its entirety and made a motion, seconded by Councilman Fisher to approve it as an emergency. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Fisher to adjourn to executive session concerning personnel and legal matters. **Roll Call:** All Aye.

Councilman Blakeman made a motion, seconded by Councilman Demlow to adjourn from executive session and resume regular session. **Roll Call:** All Aye.

AUDITOR'S REPORT:

Auditor Harvey Whaley reported a letter has been received from a company representing Norfolk and Southern. They are offering a permanent lease if the City pays \$2,500.00, at this point the City pays \$1.00 per year to lease the land.

Mr. Whaley stated he feels this would not be a smart move on the cities part.

Mayor Reed stated he would like to look into purchasing the land. Mr. Reed stated he would like to get Mr. Gausman involved.

Mr. Whaley stated the health insurance is being negotiated. There is a problem with the deductible and we hope to get it taken care of soon.

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

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

JANUARY 15, 2008

PRESENT: President Greg Kempton, Councilwoman Joyce Thompson, Councilmen Dick Demlow, Forest Blakeman, Tom Patterson, and Steve Fisher. Mayor Dale Reed and Auditor Harvey Whaley.

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

MINUTES: Councilman Thompson made a motion, seconded by Councilman Blakeman to approve the minutes of the January 3, 2008 regular meeting. **Roll Call:** All Aye.

FINANCE REPORT: Councilman Demlow made a motion, seconded by Councilwoman Thompson to approve the December 2008 Finance Report. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Public Service Committee: Councilman Patterson had no report.

Zoning Committee: Councilman Fisher had no report.

Public Safety Committee: Councilman Demlow had no report.

Recreation Committee: Councilman Blakeman stated he has a request from Woody to trade in a mower and purchase a bucket for the backhoe. Councilman Blakeman made a motion, seconded by Councilwoman Thompson to allow the Parks Dept. to trade in a mower and the purchase of a bucket for the backhoe. **Roll Call:** All Aye.

Finance Committee: Councilwoman Thompson reported the General Fund balance started the month with \$667,941.94 and the bills are \$8378.51 which leaves a balance of \$659,563.43 in the General Fund.

Councilwoman Thompson made a motion, seconded by Councilman Fisher to appoint Charles Goodwin as an Auxiliary Police Officer. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Fisher to hire John Kulchar as a full time police officer. **Roll Call:** All Aye.

Personnel Committee:

MAYOR'S REPORT: Mayor Reed reported the problem with meter readings has been taken care of, some residents have outrageous bills and others have no bill at all. Mr. Reed stated if anyone contacts council with a problem ask them to contact the water dept. or Mayor's office.

AUDIENCE PARTICIPATION:

Dwight Massie and Sharon Manson were present representing the local service organizations. Mr. Massie asked if the City can get the ball rolling again with the signage for the local service organizations. Mayor Reed stated he is still waiting on signs from the different organizations. Mr. Reed stated if he can find out how many to expect, he can get an idea of how large the sign is to be and get started. President Kempton placed the issue in the Zoning Committee for review. Brett Bevins was present to express his interest in the open Council seat. President Kempton asked Council if they were interested in conducting a special meeting to consider applicants for the open council seat. Council was in agreement.

OLD BUSINESS: There was no old business.

NEW BUSINESS:

Resolution # 5-2008 (Emergency) - To authorize the Mayor and Auditor to enter into contract to provide fire protection on behalf of the City of Waverly with Jackson Township. Councilman Patterson read Resolution # 5-2008 in its entirety and made a motion, seconded by Councilman Blakeman to approve it as an emergency. **Roll Call:** All Aye.

AUDITOR'S REPORT:

Auditor Harvey Whaley stated the State Auditor's office will conduct the post audit for 2006 on Friday at 2 pm and all of Council is encouraged to attend.

Mr. Whaley asked Council for permission to purchase new desk in the Auditor's office.

Councilwoman Thompson made a motion, seconded by Councilman Patterson to allow new office furniture to be purchased for the Auditor's office in the amount of \$ 8520.41. **Roll Call:** All Aye. Blakeman: Abstain.

Mr. Whaley explained the insurance is still pending and with the 3 major claims we had in 2007 it looks as if the increase will be significant. Mayor Reed stated Community Benefits is trying to get it lowered. Mr. Whaley stated he would like to have Council's approval to pay 1 more months' premium until something is settled with the insurance.

Councilwoman Thompson made a motion, seconded by Councilman Patterson to allow 1 additional months' premium to be paid to United Health Care for the City employee's health insurance. **Roll Call:** All Aye. Blakeman: Abstain.

Mayor Reed asked Council's permission to move his secretary from the secretary pay scale to the office manager pay scale.

Councilman Patterson made a motion, seconded by Councilman Fisher to move Robin Williams from the secretary pay scale to the office manager pay scale.

Roll Call: All Aye.

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

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

FEBRUARY 5, 2008

PRESENT: President Greg Kempton, Councilwoman Joyce Thompson, Councilmen Dick Demlow, Forest Blakeman, Tom Patterson, and Steve Fisher. Mayor Dale Reed and Auditor Harvey Whaley.

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

Councilman Patterson made a motion, seconded by Councilman Demlow to appoint Mike McDaniel to fill the open Ward 3 position. **Roll Call:** All Aye.

Dale Reed performed the swearing in of Mike McDaniel for the Ward 3 Council position.

MINUTES: Councilwoman Thompson made a motion, seconded by Councilman Fisher to approve the minutes of the January 15, 2008 regular meeting. **Roll**

Call: All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Personnel Committee: Councilman McDaniel had no report.

Public Service Committee: Councilman Patterson had no report.

Zoning Committee: Councilman Fisher stated he and Nathan will meet prior to the next meeting to discuss the local service organization signage.

Public Safety Committee: Councilman Demlow had no report.

Councilman Demlow made a motion, seconded by Councilman Blakeman to hire Jason Morton as an Auxiliary Fire Fighter. **Roll Call:** All Aye.

Recreation Committee: Councilman Blakeman had no report.

Finance Committee: Councilwoman Thompson reported the General Fund balance is \$736,070.02 and after paying the bills which are \$42,919.08 the General Fund balance will be \$693,150.94.

MAYOR'S REPORT: Mayor Reed reported the work release program that Council has allowed Mayor's Court to use to let people work off any fine they weren't able to pay is working well and they have a person working at the PD that is doing a good job.

Mayor Reed asked that President Kempton place the issue of leasing the Stiffler building in committee to review.

President Kempton placed the issue in the Public Service Committee for review. Mayor Reed stated he has received complaints concerning heavy truck traffic coming down 220; the trucks are not using the truck route. There is a sign issue the signs belong to ODOT and we have to see what can be done to correct the problem.

AUDIENC PARTICIPATION:

*Eugle Robertson with Bristol Village addressed Council concerning street lighting. Mrs. Robertson stated OSU performed an economic impact study on Bristol Village. She explained a variety of impact Bristol Village residents have on the City of Waverly. Bristol Village contributes \$50,000.00 to the City income tax and \$400,000.00 to the Pike Co. Auditor through property tax. Mrs. Robertson stated Bristol Village has the same impact on the City as OSU has on Columbus. Bristol Village also paid a large portion of the cost for the new park. Mrs. Robertson asked that the presentation be considered before making a decision on the lighting cost.

Councilman Demlow made a motion, seconded by Councilman McDaniel to have the City of Waverly assume responsibility for payment of the additional electricity charges for the new street lighting installed by Bristol Village, in Bristol Village, contingent upon Bristol Village providing assurance to the City that Bristol Village will assume full responsibility for the maintenance of the system and replacement and repair of the light fixtures. **Roll Call:** All Aye.

*Tracy Evans & David Roosa – investigators for Waverly PD

Mr. Evans addressed Council concerning the Wage Ordinance passed on November 19th. Mr. Evans mentioned that according to the new Wage ordinance he and Dave loose pay because they have taken the appointment as investigators. Mr. Evans mentioned they loose court pay, shift differential and are required to purchase clothing for the position instead of the provided uniforms.

Mr. Evans stated he and Dave wanted to make sure Council was aware of the loss they take with the investigator position and the change in the 2008 Wage Ordinance.

President Kempton stated he appreciates how the issue was presented and understands they are taking a loss. Mr. Kempton stated Council has been trying to clean up the wording in the Wage Ordinance.

Councilwoman Thompson made a motion, seconded by Councilman Patterson to pay the Police Dept. existing employees exactly as they were paid in 2007 concerning Holiday pay. This is to retro back to January 1, 2008. **Roll Call:** All Aye. McDaniel: abstain.

OLD BUSINESS: There was no old business.

NEW BUSINESS:

Nathan Davis: Results of the 104 feasibility study:

Nathan Davis reminded the Council of City Ordinance 62-2007 which authorized DLZ Inc. to perform a feasibility study concerning the need for a new storm sewer system and possible intersection realignment for the US 23/State Route 104 Intersection in the City. Mr. Davis stated that the Feasibility Study was complete and distributed a copy of the study to each member of council. Mr. Davis stated that the study proposed a new storm sewer from the St. Rt. 104 slip ramp to approximately the Adena Health Center, where the Waverly South Connector Project would be installing some new storm sewer work in the Summer of 2010. Mr. Davis stated that there were also three different alternatives being proposed for the possible re-alignment of the St. Rt. 104 Slip Ramp. Mr. Davis stated that the three alternatives in the study showing how to re-align St. Rt. 104 with US 23 were a way of devising an estimate of what a project would cost. Mr. Davis stated that if the project were to be funded by the Ohio Department of Transportation's Small Cities Program, the project would be managed by ODOT District 9 and would be subject to the complete design and review process of ODOT; which was a lengthy and detailed process. Mr. Davis said that consequently, the final decision as to how and where the new intersection would be installed would be subject to change throughout the process. Mr. Davis said he would take the highest estimate of the three alternatives from the feasibility study and use that information to pursue funding from the Ohio Department of Transportation, the Ohio Public Works Commission and the City to complete the project. Mr. Davis stated that the total project cost to include design, environmental review, acquisition, construction and inspection would be 2.7 million dollars. Mr. Davis stated he needed authorization from City Council to submit an application to the Ohio Department of Transportation, Small Cities Program for 1.8 million dollars worth of the project cost. Mr. Davis stated that if ODOT awarded the money, it would become available in 2012, and the project would be administered by ODOT District 9. Mr. Davis said that if the ODOT Small Cities money was awarded to the City, the City would then apply for approximately 600,000.00 dollars from the Ohio Public Works Commission in 2011. The City would commit to spending: \$240,000.00 from the Waverly City General Fund in budget year 2012, for the design and environmental review of the project.

Councilman Fisher made a motion, seconded by Councilman Patterson to allow Nathan Davis to proceed with the application to start the St. Rt. 104 project. **Roll Call:** All Aye. McDaniel: Abstain.

Resolution # 6-2008 (Emergency) – To accept the insurance proposal for health insurance for the City employees. Councilwoman Thompson read Resolution # 6-2008 in its entirety and made a motion, seconded by Councilman Demlow to approve it as an emergency. **Roll Call:** All Aye.

Discussion: Auditor Whaley stated the increase for insurance this year is significant it is 51.5% which will be approximately \$128,000.00 for the year. The lines in the budgets will need to be changed to reflect the additional cost after we amend the budgets in March.

Councilman Patterson made a motion, seconded by Councilman Fisher to add Ordinance # 7-2008 to the agenda. **Roll Call:** All Aye.

Resolution # 7-2008 (Emergency) – To amend Ordinance # 50-2006 and approve the membership for the City of Waverly Municipal Planning Commission in accordance with the Waverly City Charter and City Ordinance # 39-2005. Councilman Fisher read Ordinance # 7-2008 in its entirety and made a motion, seconded by Councilman Patterson to approve it as an emergency. **Roll Call:** All Aye.

Councilman Fisher made a motion, seconded by Councilman Blakeman to allow the City buildings to be used as polling locations on March 4th. **Roll Call:** All Aye.

AUDITOR'S REPORT:

Auditor Harvey Whaley reported on Wednesday there will be a meeting with the Migyanko's concerning donations for the playground at the new park.

Mr. Whaley mentioned the sealed bid opening will be on Friday the 8th of February.

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

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

FEBRUARY 19,

2008

PRESENT: President Greg Kempton, Councilwoman Joyce Thompson, Councilmen Forest Blakeman, Mike McDaniel, Tom Patterson, and Steve Fisher. Mayor Dale Reed and Auditor Harvey Whaley. Councilman Dick Demlow was excused.

The meeting was opened at 7:00 pm with Auditor Harvey Whaley leading Council and guests in the pledge of allegiance to the flag.

MINUTES: Councilwoman Thompson made a motion, seconded by Councilman Blakeman to approve the minutes of the February 5, 2008 regular meeting. **Roll Call:** All Aye.

FINANCE REPORT: Councilwoman Thompson made a motion, seconded by Councilman Patterson to approve the January 2008 Finance Report. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Public Service Committee: Councilman Patterson had no report.

Councilman Patterson made a motion, seconded by Councilman Fisher to add Resolution # 8-2008 to the agenda. **Roll Call:** All Aye.

Zoning Committee: Councilman Fisher made a motion, seconded by Councilwoman Thompson to hire Aaron Mowery as a full time police officer and withdraw the previous name (John Kulcher). **Roll Call:** All Aye.

Public Safety Committee: Councilman Demlow was excused.

Recreation Committee: Councilman Blakeman reported he received a request from Woody for permission to purchase playground equipment for Bristol Park in the amount of \$4,700.00 and to hire Ben Polley as a part time, seasonal employee.

Councilman Blakeman made a motion, seconded by Councilman McDaniel to allow the purchase of playground equipment for Bristol Park in the amount of \$4,700.00. **Roll Call:** All Aye.

Councilman Blakeman made a motion, seconded by Councilwoman Thompson to hire Ben Polley as a part time, seasonal employee in the Parks Dept. **Roll Call:** All Aye.

Finance Committee: Councilwoman Thompson reported the General Fund cash balance is \$937,563.41 and after paying the bills it will be \$934,245.41. Mrs. Thompson stated the income tax receipts are down \$2,000.00 from last year.

Personnel Committee: Councilman McDaniel had no report.

MAYOR'S REPORT: Mayor Reed reported the Mayors office is a total disaster thanks to him and Woody sacrificing their offices to make the office more efficient. Mr. Reed stated they are moving a couple walls and rearranging offices. Mayor Reed asked if the Public Service Committee could meet with him concerning an issue with a water customer.

AUDIENCE PARTICIPATION:

Jerry Catanzaro addressed Council to request 2 curb cuts off of US 23 to property he has intentions of selling to Homeland Credit Union and Aaron's Rent to own. Mr. Catanzaro stated this would not cost the City any money.

Mike Spindler with Homeland Credit Union addressed Council to express his interest in the land as long as the curb cuts are permitted.

Kelly Seif and Chip Foill addressed Council letting them know that they will be raising the land to 1 foot above the flood plain and the drainage will not be a problem. President Kempton asked if there is a way to allow a service road.

Mr. Catanzaro stated it would be very expensive to provide a service road.

Mayor Reed stated he is sure a right in and out is not an issue. Mr. Reed mentioned he would like to speak with ODOT before agreeing to any changes.

Mr. Reed stated for sometime the City has tried to get ODOT to lower the speed limit in that area with no success. Mr. Reed stated if the City can get the speed limit lowered the curb cuts should be no problem.

OLD BUSINESS: There was no old business.

NEW BUSINESS:

Resolution # 8-2008 (Emergency) - To authorize the Mayor and/or Auditor on behalf of the "City of Waverly" to enter into a contract with "EnerNOC" whereby EnerNOC would equip the City of Waverly with the EnerNOC system which includes an EnerNOC Site Server that enables direct load management, power metering, data collection, real time data communication, and Internet-based reporting and analytics in exchange for a 50% revenue sharing arrangement whereby EnerNoc will pay the City of Waverly 50% of all payments received in connection with the City of Waverly's participation in the Programs. Councilman Patterson read

Resolution # 8-2008 in its entirety and made a motion, seconded by Councilman McDaniel to approve it as an emergency. **Roll Call:** All Aye.

Discussion:

Mayor Reed explained this program gives AEP the ability to alleviate some of their burden during peak usage times. AEP will contact the City and ask that the generator be turned on to lower the amount of usage in our area. The Water & Sewer Dept.'s will be paid \$7050.00 to be in this program. Mr. Reed mentioned the payment will pay for all of the fuel and preventative maintenance of the generators.

AUDITOR'S REPORT:

Auditor Harvey Whaley reported the remaining three 2006 cruisers have been sold for \$33,505.00. Mr. Whaley stated the franchise fee has been received from Time Warner which is \$48,503.00.

Mr. Whaley mentioned he is having new carpet installed and having the Auditor's office painted and the cost is approximately \$2,000.00.

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

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

MARCH 6,

2008

PRESENT: President Greg Kempton, Councilwoman Joyce Thompson, Councilmen Dick Demlow, Forest Blakeman, Mike McDaniel, and Steve Fisher. Mayor Dale Reed and Auditor Harvey Whaley. Councilman Tom Patterson was excused.

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

MINUTES: Councilwoman Thompson made a motion, seconded by Councilman Fisher to approve the minutes of the February 19, 2008 regular meeting. **Roll**

Call: All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Public Service Committee: Councilman Patterson was excused.

Zoning Committee: Councilman Fisher had no report.

Public Safety Committee: Councilman Demlow had no report.

Recreation Committee: Councilman Blakeman ask when the equipment can be ordered for the disc golf course. Mayor Reed stated the money is there and ready to be used. Mr. Reed ask that the plates be ordered after speaking with Ron Fuester from McDonald's because he would like to have a logo on them. Councilman Blakeman asked when the Council meetings will be televised again? Mayor Reed stated the cable company is supposed to be giving the City some updated equipment but they will not provide the means to televise the meetings. Councilman McDaniel asked if a student from the Audio visual program at the school could possibly do the job. President Kempton placed the issue in the Public Service Committee for review. Mr. Reed mentioned a new camera will have to be purchased.

Finance Committee: Councilwoman Thompson reported the General Fund balance is \$961,796.97 and after paying the bills which are \$12,788.62 the balance will be \$949,008.35.

Personnel Committee: Councilman McDaniel had no report.

MAYOR'S REPORT: Mayor Reed reported with the water problem at St. Rt. 104 the City may need to pursue a project to help alleviate some of the problem. An exhaust system was torn off of a vehicle due to the water and two vehicles were stranded in the water. Mayor Reed stated he will meet with Dean in the morning at 104 and anyone is welcome to attend.

Mayor Reed stated his office is a mess at this time. Mr. Reed asked Council to consider glass doors for the municipal building the estimate is \$7,200.00. Mr. Reed mentioned the doors are not a necessity. Mayor Reed stated he also has an estimate from Bethel Awning to install awnings over the doors the cost would be between \$4,100.00 and \$7,500.00. President Kempton placed the issue in the Finance Committee for consideration. Mayor Reed stated the rearrangement had to be done to make the office more serviceable.

Mayor Reed stated the water bill problem has been more grief than can be imagined. Mr. Reed stated some of the residents want their bill forgiven. Council discussed allowing payment plans for those with large bills. Mayor Reed asked if anyone receives complaints to have them contact Larry Chitwood or the Water office.

Mayor Reed stated Ameresco presented a proposal to replace all of the water meters in the City. Mr. Reed stated there are low or no interest loans available. Mayor Reed mentioned the City is giving a lot of water away due to the old meters.

Mayor Reed stated he has requested that Jerry Catanzaro get an engineering study and submit his request to the Planning Commission and the Planning Commission will come to Council with a recommendation. Mr. Reed mentioned the State doesn't have any concern with a right in and out but they will not grant a cross over although the City can provide a turn lane. Mayor Reed stated he is not in favor of providing a turn lane.

OLD BUSINESS: There was no old business.

NEW BUSINESS:

Ordinance # 9-2008 (1st reading) – To designate the “State Route 220, Truck through traffic route”, with the corporation limits of the City of Waverly, Ohio and to repeat and or replace City Resolution # 105-2004. Councilman McDaniel read Ordinance # 9-2008 in its entirety for the 1st reading.

Ordinance # 10-2008 (Dispense 2nd & 3rd) – To authorize and create a records commission to be in compliance with O.R.C. 149.39. Councilman Fisher read Ordinance # 10-2008 in its entirety and made a motion, seconded by Councilman Demlow to approve it. **Roll Call:** All Aye.

AUDITOR'S REPORT: Auditor Whaley recommended Council consider the money earmarked for the design of 2nd & Clough St. be used for St. Rt. 104. Mr. Whaley mentioned maybe 104 is a bigger issue than Clough St. Mayor Reed stated he doesn't know if there is an easy fix for the amount of money we have earmarked.

Auditor Whaley mentioned with all the work being done on the Mayor's side there needs to be purchase orders prepared and if more than \$3,000.00 is going to be spent than Council needs to approve it and then get a purchase order. Mayor Reed stated there hasn't been anything purchased. Mr. Whaley asked about the carpet and tile. Mr. Reed stated it hasn't been ordered and he was going to see about getting additional estimates. Mr. Whaley asked if he intended to have the flooring installed next week, Mr. Reed said no but since its been brought up he has an estimate for \$8,100.00 for tile, carpet and counter top he would like a motion to approve purchasing the flooring and counter top. Councilman Kempton stated if he intended on getting additional estimates a motion could be passed to approve up to \$8,200.00 and then Mr. Reed could consider other companies.

Councilman Fisher made a motion, seconded by Councilman McDaniel to allow \$8,200.00 to be spent to purchase carpet, tile and counter top. **Roll Call:** All Aye.

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

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

March 18,

2008

PRESENT: President Greg Kempton, Councilwoman Joyce Thompson, Councilmen Dick Demlow, Forest Blakeman, Mike McDaniel, Tom Patterson, and Steve Fisher. Auditor Harvey Whaley. Mayor Dale Reed was excused.

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

MINUTES: Councilwoman Thompson made a motion, seconded by Councilman Demlow to approve the minutes of the March 6, 2008 regular meeting. **Roll Call:** All Aye.

FINANCE REPORT: Councilwoman Thompson made a motion, seconded by Councilman Patterson to approve the February 2008 Finance Report. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Personnel Committee: Councilman McDaniel had no report.

Public Service Committee: Councilman Patterson reported Bill Wonnell passed away and ask that his friends and family be kept in our thoughts and prayers.

Zoning Committee: Councilman Fisher reported he and Nathan are waiting on the weather to break so they can look into the signage for the Public Service Organizations.

Public Safety Committee: Councilman Demlow had no report.

Recreation Committee: Councilman Blakeman reported the baskets are in for the disc golf course and as soon as the weather breaks they will be installed as well as the playground equipment for Bristol Park.

Councilman Demlow ask if the leagues that use the park provide any money for the use. President Kempton stated they do not pay anything for the use, but they do pay for the portable restrooms. Councilman Demlow stated the buildings in the park need painted and the area needs to be spruced up. President Kempton placed the issue in the Recreation Committee for review.

Finance Committee: Councilwoman Thompson reported the General Fund balance is \$975,490.89 there are \$200,000.00 in transfers and \$120,342.15 in bills which will leave a balance of \$655,148.74. Councilwoman Thompson stated the tax receipts are down \$30,000.00 for February.

Councilwoman Thompson made a motion, seconded by Councilman Patterson to add Resolution # 14-2008 to the agenda. **Roll Call:** All Aye. Blakeman: Abstain Mrs. Thompson mentioned the Finance Committee is recommending that additional estimates be obtained for glass doors and awnings. There is also an estimate from All State to install additional security in the municipal building.

MAYOR'S REPORT: Mayor Reed was excused.

AUDIENCE PARTICIPATION:

Mike Spindler with Homeland Credit Union addressed Council to express his interest in curb cuts to the property he wishes to purchase to construct the credit union.

Councilman Demlow reported the Planning Commission met on Wednesday and discussed the curb cuts for US Rt. 23 and Pride Drive. The Planning Commission decided unanimously to recommend allowing 2 curb cuts for the Homeland Credit union property.

Councilman Demlow made a motion, seconded by Councilman Blakeman to allow the 2 curb cuts approved by the Planning Commission for the Homeland Credit Union Property. **Roll Call:** All Aye.

President Kempton stated he would like to see the Planning Commission stay on top of this, so it will keep moving.

OLD BUSINESS:

Ordinance # 9-2008 (2nd Reading) – To designate the “State Route 220, Truck through traffic route”, with the corporation limits of the City of Waverly, Ohio and to repeal and or replace City Resolution # 105-2004.

Councilman Demlow made a motion, seconded by Councilwoman Thompson to add Ordinance # 9-2008 to the agenda. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Patterson to read Ordinance # 9-2008 by title only. **Roll Call:** All Aye.

Councilman Patterson read Ordinance # 9-2008 by title only for the 2nd reading.

NEW BUSINESS:

Resolution # 11-2008 (Emergency) – To move appropriations between lines within the individual funds in the Budget Appropriations. Councilman Fisher read Resolution # 11-2008 in its entirety and made a motion, seconded by Councilman Patterson to approve it as an emergency. **Roll Call:** All Aye.

Resolution # 12-2008 (Emergency) – To authorize the Auditor to transfer \$100,000.00 from the General Fund to the Bridge & Street Fund.

Councilwoman Thompson read Resolution # 12-2008 in its entirety and made a motion, seconded by Councilman Fisher to approve it as an emergency. **Roll Call:** All Aye.

Resolution # 13-2008 (Emergency) – To authorize the Auditor to transfer \$100,000.00 from the General Fund to the Police Fund. Councilman

Blakeman read Resolution # 13-2008 in its entirety and made a motion, seconded by Councilman Demlow to approve it as an emergency. **Roll Call:** All Aye.

Resolution # 14-2008 (Emergency) – To move appropriations between lines within the individual funds in the Budget Appropriations. Councilman

Demlow read Resolution # 14-2008 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye. Blakeman: Abstain.

AUDITOR'S REPORT:

Auditor Harvey Whaley had no report.

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

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

April 1,

2008

PRESENT: President Greg Kempton, Councilwoman Joyce Thompson, Councilmen Dick Demlow, Mike McDaniel, Tom Patterson, and Steve Fisher. Mayor Dale Reed and Auditor Harvey Whaley. Councilman Forest Blakeman was excused.

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

MINUTES: Councilman Patterson made a motion, seconded by Councilman McDaniel to approve the minutes of the March 18, 2008 regular meeting. **Roll**

Call: All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Public Service Committee: Councilman Patterson reported if Council wishes the meetings will be televised again starting next time.

Zoning Committee: Councilman Fisher had no report.

Councilman Fisher made a motion, seconded by Councilman Demlow to add Ordinance # 18-2008 to the agenda. **Roll Call:** All Aye.

Public Safety Committee: Councilman Demlow reported he met with the Chief and has requested a quarterly summary of activities. Mr. Demlow stated in the past quarter there have been 693 arrest, 50 drug offenses, 66 thefts and 46 felony indictments. Mr. Demlow mentioned on Feb. 19th after a 3 year investigation the DEA served a search warrant on the local pain management clinic and was able to shut it down and unfortunately it has reopened in another location.

Recreation Committee: Councilman Blakeman was excused. Councilman Demlow mentioned prior to Council he was watching a man fly a spectacular kite in Bristol Park. Mr. Demlow stated the park is a wonderful place to fly kites.

Finance Committee: Councilwoman Thompson reported the General Fund balance is \$800,482.08 and after transfers of \$103,881.00 and bills of \$14,285.75 the balance will be \$682,315.33.

Mrs. Thompson reported additional estimates have been received for improvements on the building.

Mr. Davis stated All State is scheduled for Thursday to install the new door locks. Mr. Davis explained the locks provided by this company are less complicated than the locks suggested by Alarm Specialties.

President Kempton stated the cost for the additional outside security in the building seemed reasonable.

Mr. Davis stated maybe the outside security should be looked into a little more before making a decision.

Councilwoman Thompson made a motion, seconded by Councilman Patterson to allow Jeff Kritzwiser to install additional security for \$1,200.00. **Roll Call:** All Aye. Demlow: Abstain.

Mayor Reed stated if Council is interested in getting the glass doors he would recommend holding off on the canopies for additional estimates.

Mr. Reed mentioned Woody Schaeffer has suggested tearing off the air lock from the Mayor's office and if the doors are good we will no longer need an air lock.

Councilwoman Thompson made a motion, seconded by Councilman Patterson to allow Parker Glass to install new glass doors on the municipal building. **Roll**

Call: All Aye.

Councilwoman Thompson reported the combined cemetery board meeting will be during the 1st meeting in May. Mrs. Thompson also mentioned Councilman Patterson has agreed to be the Council representative for the Cemetery board.

Personnel Committee: Councilman McDaniel had no report.

MAYOR'S REPORT: Mayor Reed reported, Rick with Ohio Pest Control has contacted him concerning the mosquito spraying contract and would like to bid again this year. Mayor Reed mentioned last year we agreed to go with the County and we received a lot of complaints and the biggest area that we were let down in is when it came to the standing water. Mr. Reed stated we are the only part of Pike County who is required to pay for mosquito spraying.

* Mr. Reed mentioned we are ready to go with the Disc Golf Course and plans are being made to get it installed.

* Mr. Reed reminded Council of Golf cart season for the ball fields and his need for volunteers.

* Mr. Reed informed Council of the upcoming Spring Clean up it is scheduled for April 28th through May 9th.

* Mr. Reed stated several members have probably received calls concerning alleys and pot holes. Mr. Reed stated there really is no quick fix for the alleys; we will just tend to them as we can.

OLD BUSINESS:

Ordinance # 9-2008 (3rd Reading) – To designate the “State Route 220, Truck through traffic route”, with the corporation limits of the City of Waverly, Ohio and to repeal and or replace City Resolution # 105-2004.

Councilman Patterson made a motion, seconded by Councilman McDaniel to read Resolution # 9-2008 by title only for the 3rd reading. **Roll Call:** All Aye. Councilman Patterson read Ordinance # 9-2008 by title only and made a motion, seconded by Councilman McDaniel to approve it. **Roll Call:** All Aye.

NEW BUSINESS:

Resolution # 15-2008 (Emergency) - To move appropriations, between lines within the individual funds in the Budget Appropriations. Councilman McDaniel read Resolution # 15-2008 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

Resolution # 16-2008 (Emergency) – To authorize the Auditor to transfer \$69,381.00 from the General Fund to the Hillside Ave. Storm System Fund. Councilwoman Thompson read Resolution # 16-2008 in its entirety and made a motion, seconded by Councilman Demlow to approve it as an emergency. **Roll Call:** All Aye.

Discussion: Councilman McDaniel asked when the Hillside project will get started. Mr. Davis stated he is hopeful by May to have an answer. There were 13 projects recommended to OPWC and the City of Waverly was number 13. We are waiting to see if enough money is received for the bonds to fund the projects, if not we will possibly reapply.

Resolution # 17-2008 (Emergency) – To authorize the Auditor to transfer \$34,500.00 from the General Fund to the Recreational Complex Fund.

Councilman Fisher read Resolution # 17-2008 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

Discussion: Councilman Fisher ask what this Resolution is for. Auditor Whaley stated this money is for the payment on Bristol Park.

Ordinance # 18-2008 (Emergency) – To authorize two curb cuts as approved by the Planning Commission for the Homeland Credit Union which will be located on Pride Drive and U.S. 23 as demonstrated by attached Exhibit A: “Preliminary Site Plan for Homeland Credit Union as prepared by Michael E. Clark & Associates.” Councilman Demlow read Ordinance # 18-2008 in its entirety and made a motion, seconded by Councilman Patterson to approve it as an emergency. **Roll Call:** All Aye.

Mayor Reed stated he has been approached by individuals with the athletic programs expressing an interest in constructing dug outs at some of the other fields at Bristol Park. Mr. Reed ask if there was any reason the City would not allow the dug outs.

Mr. Davis stated the deed is restricted for that land but the dug out would really be an enhancement to the existing ball field and should not be a problem.

Councilman Demlow ask if the quality of construction would be comparable to the existing structures and would there be concrete slabs poured.

Mayor Reed stated he would make sure the quality and appearance was consistent with the existing dug outs.

Councilman Demlow ask about the cars being parked on the grass. Mayor Reed stated he would like to give a written statement to the leagues expressing the Cities reasons for wanting the park rules followed. President Kempton stated he feels the rules and regulations should be followed and signed on a yearly basis. Mayor Reed stated complaints are received continually concerning the park and he is trying to fix them.

AUDITOR’S REPORT:

Auditor Harvey Whaley had no report. Councilman Demlow ask if he could have a meeting with the Auditor to discuss the paper work processed during council and financial reports. Auditor Whaley stated he would be happy to set up a meeting for Mr. Demlow and anyone else on Council who might be interested. Tom Frank the newest member of the Planning Commission addressed Council to let them know he looks forward to working with the other members of the planning commission. Mr. Frank ask about the property leading to the hospital, if it belongs to the City. Mayor Reed stated the property belongs to the County.

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

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

APRIL 15, 2008

PRESENT: President Greg Kempton, Councilwoman Joyce Thompson, Councilmen Dick Demlow, Forest Blakeman, Mike McDaniel, Tom Patterson, and Steve Fisher. Mayor Dale Reed and Auditor Harvey Whaley.

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

MINUTES: Councilman Patterson made a motion, seconded by Councilwoman Thompson to approve the minutes of the April 1, 2008 regular meeting. **Roll**

Call: All Aye.

FINANCE REPORT: Councilwoman Thompson made a motion, seconded by Councilman Fisher to approve the March 2008 Finance Report. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Personnel Committee: Councilman McDaniel had no report.

Public Service Committee: Councilman Patterson had no report.

Zoning Committee: Councilman Fisher had no report.

Public Safety Committee: Councilman Demlow had no report.

Recreation Committee: Councilman Blakeman reported after the last big rain, there is a problem with the levy. Several years ago when the levy was repaired the job of maintaining the levy was the cities responsibility. Mr. Blakeman stated he feels this practice has fallen to the wayside and thinks the city should complete monthly checks and make a report of the levy's condition. Mayor Reed stated he doesn't feel the problem is due to negligence, when the levy is mowed it is checked to make sure it is in good condition and when it was last mowed the collapse wasn't there.

Councilman Blakeman stated he has been questioned as to why the railroad grade in Green Acres is not maintained like the other side. Mr. Blakeman asked if the prisoners are still supposed to come and work. Mayor Reed stated the City is on the list for the prisoners and it's on a rotation basis so we have to wait for our turn. Mayor Reed stated the people in that area need to understand some of the trees growing there have been growing for 30 years and it would be very expensive for that area to be cleaned up totally. Mayor Reed stated the area has been looked at several times and he is open for suggestions. Mr. Reed mentioned realistically if we receive the survey that has been paid for the people in that area are probably using City property that really isn't theirs to use.

Finance Committee: Councilwoman Thompson reported the General Fund balance is \$696,860.60 and after paying the bills it will be \$678,745.72. Mrs. Thompson mentioned the tax receipts are up \$5,000.00 for April.

MAYOR'S REPORT: Mayor Reed reported he attended a meeting with ODOT concerning the South Connector Project and they indicated there may be a lack of funding for the project. After a review the Central office verified the numbers and the proper funding has been met and found, so there is no reason to look for additional funding.

Mr. Reed mentioned an email has been received from OPWC stating that it appears as if the State will have enough money to fund the Hillside Avenue Project. We are expecting a verification letter sometime in May and that is why the Resolution for Hillside is being done in 3 readings.

Mayor Reed reported the levy in Green Acres near the pump station has been undermined due to high water and has eaten a third of the way through the levy. Mr. Reed mentioned the repairs are going to have to be made and it can't be put off very long, Foill Inc. has given a bid for approximately \$7,200.00.

Mayor Reed stated he has received a lot of information concerning the mosquito spraying and quotes from Ohio Pest Control for \$16,000.00 and Pike County Health Dept. for \$7,500.00.

President Kempton placed the issue in the Public Service & Public Safety Committees for review.

Mike Corwin presented the quarterly report for the Waverly Planning Commission. Mr. Corwin stated the zoning code is being revised and currently 7 of the 15 chapters have been modified. Mr. Corwin encouraged people to attend the monthly meetings.

OLD BUSINESS: There was no old business.

NEW BUSINESS:

Resolution # 19-2008 (1st Reading) – To authorize the execution of a legal advertisement for bids for the “Hillside Avenue Storm Collection System Project”, in accordance with: “The Bid Documents”, “Exhibit A” to this resolution, and “The Contract Documents, Set I”, Exhibit B” to this

resolution. Councilman Fisher read Resolution # 19-2008 in its entirety for the 1st reading.

Ordinance # 20-2008 (Emergency) – To adopt the Amended Budget Appropriations for the year 2008. Councilwoman Thompson read Ordinance # 20-2008 in its entirety and made a motion, seconded by Councilman Fisher to approve it as an emergency. **Roll Call:** All Aye.

Resolution # 21-2008 (Emergency) – To renew the 1.5 mills tax outside the ten mill limitation for the purpose of general construction, resurfacing, and repair of streets, roads and bridges in the municipal corporation of the City of Waverly, Ohio pursuant to section 5705.19 (G) of the Ohio Revised Code. Councilman McDaniel read resolution # 21-2008 in its entirety and made a motion, seconded by Councilman Patterson to approve it as an emergency. **Roll Call:** All Aye.

Resolution # 22-2008 (Emergency) – To move appropriations between lines within the individual funds in the Budget Appropriations. Councilman Patterson read Resolution # 22-2008 in its entirety and made a motion, seconded by Councilman Demlow to approve it as an emergency. **Roll Call:** All Aye.

AUDITOR'S REPORT:

Auditor Harvey Whaley reported through March the receipts are up \$12,000.00 compared to last year. Mr. Whaley mentioned the finances look good considering the current economy.

Councilman Demlow asked if there is any way for the bill list to be included with the agendas. Mr. Whaley stated the bill list is completed on Tuesday prior to council to allow all bills due to be included. Mr. Demlow stated he is not going to approve paying the bills unless the list is received in advance. Mr. Whaley stated Mr. Demlow is welcome to stop in at the Auditor's office on Tuesday prior to council to pick up a copy of the list. Mr. Demlow stated he will not come to the office.

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

Councilman Patterson read the resignation letter from Council Clerk Melody Thompson to be effective May 1, 2008.

Councilman Patterson made a motion, seconded by Councilwoman Thompson to accept the resignation of Melody Thompson as Council Clerk effective May 1, 2008. **Roll Call:** All Aye.

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

May 6, 2008

PRESENT: President Greg Kempton, Councilwoman Joyce Thompson, Councilmen Dick Demlow, Forest Blakeman, Mike McDaniel, Tom Patterson, and Steve Fisher. Mayor Dale Reed and Auditor Harvey Whaley.

The meeting was opened at 7:00 pm with Auditor Harvey Whaley leading Council and guests in the pledge of allegiance to the flag.

JOINT SESSION WITH CEMETERY BOARD: Paul Price, Danny Stevens, David Dewitt and Sam Rhoads.

Sam Rhoads presented financial statements, giving a copy to President Greg Kempton. Requested that the clerk contact the Board of Elections to check the status on the Cemetery Levy. Nominations were made to replace Joyce Thompson and Danny Stevens whose terms have expired.

David Dewitt nominated Danny Stevens for Pee Pee, seconded by Paul Price.

Roll Call: All Aye.

Joyce Thompson nominated Tom Patterson for Waverly City Council, seconded by Dick Demlow. Tom Patterson declined the nomination. Joyce Thompson rescinded the nomination and nominated Greg Kempton for Waverly City Council, seconded by Councilman Demlow. **Roll Call:** All Aye.

Councilman Patterson made a motion, seconded by Councilman Fisher to adjourn the joint meeting with the Cemetery Board. **Roll Call:** All Aye.

MINUTES: Councilman Fisher made a motion, seconded by Councilman Patterson to approve the minutes of the April 15, 2008 regular meeting. **Roll**

Call: All Aye

Councilman Demlow made a motion, seconded by Councilman Patterson to add Resolution # 24-2008 to the agenda. **Roll Call:** All Aye.

Councilman Blakeman made a motion, seconded by Councilman Patterson to advertise for Council Clerk. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Personnel Committee: Councilman McDaniel had no report.

Public Service Committee: Councilman Patterson reported the committee met and decided he would talk to Sandy Colegrove at the Pike County Health Department about concerns with the Mosquito Spraying. The Health Department would spray 1 time a week for 2 hours a night from the end of May thru the second week of September. They would also larvicide's water areas, ditches, and storm sewers for \$7,500.00. They drive thru Waverly at 10 MPH fogging and the larvicide's is done with dry packets which cover 55 sq. feet. Ohio Pest control would spray three times and three larvicide's treatments, not to exceed 15,000.00. Rick Fraley from Ohio Pest Control was present and explained that he takes at least three hours to cover Waverly while fogging at a speed of 10 to 15 MPH. The larvicide's is done with briquettes spaced 5 to 6 ft. apart around the standing water areas. He starts the 1st week of April. After further discussion, council agreed to use Ohio Pest control for the Mosquito Control for 2008 and look further into the situation next season. Councilman McDaniel made a motion, seconded by Councilman Blakeman to contract the mosquito spraying for 2008 with Ohio Pest Control. **Roll Call:** All Aye. Demlow: Nay.

Zoning Committee: Councilman Fisher had no report.

Public Safety Committee: Councilman Demlow had no report.

Recreation Committee: Councilman Blakeman reported he had a letter from Woody Schaeffer requesting to hire Justin Risner as a full time employee in the Parks Department effective May 7, 2008, at the rate of \$9.92 Hr.

Councilman Blakeman made a motion, seconded by Councilman Demlow to hire Justin Risner full time effective May 7, 2008, at the rate of \$9.92 Hr. **Roll Call:** All Aye,

Councilman Demlow had pictures of dandelions in Bristol Park, and would like the City to find money for weed treatment next year.

Councilman Demlow wanted to know if Councilman Blakeman knew anything about the article in the News Watchman about a Canal Boat being put in the canal at Bristol. Councilman Blakeman knew nothing about the article. A representative of the News Watchman stated the information was obtained from Jay Earley and Sharon Manson.

Finance Committee: Councilwoman Thompson reported the General Fund balance is \$1,084,772.39; there are \$10,821.56 in bills which will leave a balance of \$1,073,951.03.

MAYOR'S REPORT: Mayor Reed reported Resolution # 24-2008 for grass and weed control was already added to the agenda. He wanted to remind council that Travis Holden was certified as Mayor's court Clerk and that he was an asset.

Mayor Reed wanted the drive connecting Bristol Village and the Swim Club to be placed in committee, as Bristol Village wants it maintained as a road and the Swim Club wants it closed. It was placed in the Public Service Committee. Mayor Reed stated he had received two estimates for the repair to the levy. Foill for \$7,400.00 and Greenlawn for \$6,700.00. He plans to talk to the contractors concerning the estimates and will make a decision within next week.

AUDIENCE PARTICIPATION: There was no Audience Participation.

OLD BUSINESS:

Resolution # 19-2008 (Title Only) – To authorize the execution of a legal advertisement for bids for the “Hillside Avenue Storm collection System Project”. In accordance with: “The Bid documents”. Exhibit A” to this resolution, and “The Contract Documents, set 1” Exhibit B” to this resolution. Councilman Patterson made a motion, seconded by Councilwoman Thompson to read Resolution # 19-2008 by Title Only. **Roll Call:** All Aye. Councilman Fisher read Resolution #19-2008 by Title Only. **Roll Call:** All Aye.

NEW BUSINESS:

Resolution # 23-2008 (Emergency) – To enter into contract for mosquito spraying for 2008. Councilman Patterson made a motion, seconded by Councilman Fisher. **Roll Call:** All Aye.

Ordinance # 24-2008 (Emergency) – To establish a minimum standard, and enforcement penalty, in association with, the height of grass and weeds located on private and public property located within the City of Waverly, and to repeal and or abolish City Ordinance 7-98 and city Ordinance 15-92. Councilman Demlow made a motion, seconded by Councilwoman Thompson.

Roll Call: All Aye.

Discussion:

Councilman McDaniel wanted to know if we are defining owner or owner occupant, and if the owner has to be notified if out of state. Mayor Reed stated that he thought the wording in the ordinance should be okay, or the Law Director would have stated it differently. He also stated that the Landlords are responsible.

AUDITOR’S REPORT:

Auditor Harvey Whaley reported that he was happy with the cash flow. There is \$788,000.00 designated for transfers to Police, Bridge & Street, and Fire, but the cash flow is looking good as far as the departments go. The General Fund Revenue is up \$85,000.00. The Water Department gave him estimates on three phases on the roof on the building from Reliable Roofing. Cutler and Pate are giving estimates on the same three phases. When they have been received, the estimates will be given to council to decide what they would like to do, if anything. Other than that, need a motion to pay the bills.

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

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

MAY 20, 2008

PRESENT: President Greg Kempton, Councilmen Dick Demlow, Forest Blakeman, Mike McDaniel, Tom Patterson. Mayor Dale Reed, Auditor Harvey Whaley. Councilwoman Joyce Thompson and Councilman Steve Fisher were excused.

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

MINUTES: Councilman Demlow made a motion, seconded by Councilman Patterson to approve the minutes of the May 6, 2008 regular meeting. **Roll Call:** All Aye

FINANCE REPORT: Councilman McDaniel made a motion, seconded by Councilman Patterson to approve the April 2008 Finance Report. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Councilman Demlow questioned why council has not been given copies of the 2006 Audit Report and Management Letter from the State Auditors.

It was explained to Councilman Demlow that the State Auditors have a post audit before the final audit is mailed and that all of council was invited to attend this post audit. A copy of the 2006 audit may be obtained from the Auditor's Office.

Personnel Committee: Councilman McDaniel had no report.

Public Service Committee: Councilman Patterson reported the committee met to discuss a property at 190 Columbia Drive and Stafford concerning water getting into the basement of the dwelling. Councilman Patterson had discussed the situation with Street Superintendent Dean Knight and Nathan Davis and they took photos of the area. The committee felt the homeowner was responsible for correcting the problem as the house was built in a low area and it was the opinion of the committee that no action be taken.

Zoning Committee: Councilman Fisher had no report.

Public Safety Committee: Councilman Demlow had no report.

Recreation Committee: Councilman Blakeman reported that he had been receiving calls about cats. He informed the callers that he would bring it up in council but he didn't know of anything the city could do about the cats as there are no laws against stray cats.

He also stated that he was receiving calls from people concerning the road near the pool, and would like to see if the city could fill in the pot holes with gravel.

Councilman Blakeman was wondering if the council meetings were to be on the air again soon. Councilman Patterson explained the camera was not working at the moment and that he didn't think it would cost much to repair it.

Councilman Blakeman asked about the bids on the levy at Green Acres.

Councilman Kempton stated that the Mayor had received two bids and that the levy had been repaired by the lowest bidder.

Councilman Blakeman asked why no action had been taken for advertising for a Clerk of council. Councilman Kempton stated he would check with the Mayor concerning advertising for a clerk.

Finance Committee: Councilwoman Thompson was excused. The committee had no report.

MAYOR'S REPORT: Mayor Reed was excused. Councilman Kempton presented Kathy Way with a Proclamation for Power of Purple Days on behalf of Mr. Reed. The American Cancer Society will have a relay for life celebration on June 6 and 7, 2008, to Celebrate, Remember, and Fight Back.

AUDIENCE PARTICIPATION:

*Scott Dailey with the Street Festival addressed council on the yearly Street Festival which will be held on the streets downtown on Saturday, July 2, 2008. He reported on the various booths and entertainment planned for this year's festival. He stated he would like to return to council next month with a better schedule of events.

*Zack Pfeifer, owner of Pfeifer's Car Wash located on Rt. 104 addressed council concerning a problem with the culvert which collapsed in front of the Car Wash due to the flooding. It seems the culvert is full of creek gravel which is washed there during the flooding from poor drainage. He repaired it several times in the past and has talked to Dean Knight, Nathan Davis, and Mayor Reed concerning this problem. Now there is an 8 foot hole that is 6 to 8 foot deep and he feels this is a safety issue. He would like to have financial help from Council to do the repairs. Council agreed to go look at the problem after the meeting.

*Rick Johnson addressed council with concerns at Bristol Park. He wanted to know why the golf cart was not being manned. Councilman Kempton explained

to him about the insurance issue that a city employee must operate the cart to be covered and that it was difficult getting volunteers. However he would look into the situation. Mr. Johnson was also concerned about the water running across Rt.23 when it rained, and that it was damaging the road. He would like to know what can be done to correct the situation. Councilman Kempton explained that the city was looking into new storm sewers in the area to help with the water problem. Mr. Johnson's final concern was on the Hillside Avenue Project. He wanted to know when the residents on Hillside were going to be involved, knowing what was going to happen, and how they would be able to have access to their properties. Councilman Kempton explained that Council just passed a resolution approving the advertising of the project and that it would be the responsibility of the contractor to help residents have access to their property.

OLD BUSINESS:

Resolution # 19-2008 (Title Only) – To authorize the execution of a legal advertisement for bids for the “Hillside Avenue Storm Collection System Project” In accordance with: “The Bid Documents”, Exhibit A” to this resolution, and “The Contract Documents, set 1” Exhibit B” to this resolution. Councilman Patterson made a motion, seconded by Councilman Blakeman to read Resolution # 19-2008 by Title Only. **Roll Call:** All Aye. Councilman Patterson read the Resolution by “Title Only” and made a motion, seconded by Councilman McDaniel to approve Resolution # 19-2008. **Roll Call:** All Aye.

NEW BUSINESS:

Resolution # 25-2008 (Emergency) – To amend Ordinance # 20-2008, the Amended Budget and Appropriations for the year 2008. Councilman McDaniel made a motion, seconded by Councilman Demlow to approve it as an emergency. **Roll Call:** All Aye.

Resolution # 26-2008 (Emergency) – To move appropriations between lines within the individual funds in the Budget Appropriations. Councilman Blakeman made a motion, seconded by Councilman Patterson to approve it as an emergency. **Roll Call:** All Aye.

AUDITOR'S REPORT:

Auditor Harvey Whaley was excused. No report on his behalf. Councilman McDaniel made a motion, seconded by Councilman Paterson to pay the bills. **Roll Call:** All Aye. Councilman Demlow: Abstain. Councilman Blakeman made a motion, seconded by Councilman Patterson to adjourn. **Roll Call:** All Aye.

JUNE 3, 2008

PRESENT: President Greg Kempton, Councilmen Dick Demlow, Forest Blakeman, Mike McDaniel, Steve Fisher, Councilwoman Joyce Thompson, Mayor Dale Reed and Auditor Harvey Whaley. Councilman Tom Patterson was excused.

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

MINUTES: Councilwoman Thompson made a motion, seconded by Councilman Demlow to approve the minutes of the May 20, 2008 regular meeting. **Roll Call:** All Aye

COMMUNICATIONS AND COMMITTEE REPORTS:

Personnel Committee: Councilman McDaniel had no report.

Public Service Committee: Councilman Patterson was excused. No report on his behalf.

Zoning Committee: Councilman Fisher reported that he met with Nathan Davis concerning the service organization signs to be erected. They discussed options for placing the signs and agreed that the grass area in front of the BP Station would be an appropriate area. Dwight Massie agreed to install the signs when ready.

Public Safety Committee: Councilman Demlow reported that he was happy to see that the debris from the Malt Shop fire had been removed from in front of the building.

Recreation Committee: Councilman Blakeman reported that he had received several calls and complaints about the pot holes in the alleys. He stated that he told the callers that he would report the situation but for them to call the Mayor's office as well. Councilman Blakeman feels the city should try to fill the pot holes. Mayor Reed stated that he would talk to Dean Knight and see if his department would try to take care of the pot holes in the alleys.

Councilman Blakeman wanted to remind everyone that the Public Meeting on the request to build apartments on Grandview will be held on June 19th at 7:00 p.m. in the council chambers, and that there was a petition signed from the residents in the area to discourage the approval of building the apartments.

Finance Committee: Councilwoman Thompson reported that the cash is \$1,069,870.54. The transfers to be made are \$50,000.00 to Fire and \$100,000.00 to Police. The bills for this council are \$6,932.00 leaving a cash balance of \$912,938.45.

MAYOR'S REPORT: Mayor Reed reported that he needed council's assistance. He explained that he discussed the situation with the golf cart with Woody Schaeffer and he suggested that maybe if the city donated the golf cart to the Youth League, they could operate it and transport people at the ball fields. It was also discussed that maybe we could sell the golf cart and to use the money toward an additional walkway. Also there is a problem with the skateboard, skates and bicycles at the ball fields. It was decided to check with the insurance about the liability if we donated the golf cart to the league and drawing up a contract on the use of the golf cart. Mayor Reed was given permission to take care of this matter as he saw fit.

Mayor Reed reported that the levy repairs have been done and that a lot of work had to be done to the lift station as well.

Mayor Reed supplied council with a couple of items that were to be discussed at a later date, but wanted council to have information to read. The items to be hiring an Engineer Service as a part time basis.

Mayor Reed also wanted to remind everyone that fire hydrant flushing would be done from June 9 thru June 20.

AUDIENCE PARTICIPATION:

*Brenda Wallace with the Yellow Table Committee addressed the council to discuss the possibility of having a Mural painted on the wall of the Vallery Building and possibly making the parking area where the Stiffler Building stood, into a small park. She explained what the committee was, what projects they have worked on and what projects they would like to work on in the future. She explained that the Mural Artist, Robert Dafford would give a presentation on the Mural he would like to do on the Vallery Building, at the Methodist Family Life Center on Friday, June 20, at 7:00 p.m. He would be showing slides on the mural and addressing the issue of raising money to cover the cost of the mural. Councilman Demlow and Councilman Blakeman both were in favor of the mural and the possibility of making the parking lot into a small park. Mayor Reed

stated that he would be supportive if everyone could help with suggestions on what to do about the parking downtown.

*Tom Shoemaker and Jerry Woodruff addressed the council concerning a vacant house located at 510 Carroll Street. They stated that no one has lived in the house for at least the past five years. The house is an eyesore and a probable health hazard. They contacted the health Department and received no feedback so they decided to contact the City council. It seems everything has been stripped out of the house including the walls and plumbing. Blackbirds have been nesting in the attic. They advised council that the house was owned by Mack Earnhardt. Mayor Reed stated that he would turn the information over to the Police chief and have him write Mr. Earnhardt concerning the situation.

OLD BUSINESS: There was no old business.

NEW BUSINESS:

Councilman Blakeman made a motion, seconded by Councilwoman Thompson to allow Mayor Reed to proceed with a resolution concerning the enforcement of forbidding skateboard, scooters, bikes, and other motorized vehicles at the parks except in designated areas such as the skateboard park. **Roll Call:** All Aye.

Resolution # 27-2008 (Emergency) – To authorize the Auditor to transfer \$100,000.00 from the General Fund to the Police Fund. Councilman Demlow made a motion, seconded by Councilman Fisher to approve it as an emergency.

Roll Call: all Aye.

Resolution # 28-2008 (Emergency) – To authorize the Auditor to transfer \$50,000.00 from the General Fund to the Fire Fund. Councilwoman Thompson made a motion, seconded by Councilman Blakeman to approve it as an emergency. **Roll Call:** All Aye.

Resolution # 29-2008 (Emergency) – To move appropriations between lines within the individual funds in the Budget Appropriations. Councilman Blakeman made a motion, seconded by Councilman Demlow to approve it as an emergency. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Blakeman to add Ordinance # 30-2008 to the Agenda. **Roll Call:** All Aye.

Ordinance # 30-2008 (Dispense 2nd & 3rd) – To amend Ordinance 9-2008 and approve the membership of the City of Waverly Municipal Planning Commission in Accordance with the Waverly City charter and city Ordinance # 39-2005. Councilman Fisher read ordinance # 30-2008 in its entirety and made a motion, seconded by Councilwoman Thompson. **Roll Call:** All Aye.

AUDITOR'S REPORT:

Auditor Harvey Whaley reported that he discussed with Dean Knight the need of money to cover the expense of the repairs at Pfeifer's Car Wash. Mr. Knight said that he might need from \$10,000.00 to \$15,000.00. Our office told him we could use the money in the necessary section of the Transfer Line.

Larry Chitwood and Woody Schaeffer were in our office today discussing restrooms at Bristol Park.

I received two estimates on the replacement of the roof on the Municipal Building. I discussed them with Nathan Davis and he was going to get a third estimate, so everything was turned over to him.

Other than that, need a motion to pay the bills.

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

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

JULY 1, 2008

PRESENT: President Greg Kempton, Councilmen Dick Demlow, Forest Blakeman, Mike McDaniel, Steve fisher, Tom Patterson, and Councilwoman Joyce Thompson. Mayor Dale Reed and Auditor Harvey Whaley.

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

MINUTES: Councilman McDaniel made a motion, seconded by Councilwoman Thompson to approve the minutes of the June 3, 2008 regular meeting. **Roll**

Call: All Aye

FINANCE REPORT: Councilwoman Thompson made a motion, seconded by Councilman Patterson to approve the May 2008 Finance Report. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Personnel Committee: Councilman McDaniel reported that applications have been received for Council Clerk. The committee will look at the applications and select those to be brought to council

Public Service Committee: Councilman Patterson had no report.

Zoning Committee: Councilman Fisher reported he talked to Nathan Davis again concerning the service organization signs to be erected. There is a problem getting hold of the property owner at Shell. They will continue trying and will bring the progress back to council.

Public Safety Committee: Councilman Demlow reported Chief Larry Roe requests to hire Allen Jones as a part-time dispatcher at the beginning wage of \$9.78 per hour. Chief Roe also would like to remove Todd Weaver and Mike Burnside as part-time officers.

Councilman Demlow made a motion, seconded by Councilman Fisher to hire Allen Jones as a part-time dispatcher at the beginning rate of \$9.78 per hour.

Roll Call: All Aye.

Councilman Demlow made a motion, seconded by Councilman Blakeman to remove Todd Weaver and Mike Burnside as part-time police officers. **Roll Call:** All Aye.

Councilman Demlow reported he went to a training session at the Fire Department of Breathing Apparatus and thermo Imaging. He felt it was very interesting and that the money was obtained by a grant and part by the City. He also felt it was money well spent.

Recreation Committee: Councilman Blakeman had no report.

Finance Committee: Councilwoman Thompson reported that the cash is \$901,248.57. The bills for this council are \$29,621.36 leaving a balance of \$871,627.21. The City Income Tax for the month of May was \$42,678.00, down \$4,600.00 from last month.

MAYOR'S REPORT: Mayor Reed had no report.

Councilman Demlow asked Mayor Reed about the status of the golf cart at Bristol Park. He stated that people were driving on the grass and causing wear along the corn field. Mayor Reed stated that Councilman Patterson suggested to sell the golf cart. We can't afford to hire staff to man the golf cart and that the games are almost over for this year. Hopefully it can be resolved by nest year.

AUDIENCE PARTICIPATION:

*Mike Migyanko of Pike Sanitation addressed council concerning the surcharge on the garbage bills. Mayor Reed stated that sometime ago Mike and his father came into the Mayor's Office and discussed the situation of expenses and the need to increase prices. They want to do a surcharge which is within their rights to do so, to offset fuel costs – not as a profit. The county commissioners said that they were within the proper guide lines. Councilman Kempton asked if the cost was going to be flexible. Mr. Migyanko stated that it will be flexible with fuel prices as needed, and that it was locked in for the next three months according to billing. Those customers in Waverly who have pickup two times a week will pay additional 42 cents a week. Those customers outside the city limits will pay an additional 83 cents per week. Councilman Demlow commented that the staff of Pike Sanitation does an excellent job or the money we pay. Councilman Blakeman agreed with councilman Demlow that Pike Sanitation does an excellent job. Mayor Reed stated that there are 300 customers in Waverly that do not pay for garbage service. He stated that these customers pile the garbage in their yards or are putting it in dumpsters around the city.

*Scott Dailey with the Waverly Street Festival addressed council with the updates of the street festival. He talked about a few of the events that will be at the street festival this year. There will be a Book Signing by an Author, hay riding event,

quilt show in the court House, bus tours from Bristol and the dedication of the canal. The entertainment will start at noon. The fire Department is on board with an Open House. Rock for Tots will be having a silent auction and a booth with soft drinks. Mr. Dailey would like for council members to attend from 5 to 6 and give recognition of the festival. Mayor Reed stated that ODOT needs to be contacted concerning the closing of the street as it is a State Highway. Mr. Dailey stated that it would be taken care of. Mr. Dailey also asked if the Parks Department could provide 6 picnic tables, if the Street Department could provide barricades and if the water Department could provide water for two vendors. Councilman Blakeman made a motion, seconded by Councilman Patterson for the Parks Department to provide 6 picnic tables for the festival. **Roll Call:** All Aye.

Councilman Patterson made a motion, seconded by Councilwoman Thompson for the Street Department to provide barricades for the festival. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by councilman Blakeman for the Water Department to provide water for two vendors. **Roll Call:** All Aye.

OLD BUSINESS: There was no old business.

NEW BUSINESS:

Resolution # 31-2008 (Emergency) – To move appropriations between lines within the individual funds in the budget Appropriations. Councilwoman Thompson read the resolution and made a motion, seconded by Councilman Patterson to approve it as an emergency. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman McDaniel to accept the council Clerk position description and to increase the salary to \$500.00 a month with additional pay of \$25.00 for extra meetings. **Roll Call:** All Aye. Councilman Blakeman: Abstain.

AUDITOR'S REPORT:

Auditor Harvey Whaley reported that everything is going smooth. We are working with the Evaluations of property and the Insurance Company. We are going to contact the Supervisors to see what needs to be covered. We are half way through the year and our fringe benefits are running low. We will be looking at them again within the next 2 weeks to see what needs to be done.

Councilwoman Thompson stated she wanted to Thank Harvey's Staff for the finance reports given to council. They are very well put together. Also she would like to thank Karen for the reports from the Tax Department.

Auditor Whaley continued that he needs a motion to pay the bills.

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

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

JULY 15,2008

PRESENT: President Greg Kempton, Councilwoman Joyce Thompson, Councilmen Dick Demlow, Forest Blakeman, Mike McDaniel, Steve Fisher, and Tom Patterson, Mayor Dale Reed, and Auditor Harvey Whaley.

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

MINUTES: Councilwoman Thompson made a motion, seconded by councilman Demlow to approve the minutes of the July 1, 2008 regular meeting. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Personnel Committee: Councilman McDaniel reported that no time has been decided for the committee to meet concerning the list of applicants for Council Clerk.

Public Service Committee: Councilman Patterson reported that there was a good turn out for the Street Festival. Councilman Patterson stated that he was interested in making the area next to the Stiffler Building into a park. Mayor Reed stated that we needed to contact the County commissioners as they asked that the area be made into a parking lot, as we are leasing the lot for \$1.00 per year.

Councilman Patterson made a motion, seconded by Councilman Fisher to contact the County commissioners asking to allow the City to change from a parking lot to a park. **Roll Call:** All Aye.

Councilman Patterson had concerns about the road at the swimming pool. He would like to know exactly who owns the property before anything was done with the road. Councilman Kempton asked Councilman Patterson to work with Nathan Davis and the Planning Commission to determine who owns the property before council makes a decision.

Zoning Committee: Councilman Fisher had no report.

Public Safety Committee: Councilman Demlow had no report.

Recreation Committee: Councilman Blakeman reported that in July he asked that the Council Meetings be televised. Councilman Blakeman made a motion, seconded by Councilman Demlow for Councilman Kempton to purchase a camera, not to exceed \$500.00 so council could be televised. **Roll Call:** All Aye.

Councilman Blakeman asked if the City would be able to obtain the prisoners from Chillicothe to clean the trees and brush on the levy at Green Acres. Mayor Reed stated that the City had been put on the waiting list to obtain the prisoners and that due to gas prices, they are doing less community work, but we are still on the waiting list at this time. Councilman Fisher suggested council to look into the possibility of obtaining tree removers to take out the trees for the wood.

Councilman Fisher stated he would contact Rick Mustard to see if he was interested. Councilman Blakeman reported that he was receiving calls from people complaining about no one being in the Mayor's Office. Mayor Reed explained that his secretary had the right to have a vacation and wanted to know if Councilman Blakeman would agree to go to the Mayor's Office to answer the phones in Robin's absence. Councilman Blakeman agreed.

Councilman Demlow asked about the resolution to ban skateboards from the parks. Mayor Reed stated that we are waiting for signage before the resolution could be put in force. A sign for No Bicycles on Skateboard Park is also needed as a child was recently hurt.

Finance Committee: Councilwoman Thompson reported that the cash is \$872,313.52. Transfers are \$50,000.00 to Bridge and Street and \$100,000.00 to Police and the bills for this council is \$10,138.70, leaving a balance of \$712,174.82. The Income Tax is down about \$12,000.00 from last year.

Councilwoman Thompson made a motion, seconded by Councilman Blakeman to add Ordinance #37-2008 to the agenda. **Roll Call:** All Aye.

MAYOR'S REPORT: Mayor Reed reported that Euggle Robertson wrote a letter thanking Council for working with her the past years. Mayor Reed asked Nathan Davis to explain the need on Engineering Services. Nathan Davis explained that all the proposal projects have money worked into the project prices, but that we need a professional engineer for day to day, month to month projects. The qualifications and tasks required for the City Engineer was provided to council. Councilman Demlow made a motion, seconded by Councilman Patterson to allow Nathan Davis submit (REP) request for Proposal to firms and individuals for Professional Engineering Service for the City. **Roll Call:** All Aye. Councilman Blakeman: Abstain.

Councilwoman Thompson was excused at 8:10 p.m.

AUDIENCE PARTICIPATION: There was no Audience Participation.

OLD BUSINESS: There was no old business.

NEW BUSINESS:

Ordinance # 32-2008 (Emergency) – To approve construction contract for Hillside Avenue Project. Councilman Patterson read Ordinance # 32-2008 in its entirety and made a motion, seconded by Councilman Fisher to approve it as an emergency. **Roll Call:** All Aye. Councilwoman Thompson: Absent.

Resolution # 33-2008 (Emergency) – To amend Ordinance # 73-2007 the Amended Budget Appropriations for the year 2008. Councilman McDaniel read Resolution # 33 2008 in its entirety and made a motion, seconded by Councilman Patterson to approve it as an emergency. **Roll Call:** All Aye. Councilwoman Thompson: Absent.

Resolution #34-2008 (Emergency) – To move appropriations between lines within the individual funds in the Budget Appropriations. Councilman Fisher read Resolution # 34-2008 in its entirety and made a motion, seconded by Councilman Demlow to approve it as an emergency. **Roll Call:** All Aye. Councilwoman Thompson: Absent.

Resolution # 35-2008 (Emergency) – To authorize the Auditor to transfer \$50,000.00 from the General fund to the Bridge & Street Fund. Councilman Blakeman read Resolution # 35-2008 in its entirety and made a motion, seconded by Councilman McDaniel to approve it as an emergency. **Roll Call:** All Aye. Councilwoman Thompson: Absent.

Resolution # 36-2008 (Emergency) – To authorize the Auditor to transfer \$100,000.00 from the General Fund to the Police Fund. Councilman Demlow read Resolution # 36-2008 in its entirety and made a motion, seconded by Councilman Fisher to approve it as an emergency. **Roll Call:** All Aye. Councilwoman Thompson: Absent.

Ordinance # 37-2008 (1st Reading) – To prohibit and abate nuisances in the City of Waverly, OH, pertaining to: dilapidated, decayed and/or filthy lots or structures; and to abolish City of Waverly, OH Ordinance: 6-7-54 and 19-86. Councilman Patterson read Ordinance # 37-2008 by Title Only, and made a motion, seconded by Councilman Fisher. **Roll Call:** All Aye. Councilwoman Thompson: Absent.

AUDITOR'S REPORT:

Auditor Harvey Whaley reported that he and Woody Schaeffer were still discussing the restrooms at Bristol Park.

He reported that he had received one bid on the roof at the water Department Office.

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

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

AUGUST 5, 2008

PRESENT: Councilwoman Thompson, Councilmen Dick Demlow, Forest Blakeman, Mike McDaniel, Steve Fisher, and Tom Patterson, Mayor Dale Reed and Auditor Harvey Whaley. Council President Greg Kempton was excused. Councilman Fisher made a motion, seconded by Councilman McDaniel to nominate Councilwoman Joyce Thompson as acting President. **Roll Call:** All Aye.

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

MINUTES: Councilman Fisher made a motion, seconded by Councilman Patterson to approve the minutes of the July 15, 2008 regular meeting. **Roll Call:** All Aye

COMMUNICATIONS AND COMMITTEE REPORTS:

Personnel Committee: Councilman McDaniel reported that the committee looked at the applications for Council Clerk and recommended Tammy Miller for the position.

Councilman McDaniel made a motion, seconded by Councilman Blakeman to hire Tammy Miller as Council Clerk. **Roll Call:** All Aye.

Public Service Committee: Councilman Patterson had no report. Councilman Patterson made a motion, seconded by Councilman Demlow to add Ordinance #42-2008 to the agenda. **Roll Call:** All Aye.

Councilman Patterson made a motion, seconded by Councilman McDaniel to add Ordinance #43-2008 to the agenda. **Roll Call:** All Aye.

Zoning Committee: Councilman Fisher reported that he called Rick Mustard concerning the clean up of trees on the levy, but has not received a call back as yet.

Councilman Fisher reported that he received a complaint from a resident that there are no street lights on Stafford. It was placed in the zoning committee for review.

Public Safety Committee: Councilman Demlow had no report.

Recreation Committee: Councilman Blakeman reported that he had discussed with the Mayor about the trees and bushes hanging over the roads and stop signs, and would like to know if he had anything to report. Mayor Reed stated that the overgrowth was the resident's responsibility and that the City could trim them but they are not required. He also stated that the Street Department has been very busy picking up brush.

Councilman Blakeman stated that he received a complaint that the drain on South Lock and Seventh Street is not working properly. He stated that he personally checked out the situation and there was water backed up in the yards at this location. Mayor Reed stated that he would have it checked out and taken care of.

Finance Committee: Councilwoman Thompson reported that the cash is \$837,134.22, and the bills this council was \$5,867.80 leaving a cash balance of \$831,266.42.

Councilman Demlow questioned why there was a check to be written to Woody Schaeffer for \$1771.00. It was explained that equipment was purchased and Woody was unable to have a check to pay for the equipment, so he purchased it on his personal credit card and the City reimbursed him.

MAYOR'S REPORT: Mayor Reed reported that he received a notice from Brenda Wallace, since Jerry's Pizza went out; she would like to lease her parking lot to the City again, and was willing to negotiate. Mayor Reed wanted Council to know that he was not interested in leasing the parking lot again, but that it was Council's decision.

Payment from EnerNoc. Inc. in the amount of \$368.32 as reimbursement for our use of our generator.

The old Dairy Bar was going to be demolished this Thursday.

Mayor Reed read a letter received from the Public Safety Director, Randy Armbruster about his concerns of getting the Police Policy and Procedure Manual passed by the Council. Bob Cross said that the City needs the Policy and Procedure Manual as well as the Police Policy and Procedure Manual, passed by the Council.

AUDIENCE PARTICIPATION: There was no Audience Participation.

OLD BUSINESS:

Resolution #37-2008 (2nd. Reading) – To prohibit the abate nuisances in the City of Waverly, OH, pertaining to: dilapidated, decayed and/or filthy lots or structures; and to abolish City of Waverly, OH Ordinance: 6-7-54 and 19-86.

Councilman McDaniel read Resolution #37-2008 by Title only, and made a motion, seconded by Councilman Patterson. **Roll Call:** All Aye.

NEW BUSINESS:

Resolution #38-2008(1st. Reading) – To authorize the Mayor and Auditor to submit an application to participate in the Ohio Public Works Commission State Capital Improvements and/or Local Transportation Improvement Program(s) and to execute contracts as required. Councilman Blakeman read Resolution #38-2008 by Title Only for the 1st. Reading.

Resolution #39-2008 (Emergency) – To move appropriations between lines within the individual funds in the Budget Appropriations. Councilman McDaniel read Resolution #39-2008 in its entirety and made a motion, seconded by Councilman Fisher to approve it as an emergency. **Roll Call:** All Aye.

Resolution #40-2008 (Emergency) – To move appropriations between lines within the individual funds in the Budget Appropriations. Councilman Demlow read Resolution #40-2008 in its entirety and made a motion, seconded by Councilman Blakeman to approve it as an emergency. **Roll Call:** All Aye. Councilman McDaniel: Abstain.

Resolution #41-2008 (Emergency) – To move appropriations between lines within the individual funds in the Budget Appropriations. Councilman Patterson read Resolution #41-2008 in its entirety and made a motion, seconded by Council Fisher to approve it as an emergency. **Roll Call:** All Aye. Councilman McDaniel: Abstain.

Ordinance #42-2008 (Emergency) – To Adopt a Tentative Tax Budget for 2008. Councilman Fisher read Ordinance #42-2008 in its entirety and made a motion, seconded by Councilman Patterson to approve it as an emergency. **Roll Call:** All Aye.

Ordinance #43-2008 (Emergency) – To amend Ordinance #61-2004. Councilman Blakeman read Ordinance #43-2008 in its entirety and made a motion, seconded by Councilman Patterson to approve it as an emergency. **Roll Call:** All Aye.

AUDITOR'S REPORT:

Auditor Harvey Whaley reported that most of the line moves concerned the 3% raise and the jump in the insurance. We are not able to adjust budgets and we needed the moves to cover the employee and fringe lines.

Two estimates were received on the Water Office roof. \$6,525.00 from Cutler and Pate was the lower bid.

Councilman Patterson made a motion, seconded by Councilman Fisher to accept the bid from Cutler and Pate for the Water Office roof. **Roll Call:** All Aye.

A bid was received from Charles Fyffe for \$2,275.00 to repair the brick entrance at the Mayor's Office.

Councilman Patterson made a motion, seconded by Councilman Demlow to accept the bid from Charles Fyffe to repair the brick entrance at the Mayor's Office. **Roll Call:** All Aye.

The brick entrance will not be repaired until after the replacement of the door by Perry Glass.

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

Councilman Patterson made a motion, seconded by Councilman Fisher to go into executive session. **Roll Call:** All Aye. Councilman Blakeman: Nah.

Councilman Blakeman made a motion, seconded by Councilman Patterson to go out of executive session at 8:40. **Roll Call:** All Aye.

Councilman Patterson made a motion, seconded by Councilman McDaniel to start the new clerk, Tammy Miller, on August 11, 2008 and for the Acting Clerk, Ellen Blakeman to attend the Council Meeting on August 19th to assist the new clerk. **Roll Call:** All Aye.

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

TUESDAY, AUGUST 19TH AT 7:00 PM

The Waverly City Council met in regular session on: Tuesday, August 19, 2008. The meeting was called to order by Council President, Greg Kempton. Roll call was taken with the following Elected Officials and Council members were in attendance: Mayor, Dale Reed, City Auditor, Harvey Whaley, Councilwoman, Joyce Thompson, Councilmen, Dick Demlow, Mike McDaniel, Tom Patterson, Forest Blakeman, and Council President, Greg Kempton. EXCUSED: Councilman, Steve Fisher.

The meeting was opened at 7:00 p.m. with Councilman Patterson leading Council and guest in the pledge of allegiance to the American Flag.

The minutes of the Tuesday, August 5, 2008 meeting were reviewed by the Mayor, Auditor and Council members.

Correction to the minutes: Perry Glass will do the replacement of the entrance door. The amended minutes were approved on a motion by Councilman, McDaniel seconded by Councilman Patterson. **Roll Call:** All Ayes.

The July Financial report was reviewed by the Mayor, Auditor and Council members. Councilman Patterson moved to accept and file as given, seconded by Councilwoman Thompson. **Roll Call:** All Ayes.

MAYOR'S REPORT: Mr. Reed welcomed new clerk of Council, Tammy Miller. Mayor Reed reported that the City received the E.P.A. audit report for the Waste Treatment Facility. No infractions. Mr. Voorhes was commended on a job well done. Mayor Reed read a letter from the Pike Metropolitan Housing Authority praising the work of The Waverly Police Department in helping keep criminals out of their apartments. The City received notification that A.E.P. has fixed its Electric Security Plan with Public Utilities Commission of Ohio which states that a hold in rate increase to approximately 15% annually for the next three years.

Mayor Reed reported the Hillside Avenue Storm Collection Project was going well. The Mayor thanked Mrs. Robin Williams and Mr. Nathan Davis for their hard work. Neal Scowden's Malt Shoppe has been removed. Mr. Davis is working on getting the house removed that burned on North Street. Mr. Patterson and Mr. Davis talked and agreed to get a price for a title search survey and Platt. They are also working on boundary lines marked for the cross through area on Fifth Street, near the pool.

The Mayor reported that he had spoke with John Reedy, with the Veterans Administration Park. Mr. Reddy is having a hard time getting donated labor together to move ahead with the park. The new Identification machine has been placed in the police station and Mr. Jared Roe has it set up. Mr. Roe has begun making identifications badges for city employees. Mayor Reed encouraged all of Council to require a badge for the times when you are out in the community.

COMMITTEE REPORTS:

Finance Committee Report: Councilwoman Thompson reported that the cash is \$1,032,533.22. The bills this council was: \$11,779.88 leaving cash balance of: \$1,020,753.34.

Personnel Committee Report: Councilman McDaniel had no report. Council President, Kempton recommended that, in the future, a letter should be sent out for employment of all city positions.

Public Service Committee Report: Council Patterson made a motion seconded by Councilman, McDaniel that the application for auxiliary police, Steven Ray Shell be accepted as an auxiliary police officer. **Roll Call:** All Ayes.

Mr. Patterson had question about signs. Mayor Reed is having a meeting with Dwight Massie on placement of community commerce signs to be placed at the entrance at the North and South of the city and will get back with Councilman Patterson on this project.

Public Safety Committee Report: Councilman Demlow had no report.

Zoning Committee Report: Councilman Fisher was excused. No report.

Recreation Committee Report: Councilman Blakeman reported Disc Golf at Bristol park project has begun. Mr. Blakeman also spoke to Mr. Schaeffer about the new restrooms at Bristol Park.

AUDIENCE PARTICIPATION: Mrs. Sharon Wessel was present to talk about continual sewer back up at her residence on Victory Drive. Mayor Reed will talk with Mr. Chitwood and will try to get this problem resolved.

OLD BUSINESS:

Ordinance #37-2008 (3rd Reading) - To prohibit and abate nuisance in the City of Waverly, Ohio pertaining to: dilapidated, decayed and/or filthy lots or structures: and to abolish City of Waverly, Ohio ordinances: 67-54 and 19-86. Mayor Reed read Resolution #37-2008 in its entirety and motion to amend by Councilman Patterson seconded by Councilwoman Thompson.

Corrections/changes made on Ordinance #37-2008 were under:

Section three #5- add the word "roofs" after the word fence.

Section three #7 - change the word "sale" to "sell".

Section three #8 - omit the word compost.

Councilman Demlow made motion to accept Ordinance #37-2008 seconded by Councilman Blakeman. **Roll Call:** All Ayes.

Resolution #38-2008 (2nd Reading) – To Authorize the Mayor and Auditor to submit an application to participate in the Ohio Public Works Commission State Capital Improvements and/ or Local Transportation Improvements Program(s) and to execute contracts as required. Councilman Blakeman read by title only for the second Reading.

NEW BUSINESS:

Resolution #44-2008 (Emergency) - To move appropriations between lines within the individual funds in the Budget Appropriations. Councilwoman Thompson read Resolution #44-2008 in its entirety and made a motion, seconded by Councilman Blakeman, that Resolution #44-2008 be approved as an emergency. **Roll Call:** All Ayes.

Resolution #45-2008 (Emergency)-To renew the 1.5 mills tax outside the ten mill limitation for the purpose of general construction, resurfacing, and repair of streets, roads and bridges in the municipal corporation of the City of Waverly, Ohio pursuant to section 5705.19 (G) of the Ohio Revised code; Councilman Patterson read Resolution #45-2008 in its entirety and made a motion, seconded by Councilwoman, Thompson that Resolution #45-2008 be approved as an emergency. **Roll Call:** All Ayes.

Resolution #46-2008 (Emergency)- To authorize the Mayor and Auditor to borrow \$99,640.62 from the First National Bank of Waverly, Ohio for the purchase price of a Schwarze A4000 Street Sweeper for use by the Street Department. Councilman Demlow read Resolution #46-2008 in its entirety and made a motion, seconded by Councilwoman Thompson that Resolution #46-2008 be approved as an emergency. **Roll Call:** Councilman McDaniel: Nay. All Ayes.

Resolution #47-2008 (Emergency) - To amend Ordinance #20-2008 the Amended Budget Appropriations for the year 2008. Councilwoman Thompson read Resolution #47-2008 in its entirety and made a motion, seconded by Councilman Patterson that Resolution #47-2008 be approved as an emergency. **Roll Call:** Councilman McDaniel: Nay. All Ayes.

AUDITORS REPORT: Mr. Whaley apologized to Council for not having Resolutions #s 45, 46, and 47 in Councils packages to review before tonight's meeting. Auditor Whaley reported that cash flow was good. Real Estate taxes are down. Motion to pay bills by Councilwoman Thompson, seconded by Patterson. **Roll Call:** All Ayes. Councilman Demlow: Abstain.

Council President Kempton read announcements:

*Next Council Meeting: Tuesday, September 2, 2008 at 7:00 p.m.

*Planning Commission Meeting on September 10, 2008 at 2:00 p.m.

*November Council Meetings: Thursday, November 6 (Tuesday is Election Day) and Tuesday, November 18, 2008.

Motion to adjourn by Councilman Blakeman, seconded by Councilman Patterson,

Roll Call: All Ayes.

Meeting adjourned at 8:00 p.m.

TUESDAY, SEPTEMBER 2, 2008 AT 7:00 PM

The Waverly City Council met in regular session on: Tuesday, September 2, 2008. The meeting was called to order by Council President, Greg Kempton. Roll call was taken with the following Elected Officials and Council members were in attendance: Mayor, Dale Reed, Councilwoman, Joyce Thompson, Councilmen, Dick Demlow, Mike McDaniel, Tom Patterson, Forest Blakeman, Steve Fisher and Council President, Greg Kempton. Excused: City Auditor, Harvey Whaley.

In Attendance: Mr. Robert O'Dell, WKKJ, Mr. Larry Roe, Mr. Nathan Davis and Mr. Tom Frank.

The meeting was opened at 7:00 p.m. with Councilman Patterson leading Council and guest in the pledge of allegiance to The American Flag.

The minutes of the Tuesday, August 19, 2008 meeting were reviewed by the Mayor and Council members. Correction to the minutes: Ordinance #37-2008, Section Three #5 add the word "roofs" after the word fences. The amended minutes were approved on a motion by Councilman, Demlow seconded by Councilman Patterson. **Roll Call:** All Ayes.

MAYOR'S REPORT: The Mayor reported that the council chambers were being cleaned up and upgraded with minimal costs. Mr. Reed will be using community services workers, as they are available, to help keep costs down.

Mayor Reed and Mr. Davis have talked to three engineering firms, E.L. Robinson, M.E. Consultants and David Beekman about annual contracts to serve as The City Engineer.

The Mayor asked to meet with Auditor, Harvey Whaley and the Finance Committee, Monday, September 15, 2008 at 7:00 p.m. to discuss the wage ordinance and budget for 2009. The Mayor reported that he had received some complaints from residence regarding trees, zoning and buildings. The Mayor reported that the complaints have been investigated and the residences are not in violation of zoning laws and they were not in need of building permits. The Mayor reported that the complaints received were civil matters.

The Mayor requested a motion to advertise for bids for resurfacing some of the city streets.

The Mayor reported that the Hillside Avenue project was proceeding well and on schedule.

Mayor Reed requested that council make a motion to retain Cross Management Consulting Services Inc. Councilman Fisher made a motion, seconded by Thompson to pay/hire for services rendered to date and for the next months pay with Cross Management Consulting Services Inc.

Roll Call: All Ayes.

COMMITTEE REPORTS:

Finance Committee Report: Councilwoman Thompson reported that the cash was: \$1,042,237.88. The bills were: \$13,975.38 leaving a cash balance of: \$1,028,262.50.

Councilwoman Thompson requested each Council Member receive an Index page of the Personnel Policy. Councilwoman Thompson, made a motion, seconded by McDaniel to advertise for bids for resurfacing some of the city streets. **Roll Call:** All Ayes.

Personnel Committee Report: Councilman McDaniel had no report. Mr. McDaniel reminded council that identification badges were ready to be picked up, at The Waverly Police Department, by City officials and City Employees.

Public Service Committee Report: Council Patterson asked that the speed bump on Walnut Street be reduced. Mayor Reed will look into resolving this problem.

Public Safety Committee Report: Councilman Demlow read a letter from Fire Chief, Randy Armbruster, requesting that Mike Crouch be a member of the Waverly Fire Department.

Councilman Demlow made a motion, seconded by Fisher to request Mr. Crouch as a member of The Waverly Fire Department. **Roll Call:** Councilman Kempton Aye. Councilman Patterson: Abstain. All Nays. Motion Failed.

Motion tabled until Mayor Reed has spoken with Mr. Armbruster.

Zoning Committee Report: Councilman Fisher had residence requesting street lights to be installed on Columbia Drive and Stafford Street. Mayor Reed will call AEP.

Recreation Committee Report: Councilman Blakeman requested that Resolution # 49-2008 be read as an emergency Resolution. Requested was denied by The Council. Council would like time to review Resolution # 49-2008. Councilman Blakeman read a letter from Mr. Schaeffer asking Mr. Davis to apply for The Nature Works Grant. Mr. Schaeffer would like to have installed a Mega Tower play set at the Walnut Street Park. Councilman Blakeman reported a complaint from a resident at High Street and First Avenue, which led to a lengthy discussion between Mr. Davis and Councilman Blakeman. Mayor Reed reminded Councilman Blakeman of the memo he had sent out on: 8-18-2008, which requested that Council and department personnel report such issues to the Mayor on Monday's, before the council meetings. The Mayor stated that many complaints, like this one, have already been investigated or are being looked into by the Mayor and/or Mr. Davis. Councilman Blakeman also requested new chairs for the Council.

AUDIENCE PARTICIPATION: No Audience Participation.

OLD BUSINESS:

Resolution #38-2008 (3rd Reading) – To Authorize the Mayor and Auditor to submit an application to participate in the Ohio Public Works Commission State Capital Improvements and/ or Local Transportation Improvements Program(s) and to execute contracts as required. Councilman Patterson read **Resolution #38-2008** in its entirety. Motion to except Resolution #38-2008 by, Councilman Blakeman seconded by, Councilwoman Thompson. **Roll Call:** All Ayes

NEW BUSINESS:

Resolution #48-2008 (Emergency) - To move appropriations, between lines within the individual funds in the Budget Appropriations. Councilman Patterson read Resolution #48-2008 in its entirety and made a motion, seconded by Councilman Fisher that Resolution #48-2008 be approved as an emergency. **Roll Call:** All Ayes

Resolution #49-2008 (1st Reading) - To authorize the execution of a legal advertisement for bids for the “Bristol Park Restrooms Project”, in accordance with: “The Bid/Contract Documents”, “Exhibit A” to this resolution. Councilman Blakeman read **Resolution #49-2008** in its entirety made a motion seconded by Thompson. **Roll Call:** All Ayes.

AUDITORS REPORT: Mr. Whaley was absent. Councilwoman Thompson reported that the Water Department roof was being repaired by Pate and Cutler.

Motion to pay bills by Councilwoman Thompson, seconded by McDaniel.

Roll Call: Councilman Demlow: Abstain. All Ayes.

Council President Kempton read announcements:

*Next Council Meeting: Tuesday, September 16, 2008 at 7:00 p.m.

*Planning Commission Meeting on September 10, 2008 at 2:00 p.m.

*Reminder of November Council Meetings: Thursday, November 6, 2008 (Tuesday, Election Day.) and Tuesday, November 18, 2008.

Councilman Kempton also read a letter to the Council from Brenda Wallace concerning the parking lot lease.

Motion to adjourn by Councilman Blakeman, seconded by Councilman Patterson.

Roll Call: All Ayes.

Meeting adjourned at 8:00 p.m.

TUESDAY, SEPTEMBER 16, 2008 AT 7:00 PM

The Waverly City Council met in regular session on Tuesday, September 16, 2008. Councilman Patterson made a motion, seconded by Councilman Demlow to nominate Councilwoman Thompson to serve as acting President of The Council. Roll call was taken with the following Elected Officials and Council members in attendance: Mayor, Dale Reed, City Auditor, Harvey Whaley, Councilwoman, Joyce Thompson, Councilmen, Dick Demlow, Mike McDaniel, Tom Patterson, Forest Blakeman and Steve Fisher. Excused: Council President, Greg Kempton.

In Attendance: Mr. Robert O'Dell, WKKJ, Mr. Larry Roe, Mr. Nathan Davis, Judy Dixon, Flo Pippert, Ellie Cummings and Brenda Wallace.

The meeting was opened at 7:00 p.m. with Councilman Patterson leading Council and guest in the pledge of allegiance to The American Flag.

The minutes of the Tuesday, September 2, 2008 regular meeting were reviewed by the Mayor, Auditor and Council members. Addition to the minutes: Councilman Blakeman requested additional words be added to the minutes. Under the Recreation Committee Reports and after the words First Avenue add: which led to a lengthy discussion between Mr. Davis and Councilman Blakeman. The amended minutes were approved on a motion by Councilman McDaniel, seconded by Councilman Patterson.

Roll Call: All Ayes.

MAYOR'S REPORT: Mayor Reed reported that the Hillside Avenue project was going extremely well. All underground work is completed and the curbs and gutters have been poured. The Mayor reported that the bring was completed on the Cormany property and the tie in from Hillside to the bore pit was next. The Mayor also reported that before Thursday, September 25, 2008 all departments must have a safety and discussion meeting in which all departments must view a DVD, on a drug- free workplace. Viewing this DVD will give the City a discount on worker's compensation. Mayor Reed reported that Nathan Davis and David Beekman have a remedy to fix the land slide at the Rusty Wright property. The cost will be approximately, \$18,000.00. Mayor Reed checked on the Street light problem through the Columbia Drive area. The Mayor will get an estimate of five street lights from AEP. Mayor Reed also inspected the speed bump on Walnut Street and the speed bump will be on Dean's schedule to look at next week. The Mayors Court Statement and Police Department Reports were submitted to the Mayor by Officer, Travis Holden and reviewed by the Mayor, Auditor and Council.

COMMITTEE REPORTS:

Finance Committee Report: Councilwoman Thompson reported that the cash is: \$1,022,442.29. The bills this council were: \$17,665.57 leaving a cash balance of: \$1,004,776.72.

Personnel Committee Report: Councilman McDaniel had no report. Councilman McDaniel made a motion, seconded by Councilman Fisher to add Resolution #54-2008 to the agenda. **Roll Call:** All Ayes.

Public Service Committee Report: Councilman Patterson made a motion, seconded by Councilman Fisher, which allows all City Employees to donate their sick time, up to six months, to other City Employees who are ill. **Roll Call:** All Ayes. Councilman Patterson made a motion, seconded by Councilman McDaniel to add Ordinance #45-2008 to the agenda. **Roll Call:** All Ayes.

Public Safety Committee Report: Councilman Demlow read a letter from the Chief of The Police Department, Larry Roe requesting Officer Charlie Goodwin become a part-time Police Officer for the City of Waverly. A motion was made by Councilman Demlow, seconded by Councilman Fisher, requesting Officer Charlie Goodwin be hired as a part- time Police Officer for The City of Waverly. **Roll Call:** All Ayes.

Zoning Committee Report: Councilman Fisher had no report.

Recreation Committee Report: Councilman Blakeman reported that the Frisbee Golf Course at The Bristol Village Park was almost completed. Councilman Blakeman made a motion, seconded by Councilman Fisher to allow the use of The Council Chambers to be used for the Tuesday, November 4, 2008 election. **Roll Call:** All Ayes.

AUDIENCE PARTICIPATION: Brenda Wallace, with the Yellow Table Committee, spoke about the possible garden-park on the Market Street parking lot and the possible Mural on the Mr. Kenny Howard building. The Mayor will speak with Mr. Howard. Councilman Blakeman and the park committee will contact Shelly's Nursery for the cost of this garden project. Councilman Blakeman added that the project may have to be considered in 2009 because there were no monies appropriated in the 2008 budget for this project.

Judy Dixon requested \$800.00 from the city to help toward the cost of two new additions to the 2008 Jingle Bell Parade: Turkey Bowling and A Christmas play group that will perform after the Jingle Bell Parade. Motion by Councilman Patterson, seconded by Councilman Blakeman to donate \$800.00 for the two additional costs of The Jingle Bell Parade, held November 22, 2008. **Roll Call:** All Ayes.

OLD BUSINESS:

Resolution #49-2008 (2nd Reading) - To authorize the execution of a legal advertisement for bids for the "Bristol Park Restrooms Project", in accordance with: "The Bid/Contract Documents", "Exhibit A" to this resolution. Councilman Patterson read Resolution #49-2008 by title only, and made a motion, seconded by Councilman McDaniel. **Roll Call:** All Ayes.

Resolution #45-2008(Emergency)- To Amend Resolution #45-2008(Emergency) Councilman Patterson read Resolution #45-2008 in its entirety and made a motion, seconded by Councilman Fisher to approve it as an emergency. **Roll Call:** All Ayes. **Omitted from the fourth paragraph the words: "with the current tax duplicate."** **Replaced with: "in 2009 first due in calendar year 2010."**

NEW BUSINESS:

Resolution #50-2008 (Emergency) – To amend the Wage Ordinance for the City of Waverly for the year 2008. Councilman Blakeman read Resolution #50-2008 in its entirety and made a motion, seconded by Councilman Demlow to approve it as an emergency. **Roll Call:** All Ayes.

Resolution #51-2008 (Emergency)- To approve the anticipated revenue received and effective tax rates on current tax levies as determined by the County Budget Commission. Councilman Patterson read Resolution #51-2008 in its entirety and made a motion, seconded by Councilman Fisher to approve it as an emergency. **Roll Call:** All Ayes.

Resolution #52-2008 (Emergency)- To accept the base bid 1, submitted on September 15, 2008 by Cox Paving inc., 11741 State Route 72, Leesburg, Ohio 45135 to The City of Waverly Ohio for the 2008 Street Resurfacing Contract; and to authorize the Mayor and Auditor to execute a contract with Cox Paving Inc.,11741 State Route 72, Leesburg, Ohio 45135, according to the contract forms submitted as "Exhibit A" "Exhibit B" and "Exhibit C" to this Ordinance. Councilman Demlow read Resolution #52-2008 in its entirety and made a motion, seconded by Councilman Blakeman to approve it as an emergency. **Roll Call:** All Ayes.

Resolution #53-2008 (Emergency) - To enter into contract with Cross Management Consulting Services, Inc. Councilman Fisher read Resolution #53-2008 in its entirety and made a motion, seconded by Councilman Patterson to approve it as an emergency. **Roll Call:** All Ayes.

Resolution #54-2008 (Emergency) - To accept the proposal submitted on September 15, 2008 by Greenlawn Landscape Cont., Waverly, Ohio to the City of Waverly, Ohio for the West North Street Slip Repair Project; and to authorize the Mayor and

Auditor to execute a contract with Greenlawn Landscape Cont., Waverly, Ohio according to the contract forms submitted as “Exhibit A” and Exhibit B” to this ordinance. Amend on contact form on Resolution #54-2008. Change Foill Inc. to Greenlawn Landscape Cont.. Councilman McDaniel read Resolution #54-2008 in its entirety and made a motion, seconded by Councilman Patterson to approve it as an emergency. **Roll Call:** All Ayes.

Opening of Sealed Bids for De-icing Salt for the 2008-2009 Winter Seasons.

International Salt Company, LLC- Dump Truck Delivery.
Minimum truckload-25 tons-----\$153.96 per ton.

The following Bid Letters were Opened/Submitted but “No Bid” amounts were given for the 2008-2009 Winter Seasons:

Morton Salt, North American Salt Company, Central Salt, L.L.C. and Cargill.

AUDITORS REPORT: Mr. Whaley reminded Council that the Post Audit report would be in October 2008. Motion to pay bills by Councilman Patterson, seconded by Councilman McDaniel. **Roll Call:** Councilman Demlow: Abstain. All Ayes.

The August Financial report was reviewed by the Mayor, Auditor and signed by Council Members.

Acting Council President Thompson read announcements:

- *Next Council Meeting: Tuesday, October 7, 2008 at 7:00 p.m.
 - *Planning Commission Meeting on, October 8, 2008 at 2:00 p.m.
 - *Reminder of November Council Meetings: Thursday, November 6, 2008 (Tuesday, Election Day.) and Tuesday, November 18, 2008.
- Council Clerk, Tammy Miller asked if Council Packets could go out to The Council on Fridays-All Ayes.

Motion to adjourn by Councilman Blakeman, seconded by Councilman McDaniel.

Roll Call: All Ayes.

Meeting adjourned at 8:30 p.m.

Council President Joyce Thompson Date

Council Clerk, Tammy Miller Date

Approved/Disapproved by Mayor

Mayor Dale Reed Date

MINUTES

Tuesday, October 7, 2008.

The Waverly City Council met in regular session on Tuesday, October 7, 2008. The meeting was called to order by Council President, Greg Kempton. Roll call was taken with the following Elected Officials and Council Members in attendance: Mayor, Dale Reed, City Auditor, Harvey Whaley, Councilwoman, Joyce Thompson, Councilmen, Dick Demlow, Mike McDaniel, Tom Patterson, Forest Blakeman, Steve Fisher and Council President, Greg Kempton.

In Attendance: Tom Frank, Lynn Downey, Larry Roe, Brad Sherman and Tiffany Atwood.

The meeting was opened at 7:00 p.m. with Councilman Fisher leading Council and guest in the pledge of allegiance to The American Flag.

The minutes of the Tuesday, September 16, 2008 meeting were reviewed by the Mayor, Auditor and Council Members and approved on a motion by Councilman Demlow seconded by Councilman Patterson. **Roll Call:** All Ayes.

The August Financial report was reviewed by the Mayor, Auditor and Council members. Councilwoman Thompson moved to accept and file as given, seconded by Councilman Patterson.

Roll Call: All Ayes.

MAYOR'S REPORT: The Mayor reported that the Greenlawn Landscape Company had completed the project on West North Street for \$18,260.00. Mayor Reed reported that Wendy's Restaurant submitted a proposal for a remodeling addition. The Waverly Water Department will be flushing the fire hydrants October 20, 2008 through October 31, 2008 9:00 a.m. to 3:00 p.m. The Mayor added that the water may be rusty, but it is safe to drink. Mayor Reed reported that the salt supply on hand was 150 tons. The city made an agreement with the county for 400 tons, accepting 100 tons this year and hopefully, 200 tons for next year. The State has asked the City for a Post Audit. A date will be set soon.

Policies and Procedures have been completed for the Police Department. Councilman Demlow circulated a photo of a restroom with "cut face block" and Council would like Nathan Davis to add a "cut face block" bid, along with the brick and concrete bids for the Bristol Park restroom project. The Mayor would like to reappoint, for a five year term, Mr. Kenneth Clark, who now serves on the Pike Metropolitan Housing Board in behalf of the City of Waverly. The Mayor will have a resolution for the next council meeting concerning the newly formed Records Commission Board. The Mayor would like to appoint Sally Neiger to the Committee. The Mayor reported that Woody is helping John Reedy to install flag poles in the Canal Park for the Veterans Memorial. The Hillside project should be completed next week. Mayor Reed reported that milling for Second Street will begin on October 13, 2008. Cox Paving will complete this project by October 15, 2008.

COMMITTEE REPORTS:

Finance Committee Report: Councilwoman Thompson reported that the cash is \$1,024,078.52. The bills this council were: \$38,621.99 leaving cash balance of: \$985,456.53.

Personnel Committee Report: Councilman McDaniel had no report.

Public Service Committee Report: Council Patterson had no report. Councilman Patterson made a motion, seconded by Councilman Fisher to pay up to \$500.00 for concrete and forms for the installation of flag poles for the Canal Veterans Memorial Park. **Roll Call:** All Ayes.

Public Safety Committee Report: Councilman Demlow had no report.

Zoning Committee Report: Councilman Fisher had no report but inquired about the lights on Columbia Drive. The Mayor apologized that he had not yet called AEP and he would call this week. Councilman Fisher made a motion seconded by Councilwoman Thompson to re-appoint Mr. Kenneth Clark, for a five year term, to the Pike Metropolitan Housing Board.

Roll Call: All Ayes.

Recreation Committee Report: Councilman Blakeman reported that the first Disc Golf Tournament held was this week at the Bristol City Park. There was discussion about the rise in cable service. Mr. Blakeman asked why Mr. Davis had not applied for the Nature Works Grant. The Mayor reminded Councilman Blakeman about a discussion several meetings ago in which Mr. Davis said he liked to take turns with other Pike County communities waiting for and wanting grant monies. Councilman Blakeman had other

questions about this grant. The Mayor requested that Mr. Blakeman address his further questions about grant monies to Mr. Davis when he returned from his vacation.

AUDIENCE PARTICIPATION:

The Yellow Table Committee wanted an update on the park and mural on the old Stiffler Building lot. Councilman Blakeman stated that he and Woody had called Shelly's Nursery and were waiting for a reply. Councilman Blakeman reported in a past meeting that he had contacted the Commissioners about making the area into a park and that the Commissioners had no objection. The Mayor stated that he had spoke with all three of The Pike County Commissioners and they said that they had not spoken to or with Councilman Blakeman concerning the park/lot.

Mr. Lynn Downey was present to ask the Council when the Council meetings would be televised. Mr. Kempton is working on this and hopes to have a camera purchased and have the Council meetings televised by November/December 2008. Mr. Downey also inquired about the possible park area on Market Street.

OLD BUSINESS:

Resolution #49-2008 (3rd Reading) –To authorize the execution of legal advertisement for bids for the “Bristol Park Restroom Project”, in accordance with: “The Bid/Contract Documents”, “Exhibit A” to this resolution. Councilman Blakeman read Resolution #49-2008 by title only. Councilman Patterson made a motion seconded by Councilwoman Thompson to read Resolution #49-2008 by title only.

Roll Call: All Ayes.

NEW BUSINESS:

Resolution #55-2008 (Emergency) –To amend Ordinance # 20-2008 the Amended Budget Appropriations for the year 2008. Councilman McDaniel read Resolution #55-2008 in its entirety and made a motion, seconded by Councilwoman Thompson that Resolution #55-2008 be approved as an emergency.

Roll Call: All Ayes.

Resolution #56-2008 (Emergency) –To move appropriations, between lines within the individual funds in the Budget Appropriations. Councilman Patterson read Resolution #56-2008 in its entirety and made a motion, seconded by Councilman Fisher that Resolution #56-2008 be approved as an emergency.

Roll Call: All Ayes

Resolution #57-2008 (Emergency) – To move appropriations, between lines within the individual funds in the Budget Appropriations. Councilman Fisher read Resolution #57-2008 in its entirety and made a motion, seconded by Councilman Demlow that Resolution #57-2008 be approved as an emergency.

Roll Call: All Ayes.

AUDITORS REPORT: Mr. Whaley discussed the wage ordinance increase. After Council discussion it was decided to wait for the next council meeting to increase. Councilwoman Thompson made a motion, seconded by Councilman McDaniel to bay the bills. **Roll Call:** All Ayes.

Council President Kempton read announcements:

*Next Council Meeting: Tuesday, October 21, 2008 at 7:00 p.m.

*Planning Commission Meeting on November 12, 2008 at 2:00 p.m.

*November Council Meetings: Thursday, November 6 (Tuesday is Election Day.) and Tuesday, November 18, 2008.

*Trick or Treat for Waverly. Friday, Oct. 31 2008 at 5:00-6:30 p.m. Parade at 7:00 p.m.

Motion to adjourn by Councilman Blakeman, seconded by Councilman Patterson. **Roll Call:** All Ayes.

OCTOBER 21, 2008

PRESENT: Councilman Demlow, Forest Blakeman, Mike McDaniel, Tom Patterson, Steve Fisher, Mayor Dale Reed and Auditor Harvey Whaley. President Greg Kempton and Councilwoman Joyce Thompson were excused. Councilman Fisher made a motion, seconded by Councilman McDaniel to nominate Councilman Patterson as acting President. **Roll Call:** All Ayes. The meeting was opened at 7:00 p.m. with Councilman Fisher leading Council and guests in the pledge of allegiance to the flag.

MINUTES: Councilman Fisher made a motion, seconded by Councilman McDaniel to approve the minutes of the October 7, 2008 regular meeting. **Roll Call:** All Ayes.

FINANCE REPORT: Councilman Fisher made a motion, seconded by Councilman McDaniel to approve the September 2008 Finance Report. **Roll Call:** All ayes.

COMMUNICATIONS AND COMMITTEE REPORTS:

Personnel Committee: Councilman McDaniel had no report.

Public Service Committee: Councilman Patterson had no report.

Zoning Committee: Councilman Fisher had no report.

Public Safety Committee: Councilman Demlow had no report.

Recreation Committee: Councilman Blakeman reported that he had talked to the Commissioners last Wednesday concerning the area next to the old Stiffler Building. The Commissioners did not care if the area was made into a park or a parking lot, but would like to have an ordinance, resolution, or a motion from council as to what they plan to do with the area. The Commissioners were willing to lease the property to the City for \$1.00 per year. Councilman Demlow had received an estimate from Shelly's for removing gravel, top soil, and seeding for \$11,000.00. Councilman Blakeman stated that he received an estimate from Woody Schaeffer, Parks Supervisor, which he obtained in the amount of \$29,340.00 for Light poles, benches, gazebo, surface coverage, etc. Councilman Fisher stated that he was in favor of a park, but did not feel, with the economy the way it was at this time, that the City should do anything at this time. Councilman Blakeman stated that he understood that and all he was doing was what he was asked to do, get estimates and contact the Commissioners. He also stated that whatever Council wanted to do was fine. The Yellow Table Committee was interested in what Council wanted to do, so they could try to get donations toward the cost of the project. Mayor Reed stated that the City does not own the property and he does not want to put money into it. We already have four parks and they all need a lot of work. He was not against making the lot a park but he agreed with Councilman Fisher and did not want to act on it right now. We need to talk to the Commissioners about a long term lease. Councilman Demlow stated that in July 15 minutes, Council already approved making the area a park.

Councilman Blakeman that recently there was vandalism at Walnut Street Park.

Finance Committee: Councilman Fisher, in the absence of Councilwoman Thompson, reported that the General Fund cash was \$1,097,933.85, transfers for \$60,050.00, the bills this council for \$15,990.90, leaving a cash balance of \$1,021,892.95.

MAYOR'S REPORT: Mayor Reed reported that he talked to Greg Nichols about our Health Insurance and he said that our policy runs from February to February and that they would not receive a final for about 30 days before it was due, but we could expect to have a 20% increase.

The Mayor also reported that Chris Brown resigned from the Water Department and that we need to advertise for Class I or Class II license.

Went down to the Street Department to let them know he had talked to several residents who wanted to thank the Street Department for the picking up of brush and the work done on the streets.

The Hillside project is complete and it looks nice. Wanted to let Council know that the residents of Hillside are having a celebration on Thursday Evening and Council is invited to celebrate the Hillside project.

Mayor Reed wanted Councilman Fisher to know that Woody checked with AEP concerning street lights on Columbia. AEP said it would be expensive, costing \$16.00 per light per month and we would be responsible for running the conduit, lines and pay for the poles. Some of the residents want street lights and some of them don't. We need to talk more with the residents to see what they want. Ameresco would like to have a request for a proposal. The Mayor would like to schedule a meeting with council and Ameresco to go over what is to be done,

such as water meters. Councilman McDaniel suggested the meeting be at a Council meeting do we can have a public forum. All agreed to be at a Council meeting.

Johnathan Mosley from PEP gave a list that needs to be fixed for insurance purposed. We need to spend some money at some areas, ball fields need protective coverings on fences, parks need work done or repaired. The biggest suggestion was to hire someone to do tree inspections on all the trees the City is responsible for. Councilman McDaniel asked if the Natural Resources could do the inspections. The Mayor asked Nathan to research on a tree inspector.

AUDIENCE PARTICIPATION: There was no Audience Participation.

OLD BUSINESS: There was no Old Business

NEW BUSINESS.

Ordinance #58-2008 (1st. Reading) – To adopt the Proposed Budget

Appropriations for the year 2009. Councilman McDaniel read Ordinance #58-2008 in its entirety for the 1st. Reading.

Ordinance #59-2008 (1st. Reading) – To adopt the Proposed Wage

Ordinance for the City of Waverly for the year 2009. Councilman Fisher read Ordinance #59-2008 in its entirety for the 1st. Reading.

Resolution #60-2008 (Emergency) – To authorize the Auditor to transfer \$60,050.00 from the General Fund to the Second Street Fund. Councilman Blakeman read Resolution #60-2008 in its entirety and made a motion, seconded by Councilman Demlow to approve it as an emergency. **Roll Call:** All Ayes,

Resolution #61-2008 (Emergency) – To move appropriations between lines within the individual funds in the Budget Appropriations. Councilman

Demlow read Resolution #61-2008 in its entirety and made a motion, seconded by Councilman McDaniel to approve it as an emergency. **Roll Call:** All Ayes.

CITY ENGINEER CONTRACT PROPOSAL – NATHAN DAVIS: Nathan Davis asked council to give authorization to put out proposal for City Engineer services. Mr. Gausman retired and now we need more professional advice, one who has certification for the state they are in. Mr. Davis gave handouts to the council showing 4 major firms and 1 individual, who he interviewed, interested in providing Engineering services for the City. Mr. Davis asked for permission to bring and ordinance for 3 readings back to council for a contract for the City Engineer services. Adam Riehl charges \$88.00 per hour while E. L. Robinson charges \$130.00 per hour. Mr. Davis suggests hiring Adam Riehl. Councilman Demlow made a motion, seconded by Councilman Fisher to authorize Nathan Davis to bring back an ordinance with three readings, for a contract with Adam Riehl for Engineer services. **Roll Call:** All Ayes.

AUDITOR'S REPORT:

Auditor Harvey Whaley reported that there was \$330,000.00 left to transfer to the Police, Fire, and Bridge and Street. There is only \$691,000.00 that is expendable.

Need a motion to pay the bills.

Councilman Demlow made a motion, seconded by Councilman Fisher to pay the bills. **Roll Call:** All Ayes.

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

REGULAR MEETING
WAVERLY CITY COUNCIL
THURSDAY, NOVEMBER 6, 2008 AT 7:00 P.M.
IN THE COUNCIL CHAMBERS
201 WEST NORTH STREET
WAVERLY, OHIO 45690
740-947-7262

MINUTES

The Waverly City Council met in regular session on **Thursday, November 6, 2008**. The meeting was called to order by Council President, Greg Kempton. Roll call was taken with the following Elected Officials and Council Members in attendance: City Auditor, Harvey Whaley, Councilwoman, Joyce Thompson, Councilmen, Dick Demlow, Mike McDaniel, Forest Blakeman, Steve Fisher and Council President, Greg Kempton. Excused: Mayor, Dale Reed and Tom Patterson.

In Attendance: Tom Frank, Adam Riehl, Tiffany Atwood, Nathan Davis and Robb O'Dell

The meeting was opened at 7:00 p.m. with Councilman Demlow leading Council and guest in the pledge of allegiance to The American Flag.

The minutes of the **Tuesday, October 21, 2008** meeting were reviewed by the Auditor and Council Members and approved on a motion by Councilwoman Thompson, seconded by Councilman Blakeman. **Roll Call:** All Ayes.

MAYOR'S REPORT: No Mayors report.

COMMITTEE REPORTS:

Finance Committee Report: Councilwoman Thompson reported that the General Fund cash was: \$1,008,801.86. Transfer to Bridge and Street Fund: \$50,000.00. Transfer to Police Fund: \$100,000.00. Transfer to Emergency Siren Fund: \$3,000.00. The bills this council were: \$76,186.65 leaving cash balance of: \$779,615.21. Councilwoman Thompson made a motion, seconded by Councilman Blakeman to renew the loan at The First National Bank, in Waverly. Amount: \$150,862.57.

Roll Call: All Ayes.

Personnel Committee Report: Councilman McDaniel had no report.

Public Service Committee Report: Councilman Patterson was excused, no report.

Public Safety Committee Report: Councilman Demlow made a motion, seconded by Councilman Blakeman that Jason Barnett become a probationary member of the Waverly Fire Department. **Roll Call:** All Ayes.

Councilman Demlow made a motion, seconded by Councilwoman Thompson that Mike Crouch become a probationary member of the Waverly Fire Department.

Roll Call: All Ayes.

Councilman Demlow complimented the work on the Canal Stones at the new Veteran's Park.

Zoning Committee Report: Councilman Fisher had no report.

Recreation Committee Report: Councilman Blakeman handed out copies of the July 15, 2008 minutes which stated that a motion was made to contact the County Commissioners asking to allow the City to change the a parking lot to a park. Councilman Blakeman stated that he had talked with the County Commissioners and that the City had no lease with the Commissioners concerning the Stiffler lot.

A motion was made by Councilman Demlow, seconded by Councilman Blakeman to have the City Law Director draw up a contract between the City and the Pike County Commissioners for a lifetime lease, for \$1.00 per year, on the Stiffler lot.

Roll Call: All Ayes.

Councilman Demlow also stated that this motion would not mean that City monies would be available, at this time, for a park but that this motion would allow the Yellow Table Committee to begin collecting donations towards the cost of the park project.

Councilman Blakeman reported the dedication of the Veteran's Park will be Tuesday, November, 11 2008

Councilman Blakeman will contact the Yellow Table Committee about the motion made by Council concerning the parking lot on Market Street.

AUDIENCE PARTICIPATION: No Audience Participation.

OLD BUSINESS:

Ordinance #58-2008 (2nd Reading) – To adopt the proposed Budget Appropriations for the year 2009. Councilwoman Thompson read Resolution #58-2008 by title only.

Ordinance #59-2008 (2nd Reading) - To adopt the Proposed wage Ordinance for the City of Waverly for the year 2009. Councilwoman Thompson reported that the Finance Committee had met and have put a hold on all raises until next year.

NEW BUSINESS:

Resolution #62-2008 (Emergency) – To move appropriations, between lines within the individual funds in the Budget Appropriations

Councilman McDaniel read **Resolution #62-2008** in its entirety and made a motion, seconded by Councilman Fisher that Resolution #62-2008 be approved as an emergency.

Roll Call: All Ayes.

Resolution #63-2008 (Emergency) –To authorize the Auditor to transfer \$50,000.00 from the General Fund to the Bridge and Street Fund.

Councilman Blakeman read **Resolution #63-2008** in its entirety and made a motion, seconded by Councilwoman Thompson that Resolution #63-2008 be approved as an emergency. **Roll Call: All Ayes**

Resolution #64-2008 (Emergency) – To authorize the Auditor to transfer \$100,000.00 from the General Fund to the Police Fund.

Councilman Demlow read **Resolution #64-2008** in its entirety and made a motion, seconded by Councilman Blakeman that Resolution #64-2008 be approved as an emergency. **Roll Call: All Ayes.**

Resolution #65-2008 (Emergency) – To authorize the Auditor to transfer \$3,000.00 from the General Fund to the Emergency Fund. Councilwoman Thompson read

Resolution #65-2008 in its entirety and made a motion, seconded by Councilman McDaniel that Resolution #65-2008 be approved as an emergency.

Roll Call: All Ayes.

Ordinance #66-2008 (1st Reading) - To Contract establishing Adam J. Riehl as the City Engineer for the Budgetary year 2009. Councilman Fisher read Ordinance #66-2008 in its entirety for the first reading.

AUDITORS REPORT: Mr. Whaley recommended that all departments watch their budgets until the end of the year.

Need a motion to pay bills.

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

Roll Call: All Ayes.

Council President Kempton read announcements:

*Next Council Meeting: Tuesday, November 18, 2008
at 7:00 p.m.

*Planning Commission Meeting on November 12, 2008
at 2:00 p.m.

*Jingle Bell Week-end: November 21, 22 And 23 2008.

At 7:45 p.m. Councilman Blakeman made a motion, seconded by Councilman Mc Daniel to go into executive session concerning zoning. Roll Call: All Ayes.

8:00 p.m. Out of executive session.

Motion to adjourn by Councilman Blakeman, seconded by Councilwoman Thompson,
Roll Call: All Ayes.

Meeting adjourned at 8:00 p.m.

President Council, Greg Kempton

Date

Clerk of Council, Tammy Miller

Date

MINUTES

Tuesday, November 18, 2008

The Waverly City Council met in regular session on **Tuesday, November 18, 2008**. The meeting was called to order by Council President, Greg Kempton. Roll call was taken with the following Elected Officials and Council Members in attendance: Mayor, Dale Reed, City Auditor, Harvey Whaley, Councilwoman, Joyce Thompson, Councilmen, Dick Demlow, Mike McDaniel, Forest Blakeman, Tom Patterson, Steve Fisher and Council President, Greg Kempton.

In Attendance: Tom Frank, Tiffany Atwood, Brad Sherman, Angela Combs, Bryan Lewis and Robb O'Dell.

The meeting was opened at 7:00 p.m. with Councilman Blakeman leading Council and guest in the pledge of allegiance to The American Flag.

Additions to the Thursday, November 6, 2008 minutes: Councilman Demlow would like to have added to the contract being drawn up by the Law Director for the Stiffler lot, to read: A life- time lease, for \$1.00 per year "for the purpose of developing a park on the property."

The amended minutes of the Thursday, November 6, 2008 meeting were approved on a motion by Councilman Demlow, seconded by Councilwoman Thompson.

Roll Call: All Ayes.

MAYOR'S REPORT: The Mayor reported that Travis Holden and Sally Nieger have been briefing the City Department Heads and staff on Records Commission guidelines for official disposal and keeping of city documents. Mayor Reed reported that there was one issue that was being addressed on the Hillside Avenue Project. A curb was vandalized and a homeowner was upset. Mr. Reed and Mr. Davis have spoken to the Foil Co. and Foil Inc. have agreed to fix the curb, when the weather warms up, at no cost to the city. Jonathan Mosely, from the Public Entity Risk Service of Ohio gave the city a list of improvements that the city needs to address in order to reduce the cities liabilities in case of insurance claims. The City Department Heads are working on these issues and some have been completed. There will be some training that is required in the future as well. The Mayor reported that this is Jingle Bell week-end and Sharon Manson requested the city close Market Street from Emmitt Avenue to Seconded Street from 9:00 a.m. until parade time which is at 5:00 p.m...

COMMITTEE REPORTS:

Finance Committee Report: Councilwoman Thompson reported that the General Fund cash was: \$973,761.14. The bills this council were: \$26,462.76 Advance to the Police Fund: \$70,000.00. Leaving a cash balance of: \$877,298.38.

Councilwoman Thompson made a motion, seconded by Councilman Fisher to add Resolution #68-2008 to the November 18, 2008 Agenda. **Roll Call: All Ayes.**

Councilwoman Thompson made a motion, seconded by Councilman Patterson to add Resolution #69-2008 to the November 18, 2008 Agenda. **Roll Call: All Ayes.**

Councilwoman Thompson made a motion, seconded by Councilman Patterson to accept the October financial report. **Roll Call: All Ayes.**

Personnel Committee Report: Councilman McDaniel had no report.

Public Service Committee Report: Council Patterson had no report.

Councilman Patterson made a motion, seconded by Councilman Fisher that a hearing take place for Angela Combs requesting a liquor license.

Roll Call: All Ayes.

Public Safety Committee Report: Councilman Demlow had no Public Safety report.

Councilman Demlow informed Council that a replicate of the Canal Boat would be on display on the City property located at Bristol Park. No Council member was aware of the Canal Boat display.

Zoning Committee Report: Councilman Fisher reported that a shed was erected without application for a zoning permit at 308 Elizabeth Lane, Waverly. A motion was made by Councilman Fisher, seconded by Councilwoman Thompson to send a letter to Mr. and Mrs. Bill Justice and Mr. John Boyer stating that the building/shed be moved if and when Mr. John Boyer decides to put a road/lane on this area. **Roll Call: All Ayes.**

Recreation Committee Report: Councilman Blakeman read bids for the Bristol Park Restrooms. Councilman Blakeman requested Council move ahead with the project. After much discussion Council decided to put the restroom project on hold. Because of the economy Mayor Reed requested a meeting with Harvey, Woody and Mr. Blakeman to discuss the project. Councilman Blakeman asked Mayor Reed if he would work with the City Law Director on the contract with the County Commissioners on the Stiffler lot.

Councilman Blakeman made a motion, seconded by Councilman Patterson to close Market Street on Saturday, November 22nd from Emmitt Avenue to Seconded Street from 9:00 a.m. until Jingle Bell parade time which is at 5:00 p.m. **Roll Call: All Ayes.**

Special Speaker: Paul LePrise, with Ameresco gave a presentation on energy saving solutions for the City of Waverly. In the last nine months, Ameresco has been working, free of charge, with several City Officials in areas to save money and become more energy sufficient. A workshop will be set up for further questions regarding Ameresco Energy Saving Plan.

AUDIENCE PARTICIPATION: Angela Combs was present to ask that Council not ask for a hearing on a new liquor license. The Mayor explained that a hearing is always requested in the City of Waverly for a liquor license.

OLD BUSINESS:

Ordinance #58-2008 (3rd Reading) – To adopt the proposed Budget

Appropriations for the year 2009. Councilman McDaniel made a motion, seconded by Councilman Patterson to read Resolution #58-2008 by title only. **Roll Call: All Ayes.**

Ordinance #59-2008 (3rd Reading) - To adopt the Proposed wage Ordinance for the City of Waverly for the year 2009. Because of insurance Council has decided to wait until February 2009 to discuss the increase of City employee wages.

Roll Call: Councilman Blakeman Abstain. All Ayes.

Councilman Patterson made a motion, seconded by Councilman Fisher to read Ordinance #59-2008 by title only. **Roll Call: All Ayes.**

Ordinance #66-2008 (2nd Reading) - To Contract establishing Adam J. Riehl as the City Engineer for the Budgetary year 2009. Councilman Fisher made a motion, seconded by Councilman Patterson to read Ordinance #66-2008 by title only.

Roll Call: All Ayes.

NEW BUSINESS:

Resolution #67-2008 (Emergency) – To move appropriations, between lines within the individual funds in the Budget Appropriations

Councilwoman Thompson read **Resolution #67-2008** in its entirety and made a motion, seconded by Councilman Fisher that Resolution #67-2008 be approved as an emergency.

Roll Call: All Ayes.

Resolution #68-2008 (Emergency) –To authorize the Auditor to Advance \$70,000.00 from the General Fund to the Police Fund.

Councilman Demlow read **Resolution #68-2008** in its entirety and made a motion, seconded by Councilman Fisher that Resolution #68-2008 be approved as an emergency.

Roll Call: All Ayes

Resolution #69-2008 (Emergency) – To amend Ordinance #20-2008 the Amended Budget Appropriations for the year 2008. Councilman Blakeman read **Resolution #69-2008** in its entirety and made a motion, seconded by Councilman Patterson that Resolution #69-2008 be approved as an emergency.

Roll Call: All Ayes.

AUDITORS REPORT: Mr. Whaley recommended that all departments continue watch their budgets until the end of the year.

Need a motion to pay bills.

Councilwoman Thompson made a motion, seconded by Councilman Patterson to pay bills. **Roll Call: All Ayes.**

Council President Kempton read announcements:

*Next Council Meeting: Tuesday, December 2, 2008 at 7:00 p.m.

*Planning Commission Meeting on December 10, 2008 at 2:00 p.m.

Motion to adjourn by Councilman Blakeman, seconded by Councilman Patterson,

Roll Call: All Ayes.

TUESDAY, DECEMBER 2, 2008 AT 7:00 P.M.

The Waverly City Council met in regular session on **Tuesday, December 2, 2008**. The meeting was called to order by Council President, Greg Kempton. Roll call was taken with the following Elected Officials and Council Members in attendance: Mayor, Dale Reed, City Auditor, Harvey Whaley, Councilmen, Mike McDaniel, Forest Blakeman, Steve Fisher and Council President, Greg Kempton.

Excused: Councilwoman, Joyce Thompson, Councilmen, Dick Demlow and Tom Patterson.

In Attendance: Tom Frank, Tiffany Atwood, Brad Sherman, Angela Combs, Robb O'Dell, Don Slone, Brad Sherman, Larry Roe and Larry Chitwood.

The meeting was opened at 7:00 p.m. with Councilman Steve Fisher leading Council and guest in the pledge of allegiance to The American Flag.

The minutes of the **Tuesday, December 2, 2008** meeting were approved on a motion by Councilman Steve Fisher, seconded by Councilman Mike McDaniel.

Roll Call: All Ayes.

MAYOR'S REPORT: The Mayor reported that the Cities agreement with Waverly City Schools for snow removal has not been signed. The Mayor has a meeting with the Superintendent, Cheryl Francis on Monday December 8th. Mayor Reed hopes to have an agreement for Council to sign at the next Council Meeting. Mayor Reed has talked with the Law Director and she is working on the agreement with the County Commissioners on the down town lot. The Mayor asked that all of the Council members stop by his office and view the policies and procedures manual. This manual needs to be approved at the January council meeting.

COMMITTEE REPORTS:

Personnel Committee Report: Councilman McDaniel had no report.

Public Service Committee Report: Councilman Patterson had no report.

Zoning Committee Report: Councilman Fisher had no report.

Public Safety Committee Report: Councilman Demlow had no report.

Recreation Committee Report: Councilman Blakeman congratulated the Jingle Bell Parade Committee on an excellent parade this year.

Finance Committee Report: In Councilwoman Thompson absence Councilman Fisher gave this report: General Fund cash was: \$876,386.06. The bills this council were: \$20,910.54. Leaving a cash balance of: \$855,475.52.

Special Speaker: Paul LePrise, with Ameresco asked if The City Council would like to precede with Amerescos services. An open public meeting was set for Monday, December 8th at 7:30 p.m. to discuss moving forward with request for proposal.

AUDIENCE PARTICIPATION: Don Slone would like to know how to acquire additional land at the end of David Road for his car wash business. Councilman Fisher and Nathan Davis will look into this.

Angela Combs was present to ask that Council rescind their previous motion for a hearing on a new liquor license for her business. The request failed in lack of a motion. A hearing has already been requested by the City Council.

OLD BUSINESS:

Ordinance #66-2008 (3rd Reading) - To Contract establishing Adam J. Riehl as the City Engineer for the Budgetary year 2009. Councilman Fisher made a motion, seconded by Councilman Patterson to read Ordinance #66-2008 by title only.

Roll Call: All Ayes. Councilman McDaniel made a motion, seconded by Councilman Fisher to approve Ordinance #66-2008. **Roll Call: All Ayes.**

NEW BUSINESS:

No New Business.

AUDITORS REPORT: Mr. Whaley reported that the State Auditor recommended that the City will need to hire a private Auditor. There was Discussion about having State Audit done for the City of Waverly, every other year instead of every year; this would save the City of Waverly a lot of money. Need a motion to pay bills.

Councilman McDaniel made a motion, seconded by Councilman Fisher to pay bills.

Roll Call: All Ayes.

Council President Kempton read announcements:

*Special Council Meeting Monday, December 8, 2008 at 7:00 p.m.

*Next Council Meeting: Tuesday, December 16, 2008 at 7:00 p.m.

*Planning Commission Meeting on December 10, 2008 at 2:00 p.m.

* Municipal Building Closed on Thursday, December 25th 2008.

Motion to adjourn by Councilman Blakeman, seconded by Councilman Fisher.

Roll Call: All Ayes.

Meeting adjourned at 8:10 p.m.

President Council, Greg Kempton

Date

Clerk of Council, Tammy Miller

Date

**WAVERLY CITY COUNCIL
SPECIAL MEETING**

DECEMBER 8, 2008

PRESENT: President Greg Kempton, Councilwoman Joyce Thompson, Councilman Forest Blakeman, Mike McDaniel, Tom Patterson, Steve Fisher. Councilman Dick Demlow, Mayor Dale Reed and Auditor Harvey Whaley were excused.

The meeting was opened at 7:00 p.m.

NEW BUSINESS.

Resolution #70-2008 (Emergency) – To move appropriations between lines within the individual funds in the Budget Appropriations. Councilman McDaniel read Resolution #70-2008 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Ayes.

Resolution #71-2008 (Emergency) – To amend Ordinance #20-2008 the Amended Budget Appropriations for the year 2008. Councilwoman Thompson read Resolution #71-2008 in its entirety and made a motion, seconded by Councilman Blakeman to approve it as an emergency. **Roll Call:** All Ayes.

Resolution #72-2008 (Emergency) – To amend Ordinance #20-2008 the Amended Budget Appropriations for the year 2008. Councilman Blakeman read Resolution #72-2008 in its entirety and made a motion, seconded by Councilman McDaniel to approve it as an emergency. **Roll Call:** All Ayes. Councilman Patterson made a motion, seconded by Councilman McDaniel to approve the Auditor to Pay Damon Campbell \$12,000.00 for the care and maintenance of K9 “Mike” from 3/23/06 to 6/13/08 and to transfer ownership of K9 “Mike” to Damon Campbell once an agreement is signed. **Roll Call:** All Ayes.

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

MINUTES

Tuesday, December 16, 2008

The Waverly City Council met in regular session on **Tuesday, December 16, 2008**. The meeting was called to order by Council President, Greg Kempton. Roll call was taken with the following Elected Officials and Council Members in attendance: Mayor, Dale Reed, City Auditor, Harvey Whaley, Councilwoman, Joyce Thompson, Councilmen, Mike McDaniel, Forest Blakeman, Steve Fisher, Dick Demlow, Tom Patterson. and Council President, Greg Kempton.

In Attendance: Tiffany Atwood, Chillicothe Gazette.

The meeting was opened at 7:00 p.m. with Councilman Forest Blakeman leading Council and guest in the pledge of allegiance to The American Flag.

The minutes of the **Tuesday, December 2, 2008** meeting were approved on a motion by Councilman Mike McDaniel, seconded by Councilman Tom Patterson.

Roll Call: All Ayes.

The special minutes of the Monday, **December 8, 2008** meeting were approved on a motion by Councilwoman Joyce Thompson, seconded by Councilman Steve Fisher.

Roll Call: All Ayes.

MAYOR'S REPORT: The Mayor reported that he had received notice from the Ohio Department of Commerce and The Liquor Control Division, stating that all liquor permits for the City of Waverly are due to expire on February 1, 2009. The Mayor also read reasons for denying a liquor license to a business. The Mayor met with Waverly School's Administration about snow removal and treatments for winter. An agreement was made to keep the same contract as last year. Mayor Reed wished all the residents, City Employees, Council Clerk and Council Members, a very Merry and Blessed Christmas and New Year. Mayor Reed announced The City Christmas Dinner to be Monday, December 22 at 11:30 a.m. in the Police Conference Room, all are welcome to attend.

COMMITTEE REPORTS:

Personnel Committee Report: Councilman Mike McDaniel had no report. Discussion on departments cutting back ten percent so that Council could give employees future bonuses and/or raises.

Public Service Committee Report: Councilman Tom Patterson read letter from Jim McCourt asking Council to hire Aaron Buckler. Mr. Buckler has his Class 1 operator's license and will have his class 2 license in 2009.

Councilman Tom Patterson made a motion, seconded by Councilman McDaniel to hire Aaron Buckler **Roll Call: All Ayes.**

Councilman Patterson made a motion, seconded by Councilman Fisher to allow the City Employees to have Friday, December 26, 2008 off with pay, a gift for Christmas. The Police Department would receive \$100.00 bonus instead of having the day off.

Roll Call: Nays, Councilwoman Thompson, Councilmen Demlow, McDaniel and Kempton. **Ayes,** Councilmen Patterson and Fisher. **Abstain:** Blakeman. Motion failed.

Zoning Committee Report: Councilman Fisher reported that he and Mr. Davis had met and talked about the Don Slone property on David Road. He and Nathan will try to have information about this land at the next council meeting.

Councilman Fisher made a motion, seconded by Councilman Tom Patterson to permit Chief Larry Roe to examine all business, in Waverly, with liquor licenses, making sure that the business have not/ are not in violation. **Roll Call: All Ayes.**

Public Safety Committee Report: Councilman Demlow had no report. Councilman Demlow complimented the Street Department on the quick removal of snow this week. Councilman Demlow asked about the \$60,000.00 in the park fund. Mayor Reed stated this \$60,000.00 could only be spent for recreation and/or parks.

Councilman Demlow made a motion, seconded by Councilwoman Thompson to approve the November, 2008 Financial Report. **Roll Call: All Ayes.**

Recreation Committee Report: Councilman Blakeman wanted to know the status on the downtown parking lot. The Mayor said the law director was still working on this. Councilman Blakeman wished all the residents of Waverly, a Merry Christmas and Happy NewYear.

Finance Committee Report: Councilwoman Thompson reported that the General Fund cash was: \$842,580.27. The bills this council were: \$3,618.53. Leaving a cash balance of: \$633,961.74.

Councilwoman Thompson made a motion, seconded by Councilman Blakeman to add Reasoltion #77-2008 to the December 16, 2008 agenda. **Roll Call: All Ayes.**

Councilwoman Thompson also wished all the residents of Waverly, a Merry Christmas and Happy New Year.

OLD BUSINESS: No Old Business.

NEW BUSINESS:

Resolution #73-2008 (Emergency) - To move appropriations, between lines within the individual funds in the Budget Appropriations. Councilman McDaniel read Resolution #73-2008 in its entirety and made a motion, seconded by Councilman Patterson to approve it as an emergency. **Roll Call: All Ayes.**

Resolution #74-2008 (Emergency) - To move appropriations, between lines within the individual funds in the Budget Appropriations. Councilman Patterson read Resolution #74-2008 in its entirety and made a motion, seconded by Councilman McDaniel to approve it as an emergency. **Roll Call: All Ayes.**

Resolution #75-2008 (Emergency) - To authorize the Auditor to transfer \$275,000.000 from the General Fund to Various Funds. Councilman Fisher read Resolution #75-2008 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call: All Ayes.**

Resolution #76-2008 (Emergency) - To authorize the Auditor to advance \$70,000.00 from the Police Fund to the General Fund. Councilman Demlow read Resolution #76-2008 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call: All Ayes.**

Resolution #77-2008 (Emergency) - To grant authority to the Mayor and/or the Auditor to enter into a contract with Damon Campbell \$12,000.00 for reimbursement for any and all care and Maintenance of the Cities former Canine Unit, Mike. Councilman Blakeman read Resolution #77-2008 in its entirety and made a motion, seconded by Councilman Patterson to approve it as an emergency.

Roll Call: All Ayes.

AUDITORS REPORT: Mr. Whaley reported that he had talked to State Auditor about the private Auditor.

Councilwoman Thompson made a motion, seconded by Councilman Patterson to pay bills. **Roll Call: All Ayes.**

8:30 p.m. Executive Session--Possible Law Suit. Roll Call: Nay, Blakeman, All Ayes.

8:45 p.m. Out of Executive Session.

Councilman Fisher Made motion seconded by Councilwoman Thompson to come out of executive session. **Roll Call: All Ayes**

Councilman McDaniel made a motion, seconded by Councilman Fisher to hire an attorney to represent The City of Waverly in a possible liquor Law suit. Not to exceed \$2,000.00.

Roll Call: All Ayes.

Council President Kempton read announcements:

*Next Council Meeting: Tuesday, January 6, 2008 at 7:00 p.m.

*Planning Commission Meeting:

* Municipal Building Closed on Thursday, December 25th 2008.

And New Years Day.

Motion to adjourn by Councilman Blakeman, seconded by Councilwoman Thompson.

Roll Call: All Ayes.

Meeting adjourned at 8:50 p.m.