

City Council Minutes 2003

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For 2nd Meeting of December 2003 minutes,
please contact council clerk

JANUARY 7, 2003

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

The meeting was opened at 7:00 with Police Chief Larry Roe leading Council and guests in the pledge of allegiance to the flag.

MINUTES: Councilman Jones made a motion, seconded by Councilman Blakeman to approve the minutes of the December 17, 2002 regular meeting.

Roll Call: All Aye.

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

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey stated according to the cash carry over we are down from \$40,000.00 from last year which is good considering the past year.

Councilman Downey made a motion, seconded by Councilwoman Thompson to add Ordinance 1-2003 to the agenda. **Roll Call:** All Aye.

Personnel Committee: Councilman Kemper was excused.

Street Committee: Councilman Kempton stated he had spoke with Dean Knight from the street dept. regarding the water problem at Morningside and 335. Dean had mentioned the dry well had been cleaned out but they would look at the problem and see if there is anything that can be done. Mr. Kempton also had received some complaints from residence in Green Acres regarding curb heights and access in and out of driveways. Dean Knight had mentioned talking with the Mayor and Bob Gausman about doing some work to fix some of the problems. Mayor Kelly stated there is talk about bringing in fill dirt to fill behind where the curbs are high.

Councilman Blakeman asked what the disposition is with the contractor. Mayor Kelly stated the contractor was having financial problems, but he is working with us and we are sub contracting out the concrete work and things are starting to come along.

Councilman Blakeman asked why some of the residence have driveways and other do not.

A resident from Green Acres that was present in the audience ask about the problem with the curb height. She stated the curbs are in the way of driveways and you can not use them or your garage if you have one and they are having to park in the old Human Services Parking lot. She mentioned she tore her car up trying to go over the curb to get in her driveway. President Reed asked if Bob Gausman would go down and take a look at the area. Bob stated he thought they could put some gravel in and hopefully take care of the problem.

Councilman Blakeman asked when the paving was going to be completed. Mr. Gausman stated the asphalt company was shut down until April, so there is nothing available until that time.

President Reed mentioned the mud needed to be cleaned off of the street after the concrete work is done. Mr. Gausman mentioned they could possibly run the street sweeper.

Councilman Blakeman mentioned that several intersections in town are flooding that never flooded before. Mr. Gausman stated when the leaf machine broke down during leaf season it caused a problem.

Zoning Committee: Councilman Jones mentioned there was a question during the last meeting regarding a sign for the strip mall. After speaking with Nathan Davis, Mr. Jones thinks the zoning needs to be looked at and what the future of Waverly is going to look like. Mr. Jones thinks there should be a meeting with the planning commission and it would be a good idea for Council and Nathan Davis to be a part.

Recreation Committee: Councilman Blakeman had no report.

Public Service Committee: Councilwoman Thompson had no report.

MAYOR'S REPORT: Mayor Kelly stated Depot Street is open and looks very nice and they did a good job.

Mr. Kelly had asked Police Chief Larry Roe to bring a officer down to let everyone see their new uniforms.

Officer Tom Minor modeled the new uniforms for Council.

Mr. Kelly congratulated Chief Roe on getting new uniforms.

OLD BUSINESS: There was no old business.

NEW BUSINESS:

Ordinance # 1-2003 (Emergency) - To amend Ordinance #57-2002, to add line 411.1 to the Police Fund Budget. Councilman Downey read Ordinance #1-2003 in its entirety and made a motion, seconded by Councilman Kempton to approve it as an emergency. **Roll Call:** All Aye.

Mayor Kelly stated a few things have crept up that are going to cost the City money. The estimate for the left turn lane out of the YMCA is \$100,000.00 more than anticipated.

The new schools are going to cause problems with traffic and the price to fix the problems is very high. The preliminary studies for new roads are looking to be in the millions of dollars. This could cause problems for the 2003 year. Mr. Kelly mentioned he thinks the Finance Committee, Street Committee and the Engineer should meet and discuss these issues.

Mr. Kelly stated as a City we do not have near the money needed to take care of the roads for the school. He also mentioned he had spoke with our congressman and he is aware of the issues.

Bob Gausman stated these issues are immediate problems and can not be put off for a couple of years. This is very important to the City and we need Council to work with us to come up with something to help with these issues.

President Reed mentioned that the state audit for the City is going to cost in excess of \$28,000.00 and Council is invited to a pre-engagement audit meeting at 1pm on Wed.

The Pike Co. Chamber of Commerce annual banquet is Jan. 16th and Council is invited.

AUDITOR'S REPORT:

Auditor Whaley stated he agreed with Council regarding the revenue, he believes we have reached a stage that we have to think about moving on.

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

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

JANUARY 21, 2003

PRESENT: President Dale Reed, Councilwoman Joyce Thompson, Councilmen Jack Jones, Forest Blakeman, Lynn Downey, Roger Kemper and Greg Kempton. The meeting was opened at 7:00 with Guest Sharon Manson leading Council and guests in the pledge of allegiance to the flag.

MINUTES: Councilman Kemper made a motion, seconded by Councilwoman Thompson to approve the minutes of the January 7, 2003 regular meeting. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey stated he had stopped in the tax office and there was nothing conclusive on what the receipts will be. He mentioned there is probably going to be a shortfall regarding the roads to the school. So there will probably be a tax increase if not this year next year. Mr. Downey also mentioned if anyone is opposed to a tax increase, considering this is an election year, you should get on the ballot and stop complaining.

Councilman Downey made a motion, seconded by Councilman Kemper to add Resolution # 2-2003 to the agenda. **Roll Call:** All Aye.

Personnel Committee: Councilman Kemper stated he had received a phone call from Helen Conley regarding the use of the pool at Bristol Village. Ms. Conley had been told the pool was no longer available anymore and ask if there was some type of arrangement made with the City Council regarding the pool use. President Reed stated he was not aware of any arrangement between City Council and Bristol Village regarding pool usage.

Street Committee: Councilman Kempton had no report.

Zoning Committee: Councilman Jones reported on the sign being requested by Tim Francis. He stated the next Planning Commission meeting has zoning as part of its agenda.

President Reed asked Bob Gausman if he was familiar with the issue regarding a sign for the new mall. Mr. Gausman stated he was not very familiar with the issue. President Reed stated the sign would be similar to Ohio Valley Banks sign and he would like to provide advertising for local school events and possibly sale advertising for local attractions. Mr. Gausman mentioned he didn't believe the current City Ordinances would allow that type of sign. President Reed asked Councilman Jones to see Bill Wonnell about the Ordinances regarding this issue. President Reed mentioned he could not speak for Council yet he doesn't see a problem with the type of sign he is requesting.

Recreation Committee: Councilman Blakeman had no report.

Public Service Committee: Councilwoman Thompson had no report.

Councilman Downey mentioned he had received a letter in the mail from Adelphia regarding X rated shows becoming a part of the channels offered. Councilman Downey stated he was opposed to the channels. President Reed asked Councilwoman Thompson to speak with the Law Director regarding this issue and see if anything can be done to prevent the adding of these channels.

MAYOR'S REPORT: Mayor Kelly was excused.

In the audience was Sharon Manson from the Jingle Bell Committee. Ms. Manson thanked Council for the help in the past and asked if Council would reimburse them for the installation and removal of the Jingle Bell banners. The cost was \$800.00.

Councilman Blakeman made a motion to refund the Jingle Bell Committee for the installation and removal of the Jingle Bell Banners in the amount of \$800.00.

Discussion: Councilman Kempton asked how many queens come to our festivities? Ms. Manson stated 250 and Ponderosa sponsors a lunch for them. Councilman Downey asked if the Commissioners or Chamber of Commerce had been asked for a donation.

Ms. Manson stated they had not been asked because she felt it would be hard to convince them because this event is basically for Waverly.

Councilman Downey asked if any restaurants give donations? Ms. Manson stated Mc Donald's and Tim Horton's gives in kind such as beverages.

Ms. Manson stated this parade is good thing for the City.

Councilman Downey stated he would like to see the committee solicit donations from area business's considering they benefit from the parade. He mentioned he would also like to encourage soliciting funds from the Chamber of Commerce

and the Commissioners because this does benefit the County. City Engineer Bob Gausman stated he thought if the lights in canal park were going to be used every year, they needed to look at putting the electric under ground.

The motion to refund the \$800.00 for banner installation and removal was seconded by Councilwoman Thompson. **Roll Call:** All Aye.

OLD BUSINESS: There was no old business.

NEW BUSINESS:

Resolution # 2-2003 (Emergency) - To accept Wikle Drive as a city street from Pike Metropolitan Housing. Councilman Kempton read Resolution #2-2003 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

Discussion: Councilman Blakeman asked where Wikle Drive is located. Mr. Gausman stated across the substation on 220, it runs up where Emmitt Station Apartments are located.

Councilman Kempton asked if all of the easements were in place and Mr. Gausman said yes.

Councilman Blakeman asked if the street was up to City code. Mr. Gausman said yes.

AUDITOR'S REPORT: Auditor Harvey Whaley was excused.

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

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

FEBRUARY 4, 2003

PRESENT: President Dale Reed, Councilwoman Joyce Thompson, Councilmen Jack Jones, Forest Blakeman, Lynn Downey and Greg Kempton. Mayor Bill Kelly and Auditor Harvey Whaley. Councilman Roger Kemper was excused. The meeting was opened at 7:00 with Mayor Bill Kelly leading Council and guests in the pledge of allegiance to the flag.

MINUTES: Councilwoman Thompson made a motion, seconded by Councilman Jones to approve the minutes of the January 21, 2003 regular meeting. **Roll Call:** All Aye.

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

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey reported the January totals were identical with last years totals. Mr. Downey mentioned he read a report in the newspaper regarding using senior citizens as auxiliary police. Mr. Downey thought it was something worth looking into.

Personnel Committee: Councilman Kemper was excused.

Mayor Kelly reported his secretary Dokey Williams would be retiring as of February 28th. The position was posted in house and is being advertised in the newspaper.

Street Committee: Councilman Kempton stated the section of Grandview Ave. that may be renamed Remy Court already has the street sign naming it Remy Court installed and Mr. Kempton asked if the sign should be left alone or removed. Mayor Kelly stated he would speak with Bob Gausman the City Engineer tomorrow.

Zoning Committee: Councilman Jones reported the Zoning Committee has decided to turn down the request by Tim Francis for the advertising sign at this time. The committee thought the sign needed to be in tune with the area and felt that allowing the sign would open the door to all kinds of signs.

Recreation Committee: Councilman Blakeman had no report.

Councilman Blakeman asked for an update on the Green Acres project. Mayor Kelly stated there has been a major clean up, they have spent over \$8000.00 on removal of debris. They have also spent a lot on gravel for the difference in the pavement to curb height. The outstanding debt needs to be taken care of yet he thinks the project is moving along well considering the problems.

Nathan Davis also mentioned the weather was holding up the Concrete contractor. Mr. Davis also stated they are trying to narrow down the cost of finishing the asphalt work.

Public Service Committee: Councilwoman Thompson stated she had spoke with Buz Bevans regarding the letter received from Adelphia about the X rated channel. Mrs. Thompson said the only thing that could be done is to write a letter from council opposing the channel.

President Reed stated he would like to take it a step further and ask the public to get involved in writing letters regarding the issue.

Mayor Kelly stated you could also write on your stub when paying your bill that you did not want the adult channels offered.

Councilwoman Thompson has two applications for part time Police Officer and a dispatcher.

Councilwoman Thompson made a motion, seconded by Councilman Kempton to hire Mike Blair as a part time Police Officer. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Jones to hire Susan Clark as a part time dispatcher. **Roll Call:** All Aye.

MAYOR'S REPORT:

Mayor Kelly stated the State Auditor's has brought to our attention that there had to be action by Council for Chief Larry Roe to do the cleaning at the police station. Mr. Kelly mentioned he had ask Mr. Roe to do the cleaning because they had been unable to locate a person to clean.

Councilwoman Thompson made a motion, seconded by Councilman Downey to hire Chief Larry Roe as the janitor for the police station at a rate of \$6.03 an hour, not to exceed 20 hours a week. **Roll Call:** All Aye.

Mayor Kelly stated ODOT has agreed to possibly reduce the scope of the South Bound turn lane project. ODOT stated they did not have the funds to help pay for

the cost but could help with the project scope.

Mayor Kelly mentioned all of the park plans are pretty much complete and anyone wanting to look at them should feel free to come in.

Mayor Kelly asked that a motion be made to hire Marie Moraleja as the law director. Mr. Kelly mentioned he knows she would do a good job.

Councilwoman Thompson made a motion, seconded by Councilman Downey to hire Marie Moraleja as the Law Director at a salary of \$821.65. **Roll Call:** All Aye.

OLD BUSINESS:

Resolution # 3-2003 - (emergency) Ford Ave. Reconstruction Project in the amount of \$58,811.00. Councilman Kempton made a motion, seconded by Councilwoman Thompson to resend Resolution #44-2002 and approve Resolution # 3-2003 as an emergency. **Roll Call:** All Aye.

NEW BUSINESS:

We received a request for a renewal of a Liquor License for Spectators Sports Bar. President Reed stated he would like to request a hearing and he would go as the volunteer from council to appear at the hearing.

Councilman Downey made a motion, seconded by Councilman Jones to request a hearing for Spectators Sports Bar for their liquor license. **Roll Call:** All Aye.

Opening of sealed bids: For painting of the water tower.

Pittsburgh Tank - \$114,294.00

Superior Tank - \$ 68,985.00

Considering the amounts for the bids Jim McCourt would like to meet with Councilwoman Thompson to discuss the bids.

President Reed put the bids in the Public Service Committee.

AUDITOR'S REPORT:

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

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

FEBRUARY 4, 2003

PRESENT: President Dale Reed, Councilwoman Joyce Thompson, Councilmen Jack Jones, Forest Blakeman, Lynn Downey and Greg Kempton. Mayor Bill Kelly and Auditor Harvey Whaley. Councilman Roger Kemper was excused. The meeting was opened at 7:00 with Mayor Bill Kelly leading Council and guests in the pledge of allegiance to the flag.

MINUTES: Councilwoman Thompson made a motion, seconded by Councilman Jones to approve the minutes of the January 21, 2003 regular meeting. **Roll Call:** All Aye.

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

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey reported the January totals were identical with last years totals. Mr. Downey mentioned he read a report in the newspaper regarding using senior citizens as auxiliary police. Mr. Downey thought it was something worth looking into.

Personnel Committee: Councilman Kemper was excused.

Mayor Kelly reported his secretary Dokey Williams would be retiring as of February 28th. The position was posted in house and is being advertised in the newspaper.

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Recreation Committee: Councilman Blakeman had no report.

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removal of debris. They have also spent a lot on gravel for the difference in the pavement to curb height. The outstanding debt needs to be taken care of yet he thinks the project is moving along well considering the problems.

Nathan Davis also mentioned the weather was holding up the Concrete contractor. Mr. Davis also stated they are trying to narrow down the cost of finishing the asphalt work.

Public Service Committee: Councilwoman Thompson stated she had spoke with Buz Bevans regarding the letter received from Adelphia about the X rated channel. Mrs. Thompson said the only thing that could be done is to write a letter from council opposing the channel.

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Mayor Kelly stated you could also write on your stub when paying your bill that you did not want the adult channels offered.

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MAYOR'S REPORT:

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Mayor Kelly asked that a motion be made to hire Marie Moraleja as the law director. Mr. Kelly mentioned he knows she would do a good job.

Councilwoman Thompson made a motion, seconded by Councilman Downey to hire Marie Moraleja as the Law Director at a salary of \$821.65. **Roll Call:** All Aye.

OLD BUSINESS:

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NEW BUSINESS:

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Councilman Downey made a motion, seconded by Councilman Jones to request a hearing for Spectators Sports Bar for their liquor license. **Roll Call:** All Aye.

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Considering the amounts for the bids Jim McCourt would like to meet with Councilwoman Thompson to discuss the bids.

President Reed put the bids in the Public Service Committee.

AUDITOR'S REPORT:

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

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

MARCH 4, 2003

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

The meeting was opened at 7:00 with Tax Administrator Patty Strickland leading Council and guests in the pledge of allegiance to the flag.

MINUTES: Councilwoman Thompson made a motion, seconded by Councilman Jones to approve the minutes of the February 4, 2003 regular meeting. **Roll**

Call: All Aye.

FINANCE REPORT: Councilman Downey made a motion, seconded by Councilwoman Thompson to approve the February Financial report. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey reported the receipts year to date are \$1000.00 less than last year. We are continuing to have financial problems. Mr. Downey mentioned Harvey Whaley had given him a list of beginning year cash balances since 1998. In 1999 we started with \$728,000.00 and in 2003 we started with \$166,000.00 with that said we will not have a large enough cash balance to continue into the next year.

Mr. Downey asked Councilman Blakeman why he didn't sign the voucher approval.

Mr. Blakeman stated he felt with our present financial situation we should go over each item and account for the money being spent.

Mr. Downey stated he felt doing that would show a lack of confidence in the administration and Dept. heads and he didn't feel we had the time or expertise to go over the approval.

Councilman Downey mentioned he had heard rumors that the Jingle Bell Committee has been donating money to other organizations. He stated he did not feel the City should be donating money to the organization if they are donating money. He also mentioned he would like to hear if there is any truth to the rumors.

Councilman Downey stated he had saw that Ross Co. had there Bicentennial Ball. He stated that he knew Pike Co. was supposed to have one and wanted to know if anyone new anything about it.

Frank stated the Pike Co. ball would be in April. There is information about it in the Chamber News letter.

Personnel Committee: Councilman Kempton was excused.

Mayor Kelly stated he had hired Robin William's to fill the vacant secretary position in his office and needed a motion to hire her and retro it back to Feb. 24th.

Councilwoman Thompson made a motion, seconded by Councilman Jones to hire Robin William's as secretary to the Mayor starting at the beginning pay scale of the secretary line, to be retroed back to Feb. 24, 2003. **Roll Call:** All Aye.

Street Committee: Councilman Kempton was excused.

Mayor Kelly wished Mr. Kempton a speedy recovery and reported Mr. Kempton had an accident while skating.

Mr. Kelly reported we have spent over \$16,000.00 on salt and \$2000.00 for grit. Overtime hours have been about 587. We have spent over \$31,000.00 so far and believes that is pretty efficient. Currently the Street Dept. is out trying to patch pot holes, and are doing a good job.

Zoning Committee: Councilman Jones had no report.

Recreation Committee: Councilman Blakeman had no report.

Public Service Committee: Councilwoman Thompson had a recommendation from Police Chief Larry Roe to hire a part time police officer. This officer will help to fill in while Tom Patterson is off recovering from a car accident.

Mr. Kelly mentioned that Tom was lucky to be alive but doing much better and is facing one more surgery. Mr. Kelly also mentioned that we need to remember Randy Trent he is in ICU and battling.

Larry Roe mentioned it would probably be a year before Tom could come back to work.

Councilwoman Thompson made a motion, seconded by Councilman Jones to hire Joseph Taylor as a part-time police officer. **Roll Call:** All Aye.

Mayor Kelly stated that we were not in pursuit when the accident happened, we were at the North end of town putting out stop sticks to prevent the person being chased from coming into Waverly, running 80-90 mph. Luckily he did not make it to Waverly.

Councilwoman Thompson stated the bids opened at the last council meeting for the painting of the water tower were unable to be accepted at this time.

MAYOR'S REPORT:

Mayor Kelly reported recently we have had personnel disasters. Karen Downs from the tax office lost her mother unexpectedly this morning. We need to remember Karen in our prayers, she is a very sweet lady and has battled with her brothers health issues lately also.

Mayor Kelly presented Greg Montavon and Gene James with a proclamation that March 7, 2003 would be Lions Club Day.

Mr. Kelly mentioned that the Lions Club is a great organization and they do a lot with blindness.

Mr. James stated the Lions Club is 50 years old and he has been with the organization 30 years and they have worked hard.

Mr. Kelly stated that Mike Courtright anticipated a significant increase for our blanket insurance coverage for this year. For several months Mike has worked on our policy.

Mr. Courtright stated that with the insurance plan being made available there would be near \$20,000.00 savings. This plan will be a pool, a public entity pool. He mentioned since 9-11 the insurance agency has been hay wire. With the pool insurance you will have substantial amount of coverage. In the next several months professional appraisers will be in to appraise the City.

There will be over 1 million in public official liability, so if someone made a sour decision and was sued that would be covered.

Mayor Kelly stated the law director had looked over the policy.

Councilman Downey made a motion, seconded by Councilwoman Thompson to add Resolution #10-2003 to the agenda. **Roll Call:** All Aye.

Councilman Downey made a motion, seconded by Councilwoman Thompson to add Resolution #11-2003 to the agenda. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Blakeman to add Resolution #12-2003 to the agenda. **Roll Call:** All Aye.

OLD BUSINESS:

Patty Strickland from the Rotary Club was in the audience.

Mrs. Strickland stated that Waverly & Pike Co. Rotary opposes the Adult channels being added to Adelphia Cable.

Mr. Kelly stated that Mr. Tripp from Adelphia would be at the next Council meeting.

NEW BUSINESS:

Councilwoman Thompson made a motion, seconded by Councilman Jones to move item # 9, Resolution # 12-2003, on the agenda up to # 1 under new business. **Roll Call:** All Aye.

Resolution #12-2003 (Emergency) - To grant authority to the Mayor and Auditor to enter into agreement with Intergovernmental Contract for the Administration of Public Entities Pool of Ohio to join a local government risk pool. Mayor Kelly read Resolution # 12-2003 in its entirety, Councilman Downey made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

Resolution #4-2003 (Emergency) - To enter into a contract with Cross Management Consulting Services, Inc. Councilman Jones read Resolution #4-2003 in its entirety and made a motion, seconded by Councilman Blakeman to approve it as an emergency. **Roll Call:** All Aye.

Resolution #5-2003 (Emergency) - To move appropriations, between lines within the individual funds in the Budget Appropriations. Councilman Downey read Resolution #5-2003 in its entirety a made a motion, seconded by Councilman Jones to approve it as an emergency. **Roll Call:** All Aye.

Resolution #6-2003 (Emergency) - To create a Special Revenue Fund for the Mayor's Court Computer. Councilman Blakeman read Resolution #6-2003 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

Resolution #7-2003 (2nd & 3rd Dispensed) - To authorize the Auditor and Mayor to enter into agreement with Purdom, Kaskey & Assoc. Inc. to provide engineering services for Waverly Ford Ave. Reconstruction Project. Councilman Downey read Resolution #7-2003 in its entirety and made a motion, seconded by Councilman Jones to approve it. **Roll Call:** All Aye, Councilman Blakeman: Nay. **Roll Call:** All Aye.

Discussion: Do we have the full right of way? Nathan Davis stated Purdom, Kaskey will determine the right of way acquisition. There will possibly be minor widening of the road, some straightening, repair and redesign of the intersection, curb and gutter, excavation and resurfacing of the road. President Reed asked if this scrapped the idea of coming down the Railroad Line. Mr. Kelly answered, no it helps it along because this is issue II money. Mr. Gausman asked what they envisioned being done at the 23 intersection because no left turn can be made there.

Councilman Blakeman stated he thought this was creating a dangerous intersection especially with the bus traffic. Also seems as if a lot of grants are being obtained and he would like to see better communication with Nathan Davis and Bob Gausman.

President Reed stated if there is no legislation on the left turn at Ford Ave. then the sign needs to be put back up.

Resolution #8-2003 (Emergency) - To authorize the Mayor and Auditor to enter into a contract to provide fire protection on behalf of the City of Waverly with West Jackson Twp. Councilwoman Thompson read Resolution #8-2003 in its entirety and made a motion, seconded by Councilman Downey to approve it as an emergency. **Roll Call:** All Aye.

Resolution #9-2003 (Emergency) - To authorize the Mayor and Auditor to submit an application and if awarded enter into an agreement with the Ohio Dept. of Development/Governor's Office of Appalachia to provide financial assistance for the City of Waverly Comprehensive Development Plan.

Councilman Jones read Resolution #9-2003 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

Discussion: Nathan Davis explained that basically the planning commission and the mayor have been talking about doing a comprehensive plan. We were notified of the money that is available to fund this, so to send the application we have to have councils approval. This will help us to get updated aerial photos, tax maps and parcels. This will also give the City the ability to update zoning and produce our own zoning.

Resolution #10-2003 (Emergency) - To authorize the Auditor to transfer \$35,000.00 from the General Fund to the Police Fund. Councilman Downey read Resolution #10-2003 in its entirety and made a motion, seconded by Councilman Jones to approve it as an emergency. **Roll Call:** All Aye.

Resolution # 11-2003 (Emergency) - To authorize the Auditor to transfer \$20,000.00 from the General Fund to the Bridge & Street Fund. Councilman Downey read Resolution #11-2003 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

AUDITOR'S REPORT:

Harvey Whaley reported when he received his report this evening before Council some of the funds were in the hole. We are running low on cash flow money. Dept. heads need to be very selective on spending.

President Reed encouraged Council Chair people to get with their Dept. heads and make them aware that they need to tighten their belts when it comes to spending.

Mayor Kelly stated that the Dept. heads and him have been working on a 5 year projected budgets. He stated he believed we will be okay this year.

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

President Reed mentioned there were two gentlemen in the audience from a Boy Scout Troop, Adam George and Jeremy George.

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

MARCH 4, 2003

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

The meeting was opened at 7:00 with Tax Administrator Patty Strickland leading Council and guests in the pledge of allegiance to the flag.

MINUTES: Councilwoman Thompson made a motion, seconded by Councilman Jones to approve the minutes of the February 4, 2003 regular meeting. **Roll**

Call: All Aye.

FINANCE REPORT: Councilman Downey made a motion, seconded by Councilwoman Thompson to approve the February Financial report. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey reported the receipts year to date are \$1000.00 less than last year. We are continuing to have financial problems. Mr. Downey mentioned Harvey Whaley had given him a list of beginning year cash balances since 1998. In 1999 we started with \$728,000.00 and in 2003 we started with \$166,000.00 with that said we will not have a large enough cash balance to continue into the next year.

Mr. Downey asked Councilman Blakeman why he didn't sign the voucher approval.

Mr. Blakeman stated he felt with our present financial situation we should go over each item and account for the money being spent.

Mr. Downey stated he felt doing that would show a lack of confidence in the administration and Dept. heads and he didn't feel we had the time or expertise to go over the approval.

Councilman Downey mentioned he had heard rumors that the Jingle Bell Committee has been donating money to other organizations. He stated he did not feel the City should be donating money to the organization if they are donating money. He also mentioned he would like to hear if there is any truth to the rumors.

Councilman Downey stated he had saw that Ross Co. had there Bicentennial Ball. He stated that he knew Pike Co. was supposed to have one and wanted to know if anyone new anything about it.

Frank stated the Pike Co. ball would be in April. There is information about it in the Chamber News letter.

Personnel Committee: Councilman Kempton was excused.

Mayor Kelly stated he had hired Robin William's to fill the vacant secretary position in his office and needed a motion to hire her and retro it back to Feb. 24th.

Councilwoman Thompson made a motion, seconded by Councilman Jones to hire Robin William's as secretary to the Mayor starting at the beginning pay scale of the secretary line, to be retroed back to Feb. 24, 2003. **Roll Call:** All Aye.

Street Committee: Councilman Kempton was excused.

Mayor Kelly wished Mr. Kempton a speedy recovery and reported Mr. Kempton had an accident while skating.

Mr. Kelly reported we have spent over \$16,000.00 on salt and \$2000.00 for grit. Overtime hours have been about 587. We have spent over \$31,000.00 so far and believes that is pretty efficient. Currently the Street Dept. is out trying to patch pot holes, and are doing a good job.

Zoning Committee: Councilman Jones had no report.

Recreation Committee: Councilman Blakeman had no report.

Public Service Committee: Councilwoman Thompson had a recommendation from Police Chief Larry Roe to hire a part time police officer. This officer will help to fill in while Tom Patterson is off recovering from a car accident.

Mr. Kelly mentioned that Tom was lucky to be alive but doing much better and is facing one more surgery. Mr. Kelly also mentioned that we need to remember Randy Trent he is in ICU and battling.

Larry Roe mentioned it would probably be a year before Tom could come back to work.

Councilwoman Thompson made a motion, seconded by Councilman Jones to hire Joseph Taylor as a part-time police officer. **Roll Call:** All Aye.

Mayor Kelly stated that we were not in pursuit when the accident happened, we were at the North end of town putting out stop sticks to prevent the person being chased from coming into Waverly, running 80-90 mph. Luckily he did not make it to Waverly.

Councilwoman Thompson stated the bids opened at the last council meeting for the painting of the water tower were unable to be accepted at this time.

MAYOR'S REPORT:

Mayor Kelly reported recently we have had personnel disasters. Karen Downs from the tax office lost her mother unexpectedly this morning. We need to remember Karen in our prayers, she is a very sweet lady and has battled with her brothers health issues lately also.

Mayor Kelly presented Greg Montavon and Gene James with a proclamation that March 7, 2003 would be Lions Club Day.

Mr. Kelly mentioned that the Lions Club is a great organization and they do a lot with blindness.

Mr. James stated the Lions Club is 50 years old and he has been with the organization 30 years and they have worked hard.

Mr. Kelly stated that Mike Courtright anticipated a significant increase for our blanket insurance coverage for this year. For several months Mike has worked on our policy.

Mr. Courtright stated that with the insurance plan being made available there would be near \$20,000.00 savings. This plan will be a pool, a public entity pool. He mentioned since 9-11 the insurance agency has been hay wire. With the pool insurance you will have substantial amount of coverage. In the next several months professional appraisers will be in to appraise the City.

There will be over 1 million in public official liability, so if someone made a sour decision and was sued that would be covered.

Mayor Kelly stated the law director had looked over the policy.

Councilman Downey made a motion, seconded by Councilwoman Thompson to add Resolution #10-2003 to the agenda. **Roll Call:** All Aye.

Councilman Downey made a motion, seconded by Councilwoman Thompson to add Resolution #11-2003 to the agenda. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Blakeman to add Resolution #12-2003 to the agenda. **Roll Call:** All Aye.

OLD BUSINESS:

Patty Strickland from the Rotary Club was in the audience.

Mrs. Strickland stated that Waverly & Pike Co. Rotary opposes the Adult channels being added to Adelphia Cable.

Mr. Kelly stated that Mr. Tripp from Adelphia would be at the next Council meeting.

NEW BUSINESS:

Councilwoman Thompson made a motion, seconded by Councilman Jones to move item # 9, Resolution # 12-2003, on the agenda up to # 1 under new business. **Roll Call:** All Aye.

Resolution #12-2003 (Emergency) - To grant authority to the Mayor and Auditor to enter into agreement with Intergovernmental Contract for the Administration of Public Entities Pool of Ohio to join a local government risk pool. Mayor Kelly read Resolution # 12-2003 in its entirety, Councilman Downey made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

Resolution #4-2003 (Emergency) - To enter into a contract with Cross Management Consulting Services, Inc. Councilman Jones read Resolution #4-2003 in its entirety and made a motion, seconded by Councilman Blakeman to approve it as an emergency. **Roll Call:** All Aye.

Resolution #5-2003 (Emergency) - To move appropriations, between lines within the individual funds in the Budget Appropriations. Councilman Downey read Resolution #5-2003 in its entirety a made a motion, seconded by Councilman Jones to approve it as an emergency. **Roll Call:** All Aye.

Resolution #6-2003 (Emergency) - To create a Special Revenue Fund for the Mayor's Court Computer. Councilman Blakeman read Resolution #6-2003 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

Resolution #7-2003 (2nd & 3rd Dispensed) - To authorize the Auditor and Mayor to enter into agreement with Purdom, Kaskey & Assoc. Inc. to provide engineering services for Waverly Ford Ave. Reconstruction Project. Councilman Downey read Resolution #7-2003 in its entirety and made a motion, seconded by Councilman Jones to approve it. **Roll Call:** All Aye, Councilman Blakeman: Nay. **Roll Call:** All Aye.

Discussion: Do we have the full right of way? Nathan Davis stated Purdom, Kaskey will determine the right of way acquisition. There will possibly be minor widening of the road, some straightening, repair and redesign of the intersection, curb and gutter, excavation and resurfacing of the road. President Reed asked if this scrapped the idea of coming down the Railroad Line. Mr. Kelly answered, no it helps it along because this is issue II money. Mr. Gausman asked what they envisioned being done at the 23 intersection because no left turn can be made there.

Councilman Blakeman stated he thought this was creating a dangerous intersection especially with the bus traffic. Also seems as if a lot of grants are being obtained and he would like to see better communication with Nathan Davis and Bob Gausman.

President Reed stated if there is no legislation on the left turn at Ford Ave. then the sign needs to be put back up.

Resolution #8-2003 (Emergency) - To authorize the Mayor and Auditor to enter into a contract to provide fire protection on behalf of the City of Waverly with West Jackson Twp. Councilwoman Thompson read Resolution #8-2003 in its entirety and made a motion, seconded by Councilman Downey to approve it as an emergency. **Roll Call:** All Aye.

Resolution #9-2003 (Emergency) - To authorize the Mayor and Auditor to submit an application and if awarded enter into an agreement with the Ohio Dept. of Development/Governor's Office of Appalachia to provide financial assistance for the City of Waverly Comprehensive Development Plan.

Councilman Jones read Resolution #9-2003 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

Discussion: Nathan Davis explained that basically the planning commission and the mayor have been talking about doing a comprehensive plan. We were notified of the money that is available to fund this, so to send the application we have to have councils approval. This will help us to get updated aerial photos, tax maps and parcels. This will also give the City the ability to update zoning and produce our own zoning.

Resolution #10-2003 (Emergency) - To authorize the Auditor to transfer \$35,000.00 from the General Fund to the Police Fund. Councilman Downey read Resolution #10-2003 in its entirety and made a motion, seconded by Councilman Jones to approve it as an emergency. **Roll Call:** All Aye.

Resolution # 11-2003 (Emergency) - To authorize the Auditor to transfer \$20,000.00 from the General Fund to the Bridge & Street Fund. Councilman Downey read Resolution #11-2003 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.
AUDITOR'S REPORT:

Harvey Whaley reported when he received his report this evening before Council some of the funds were in the hole. We are running low on cash flow money. Dept. heads need to be very selective on spending.

President Reed encouraged Council Chair people to get with their Dept. heads and make them aware that they need to tighten their belts when it comes to spending.

Mayor Kelly stated that the Dept. heads and him have been working on a 5 year projected budgets. He stated he believed we will be okay this year.

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

President Reed mentioned there were two gentlemen in the audience from a Boy Scout Troop, Adam George and Jeremy George.

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

MARCH 18, 2003

PRESENT: President Dale Reed, Councilwoman Joyce Thompson, Councilmen Jack Jones, Forest Blakeman, Lynn Downey and Roger Kemper. Mayor Bill Kelly. Councilman Greg Kempton and Auditor Harvey Whaley was excused. The meeting was opened at 7:00 with Councilman Blakeman leading Council and guests in the pledge of allegiance to the flag.

MINUTES: Councilman Kemper made a motion, seconded by Councilwoman Thompson to approve the minutes of the March 4, 2003 regular meeting. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey reported he had spoke with Auditor Harvey Whaley and there is really no change, the cash is slow coming in yet we are making it.

Personnel Committee: Councilman Kemper made a motion, seconded by Councilwoman Thompson to rehire Timothy Knight & William Henson for part-time summer mowing starting at the top rate in the extra labor line. **Roll Call:** All Aye.

Street Committee: Councilman Kempton was excused.

Zoning Committee: Councilman Jones had no report.

Recreation Committee: Councilman Blakeman asked what is the disposition of the grant for Walnut St. Park and what are the plans for the park. Nathan Davis answered, after speaking with the auditors office and realizing we had to come up with \$75,000.00 to remove from the General Fund we decided to cut the Parks & Recreation line. We are still going to repair the wrought iron fence with the Community Block Grant. Nathan also mentioned he had the Nature Works grant stopped.

Councilman Blakeman stated he felt the park was a very important place in Waverly and is something we need to continue upgrading.

Mayor Kelly stated he agreed with Mr. Blakeman, but felt the Park renovations is one of the projects that is able to be postponed.

Councilman Blakeman asked how the Green Acres Project is coming along.

Mayor Kelly answered, slow yet we have been able to move a lot of the road.

We have been doing curb and gutter work. It is coming along well as long as the weather holds out.

Public Service Committee: Councilwoman Thompson had no report.

MAYOR'S REPORT: Mayor Kelly reported, police officer Tom Patterson is home but has a long recovery ahead of him.

Mr. Kelly stated his secretary Robin Williams was able to meet with some of our congressman recently. Congressman Portman is going to help us get started on getting funding for the school roads.

Mr. Kelly reported the through fair to the Ameri Host Hotel is closed, the city did not close it but are trying to get it reopened and hopefully it will only be a temporary closing.

Engineer Bob Gausman stated ODOT was treating the through fair as an unauthorized access. The cross over was built during the construction of the road. Tonight we are going to try to have council re-annex the section of 23 so we can report to ODOT that we intend on producing the turn lane.

Mr. Kelly stated he had met with Sharon Manson from the Jingle Bell Committee concerning the funds donated to the committee and their use. Mr. Kelly reported the funds received by the Jingle Bell Committee were used for the cost of the parade and festivities. Any revenue generated otherwise never enters into the Jingle Bell Committee check book and those funds are given to agencies that are advertised in advance.

Revenue or the city's donation have not been given out as donations.

Mayor Kelly introduced Steve Tripp from Adelphia cable. Mr. Kelly mentioned he is here regarding the adult programming and that we really do not want this option.

Mr. Tripp stated, Adelphia had received some complaints and as a parent he would not want his child to see those shows. Adelphia has taken steps to keep this programming out of homes of those who do not want it. There are blocks to keep this programming out of your home. When digital cable is installed an adult must be home to sign for the installation.

Mayor Kelly stated he was strongly against this programming and would like it to not be available.

Mr. Kelly mentioned he needed a motion to hire Amanda Griffen as a part time office person. While his secretary was away for three days he chose a person who had interviewed for the Mayor Secretary position to fill in for Robin.

Councilman Kemper made a motion, seconded by Councilman Jones to pay Amanda Griffen for three days at the start rate of extra office help in the wage ordinance.

Discussion:

Councilman Downey asked if we had to have Council approve her pay every time Amanda worked for the City.

Mayor Kelly stated if they would like to do it that way, that was fine but we could just hire her on an as needed basis and Council would not have to approve her pay each time.

Councilman Kemper made a motion, seconded by Councilwoman Thompson to hire Amanda Griffen at the extra office help line in the wage ordinance on an as needed basis. **Roll Call:** All Aye.

OLD BUSINESS: There was no old business.

NEW BUSINESS:

Resolution # 13-2003 (Dispense 2nd & 3rd) - Authorize the Auditor & Mayor to advertise for bids for the construction of the City of Waverly New Park Construction Phase I & Alternates. Councilman Blakeman read Resolution #13-2003 in its entirety and made a motion, seconded by Councilman Downey to approve it. **Roll Call:** All Aye.

Resolution # 14-2003 (Emergency) - To amend the wage ordinance to include salary lines for the fire officers including Lieutenant, Captain, and Asst. Chief. Councilman Downey read Resolution # 14-2003 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

Resolution # 15-2003 (Emergency) - To authorize the Auditor & Mayor to enter into a maintenance support agreement with Maxine Clark to provide support for the Mayor's Court Software and computer. Councilman Downey read Resolution # 15-2003 in its entirety and made a motion, seconded by Councilman Kemper to approve it as an emergency. **Roll Call:** All Aye.

Resolution # 16-2003 (Emergency) - To order the re-annexation of territory which was originally attached to the City of Waverly. Councilman Jones read Resolution #16-2003 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

Discussion: Bob Gausman stated the reason for the re-annexation is to take back the territory since its in our municipality. There is no since in ODOT controlling it when we maintain the area.

Resolution # 17-2003 (Emergency) - To order the re-annexation of territory which was originally attached to the City of Waverly. Councilman Jones read Resolution # 17-2003 in its entirety and made a motion, seconded by Councilman Downey to approve it as an emergency. **Roll Call:** All Aye.

Resolution #18-2003 (Emergency) - To order the re-annexation of territory which was originally attached to the City of Waverly. Councilman Jones read Resolution # 18-2003 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

Resolution #19-2003 (Emergency) - To authorize the Auditor to transfer \$20,000.00 from the General Fund to the Depot Road Improvement Fund. Councilman Downey read Resolution #19-2003 in its entirety and made a motion, seconded by Councilman Jones to approve it as an emergency. **Roll Call:** All Aye.

Resolution #20-2003 (Emergency) - To adopt the Amended budget and appropriations for the year 2003. Councilman Downey read Resolution #20-2003 in its entirety and made a motion, seconded by Councilman Kemper to approve it as an emergency. **Roll Call:** All Aye.

Resolution #21-2003 (Emergency) - To authorize the Auditor to transfer \$50,000.00 from the General Fund to the Police Fund. Councilman Downey read Resolution #21-2003 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

Resolution # 22-2003 (Emergency) - To authorize the Auditor to transfer \$20,000.00 from the General Fund to the Bridge & Street Fund. Councilman Kemper read Resolution #22-2003 in its entirety and made a motion, seconded by Councilman Blakeman to approve it as an emergency. **Roll Call:** All Aye.

Councilman Downey made a motion, seconded by Councilman Blakeman to add Ordinance # 23-2003 to the agenda. **Roll Call:** All Aye.

Ordinance # 23-2003 (Emergency) - To amend the amended budget appropriations for the year 2003. Councilman Downey read Ordinance # 23-2003 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

AUDITOR'S REPORT:

Auditor Harvey Whaley was excused.

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

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

APRIL 1, 2003

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

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

MINUTES: Councilman Kemper made a motion, seconded Councilwoman Thompson to approve the minutes of the March 18, 2003 regular meeting. **Roll Call:** All Aye.

FINANCE REPORT: Councilman Jones made a motion, seconded by Councilman Downey to approve the March 2003 financial report. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey reported the Income Tax receipts are ahead of last year, but the cash flow is not very good. Councilman Downey stated normally we would be making transfers, but we do not have the money.

Personnel Committee: Councilman Kemper had no report.

Street Committee: Councilman Kempton stated the cat shelters located at the parks are a hazard and need to have some kind of action taken by council. Mr. Kempton mentioned the shelters are dangerous due to the tin roofs, children play on them and the shelters are a nuisance when the lawn is mowed. Also the cats being in the park can become a problem.

Councilman Kemper made a motion, seconded by Councilwoman Thompson to remove the cat shelters from the City parks. **Roll Call:** All Aye.

Discussion: Councilman Blakeman asked if we should inform the person who feeds them before we remove the cats. Mayor Kelly stated he needed a few days to get in touch with her regarding the cats.

Councilman Blakeman asked about pot holes at 2nd & Vine St. Dean Knight from the street dept. said he would take care of it. Mr. Blakeman also asked about the progress in Green Acres, he stated he had received some phone calls concerning the curb height and driveways.

Kevin McMullan was in the audience he is a resident of Green Acres and wanted to know why there is such a difference in the curb heights and driveway heights. Dean stated the curb heights are by design. Once the asphalt is poured you should not have a problem with the driveways. Mr. Knight stated he would try to get something to back fill behind the sidewalks.

Dr. Yinger was in the audience and stated he has never had a problem with flooding except for the large flood and he will hold the City responsible if his building floods because the drainage doesn't allow water to drain from his property.

Councilman Downey asked about the amount of time it takes to get through the traffic light on High St. Mayor Kelly stated he would talk with Tom Bales our Street Light Tech. about the time on our traffic lights.

Zoning Committee: Councilman Jones had no report.

Recreation Committee: Councilman Blakeman had no report.

Public Service Committee: Councilwoman Thompson stated that there is water standing in front of houses on Columbia Drive and one of the driveways is starting to crack. Mayor Kelly mentioned he may have to see about getting something done on Columbia.

Councilwoman Thompson made a motion, seconded by Councilman Kempton to hire Troy Pekkala as a Volunteer Fire Fighter. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Kemper to hire Philip Hopper as a part time Police Officer at the starting rate of the extra Police Officer line in the Wage Ordinance. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Kemper to hire Christopher Topping as an Auxiliary Police Officer. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Downey to hire Ryan Bartley as an Auxiliary Police Officer. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Kempton to hire Brian Anderson as an Auxiliary Police Officer. **Roll Call:** All Aye.

MAYOR'S REPORT:

Mayor Kelly reported we have been successful in coming to an agreement with

ODNR. The old canal property has been gifted to the City. If we have any future plans of widening 104 or 335 we are able to do so.

OLD BUSINESS:

Councilman Jones reported he had received to calls regarding Council getting involved with Adelphia cable and the recent addition of adult channels. The two callers objected to Council getting involved.

NEW BUSINESS:

Resolution # 24-2003 - (Emergency) To enter into contract with the United States Postal Service for lease of rooms in the Post Office. Councilwoman Thompson read Resolution # 24-2003 in its entirety and made a motion, seconded by Councilman Downey to approve it as an emergency. **Roll Call:** All Aye.

Discussion: President Reed mentioned he was hoping we would not have to renew the lease do to the renovations of the Police Dept. Mayor Kelly stated there is an agreement with the Pike Co. Sheriffs office regarding the lease and holding our prisoners.

Councilman Kemper made a motion, seconded by Councilman Downey to request a local hearing for the Liquor License requested by Paul Yinger DBA: Brickyard. **Roll Call:** All Aye.

AUDITOR'S REPORT:

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

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

APRIL 15, 2003

PRESENT: President Dale Reed, Councilwoman Joyce Thompson, Councilmen Jack Jones, Forest Blakeman, Roger Kemper and Greg Kempton. Mayor Bill Kelly and Auditor Harvey Whaley. Councilman Lynn Downey was excused. The meeting was opened at 7:00 with Councilman Jones leading Council and guests in the pledge of allegiance to the flag.

MINUTES: Councilman Kemper made a motion, seconded by Councilwoman Thompson to approve the minutes of the April 1, 2003 regular meeting. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey was excused.

Personnel Committee: Councilman Kemper had no report.

Street Committee: Councilman Kempton had no report.

Zoning Committee: Councilman Jones had no report.

Recreation Committee: Councilman Blakeman had no report.

Public Service Committee: Councilwoman Thompson stated the committee met with Larry Chitwood and wanted Council to know they were looking at a flush truck and will review and bring more information back to Council.

Councilwoman Thompson made a motion, seconded by Councilman Kemper to add Resolution # 27-2003 to the agenda. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Jones to add Ordinance #28-2003 to the agenda. **Roll Call:** All Aye.

MAYOR'S REPORT:

Mayor Kelly wanted to thank Rev. Polly and the New Covenant Church for hosting the City wide prayer vigil and service for the troops in the military and we appreciate the opening of the church for the public.

He wanted Council to know that the Street Dept. is looking at a new street sweeper and that Dean is not real comfortable with it and will not be going that route. Several complaints have been received concerning the old sweeper as it throws dirt and dust. We're in the process of looking around and hope, in a couple of months to come back and discuss and have the approval of a street sweeper.

Mayor Kelly introduced Loren Purdom from Purdom, Kaskey & Associates and mentioned he has been a right hand man to the City for quite some time. Loren will open the bids for Phase I on Park Construction.

Mr. Kelly discussed two items on the agenda to keep Council from taking so long to discuss them. Resolution # 27-2003, we are not borrowing \$150,000.00 but need to change the language on the Resolution. Ordinance # 28-2003 we need to change the Hazard Duty pay for our part time officers working at least 8 hours a month to be paid Hazard Duty pay at \$ 65.00 a month to be paid at the last pay of the month.

OLD BUSINESS: There was no old business.

NEW BUSINESS:

Councilman Kemper made a motion, seconded by Councilwoman Thompson to open bids for the New Park Construction. **Roll Call:** All Aye.

Two bids were received in a timely manner. Loren Purdom of Purdom, Kaskey & Associates opened the bids.

Opening Bids:

Engineer Project- base: \$252,250.08, Bristol Drive, \$94,547.1, Parking lot, \$294,317.03 with the total of the project-\$641,109.06

Foill Inc.:

Base-Armbuster, \$216,908.63, Phase I Bristol Drive, \$93,277.96, Parking Lot, \$212,998.95, with a total of \$523,183.00.

Ingle Barr Inc.:

Base-Armbuster, \$168,167.52, Phase I Bristol Drive, \$69,501.16, Parking Lot, \$184,617.48, with a total of \$422,285.00. Ingle Barr Inc. is the low bidder.

President Reed asked if it was the pleasure of Council to accept the bids upon the review of City Attorney, Nathan Davis, and Loren Purdom.

Loren Purdom stated the bids would be canvassed to insure the contractors have the appropriate paper work in the contract.

PRESENT: President Dale Reed, Councilwoman Joyce Thompson, Councilmen

Jack Jones, Forest Blakeman, Roger Kemper and Greg Kempton. Mayor Bill Kelly and Auditor Harvey Whaley. Councilman Lynn Downey was excused. The meeting was opened at 7:00 with Councilman Jones leading Council and guests in the pledge of allegiance to the flag.

MINUTES: Councilman Kemper made a motion, seconded by Councilwoman Thompson to approve the minutes of the April 1, 2003 regular meeting. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey was excused.

Personnel Committee: Councilman Kemper had no report.

Street Committee: Councilman Kempton had no report.

Zoning Committee: Councilman Jones had no report.

Recreation Committee: Councilman Blakeman had no report.

Public Service Committee: Councilwoman Thompson stated the committee met with Larry Chitwood and wanted Council to know they were looking at a flush truck and will review and bring more information back to Council.

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Base-Armbruster, \$216,908.63, Phase I Bristol Drive, \$93,277.96, Parking Lot, \$212,998.95, with a total of \$523,183.00.

Ingle Barr Inc.:

Base-Armbruster, \$168,167.52, Phase I Bristol Drive, \$69,501.16, Parking Lot, \$184,617.48, with a total of \$422,285.00. Ingle Barr Inc. is the low bidder.

President Reed asked if it was the pleasure of Council to accept the bids upon the review of City Attorney, Nathan Davis, and Loren Purdom.

Loren Purdom stated the bids would be canvassed to insure the contractors have the appropriate paper work in the contract.

DATE: May 6, 2003

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

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

MINUTES: Councilman Kemper made a motion, seconded by Councilwoman Thompson to approve the minutes of the April 15, 2003 regular meeting. **Roll Call:** All Aye.

FINANCE REPORT: Councilman Downey made a motion, seconded by Councilman Jones to approve the April Financial Report. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey reported the City is amazingly still hanging in there and year to date is a little ahead of last year.

Personnel Committee: Councilman Kemper stated with the new park and the added work for the water department there is a need to hire two people for summer help.

Bill Wonnell has resigned therefore the duties of the Zoning Administrator will become part of the Economic Developers duties and his pay will increase. Councilman Kemper made a motion, seconded by Councilwoman Thompson to hire Chris Crocker & Tyler Endicott as extra help for the water dept. at \$7.00 per hour. **Roll Call:** All Aye.

Street Committee: Councilman Kempton had no report.

Zoning Committee: Councilman Jones had no report.

Recreation Committee: Councilman Blakeman asked about the Cat shelters in the parks.

Mayor Kelly stated he had spoken to the law director regarding the issue and she mentioned we needed to be careful with this issue because the City can be held liable for any problem that would arise because of the cats. Police Chief Roe stated the revised code has changed and cats that are living outside are considered wild cats. Mr. Kelly mentioned if we are going to continue to allow the cat shelters in the parks there has to be a document signed by someone taking liability for any problems that arise because of the cats.

After more discussion it was decided that the Ordinance regarding cats would be enforced and the shelters would be removed from the parks and the dog warden would be notified to remove the cats.

Public Services Committee: Councilwoman Thompson had no report.

Councilwoman Thompson made a motion, seconded by Councilman Kemper to hire Tisha Shoemaker as a part time Police Officer at \$9.66 per hour. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Kemper to hire Bill Starkey as an Auxiliary Police Officer. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Jones to hire Susan Clarke as an Auxiliary Police Officer. **Roll Call:** All Aye.

Councilman Blakeman stated he had received some complaints about mosquitoes and wanted to know when they would be spraying.

Mayor Kelly stated he wasn't sure when the spraying would begin but mentioned it looks as if we are going to be receiving help from the County and the spraying should start right away.

Councilman Blakeman asked about the progress of Green Acres. Mayor Kelly stated everything is pretty much complete with the exception of piping. The driveways look as if they are the way they are supposed to be.

President Reed mentioned some residents had approached him regarding the dirt for the back fill.

Mr. Kelly stated Nathan has had two landscapers give estimates on back filling. A resident of the Green Acres subdivision was in the audience and stated he was not happy with the work and thought something should be done about the curb height.

President Reed stated he believed some time should be given to see what actually needs to be changed once the work has been completed.

MAYOR'S REPORT:

Mayor Kelly reported he has received a list of 30 addresses of homes in the City that are in violation of various City Ordinances. The list will be available in the Mayors office and Councilmen are asked to stop in and see if any of the addresses are in your ward. If they are go by the home and see if the violation is true and let the Mayors office know where a letter can be sent out.

Mr. Kelly stated he had received some complaints about our City seal and a young lady has drafted a new design.

Nathan Davis stated we applied for an Ohio Art Council Grant for the new City seal. Carma McCreary drafted a new design and once we have decided on the design it will be put on ceramic tile and put on sandstone at the entrance to the City.

OLD BUSINESS: There was no old business.

NEW BUSINESS:

Resolution # 29-2003 (dispense 2nd & 3rd) – To authorize the Mayor and Auditor to advertise for bids for the construction of the “Walnut St. Park, Wrought Iron Fence Restoration Project” Councilman Downey read Resolution # 29-2003 in its entirety and made a motion, seconded by Councilman Blakeman to approve it. **Roll Call:** All Aye.

Resolution # 30-2003 (dispense 2nd & 3rd) – To accept the lowest bid and alternate bids of Ingle Barr Inc. for New Park Construction Phase I and to allow the Mayor and Auditor to enter into contract with Ingle Barr Inc. for completion of construction. Councilman Downey read Resolution # 30-2003 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it. **Roll Call:** All Aye.

Resolution # 31-2003 (Emergency) – Transfer \$11,000.00 from the General Fund to the Ford Ave. Reconstruction Fund. Councilman Kempton read Resolution # 31-2003 in its entirety and made a motion, seconded by Councilman Jones to approve it as an emergency. **Roll Call:** All Aye.

Discussion: President Reed asked if there are prints that can be looked at for Ford Ave.

Nathan Davis stated there was never an official right of way plan. Loren from Purdom, Kaskey and Assoc. will be bringing the plans next week and they will be given to the Planning Commission and then during a public hearing will be made public.

Resolution # 32-2003 (Emergency) – Transfer \$15,000.00 from the General Fund to the Sidewalk, Curb and Gutter Fund. Councilman Kemper read Resolution # 32-2003 in its entirety and made a motion, seconded by Councilman Downey to approve it as an emergency. **Roll Call:** All Aye.

Resolution #33-2003 (Emergency) – Transfer \$25,000.00 from the General Fund to the Bridge & Street Fund. Councilman Jones read Resolution # 33-2003 in its entirety and made a motion, seconded by Councilman Kempton to approve it as an emergency. **Roll Call:** All Aye.

Ordinance # 34-2003 (Emergency) – To amend Wage Ordinance # 58-2002, to exclude the Zoning Admin. Line and Increase the Economic Developer line \$400.00 per month. Councilman Downey read Ordinance #34-2003 in its entirety and made a motion, seconded by Councilman Kemper to approve it as an emergency. **Roll Call:** All Aye.

Discussion: Councilman Blakeman asked with Nathan Davis having a full time position currently would he have time for the new position and he is already paid full time status and does he have the qualifications.

May 20, 2003

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

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

MINUTES: Councilman Kemper made a motion, seconded by Councilman Downey to approve the minutes of the May 6, 2003 regular meeting. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey had no report.

Personnel Committee: Councilman Kemper had no report.

Street Committee: Councilman Kempton had no report.

Councilman Downey mentioned Susan McDoney had questioned him regarding a light at Morningside Drive and 335.

Mayor Kelly stated, the City Engineer has completed traffic counting at that intersection and it was deemed unnecessary and would be very expensive.

Zoning Committee: Councilman Jones had no report.

Recreation Committee: Councilman Blakeman asked that something be done about the tall grass at 305 Maplewood Avenue and along Pride Drive.

Councilman Blakeman asked about the letter received from Jim McCourt regarding the Waverly Youth League Contract.

Mayor Kelly stated the information had been forwarded to the law director and hopes to be on the new playing field next spring therefore the contract will hopefully only be for one year.

Public Services Committee: Councilwoman Thompson had no report.

Councilwoman Thompson made a motion, seconded by Councilman Jones to hire Brian Anderson as a part time dispatcher. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Blakeman to hire John Schmitt as a Auxiliary Police Officer. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Kempton to hire Jeremy Hamm as an Auxiliary Police Officer. **Roll Call:** All Aye.

MAYOR'S REPORT:

Mayor Kelly introduced Linda Bayse who was in the audience. Ms. Bayse presented the signs awarded to the City from the Bicentennial Commission. Every community who held at least four Bicentennial events was given two signs, one for each end of town.

Ms. Bayse also mentioned that the Fourth of July Fireworks will be held at the fairgrounds, where Mc Guffy Lane will be performing.

Mayor Kelly stated there will be a Pre-construction Meeting held on May 22, 2003 at 1 pm with Ingle Barr Inc. for the New Park Construction.

Mayor Kelly mentioned the new piece of Fire equipment in the Parking Lot that took about 14 months to get. Thanks to the Township Trustees for helping with funds to purchase this equipment. Mr. Kelly stated the equipment retails for about \$200,000.00 and The City of Waverly has about \$110,000.00 cash in it.

Mr. Kelly thanked First National Bank for the great interest rate.

Fire Chief Randy Armbruster thanked Council, Trustees and the citizens of Waverly. He stated this equipment is something that has been needed for quite some time.

Mayor Kelly congratulated Waverly's Baseball team for winning the District Championship.

Coach Marty Kelly introduced the 6 seniors on the team, Chris Stanley, Andy Bodenger, Nick Kelly, Scottie Lytle, Nathan Childers, & Mike Osborne. Head Coach Jeff Noble was unable to attend.

OLD BUSINESS: There was no old business.

NEW BUSINESS:

Combined Cemetery Board Meeting

Present: Sam Rhoads, Joyce Thompson and Bob Trainer

Councilwoman Thompson made a motion, seconded by Councilman Kempton to reappoint Bob Trainer to the Cemetery Board. **Roll Call:** All Aye.

Board Member Sam Rhoads made a motion, seconded by Councilwoman Thompson to contact the County Auditor concerning the continuing of the 1 mill tax ley. **Roll Call:** All Aye.

AUDITOR'S REPORT:

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

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

Councilman Kemper made a motion, seconded by Councilman Kempton to direct the Mayor to take necessary steps regarding personnel matters and all documentation pursuant to Council shall be placed in respective persons personnel file. **Roll Call:** All Aye, Councilman Blakeman Abstained.

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

May 20, 2003

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

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

MINUTES: Councilman Kemper made a motion, seconded by Councilman Downey to approve the minutes of the May 6, 2003 regular meeting. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey had no report.

Personnel Committee: Councilman Kemper had no report.

Street Committee: Councilman Kempton had no report.

Councilman Downey mentioned Susan McDoney had questioned him regarding a light at Morningside Drive and 335.

Mayor Kelly stated, the City Engineer has completed traffic counting at that intersection and it was deemed unnecessary and would be very expensive.

Zoning Committee: Councilman Jones had no report.

Recreation Committee: Councilman Blakeman asked that something be done about the tall grass at 305 Maplewood Avenue and along Pride Drive.

Councilman Blakeman asked about the letter received from Jim McCourt regarding the Waverly Youth League Contract.

Mayor Kelly stated the information had been forwarded to the law director and hopes to be on the new playing field next spring therefore the contract will hopefully only be for one year.

Public Services Committee: Councilwoman Thompson had no report.

Councilwoman Thompson made a motion, seconded by Councilman Jones to hire Brian Anderson as a part time dispatcher. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Blakeman to hire John Schmitt as a Auxiliary Police Officer. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Kempton to hire Jeremy Hamm as an Auxiliary Police Officer. **Roll Call:** All Aye.

MAYOR'S REPORT:

Mayor Kelly introduced Linda Bayse who was in the audience. Ms. Bayse presented the signs awarded to the City from the Bicentennial Commission. Every community who held at least four Bicentennial events was given two signs, one for each end of town.

Ms. Bayse also mentioned that the Fourth of July Fireworks will be held at the fairgrounds, where Mc Guffy Lane will be performing.

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Mr. Kelly thanked First National Bank for the great interest rate.

Fire Chief Randy Armbruster thanked Council, Trustees and the citizens of Waverly. He stated this equipment is something that has been needed for quite some time.

Mayor Kelly congratulated Waverly's Baseball team for winning the District Championship.

Coach Marty Kelly introduced the 6 seniors on the team, Chris Stanley, Andy Bodenger, Nick Kelly, Scottie Lytle, Nathan Childers, & Mike Osborne. Head Coach Jeff Noble was unable to attend.

OLD BUSINESS: There was no old business.

NEW BUSINESS:

Combined Cemetery Board Meeting

Present: Sam Rhoads, Joyce Thompson and Bob Trainer

Councilwoman Thompson made a motion, seconded by Councilman Kempton to reappoint Bob Trainer to the Cemetery Board. **Roll Call:** All Aye.

Board Member Sam Rhoads made a motion, seconded by Councilwoman Thompson to contact the County Auditor concerning the continuing of the 1 mill tax ley. **Roll Call:** All Aye.

AUDITOR'S REPORT:

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

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

Councilman Kemper made a motion, seconded by Councilman Kempton to direct the Mayor to take necessary steps regarding personnel matters and all documentation pursuant to Council shall be placed in respective persons personnel file. **Roll Call:** All Aye, Councilman Blakeman Abstained.

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

JUNE 3, 2003

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

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

MINUTES: Councilman Kemper made a motion, seconded by Councilman Jones to approve the minutes of the May 20, 2003 regular meeting. **Roll Call:** All Aye.

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

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey was excused.

Personnel Committee: Councilman Kemper had no report.

Street Committee: Councilman Kempton had no report.

Zoning Committee: Councilman Jones had no report.

Recreation Committee: Councilman Blakeman asked about the house on 305 Pike St. and the possibility of it being a safety hazard.

Mr. Blakeman also reported some complaints of vehicles setting on City streets without license tags. Specifically at Short and Pike Streets.

President Dale Reed stated he would have Police Chief Roe look in to the problem.

Public Service Committee: Councilwoman Thompson had no report.

Councilwoman Thompson made a motion, seconded by Councilman Kemper to hire Ross Porter as summer help for the Fire Dept., starting rate of Extra Firefighter Line (\$9.66 per hour) in the Wage Ordinance and to work 24 hours a week. **Roll Call:** All Aye.

MAYOR'S REPORT: Mayor Kelly was excused. Community Economic Developer Nathan Davis reported for Mayor Kelly.

Mr. Davis reported on the status of the New Park Construction, the pre construction meeting was held and the contract forms were signed. Ingle Barr Inc. will be providing a preliminary schedule of work. The contractor projects 6 months for completion but, feels he may be able to have it completed early. The City has also been approved for a \$10,000.00 planning grant from the Governor's office - City Comprehensive Plan. The first part of the grant has been initiated, the Dept. heads have been asked to set up goals, the next step will involve the public and there expectations.

The City has been approached by Attorney John Fossen to abandon the right of way to the cab property. Councilman Blakeman asked, if we have a right of way why have we leased the property for so many years.

Mr. Davis asked Council to allow him to re bid the Walnut St. Park Wrought Iron Fence reconstruction. Mr. Davis stated he did not receive any bids.

Councilman Kempton asked if the person who was originally interested in the project been contacted. Mr. Davis stated the contractor could no meet the bonding requirements.

Mr. Davis mentioned a local contractor has shown some interest in the project but didn't feel he could meet the time requirements.

Councilman Kempton asked if the bond requirements were going to be changed.

Mr. Davis said the bond requirements would stay the same but the time specifications will change. Councilman Blakeman asked what the time specifications are, Mr. Davis stated 4 months, 120 days.

Councilman Kemper made a motion, seconded by Councilwoman Thompson to re advertise for bids for the Wrought Iron Fence Reconstruction at Walnut St. Park. **Roll Call:** All Aye.

OLD BUSINESS: There was no old business.

NEW BUSINESS:

Resolution # 36-2003 (Dispense 2nd & 3rd) - Waverly's Appointment to the District 15 Public Works Integrating Committee. Councilman Blakeman read Resolution # 36-2003 in its entirety and made a motion, seconded by Councilman Jones to approve it. **Roll Call:** All Aye.

Resolution # 37-2003 (Dispense 2nd & 3rd) - Waverly's Alternate Appointment to District 15 Public Works Integrating Committee.

Councilman Blakeman read Resolution # 37-2003 in its entirety and made a motion, seconded by Councilman Kempton to approve it. **Roll Call:** All Aye.

Resolution # 38-2003 (Emergency) - To authorize the Auditor to enter into an agreement with the State Auditor's office to have a yearly audit of the City records. Councilman Jones read Resolution # 38-2003 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

Resolution # 39-2003 (Emergency) - To authorize the Auditor to transfer \$17,000.00 from the General Fund to the Sidewalk, Curb and Gutter Fund.

Councilman Kempton read Resolution # 39-2003 in its entirety and made a motion, seconded by Councilman Blakeman to approve it as an emergency. **Roll Call:** All Aye.

Resolution # 40-2003 (Emergency) - To authorize the Auditor to transfer \$4,500.00 from the General Fund to the Green Acres Fund. Councilman Kemper read Resolution # 40-2003 in its entirety and made a motion, seconded by Councilman Jones to approve it as an emergency. **Roll Call:** All Aye.

AUDITOR'S REPORT:

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

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

JUNE 17, 2003

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

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

MINUTES:

Councilman Kemper made a motion, seconded by Councilwoman Thompson to approve the minutes of the June 3, 2003 regular meeting. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey stated this has been a rugged year and it looks as if it is going to continue to be a rugged year.

Mayor Kelly mentioned the need for a pay increase for City employees in 2004. Mr. Kelly also mentioned financial short comings and the need to take a hard look at our revenue and its up to the legislative body to find a way to fix the revenue problems.

Personnel Committee: Councilman Kemper had no report.

Street Committee: Councilman Kempton received some complaints regarding pot holes on S. Mullins St. and he has spoken to Dean about taking care of the problem. There has also been some vehicles damaged from the drain at Bridge & Third St. Dean has made a repair and hopefully it will take care of the problem. There were several complaints about the water at 23 & 104, it was completely submerged after the recent rain and now there is a lot of mud. Mayor Kelly stated their needs to be an immediate compromise with the property owner at 23 & 104 to take care of the drainage problem.

Mayor Kelly stated the St. Marys subdivision drainage problem could cost between \$700,000.00 to 1 million dollars to fix. The preliminary cost for the Estep Lane sewer project is \$500,000.00. If we receive the grant, the Cities match for the new school road will be \$500,000.00.

Mr. Kelly also mentioned that we may need to purchase a super sucker for the storm drain cleaning and the cost could be \$60 to \$70,000.00.

Councilman Kempton made a motion, seconded by Councilman Jones to add Resolution # 44-2003 to the agenda. **Roll Call:** All Aye.

Zoning Committee: Councilman Jones had no report.

Recreation Committee: Councilman Blakeman asked if anything had been accomplished with the house at 305 Pike St. President Reed stated he had not spoken with anyone since the last council but he did ask Nathan Davis to check to see what could be done about it and find out if they have a permit. President Reed also ask Police Chief Roe to check about the vehicles in that are with out license tags. Councilman Blakeman also mentioned he had received calls regarding cats running loose in Waverly. Police Chief Roe stated people need to call the Police Dept. about the cats.

Public Service Committee: Councilwoman Thompson had no report.

Councilwoman Thompson made a motion, seconded by Council Kemper to hire Shira Ramey as a part time police dispatcher at the starting rate of \$8.65 per hour. **Roll Call:** All Aye.

COMMUNICATIONS:

Luke Tyree from the local Boy Scout Troop was present in the audience and ask Council if he and some fellow scout members would be allowed to paint the stop bars and cross walks in Bristol Village. He stated that Bristol Village would provide the supplies and they would be wearing orange vest and use cones. President Reed stated he would get him in contact with Dean Knight from the street dept. and Marie Hoover the law director will draw up a waiver for the City.

MAYOR'S REPORT:

Mayor Kelly asked Council to table Ordinance # 41-2003.

Mr. Kelly stated he had spoke with Bob Cross regarding the sick time at the Police Dept. and he said we didn't need a Resolution or Ordinance to change the policy.

Councilwoman Thompson made a motion, seconded by Councilman Jones to approve the policy change for the abuse of sick time. **Roll Call:** All Aye.

Mr. Kelly stated he had received an application for a tax abatement from Brown Corp. We have sent a letter to the County commissioners and the of City

schools. Mr. Kelly mentioned the application will be looked at and see what we can do to make it work for the City.

OLD BUSINESS: There was no old business.

NEW BUSINESS:

Nathan Davis gave details of what the purpose of Ordinance # 41-2003 is. Nathan stated that there are corrections needed in the zoning office. There is a need for legal surveys and descriptions. The planning and zoning permit fees could be used for that and therefore a line needed to be set up in the General Fund. Nathan also mentioned that since Council granted the Auto Cad program he has been able to produce bid packs himself and charging \$20.00 to contractors. The line will also be used to take care of the cost associated with keeping up the comprehensive plan.

Councilman Downey stated that the City is trying to get more professional in handling projects in the City. The unprofessional is what has caused some of the drainage problems. He mentioned the need to budget for consultants and change fees. Mr. Downey also stated the need to let the citizens know that the problems in the City such as abandoned cars, high grass and cats are going to be handled and violators will be taken care of and everyone will be treated fairly. Police Chief Roe stated once a complaint is received and officer is sent to check on it, if there is a violation the violator is given 72 hours to correct the problem, when the officer goes back to check if the problem is not taken care of the next step is court. Persons can call in anonymously.

Councilman Downey stated a lot of the fines haven't been changed in years and are ridiculously low so we need to look into upgrading the fines and laws.

Mayor Kelly stated we need to look at doubling the fines on Holidays.

President Reed asked how the zoning fees compare with other Cities.

Nathan stated we are comparable but not extremely low.

Resolution # 42-2003 (Emergency) - To transfer \$50,000.00 from the General Fund to the Police Fund. Councilwoman Thompson read Resolution # 42-2003 in its entirety and made a motion, seconded by Councilman Jones to approve it as an emergency. **Roll Call:** All Aye.

Resolution # 43-2003 (Emergency) - To transfer \$26,000.00 from the General Fund to the Ford Ave. Reconstruction Fund. Councilman Downey read Resolution # 43-2003 in its entirety and made a motion, seconded by Councilman Kempton to approve it as an emergency. **Roll Call:** All Aye.

Resolution # 44-2003 (Emergency) - To transfer \$50,000 from the General Fund to the Bridge and Street Fund. Councilman Kempton read Resolution # 44-2003 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

AUDITOR'S REPORT:

Auditor Harvey Whaley reported that he wanted to impress upon Council the need to watch the finances. Some are over spending the lines they have set up. Also some areas have set up budgets but they don't care to follow them. Mr. Whaley mentioned he agreed with Councilman Downey revenue does need to pick up or quit spending and he also agrees with the Mayor that the employees do need a raise.

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

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

JULY 1, 2003

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

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

MINUTES: Councilman Kemper made a motion, seconded by Councilman Downey to approve the minutes of the June 17, 2003 regular meeting. **Roll Call:** All Aye.

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

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey made a motion, seconded by Councilman Kemper to add Resolution # 47-2003 to the agenda. **Roll Call:** All Aye.

Councilman Downey made a motion, seconded by Councilman Kemper to cash in the CD's from the General Fund in the amount of \$110,000.00. **Roll Call:** All Aye.

Councilman Downey stated he thought it was important to discuss an income tax increase because we may be voting on a tax abatement for Brown Corp. at the next Council meeting.

Mr. Downey said the City has done a good job cutting costs, yet we are looking at losing employees due to the lack of revenue. Mr. Downey stated he was not interested in borrowing and would not be a part of that and said we can not look at Brown or Mills Pride to expand employment due to manufacturers moving overseas.

Mr. Downey mentioned he would like to see the increase take effect by Oct. 1st. He also stated it is Council's job to make sure the finances are in order not the Mayors.

Councilman Downey asked how the rest of Council felt?

-Councilman Jones stated he agreed that the City is running out of funds and needs new sources of revenue and would like to know what the Mayor is considering for the next few years and should we consider postponing some of the projects we can't afford.

-Councilman Blakeman stated he hated to see the tax increase, but considering our finances it may be the only route, yet he said he was not 100% sold on the increase.

-Councilwoman Thompson stated we can not continue with our receipts being less than our bills.

-Councilman Kemper stated he didn't think there was another good alternative.

-Councilman Kempton stated he thought we should set up workshops with the Dept. Heads and Council to get an idea of the big picture and to see if anything else can be done. Let the Dept. Heads know a tax increase is looming. He also mentioned we need to look at what we truly need, maybe increase the tax 1/4% and scale back a bit.

-President Reed stated he was not ready to go on record but unfortunately our job is to come up with money it is not the Mayor's job. He mentioned Council has sat by and not done their job. Council has given their blessing to buy new equipment but obviously we need funds to pay the debt. Mr. Reed mentioned he agreed with Mr. Kempton regarding the workshops. Mr. Reed stated if a tax increase is what it takes then he will vote for the increase.

-Auditor Harvey Whaley stated the General Fund transfers \$700,000.00 to the Police & Bridge & Street Funds. Because the levies haven't been increased in so long the Police and Bridge & Street can not support themselves. There are not many alternatives. We are remaining at a deficit. Mr. Whaley stated he never thought we would have to cash in the CD's, and he mentioned he is not sure if that will be enough.

Councilman Downey stated he is not asking for a motion to increase the income tax yet, but we have to have some type of increase, so in the coming months we are going to need to do something.

Personnel Committee: Councilman Kempton welcomed Margie Davis and Joy Meyers to Council.

Councilman Kemper made a motion, seconded by Councilwoman Thompson to hire Kristi Rhoads for the Mayor Secretary for one week at the rate of \$8.43 per hour, extra office help line. **Roll Call:** All Aye.

Mr. Kemper mentioned there was a safety issue he was made aware of on Hillside Ave. A household of young people without supervision and there is also no trash pick up.

Street Committee: Councilman Kempton asked if anyone had made contact with Randy regarding the drainage at 104 & 23.

Mr. Kempton also stated he had a couple complaints about the drainage on 2nd St. toward Mills Pride. Dean Knight stated that it was on a private lot and not the Cities responsibility.

Zoning Committee: Councilman Jones stated the Ordinance for rezoning the Swim Club property was passed by planning commission a month ago. The public meeting was held last Thursday and there was no objections. He mentioned the Ordinance should be passed at this Council.

Recreation Committee: Councilman Blakeman stated he received a complaint about a lot in Green Acres on the corner of Victory and Whitt that needs mowed. Mr. Blakeman also asked if the issue with the house on Short Street had been followed up on and Chief Roe stated a notice had been sent to the property owner.

Public Service Committee: Councilwoman Thompson had no report.

MAYOR'S REPORT: Mayor Kelly was excused.

OLD BUSINESS: There was no old business.

NEW BUSINESS:

Councilwoman Thompson made a motion, seconded by Councilman Downey to open the bids for the Wrought Iron Fence Restoration. **Roll Call:** All Aye.

D & R Mobile Welding Shop - \$217,482.45

The bid was rejected because the bid was well over the estimated amount.

President Reed asked how this affected the bid.

Mr. Davis stated the grant money was obligated to Walnut St. Park

President Reed asked that Mr. Blakeman's committee discuss and decide what to do with the funds from the grant.

Ordinance #41-2003 (dispense 2nd & 3rd) - To rezone property owned by the Pike County Swim Club from residential district to a retirement community district. Councilman Jones read Ordinance 41-2003 in its entirety and made a motion, seconded by Councilman Kemper to approve it. **Roll Call:** All Aye.

Ordinance #45-2003 (Emergency) - To amend Ordinance # 20-2003, The amended budget. Councilman Downey read Ordinance 45-2003 in its entirety and made a motion, seconded by Councilman Kemper to approve it as an emergency. **Roll Call:** All Aye.

Resolution # 46-2003 (Emergency) - To transfer \$1,668.64 from the General Fund to the Sidewalk, Curb and Gutter Fund. Councilman Kempton read Resolution 46-2003 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

Resolution # 47-2003 (Emergency) - To grant authority to the Mayor to purchase the following Mayor's Court Computer, its software and the maintenance and training for said computer. Councilman Downey read Resolution 47-2003 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

Audience Participation: Joy Meyers and Bill Vanhooose residents of Hillside Ave. were present and stated their concerns regarding the storm and sewer drainage problem on Hillside and 5th St. Joy mentioned children are swimming in the high water and the problem seems to be getting worse. Joy asked if there was anything that could be done about it.

Dean Knight from the street dept. stated the problem stems from when the project was built. There is a French drain system and there is no way for the water to drain. Mr. Knight mentioned the drain had been cleaned twice this year. The only way to fix it would cost \$150,000.00 and you would have to tear up the street and we do not have the funds to do it.

Mr. Vanhooose state something needs to be done, because the drains are full of mud.

Councilman Kemper asked if the drains could be cleaned.

AUDITOR'S REPORT:

Mr. Whaley stated its time that some of the problems in the City be put at the top of the priority list and new projects be put lower.

Mr. Whaley mentioned the state audit is going to cost another \$6500.00 to complete.

Mr. Whaley asked Chief Roe to wait to order the Mayor's Court Computer until he could see how the cash flow was going to be and until the CD's were in the account.

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

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

JULY 15, 2003

PRESENT: Councilwoman Joyce Thompson, Councilmen Jack Jones, Lynn Downey, Roger Kemper and Greg Kempton. Mayor Bill Kelly and Auditor Harvey Whaley. President Dale Reed and Councilman Forest Blakeman were excused. The meeting was opened at 7:00 with Don Goosman leading Council and guests in the pledge of allegiance to the flag.

MINUTES: Councilwoman Thompson made a motion, seconded by Councilman Jones to approve the minutes of the July 1, 2003 regular meeting. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey had no report.

Councilman Downey made a motion, seconded by Councilwoman Thompson to add Resolution # 51-2003 to the agenda. **Roll Call:** All Aye.

Personnel Committee: Councilman Kemper had no report.

Street Committee: Councilman Kempton reported he had received a complaint regarding the drainage on Second Street. Mr. Kempton mentioned the drain problem at 104 and 23 is still be looked at, and still receiving complaints. Mr. Kempton stated that Bob Gausman the City engineer may need to get involved. Mr. Kempton mentioned the heavy truck traffic on 220, Bridge Street. He stated maybe signs should be posted to re-route the truck traffic.

Zoning Committee: Councilman Jones had no report.

Recreation Committee: Councilman Blakeman was excused.

Public Service Committee: Councilwoman Thompson had no report.

Councilwoman Thompson stated she had a complaint about standing water and pot holes on Columbia Drive.

MAYOR'S REPORT: Mayor Kelly reported that Charlie Perkins passed away Monday. Mr. Perkins retired from the city with 30 years of service.

The start of the Sewer Plant will be on Monday & Tuesday. Mr. Kelly stated John has done a marvelous job managing the construction and engineering of the renovations at the Sewer Plant. He has saved the City a substantial amount of money.

Tuesday Wendy Lane in Bristol Village will be closing for construction on the New Park.

Mayor Kelly presented the Council members and guest with a Revenue and Expense report covering the past 3 years. Mr. Kelly reported the budget cuts that has been made in the City in the previous years. He also mentioned the large increase in the cost of health insurance.

Mr. Kelly stated we are facing trying times and the best way to handle it is to make cut backs. The Dept. Heads have tried to cut cost and we are to the bare minimum with everything. Mayor Kelly mentioned it is Councils job to manage the finances and we are at a crossroads. We are slowly getting into a situation where we have no savings. We have to find a way to raise the revenue.

Councilman Downey asked about the Brown Corp. tax abatement.

Mayor Kelly stated there was a policy made at the County level to approve 60% tax abatements. Brown Corp. is working with their people to see if they want to challenge for a 75% abatement. Mr. Kelly mentioned it is hard to give an abatement when you are financially hurting.

Councilman Downey stated considering our financial problems he would like to see Councilwoman Thompson head a committee on cutting more in the Police and Fire Budgets. He asked Councilman Kempton to do the same with the Bridge & Street Budget. Mr. Downey stated he would like to invite the Chamber President to come forward with ideas from the business community. Mr. Downey asked Council to try to come up with ideas to raise revenue other than increasing the City income tax and bring them to the next Council meeting.

OLD BUSINESS: There was no old business.

NEW BUSINESS:

Resolution # 48-2003 (Dispense 2nd & 3rd) - To approve filing an application for the City to obtain financial assistance under the Nature Works Program. Councilman Jones read Resolution # 48-2003 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it. **Roll Call:** All Aye.

Ordinance # 49-2003 (Emergency) - To adopt a Tentative Tax Budget for

2003. Councilman Downey read Ordinance # 49-2003 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency.

Roll Call: All Aye.

Resolution # 50-2003 (Emergency) - To authorize the Auditor to transfer \$55,000.00 from the General Fund to the Police Fund. Councilwoman

Thompson read Resolution # 50-2003 in its entirety and made a motion, seconded by Councilman Jones to approve it as an emergency. **Roll Call:** All Aye.

Resolution # 51-2003 (Emergency) - To authorize the Auditor and Mayor to purchase a tower and its components for communications for the Fire and Police Dept.'s, To allow the Mayor and Auditor to cash in the \$25,000.00 certificate of deposit to provide funds to purchase the tower and its

components. Councilman Kempton read Resolution # 51-2003 in its entirety and made a motion, seconded by Councilman Downey to approve it as an emergency. **Roll Call:** All Aye.

Discussion: Fire Chief Randy Armbruster stated the lightening had struck the old tower and did \$4000.00 worth of damage to the Police system and \$600.00 worth of damage to the fire system. Because the tower was not on City property the damage was not covered by the City Insurance. They now have put up a temporary tower on the Police Station.

AUDITOR'S REPORT:

Auditor Harvey Whaley stated he came in 1997 and since then have hired someone to take care of the grants. Grants cost the City money and without a surplus we can not get grants. We have reached a stage where it is hard to come up with the money to match the grants. We have problems in the City like the drain problem on Hillside the Truck Route the Turn lanes that are needed and roads to the school are going to be a problem in the near future. The City does not have the money to fund the projects. We need to consider our revenue seriously, a surplus is not a bad idea as long as it is handled right. Mr. Whaley stated our budget has areas that need funds for example our police cruisers are 3 years old we will have to buy new eventually.

Mr. Whaley thanked his secretaries for the work they have done in the last 6 months.

Mayor Kelly stated he doesn't want a parking lot to set empty, we have an 88 acre park with hardly any money invested, the money has came from grants and donations, and it will take money to maintain and operate the park.

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

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

AUGUST 5, 2003

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

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

MINUTES: Councilman Kemper made a motion, seconded by Councilman Kempton to approve the minutes of the July 15, 2003 regular meeting. **Roll Call:** All Aye.

FINANCE REPORT: Councilman Downey made a motion, seconded by Councilwoman Thompson to approve the July financial report. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey had no report.

Personnel Committee: Councilman Kemper had no report.

Mr. Kemper mentioned that he had no suggestions on cutting personnel.

Street Committee: Councilman Kempton stated there is a problem on 220 there is a dip in the road and it is a hazard. Mr. Kempton mentioned there is a new type of dry well and they are going to look into getting quotes on that to put over on Hillside and Fifth, to help with the water problem. Mr. Kempton also mentioned the large amounts of complaints he has received regarding the traffic lights.

Councilman Kempton reported he had a meeting with the Dept. Heads and Council Members in his committee. The meeting did not produce a lot of ideas on cutting. Some things that were discussed, the Friday brush pickup and the possibility of cutting that service and also spring clean up.

Councilman Kempton made a motion, seconded by Councilman Blakeman to advertise for salt bids. **Roll Call:** All Aye.

Zoning Committee: Councilman Jones stated that a Planning Commission meeting was held last week and the infrastructure inventory and 5 year plan was approved. Mr. Jones mentioned there was a difference of opinion on priority of the projects. The planning commission recommended the School Road over 2nd Street reconstruction. Mr. Jones stated we need to take a close look at the Capitol budget for the next five years and do we agree with the priority and do we want to give approval to obtain grant money due to our income.

Recreation Committee: Councilman Blakeman had no report.

Councilman Blakeman stated he thought before any Dept. spends any money it should be of dire necessity before they are allowed to make a purchase due to the budget situation.

Mr. Blakeman stated he feels due to our finances it would be a good idea if we do not apply for anymore grants with matching funds. We are 2 million dollars in debt.

Councilman Blakeman made a motion, to stop seeking grants with matching funds for the remainder of the year. (The motion was not seconded)

Public Service Committee: Councilwoman Thompson stated she had a meeting with the Dept. Heads in her committee and in Fire they have cut everything they can and are doing really well with their budget. They haven't replaced Josh and the new truck doesn't have a payment due until next year.

In the Police Dept. they have tried to cut cost by using part time employees.

There are 2 full time Police officer and dispatcher positions that have not been filled. Mrs. Thompson stated they are doing a good job.

Councilwoman Thompson made a motion, seconded by Councilman Kemper to hire Timothy South as a part time police officer at a starting pay of \$9.66. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Kemper to hire Gregory Blakenship as an Auxiliary Police officer. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Kemper to add Resolution # 58-2003 to the agenda. **Roll Call:** All Aye.

Councilman Downey had requested information from Council regarding cuts for the Cities budget. Mr. Downey stated he thought Council misunderstood him. He wanted ideas on cut backs not necessarily what we would do just ideas.

Councilman Downey stated he had some possibilities he would like to suggest.

- employee raises for next year should not be above the level of raises given for social security
- when the medical insurance is renewed the Cities cost should not be any greater than it is now, ask the employees to assume the increase
- do not give anymore general fund money to develop the new park, other than the money already designated
- do not give anymore money to sports teams, festivals or fairs
- require taxes be paid by those who live in the City but work and pay taxes elsewhere

Councilman Downey stated he had a meeting with the head of the Chamber of Commerce and the recommendations made were:

- instead of the Mayor running the City, hire a City manager full time and hire a full time auditor instead of an elected person.

also mentioned was using a full time Council to find savings for the City.

Councilman Downey stated we need to raise the City income tax to 1% to maintain the City going in a forward pace.

Mayor Kelly stated he has not heard much discussion about the tax increase.

Mr. Kelly stated he has no apologies for the improvements in the City. He mentioned he feels bad that the City employees haven't had a raise in 4 years.

He stated the Dept. Heads have cut there budgets.

He mentioned the matching grants have been substantial, however a lot of good things have been done and everything we have accomplished has been because of the grants.

Mayor Kelly stated we can't run a City that is open 2 days a week. We have worked so hard to get where we are today. We need carryover cash to keep from being broke every March. Mr. Kelly said we have done a good job by not raising taxes in 8 or 9 years, and he promised if the tax is raised the money will be used wisely and efficiently.

President Reed mentioned Councilman Downey has raised good possibilities that we need to consider. Ultimately it is Councils job to find money to run the City. Mr. Reed stated he thinks we will come through this situation okay and if any citizens have any concerns or ideas feel free to contact the Council members.

Councilman Downey stated we need to do something by the end of September.

MAYOR'S REPORT: Mayor Kelly reported he had received a letter regarding a mural project for Walnut Street Park. Mr. Kelly mentioned he thought it was a wonderful idea and ask the Recreation Committee to look into the project.

OLD BUSINESS: There was no old business.

NEW BUSINESS:

Resolution # 52-2003 (1st Reading) - To approve the infrastructure inventory and five year plan to submit to the Ohio Public Works

Commission. Councilman Jones read Resolution # 52-2003 in its entirety for the 1st reading.

Resolution # 53-2003 (Dispense 2nd & 3rd) - Pike Co. office of Community Development has requested in writing that the City of Waverly supports the condemnation of three buildings owned by the Pike Co. Board of

Commissioners. Councilman Jones Read Resolution # 53-2003 in its entirety and made a motion, seconded by Councilman Kemper to approve it. **Roll Call:** All Aye.

Ordinance # 54-2003 (Dispense 2nd & 3rd) - To dedicate the ROW plan for Wikle Dr. and to rescind Ordinance # 2-3003 from Jan. 2003 in which the ROW plan was already dedicated due to the inadvertent failure to attach a plat to said Ordinance. Councilman Jones read Ordinance # 54-2003 in its entirety and made a motion, seconded by Councilman Thompson to approve it.

Roll Call: All Aye.

Ordinance # 55-2003 (Dispense 2nd & 3rd) - To establish new "Planning and Zoning Fees" Councilman Downey read Ordinance # 55-2003 in its entirety and made a motion, seconded by Councilman Jones to approve it. **Roll Call:** All Aye.

Discussion: Nathan Davis stated some of the fees increased and some decreased and new fees were established for services that cost the City.

Ordinance # 56-2003 (Emergency) - To approve current replacement pages to the Waverly Codified Ordinances, and declaring an emergency.

Councilman Kemper read Ordinance # 56-2003 in its entirety and made a motion, seconded by Councilman Downey to approve it as an emergency. **Roll Call:** All Aye.

Ordinance # 57-2003 (Emergency) - To amend Ordinance # 20-2003.

Councilman Blakeman read Ordinance # 57-2003 in its entirety and made a motion, seconded by Councilman Kemper to approve it as an emergency. **Roll Call:** All Aye.

Resolution # 58-2003 (Emergency) - To authorize the Auditor to obtain a credit card (Visa and/or Mastercard) in the name of the Waverly Police Dept. for certain purchases to be made.

Councilwoman Thompson read Resolution # 58-2003 in its entirety and made a motion, seconded by Councilman Downey to approve it as an emergency. **Roll Call:** All Aye.

AUDITOR'S REPORT:

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

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

AUGUST 19, 2003

PRESENT: President Dale Reed, Councilwoman Joyce Thompson, Councilmen Jack Jones, Forest Blakeman, Lynn Downey, and Roger Kemper. Mayor Bill Kelly and Auditor Harvey Whaley. Councilman Greg Kempton was excused. The meeting was opened at 7:00 with Council Clerk Melody Thompson leading Council and guests in the pledge of allegiance to the flag.

MINUTES: Councilman Kemper made a motion, seconded by Councilwoman Thompson to approve the minutes of the August 5, 2003 regular meeting. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey reported he spoke with the Mayor regarding the income tax increase and if we are going to pass the increase the Ordinance needs to be passed by the end of September so it can go into effect by Jan. 1st. Councilman Downey stated he feels we should discuss the possible income tax increase tonight to find out where everyone stands and explanations of their opinions.

Councilman Kemper stated during the process of investigation there were no clear alternatives. The financial situation is not unique to Waverly and we can not move ahead without additional revenue. Mr. Kemper stated we have to cut services or raise revenue.

Councilman Jones asked what we expect 1% will bring? Cost are going up and how long will 1% last? Is this increase enough or more than we need and how are we going to spend the money? We need to answer some questions before we make a decision.

Councilman Blakeman stated the projects that are planned for the next five years will take money and if we pursue the projects we will have to borrow money to fund them. Mr. Blakeman mentioned he agreed with Mr. Jones, we do need to know what we are going to do with the money for the next few years. Mr. Blakeman stated if we want services we have to pay for them.

Councilman Downey stated we need money to increase our cash carryover at the end of the year. So many projects happened to us, like the flood, the road to the school, and Green Acres. We at least need to get back where we were.

Councilwoman Thompson stated she was not in favor of a tax increase, yet if we have no other alternatives we will have to raise revenue by increasing the income tax. Revenue is needed to improve our City.

Auditor Harvey Whaley stated we do not have the revenue to cover the projects. Mr. Whaley mentioned he does not feel comfortable with a .25% increase, and believes we need the .50% increase to get back where we were and cover the projects. We need to think of our community and keep our City progressing.

Councilman Downey made a motion, seconded by Councilwoman Thompson to add Resolution # 60-2003 to the agenda. **Roll Call:** All Aye.

Personnel Committee: Councilman Kemper had no report.

Street Committee: Councilman Kempton was excused. Councilman Blakeman stated he had received some calls regarding the curb and gutters at Green Acres. Mr. Blakeman mentioned it was his understanding that after the project was completed the City would back fill behind the curbs.

Nathan Davis stated it would cost approx. \$6,000.00- \$7,000.00 to back fill.

City Engineer Bob Gausman stated we need to finish the project to keep the City from being held responsible.

Councilman Blakeman stated he had received a call from Mr. Weekly at 135 Victory Dr.

Mr. Weekly was present in the audience and stated that the work done in Green Acres was very much appreciated. Mr. Weekly mentioned he was not happy with the job around his home, the curb is 13" higher than the yard and his neighbors run off goes into his yard. Mr. Weekly stated he wished the City would communicate with the residents. Mr. Weekly mentioned he had sent letters and emails and did not get a response.

President Reed stated we had been through this Green Acres project in every Council meeting and we need to vote to complete the project if the engineer says it needs to be completed.

Councilman Downey made a motion, seconded by Councilman Kemper to finish the Green Acres Project and the cost to not exceed \$7000.00. **Roll Call:** All

Aye, Councilman Jones Nay.

Zoning Committee: Councilman Jones had no report.

Recreation Committee: Councilman Blakeman had no report.

Councilman Blakeman felt the mural project should be put on hold considering the City's financial situation.

Public Service Committee: Councilwoman Thompson had no report.

Pam Johnson was present in the audience and spoke regarding the mural project at Walnut St. Park.

Ms. Johnson stated the only cost to the City would be the clearing of brush from the wall and washing the wall.

Councilman Blakeman made a motion, seconded by Councilman Jones to allow the mural project to be completed at Walnut St. Park. **Roll Call:** All Aye.

MAYOR'S REPORT: Mayor Kelly reported there would be a town meeting sometime in September. The Comprehensive City plan will be available so everyone can be involved. ILGARD will be facilitating the meeting, they are from Ohio University.

Mr. Kelly asked that everyone be careful and patient, today was the first day of school and there was a bottleneck problem on 335.

Mr. Kelly mentioned Sept. 12th will be the final negotiations for the Brown Corp. tax abatement.

Mayor Kelly stated he and Nathan Davis had met with Senator Dewine on Aug. 8th and shared the plans for the school road. They are also working with Congressman Portman on this project.

Economic/Zoning Director Nathan Davis asked that each Council member find two people from their ward to provide input on any of the subjects to be discussed at the town meeting.

OLD BUSINESS:

Councilman Jones made a motion, seconded by Councilman Kemper to dispense with the Second reading of Resolution # 52-2003. **Roll Call:** All Aye.

NEW BUSINESS:

Resolution # 59-2003 (Dispense 2nd & 3rd) - To authorize the Mayor and Auditor to advertise for bids for the construction of the "Ford Avenue Reconstruction Project". Councilman Blakeman read Resolution # 59-2003 in its entirety and made a motion, seconded by Councilman Downey to approve it.

Roll Call: All Aye.

Resolution # 60-2003 (Dispense 2nd & 3rd) - To designate the First National Bank of Waverly as depository for the City of Waverly. Councilman Downey read Resolution # 60-2003 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it. **Roll Call:** All Aye.

AUDITOR'S REPORT:

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

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

SEPTEMBER 2, 2003

PRESENT: Acting President Roger Kemper, Councilwoman Joyce Thompson, Councilmen Jack Jones, Forest Blakeman, Lynn Downey, and Greg Kempton. Mayor Bill Kelly and Auditor Harvey Whaley. President Dale Reed was excused. The meeting was opened at 7:00 with Auditor Harvey Whaley leading Council and guests in the pledge of allegiance to the flag.

MINUTES: Councilman Jones made a motion, seconded by Councilwoman Thompson to approve the minutes of the August 19, 2003 regular meeting. **Roll Call:** All Aye.

FINANCE REPORT: Councilman Downey made a motion, seconded by Councilwoman Thompson to approve the August 2003 financial report. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey had no report at this time.

Personnel Committee: Councilman Kemper had no report.

Street Committee: Councilman Kempton reported a house near the County Garage had water in it after the big rain. City Engineer Bob Gausman stated he had taken a look at the problem and has faxed a possible solution he sketched. Mr. Kempton mentioned the rise in the asphalt in front of Walmart. He stated there had been another accident and the speed limit in front of Walmart is also a problem. Bob Gausman stated until the area is re-annexed into the City there is nothing the City can do, it is ODOT's problem.

Zoning Committee: Councilman Jones had no report.

Recreation Committee: Councilman Blakeman stated a month ago he had made a motion to stop seeking grant money.

Councilman Blakeman made a motion, seconded by Councilman Jones to stop seeking grant money until next year. **Roll Call:** Jones: Aye, Blakeman: Aye, Thompson: Nay, Downey: Nay, Kemper: Nay, Kempton: Nay. Motion failed.

Councilman Downey stated he is hoping the matching grant money problem will be alleviated by increasing the income tax.

Auditor Whaley mentioned if we stop seeking grant money until next year we will not have any grant money until 2005.

Public Service Committee: Councilwoman Thompson stated there is a problem with the Gas Company sending letters to customers about replacing the current meters, stating they were not up to standard.

Mayor Kelly asked that anyone who had received a letter should call the Mayors office and leave there name and address with the secretary.

MAYOR'S REPORT: Mayor Kelly stated the City administration is going to work with Chief Roe and Mrs. Hoover the law director regarding door to door salesmen. Mr. Kelly reminded everyone of the town meeting on Sept. 25th at 7pm in the conference room of the YMCA.

Mr. Kelly introduced Carma Barch who was in the audience. Ms. Barch has designed a new seal for the City and we have an Art Council Grant that can be used for that purpose. All of Council was in favor of going forward with the design of the new seal. Ms. Barch mentioned she is open for suggestions for the new design.

Mayor Kelly reported the City is unable to borrow money from the First National Bank at this time. Mr. Kelly mentioned the City income tax was sufficient at one time and there comes a point when you have to increase revenue to help serve the City.

Mr. Kelly stated John Voorhes and his employees Mike Lesh and Joe Francis have done an outstanding job with the expansion to the Sewer Plant and have saved the City a tremendous amount of money.

Mayor Kelly reported he and Council has received a letter from Jim Mc Court regarding the lagoons. The lagoons have not been cleaned since 1997 and the EPA says they must be cleaned and it will cost approximately \$200,000.00 and we can not borrow the money from the First National Bank.

Councilman Downey stated we need to decide on an amount for the tax increase. The last meeting it was unclear who would support the increase.

Mr. Downey asked if Council would support a 1/2% tax increase?

Councilman Kempton stated he thought we needed to know what revenue we need.

Councilman Downey stated we need to rebuild our cash reserves with any money that may be extra. We also need to take care of projects that have been put on hold.

Councilman Downey asked Council if they would support going forward with a 1/2% tax increase to go into effect Jan. 1, 2004.

All Council agreed except Councilman Kempton .

OLD BUSINESS:

Resolution # 52-2003 (3rd Reading) - To approve the infrastructure inventory and five year plan to submit to the Ohio Public Works

Commission. Councilman Jones read Resolution # 52-2003 in its entirety and made a motion, seconded by Councilman Downey to approve it. **Roll Call:** All Aye. Councilman Jones and Blakeman - Nay.

NEW BUSINESS:

Resolution # 62-2003 (Emergency) - To create a Petty Cash Fund for the Police Department.

Councilman Downey read Resolution # 62-2003 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it as an emergency. **Roll Call:** All Aye.

AUDITOR'S REPORT:

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

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

SEPTEMBER 16, 2003

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

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

MINUTES: Councilman Kemper made a motion, seconded by Councilwoman Thompson to approve the minutes of the September 2, 2003 regular meeting.

Roll Call: All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey had no report.

Councilman Downey made a motion, seconded by Councilman Kemper to add Resolution # 67 & 68 to the agenda. **Roll Call:** All Aye.

Personnel Committee: Councilman Kemper had no report.

Street Committee: Councilman Kempton had no report.

Zoning Committee: Councilman Jones had no report.

Recreation Committee: Councilman Blakeman stated he had spoke with the gentleman who previously had leased the Liberty Cab Co. property. The gentleman no longer wants to lease the property. Mr. Blakeman mentioned someone was utilizing the property and wanted to know if we were leasing it again or if we were going to sell the property. Mayor Kelly stated our law director was working on the issue to see if Vallery's can acquire the property or if it has to be put out for bid.

Mr. Blakeman mentioned Green Acres and the fact that the back filling had not started and wanted to know when it was going to take place. Mr. Blakeman was informed that the work would begin on Sept. 17th at 10:30 am.

Public Service Committee: Councilwoman Thompson had no report.

MAYOR'S REPORT:

Mayor Kelly stated that council has all be given a copy of the Brown Corp. Tax Abatement Resolution for review.

Mr. Kelly reminded everyone of the Town Meeting to be held in the conference room at the YMCA on Sept. 25th at 7pm.

OLD BUSINESS: There was no old business.

NEW BUSINESS:

Econ. Developer Nathan Davis opened the bids for the Ford Ave. Reconstruction Project.

Foill Inc. -- \$179,536.49 -- Oct. 1st start date
\$154,536.49 -- Apr. 1st start date

Mr. Davis stated he would come back to Council with the notification of the reward of contract at a later date.

AUDIENCE PARTICIPATION:

Mr. Glen Cline spoke to Council regarding the curb & sidewalk at his property on Bridge Street. Mr. Cline stated the sidewalk and gutter are completely gone and water stands. Mr. Cline asked that the City replace the curb and sidewalk in front of the house because he feels it was something a sewer problem caused.

President Reed placed the issue in Greg Kempton's Street Committee and asked City Engineer Bob Gausman to look at it and see if the issue can be worked out.

Councilman Kemper made a motion, seconded by Councilman Kempton to approve all poling places in the City. **Roll Call:** All Aye.

Councilwoman Thompson made a motion, seconded by Councilman Kemper to approve changing the first Council meeting in November from the 4th to the 6th.

Roll Call: All Aye.

Councilman Kemper made a motion, seconded by Councilman Blakeman to appoint Mike Leslie to the Board of Review.

Ordinance # 63-2003 (1st Reading) - To allow the City of Waverly to impose a 1/2% income tax increase. Councilman Downey read Ordinance # 63-2003 in its entirety for the first reading.

Resolution # 64-2003 (Dispense 2nd & 3rd) - Authorization to apply for a grant to perform W. North Street Improvements in 2004. Councilman Jones read Resolution # 64-2003 in its entirety and made a motion, seconded by Councilman Kemper to approve it. **Roll Call:** All Aye. Blakeman-Nay, Jones-Nay.

Discussion: Councilman Blakeman asked what the Cities match would be for this project.

Mayor Kelly answered it is supposed to be completed in two phases and would cost approx. \$500,000.00, but more than likely it will take 3 phases to complete this road.

Nathan Davis explained the estimated project cost will be 1.5 million according to Purdom, Kaskey and Assoc., some of the project cost were estimated depending on the steps taken to complete the individual parts of the project.

Mr. Davis stated if we are awarded the money we will be able to spend the money on construction in July 2004.

Mr. Kelly mentioned next years budget will have to have a minimum of \$275,000.00 in the Capitol Improvements Line for matching funds.

Councilman Blakeman stated he can not support this Resolution because we do not currently have the funds needed for the project.

Mr. Davis stated he did not recommend filing the application and then taking it back if we don't have the funds.

Mayor Kelly stated we need an alternate solution if we are not going to try to fix the road.

President Reed stated this project needs to be a priority for everyone on Council. We need to know what we are going to do, our children are important and we need to make up our minds.

Councilman Jones asked when we would need the matching funds. Nathan Davis stated preliminary money will be needed Jan. 1, 2004 and matching funds will be needed July 1, 2004.

Resolution # 65-2003 (Dispense 2nd & 3rd) - To authorize a new design for the Official City Seal. Councilman Kemper read Resolution # 65-2003 in its entirety and made a motion, seconded by Councilman Kempton to approve it.

Roll Call: All Aye.

Resolution # 66-2003 (Dispense 2nd & 3rd) - To approve the anticipated revenue received and effective tax rates on current levies as determined by the County Budget Commission. Councilman Downey read Resolution # 66-2003 in its entirety and made a motion, seconded by Councilwoman Thompson to approve it. **Roll Call:** All Aye.

Resolution # 67-2003 (Emergency) - To authorize the Auditor to transfer \$50,000.00 from the General Fund to the Police Fund. Councilwoman Thompson read Resolution # 67-2003 in its entirety and made a motion, seconded by Councilman Kempton to approve it. **Roll Call:** All Aye.

Resolution # 68-2003 (Emergency) - To authorize the Auditor to transfer \$25,000.00 from the General Fund to the Bridge & Street Fund. Councilman Kempton read Resolution # 68-2003 in its entirety and made a motion, seconded by Councilman Blakeman to approve it. **Roll Call:** All Aye.

AUDITOR'S REPORT: Mr. Whaley stated he had given Council information on cash carryover and income tax receipts for the years 2000 through 2002 for their review.

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

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

OCTOBER 7, 2003

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

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

MINUTES: Councilman Jones made a motion, seconded by Councilman Kempton to approve the minutes of the September 16, 2003 regular meeting.

Roll Call: All Aye.

Councilman Kempton made a motion, seconded by Councilman Jones to appoint Councilman Kemper as Acting President in President Reeds absence. **Roll Call:** All Aye.

FINANCE REPORT: Councilman Downey made a motion, seconded by Councilman Kempton to approve the September Finance Report. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey had no report.

Personnel Committee: Councilman Kemper reported Patty Strickland had retired and there is a need to make adjustments to that office.

Councilman Kemper made a motion, seconded by Councilman Jones to add Ordinance # 74-2003 to the agenda. **Roll Call:** All aye.

Councilman Kemper made a motion, seconded by Councilman Kempton to hire Matt Kelly as an Auxiliary Police Officer. **Roll Call:** All Aye.

Street Committee: Councilman Kempton reported after looking at the situation regarding the sidewalk for Mr. Cline's house on Bridge Street, at this time there is not going to be any action taken. Currently there is no money in the fund and there is very little that can be done, but possibly we can look at it in the spring.

Zoning Committee: Councilman Jones had no report. Mr. Jones mentioned the first town meeting went very well.

Recreation Committee: Councilman Blakeman had no report.

Councilman Blakeman mentioned he had spoken with President Reed regarding the use of jake brakes in the City and the noise. There are complaints from residence and he stated he would like to see legislation to stop the use of jake brakes within the City.

Councilman Blakeman stated he had received a call regarding high grass on Maplewood Ave. Mayor Kelly stated the resident should call the Police Dept.

Public Service Committee: Councilwoman Thompson was excused.

MAYOR'S REPORT: Mayor Kelly reported the Ohio Rail Development Commission was contacted by Mills Pride to inquire about lights and gates at 220 by the City garage. We received a letter stating that we were ranked 167th in the state. The Ohio Rail Commission will cover 80% of the cost and the City and/or Mills Pride will have to come up with the other 20%. Mr. Kelly asked Council if they would like him to pursue the lights and gates for 220 and Council agreed to allow Mayor Kelly to pursue the issue.

Mayor Kelly stated he received a letter from Adelphia and there are upgrades taking place and they are going to increase the fees. Mr. Kelly mentioned he is going to invite someone from Adelphia to Council.

Mayor Kelly mentioned when a Resolution is read and the person who reads it is not going to vote in favor of the Resolution they should not make a motion at the end of it, someone who is in favor of the Resolution needs to make the motion.

OLD BUSINESS:

Councilman Downey made a motion, seconded by Councilman Jones to Read Ordinance # 63-2003 by title only. **Roll Call:** All Aye.

Ordinance # 63-2003 was read by title only by Councilman Downey for the second reading.

NEW BUSINESS:

Resolution # 69-2003 (emergency) - To authorize the Auditor and Mayor to enter into an agreement with Brown Corp. to grant a tax abatement of 75% on real and new personal property including inventory for 10 years.

Councilman Downey read Resolution # 69-2003 in its entirety and made a motion, seconded by Councilman Blakeman to approve it as an emergency. **Roll Call:** All Aye.

Discussion: Mr. Welch and Mr. Courts from Brown Corp. were in the audience. Mayor Kelly reported there was a problem with the numbers. The money owed to the schools doubled due to a paper work error, but Brown Corp. agreed to pay to make the school whole.

Mr. Kelly thanked Randy Myers and David Albert from Brown Corp.

Councilman Kempton stated the abatement is not significant because of the money being paid to the school and the donation to the park. Mr. Kempton mentioned we need all the jobs we can get and this will create 19 jobs, there is no one else hiring in leaps and bounds.

Mr. Courts stated they enjoy being in the City and are trying to retain and create jobs. Mr. Courts mentioned he hoped the abatement would be approved.

Councilman Blakeman asked when Brown Corp. will be hiring and Mr. Welch answered Jan. 2004. Mr. Blakeman stated jobs are hard to come by and the City needs all they can get.

Resolution # 70-2003 (Dispense 2nd & 3rd) - To accept lowest/responsible bid of Foil Inc. entitled Ford Ave. Reconstruction and to authorize the auditor and Mayor to enter into a standard contract for construction with Foil Inc. Councilman Kempton read Resolution # 70-2003 in its entirety and made a motion, seconded by Councilman Downey to approve it. **Roll Call:** All Aye.

Resolution # 71-2003 (Dispense 2nd & 3rd) - To dedicate the right of way plan for Armbruster Parkway. Councilman Jones read Resolution # 71-2003 in its entirety and made a motion, seconded by Councilman Blakeman to approve it. **Roll Call:** All Aye.

Ordinance # 72-2003 (Dispense 2nd & 3rd) - To establish "No Parking" on the North side of West Second Street. Councilman Blakeman read Ordinance # 72-2003 in its entirety and made a motion, seconded by Councilman Jones to approve it. **Roll Call:** All Aye.

Resolution # 73-2003 (Dispense 2nd & 3rd) - To authorize the Mayor's court to retain any monies paid in excess of fine amounts in the amount of \$5.00 or less. Councilman Downey read Resolution # 73-2003 in its entirety and made a motion, seconded by Councilman Jones to approve it. **Roll Call:** All Aye.

Councilman Downey made a motion, seconded by Councilman Kempton to hire Tisha Shoemaker as a full time dispatcher and remain at the top of the dispatcher pay. **Roll Call:** All Aye.

Ordinance # 74-2003 (Emergency) - To change the pay scale of the position of Tax Administrator. To increase the Tax Administrator pay to \$30,000.00 per year, beginning November 1, 2003. Councilman Kemper read Ordinance # 74-2003 in its entirety and made a motion, seconded by Councilman Jones to approve it as an emergency. **Roll Call:** All Aye.

Discussion: Mayor Kelly extended his thanks to Patty Strickland for the tremendous job she done as the tax administrator and although the salary of the new tax administrator is raising the line is lowering.

Councilman Downey asked about overtime. Mr. Kelly mentioned the office is extremely busy at times and there has never been a problem with overtime.

AUDITOR'S REPORT:

Mr. Whaley stated the money is very close and it is hard to go in to work every day and try to find money to move to cover expenses. Mr. Whaley stated he is hopeful if we pass the tax increase we may have a carryover next year.

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

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

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

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

OCTOBER 21, 2003

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

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

MINUTES: Councilman Kemper made a motion, seconded by Councilman Blakeman to approve the minutes of the October 7, 2003 regular meeting. **Roll**

Call: All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey had no report.

Personnel Committee: Councilman Kemper had no report, and asked if Lynn Wilber from Pike County Children Services could speak during his time. Ms. Wilber asked for Council's support for Issue 15 on the Nov. 4th ballot. Ms. Wilber explained how much the levy would increase property taxes. She also mentioned Children Services have never had a levy in Pike County and most of the funding comes from State, Federal funding and a small amount comes from the county. Ms. Wilber stated their funding has been cut and foster care costs have gone through the roof and the children are requiring more sophisticated care which costs more money. Ms. Wilber asked Council to pass the word about Issue 15.

Street Committee: Councilman Kempton had no report.

Zoning Committee: Councilman Jones had no report.

Recreation Committee: Councilman Blakeman asked when someone from Adelfia would be coming to Council. Mayor Kelly stated someone would be invited in the near future.

Public Service Committee: Councilwoman Thompson had no report.

MAYOR'S REPORT: Mayor Kelly reminded everyone the next Council meeting would be on Thursday Nov. 6th due to the election.

OLD BUSINESS:

Ordinance # 63-2003 (3rd Reading) - To allow the City of Waverly to impose a 1/2% income tax increase effective January 1, 2004. Councilman Downey read Ordinance # 63-2003 in its entirety and made a motion, seconded by Councilman Kemper to approve it. **Roll Call:** All Aye. Jones: Pass, Kempton: Nay.

Discussion: Councilman Jones stated he agreed we need money right now and we have over spent and there is no question we need to approve the tax increase. He stated he believed we should make the increase effective for 2 years and then reevaluate.

Councilman Kempton stated he didn't see where it needed to go to a full 1% and he would support a lesser tax. He mentioned we need to use caution with our economy in the shape it is in and he would support a lower rate increase.

Auditor Harvey Whaley stated the 1/2% increase is totally needed due to the things coming in the next year and we need a cash carryover. Mr. Whaley stated there is no other way to get ahead except to go with a 1/2% increase.

Mayor Kelly stated the over spending is what got us in trouble, but the Dept. Heads did not overspend their budget. The problem is the cash flow. Mr. Kelly stated if we only pass the 1/2% increase for 2 or 3 years we will be in the same boat. He mentioned as the City grows there will be a need for increased revenue.

Mr. Whaley stated he agreed with Mayor Kelly we can always back off the tax if we no longer need the revenue. The problem can not be fixed with 1 year's tax increase.

Councilman Kemper mentioned we have to face the problem now and the road to the school is important for the safety of the children.

Mayor Kelly stated each Dept. in the City has been vastly improved including the quality. It is very hard to make improvements and maintain them without revenue. Our goal is to continue what we have started with an aggressive approach to improve our community.

Councilman Kempton mentioned we have to look at growth. We have a lot of development but, we need to shift toward increasing our numbers to continue as a City.

Econ. Dev. Nathan Davis stated he agreed we need to move toward development that will bring about a pay off. In the past the infrastructure has spiraled down hill. Currently we are playing catch up, trying to fix and repair. If we don't have the money to do the day to day work for the City we have a more serious problem.

Mayor Kelly stated people say there are no nice places to buy or build in Waverly. Armbruster Parkway has a lot of possibilities for housing.

Councilman Downey stated he believes Councilman Jones is right on target. Mr. Downey mentioned there are three council members up for election in two years and if the citizens of Waverly disagree with council they should find people to run for council. Mr. Downey stated, we can not move forward with out revenue.

NEW BUSINESS:

Ordinance # 75-2003 (1st Reading) - To adopt a the proposed budget appropriations for the year 2004. Councilman Kemper read Ordinance # 75-2003 in its entirety for the 1st reading.

Ordinance # 76-2003 (1st Reading) - To adopt the Wage Ordinance for the City of Waverly for the year 2004. Councilman Blakeman read Ordinance # 76-2003 in its entirety for the 1st reading.

AUDITOR'S REPORT:

Auditor Harvey Whaley thanked his staff for their work on the budget presented to council. He mentioned we have a good budget and there will probably be a few changes after the first of the year. Mr. Whaley thanked Council for voting for the tax increase. He invited council to stop in the auditors office anytime.

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

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

NOVEMBER 6, 2003

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

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

MINUTES: Councilman Kemper made a motion, seconded by Councilwoman Thompson to approve the minutes of the October 21, 2003 regular meeting. **Roll Call:** All Aye.

FINANCE REPORT: Councilman Downey made a motion, seconded by Councilwoman Thompson to approve the October Financial report. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey stated we are holding our own concerning finance. Mr. Downey mentioned the inaccuracy reported in the News Watchman concerning the Cities finances. He objected to the former council member who put forth a very negative point of view and the statement made that we spend money like drunken sailors. Mr. Downey stated the timing was terrible, after three readings, the Ordinance passed and we have talked about an increase all year then we are criticized. The Auditor, Mayor and three council members were up for re-election and only one councilman was opposed. If the current councils action is not approved then someone needs to oppose the three council members that are up for re-election in two years. Don't wait until after an unopposed election and then criticize.

Personnel Committee: Councilman Kemper reported several recommendations from some of the Dept. Heads for pay increases or alternatives. The Street, Water, Sewer, Fire and Police Departments would like to see a 4% increase or the possibility of increases of certificate pay, hazard duty pay and CDL pay. Also mentioned was the possibility of buying up to 3 weeks of vacation and removing the cap on sick time.

President Reed put the issue in the finance and personnel committees.

Councilwoman Thompson made a motion, seconded by Councilman Kemper to hold a Wage Ordinance Workshop on Tuesday, November 11, 2003 at 7 p.m. for all Dept. Heads and Council members. **Roll Call:** All Aye.

Councilman Downey stated after doubling the income tax, he is reluctant to spend any funds until we see what our income will be next year. Mr. Downey mentioned waiting until after the 1st quarter before approving any raises or fringe changes.

Street Committee: Councilman Kempton stated he had received request to review parking permits on North Street and the possibility of a four way stop at Wendy Lane. Mr. Kempton stated they would look at the request before the next meeting and come back with a recommendation.

President Reed mentioned the Jake brakes being used in the City limits and stated he believed it was important to look into and the possibility that signs may help.

Councilman Jones questioned the speed from Fifth St. to Cherry St.

Zoning Committee: Councilman Jones had no report.

Recreation Committee: Councilman Blakeman asked when the representative would be in from Adelphia. Mayor Kelly stated he is waiting on a reply from Adelphia.

Public Service Committee: Councilwoman Thompson had no report.

MAYOR'S REPORT: Mayor Kelly stated he had a meeting with Robin Damron and Joel Barrett from the News Watchman regarding the newspaper article. They have agreed to do a few things differently for them.

Mr. Kelly stated the payment for the Waste Water Plant is \$260,000.00 per year not \$900,000.00. BBS the engineering firm told us to build what we wanted and what we needed would cost 6.5 million yet we only spent 4.2 million.

The Street Department does not have 4 dump trucks and most of the equipment they have is hand me downs.

Some of the numbers were wrong and we tried to straighten them out.

Mayor Kelly stated the Mayors Court cost are lagging behind compared to court cost in neighboring cities. We need to look at the current cost, compare and see

about any possible increases.

Mr. Kelly mentioned when Bill Wonnell left as Zoning Director part of his pay was given to Nathan Davis and Mr. Davis took on Mr. Wonnells responsibilities. Mr. Kelly stated he would like to change the way Mr. Davis' pay is done. He would like to pay him the normal Dept. Head wage out of his Econ. Developer line and then pay his zoning pay out of a Zoning Line.

OLD BUSINESS:

Councilman Downey made a motion, seconded by Councilman Kemper to read Ordinance # 75-2003 by title only. **Roll Call:** All Aye.

Ordinance # 75-2003 was read by title only for the 2nd Reading by Councilman Downey.

Councilman Downey made a motion, seconded by Councilman Jones to read Ordinance # 76-2003 by title only. **Roll Call:** All Aye.

Ordinance # 76-2003 was read by title only for the 2nd Reading by Councilman Downey.

NEW BUSINESS:

Councilman Reed stated we have received Liquor License request from Randy Roe for a Road house Restaurant and from Denny Adkins for Dennys Dog House.

Councilman Kemper made a motion, seconded by Councilman Kempton to request a hearing in the County Seat for both of the Liquor License request. **Roll Call:** All Aye.

Salt Bid Openings

Two salt bids were received and both declined the ability to provide a salt bid.

Councilman Kempton made a motion, seconded by Councilwoman Thompson to advertise for salt bids a second time. **Roll Call:** All Aye.

AUDITOR'S REPORT: Auditor Harvey Whaley was excused.

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

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

NOVEMBER 18, 2003

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

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

MINUTES: Councilman Kemper made a motion, seconded by Councilwoman Thompson to approve the minutes of the October 21, 2003 regular meeting. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey mentioned an article in the Chillicothe Gazette that referred to the concept of having Columbus City employees take 3 days unpaid leave to save the City money. The Chillicothe Mayor agreed with this concept.

Mr. Downey stated there will be some sort of raise come March 1st. Mr. Downey mentioned he believes this will be worked out and council will put forth an effort to solve the issue.

Councilman Downey made a motion, seconded by Councilman Kemper to add Resolution # 78-2003 to the agenda. **Roll Call:** All Aye.

Personnel Committee: Councilman Kemper stated that Robin Williams the Mayors Secretary has requested days off with out pay for a trip and a conference she wants to attend.

Councilman Kemper made a motion, seconded by Councilman Jones to hire Kristi Rhoads as the interim secretary in the Mayors office. **Roll Call:** All Aye.

Street Committee: Councilman Kempton stated he has not held the meeting with his committee regarding the speed limit at Bristol and other request for parking signs. Mr. Kempton mentioned the dead tree on Estep Lane that needs to be removed.

Zoning Committee: Councilman Jones had no report.

Recreation Committee: Councilman Blakeman had no report.

Public Service Committee: Councilwoman Thompson had no report.

AUDIENCE PARTICIPATION:

Blain Randles from Adelphia Cable was present to answer question regarding the recent increase.

Councilman Downey asked why there is an increase in the broad band cost. Mr. Randles stated the increase in speed and they are trying to stay competitive. Councilman Kempton mentioned they have no competition in Waverly.

Mr. Kempton asked about the problem with the guide. Mr. Randles stated they are working on the problem.

Councilman Blakeman asked what we got for the increase except for an increase in the monthly bill. Mr. Randles stated new products and better service.

Mr. Blakeman asked about those on a fixed income. Mr. Randles mentioned they could purchase a lower tier which is a lower price.

Mr. Blakeman asked that Adelphia inform Council of any future increase prior to the increase.

MAYOR'S REPORT:

Mayor Kelly reported the Law Director submitted a letter to the tax office allowing them to give funds to the Auditors Office prior to the end of the month. The Auditors office will be receiving money on the 15th and after the 1st in Nov. & Dec.

Mr. Kelly mentioned he has received the preliminary on the health insurance and it looks as if the increase will be approx. 16% which could cost up to \$38,000.00 a year.

Mr. Kelly stated he would like to keep the insurance down. Mr. Kelly mentioned he is in favor of a pay increase for employees, but also have the employee take on more of the health insurance cost.

Mr. Kelly stated he appreciated the Chillicothe Gazette's story. Mr. Kelly stated if we give a pay increase we have to do what's best for the City and its employees. Mr. Kelly stated we have a problem that we are going to have to spend a little money on that we were not aware of, the rubber is coming out of the expansion joints on US 23 and once it is gone the salt and grit will fill the space and the highway will not be able to expand and the concrete will start to crack. We are

going to sit down with Dean and Bob and figure out how to address the problem. Mr. Kelly thanked Councilman Blakeman for working with Woody regarding the parks.

OLD BUSINESS:

Councilman Downey made a motion, seconded by Councilwoman Thompson to read Ordinance 75-2003 by title only. **Roll Call:** All Aye.

Ordinance # 75-2003 (3rd Reading) - To adopt the proposed Budget Appropriations for the year 2004. Councilman Downey read Ordinance # 75-2003 by title only and made a motion, seconded by Councilwoman Thompson to approve it. **Roll Call:** All Aye.

Councilman Downey made a motion, seconded by Councilwoman Thompson to read Ordinance 76-2003 by title only. **Roll Call:** All Aye.

Ordinance # 76-2003 (3rd Reading) - To adopt the Wage Ordinance for the City of Waverly for the year 2004. Councilman Downey read Ordinance # 76-2003 by title only and made a motion, seconded by Councilman Kemper to approve it.

Roll Call: All Aye. Councilman Blakeman - Abstained.

NEW BUSINESS:

Ordinance # 77-2003 (1st Reading) - To allow the City of Waverly Water Plant to impose a rate increase on the residential and commercial water rates.

Councilwoman Thompson read Ordinance # 77-2003 for its 1st reading.

President Reed stated he would like to place Ordinance # 77-2003 in the public service committee and have them meet with the Dept. Heads regarding this issue and also any other Council members with questions and concerns should also attend the meeting.

Resolution # 78-2003 (Emergency) - To authorize the Auditor to transfer \$75,000.00 from the General Fund to the Police Fund. **Roll Call:** All Aye.

AUDITOR'S REPORT:

Auditor Harvey Whaley stated he had received a letter from the State Auditor.

There will be a post audit on Friday the 21st at 10am, all Council is welcome.

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

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

DECEMBER 2, 2003

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

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

MINUTES: Councilman Kemper made a motion, seconded by Councilwoman Thompson to approve the minutes of the November 18, 2003 regular meeting.

Roll Call: All Aye.

FINANCE REPORT: Councilman Downey made a motion, seconded by Councilman Jones to approve the November 2003 Finance Report. **Roll Call:** All Aye.

COMMUNICATIONS AND COMMITTEE REPORTS:

Finance Committee: Councilman Downey reported the income tax receipts are better than last year at this time. The Tax Dept. has been finding person who have not paid in the past. The test will be next February.

Personnel Committee: Councilman Kemper had no report.

Street Committee: Councilman Kempton reported his committee had met and decided not to allow the 2 hour parking permit in front of Canal Church and regarding the speed limit in Bristol Village they do not wish to pursue the issue at this time.

Councilman Blakeman asked if they discussed the issue of the jake brake. Mr. Kempton said the issue is still in committee.

Zoning Committee: Councilman Jones had no report. Mr. Jones commended the Jingle Bell Committee for a very good job and mentioned he appreciated what they do.

Recreation Committee: Councilman Blakeman had no report. Mr. Blakeman also mentioned the Jingle Bell Committee did a fine job.

Public Service Committee: Councilwoman Thompson had no report.

Councilwoman Thompson made a motion, seconded by Councilman Kemper to appoint Jeremy Renner as a Volunteer Fire Fighter. **Roll Call:** All Aye.

MAYOR'S REPORT:

Mayor Kelly congratulated Karen Downs in the Tax Dept. for a good job in targeting persons who have not filed taxes.

Mr. Kelly reported the News Watchman will be running an Administrative article, once a month for the City.

Mr. Kelly mentioned Armbruster Parkway is being paved, yet there is still a lot to be completed.

OLD BUSINESS:

Councilwoman Thompson made a motion, seconded by Councilman Kemper to read Ordinance # 77-2003 by title only. **Roll Call:** All Aye. Councilman Downey - Nay.

Ordinance # 77-2003 (2nd Reading) - To allow the City of Waverly Water Plant to impose a rate increase on the residential and commercial water rates.

Councilwoman Thompson read Ordinance # 77-2003 by title only for the 2nd reading.

Discussion: Councilman Downey stated he did not want to see an increase after raising the income tax rate. He mentioned he would like to see money from the General Fund used to pay for the Lagoon cleaning and put the increase off for a year. Mr. Downey stated he is opposed at this point.

Jim McCourt (Dept. Head of Water Dept.) stated water bills are a utility just like electric and gas. When there cost go up they raise their rates. Our cost have gone up and we need to raise the water rate. The increase is minimal and will raise the average house bill approx. \$.60. If the increase is not passed there is no need in applying for any further grants for the Water Dept. because we will not be able to pay the matching funds. Mr. McCourt mentioned EPA regulations have to be met and it is my job to make sure water runs and I am not going to be concerned with, if there is money to meet regulations if the water rate increase does not pass. Mr. McCourt stated we have the lowest rate in the community and we cannot afford this luxury any longer.

Mayor Kelly asked if he has projected how much the increase will help. Mr. McCourt replied, by the end of the year approx. \$34,000-\$35,000 and it cannot

be used until 2005.

Mr. Kelly asked if he anticipated borrowing money to complete the lagoon project. Mr. McCourt stated yes he does, and he sees no other way to complete the requirement.

Mr. McCourt stated the increase is a slight increase to the consumer but a large increase to the Dept.

NEW BUSINESS:

There was no New Business.

AUDITOR'S REPORT:

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

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