

**MINUTES – REGULAR SESSION****PORTSMOUTH CITY COUNCIL MEETING**

Monday April 24, 2017

6:00 P.M.

The City Council of the City of Portsmouth, Ohio met in regular session on Monday April 24, 2017 at 6:00 p.m., in the Council Chambers of the Municipal Building.

Mayor Jim Kalb called the meeting to order. A moment of silent prayer was observed followed by The Pledge of Allegiance to the Flag.

Roll Call showed the following members to be present:

Kevin W. Johnson	1 <sup>st</sup> Ward
Jo Ann Aeh	2 <sup>nd</sup> Ward
Kevin E. Johnson	3 <sup>rd</sup> Ward
Jim Kalb	4 <sup>th</sup> Ward
Gene Meadows	5 <sup>th</sup> Ward
Thomas K. Lowe	6 <sup>th</sup> Ward

Also present was City Manager Derek Allen, Solicitor John Haas, Auditor M. Trent Williams and City Clerk Diana Ratliff.

Council dispensed with the reading of the Journal for the regular session of April 10, 2017 on a motion by Councilman Kevin E. Johnson. The motion carried viva voce: **VOTE: ayes 6 – nays 0.**

There was no public hearing.

**STATEMENTS OR REMARKS FROM CITIZENS ON ITEMS ON THE AGENDA**

There was no one present that wished to address Council on items on the agenda.

**LEGISLATION**

The clerk gave a **first reading**, to an Ordinance to authorize extending the terms of a lease agreement between Shawnee State University and the City of Portsmouth regarding the use of Branch Rickey Park for an additional two-year term through June 30, 2019.

Councilman Kevin E. Johnson motioned that this constitute a first reading.

Councilman Kevin W. Johnson brought to the attention of the City Solicitor that in section seven (7) of the lease agreement, it needed to read “the Facility” instead of just “Facility” to make it consistent with the rest of the lease wording. Also Section two (2) of the lease stated that the University shall notify the CITY in writing to the “City Service Director,” which conflicts with section nine (9) that stated that notice would be sent to the City Solicitor. Solicitor Haas said he would change section two (2) and take out the Service Director and make it City Solicitor. He said just skip by the past three leases. (laughter)

Councilman Kevin W. Johnson motioned to amend with the above changes to the lease.

**The role was called: VOTE: 6 ayes – 0 nays**

Mayor Kalb said that we have a motion for a first reading.

There were no further questions or comments. **The role was called. VOTE: 6 ayes – 0 nays, a first reading was declared.**

The clerk gave a **first reading**, to an Ordinance authorizing the City Manager of the City of Portsmouth, Ohio on behalf of the City of Portsmouth to prepare and execute an application for Transportation Enhancement funds for the stated described project and to submit same to the State of Ohio, Department of Transportation Pursuant to Council Rule 5. This legislation is requested to be passed as an emergency in accordance with Section 10 of the Charter for the City of Portsmouth to meet the Transportation Enhancement application deadline set by the Ohio Department of Transportation requiring submission on or before May 19, 2017.

Councilman Kevin E. Johnson motioned that the rule be suspended that required an ordinance to be read on three separate occasions due to the emergency nature of the ordinance.

**The role was called. VOTE: 5 ayes – 1 nays (T. Lowe), the rule was suspended.**

Councilman Kevin W. Johnson motioned that the Ordinance be passed.

Councilman Lowe stated that he wasn't against the bike path but the City was spending money for a bike path when there were infrastructure problems especially in his ward. Whether it's a grant or not there was still money coming out of the city coffers in an amount over \$100,000 and he had a problem with that as he wanted to take that \$100,000 and fix the infrastructure because he doesn't see the need for a bike path. Councilman Kevin W. Johnson commented that \$75,000 had already been set aside two or three years ago and Manager Allen said there was potential of a private donation of \$40,000. Mr. Johnson said that the grant that we were requesting could not be used for anything else such as infrastructure and Manager Allen said that it was specific for a Multi Use Path which consisted of jogging, walking, biking etc. Mr. Johnson commented that this was a continuation of the ABC grant project that we were previously involved with and it was not something new. Mr. Johnson referred Solicitor Haas to Section III and asked what the LPA stood for and Solicitor Haas said "Local Public Agency"

Councilman Kevin W. Johnson motioned to amend Section III of the Ordinance to reflect Local Public Agency in lieu of LPA.

**The role was called: VOTE: 5 ayes – 1 nays (T. Lowe), the rule was suspended.**

Councilman Kevin W. Johnson motioned that the amended Ordinance be passed.

Councilman Meadows asked the City Manager if the money was still there and Manager Allen replied that some of the money was used on the design of the path but had not been used for anything else.

There were no further questions or comments. **The role was called. VOTE: 5 ayes – 1 nays (T. Lowe), the Ordinance was passed.**

The clerk gave a **first reading**, to an Ordinance authorizing the purchase of two mowers from Staker Sales and Service in an amount not to exceed \$20,000 and the same to be appropriated from Capital Improvement Fund No. 301.

Councilman Kevin E. Johnson motioned that this constitute a first reading. Councilman Kevin W. Johnson interjected that the City Manager had requested in the Ordinance that the three reading rule be suspended. Councilman Kevin E. Johnson withdrew his motion and Councilman Kevin W. Johnson motioned to suspend of the rules due to immediate need.

**The role was called: VOTE: 4 ayes – 2 nay (T. Lowe and G. Meadows), the rule was suspended.**

Councilman Kevin W. Johnson motioned that the Ordinance be passed.

Councilman Kevin E. Johnson asked if this was because of the grass cutting and Manager Allen said "yes" so that we can begin cutting. Councilman Meadows said that this was a large amount and was something that we should have started working on in February so that we could have had three readings. He wasn't opposed to the new mowers but opposed to making it an emergency. Councilman Kevin W. Johnson stated that at the last meeting that Mr. Meadows couldn't attend, but it was reflected to Council that they don't look at the mowers in February, but when they did bring them out in the spring the mowers just weren't working. Councilman Kevin E. Johnson said that he didn't typically support waiving the three readings but in this case if we don't pass this, the City may have some very high grass and believed this business should be taken care of.

There were no further questions or comments. **The role was called. VOTE: 6 ayes – 0 nays, the Ordinance was passed.**

The clerk gave a **first reading**, to a Resolution authorizing the City of Portsmouth to prepare and submit an application to participate in the APPALACHIAN REGIONAL COMMISSION GRANT PROGRAM and to execute contracts as required.

Councilman Kevin E. Johnson motioned that the Resolution be adopted.

There were no questions or comments. **The role was called. VOTE: 6 ayes – 0 nays, the Resolution was adopted**

**STATEMENTS OR REMARKS FROM CITIZENS ON ITEMS NOT ON THE AGENDA**

**Steven Wallace – 2540 Richardson Road** – He thanked Councilman Kevin W. Johnson and the City Manager for taking care of the tree growth on his street back in 2016. He stated that there was a service strip behind his property and as a child he used to see City vehicles on that service strip, but as an adult he hasn't seen any in several years. He would like to build a retaining wall at the end of his property to stop his property from sliding down into the service strip. He said ideally since he lived almost to the end of the block, he would like to have the workmen that he plans to employ come up to the service strip and work on the service strip at the end of his property so they wouldn't have to go through his yard. He went down two years ago and spoke with Director Beaumont about the service strip and was told to speak with Christopher Smith at the Health Department but nothing happened, so about a year later he went down and spoke again with Mr. Smith and was told that he would have someone from his office go out and see if the service strip was blocked and if so, they would speak to the gentleman that was blocking it. He said that it didn't work out very well because the person they sent out, identified him as the one who had initiated the request and the neighbor was then upset with him and came to his home and had a frank discussion with him which was not ideal. He then went back down to speak with Mr. Smith again and Mr. Smith went out himself that time. He called Mr. Smith to see what happened and he suggested that he call the Police and he didn't feel that was the ideal situation. He's asking for consideration of what the ideal plan would be to get that service strip opened again which consisted of about 20-25 feet.

**Thomas Bailey – 924 ½ Gay Street** – He gave an update on McKinley Pool and said they had their first clean-up day with 10 volunteers. They mowed grass, picked it up and put it in trash bags. They had a couple of business people come and look at the bottom part of the pool, they took scrapping's and said they would get back with Director Beaumont with an estimate. He thanked Manager Allen for his assistance in the clean-up of McKinley pool.

**Heather Mills and Alexis Conley – 940 2<sup>nd</sup> Street** – Ms. Mills spoke on behalf of Shawnee State University, they were working with the data analyst. They want to start connections with City Council and Shawnee State University to research for grant funding for things around the city and county. They did a trial run with the recreational areas and schools within the city and were working with the data software program Tablo. They were able to add all the locations and pull it up on a map to see the assets of the city. Ms. Conley said that this semester they were like the Guinea Pigs for the trial run for the software Tablo. They entered the latitude and longitude of every recreational facility and were wanting to build on this in future semesters to broaden their scope of education, because research is a big part of their degrees. Ms. Conley went on to discuss more but was not audible.

**Wesley Jordan – 1338 2<sup>nd</sup> Street – West Portsmouth** – He lived in Portsmouth as a child but moved away as a teenager and recently moved back with his family. He managed the lanes for almost 15 years before he started his own business in West Portsmouth. He's seen everything decrease in the community as far as people talking about the community being useless and that there was nothing left in Portsmouth. He disagreed with those statements, and said there were things in Portsmouth for people to do. He said that people had been talking about how Mound Park was run down and that there was no money to fix it. He said it doesn't need money, it does but it doesn't and that people were over exaggerating, because he had walked the Park and "yes" there was trash and broken boards but it was nothing that couldn't be fixed. He wanted to form a group to go over and do some clean-up and basic repairs. He wanted his kids to be able to bring their kids to the same place his family played as kids. He was proud to tell his wife where he was from and it hurt when he hears that there's nothing left here. He wanted to change that and asked if there was a way they could start by doing something for Mound Park. He said everyone talked about the drug problem in Portsmouth but there were drug problems everywhere in this country. He said we need to do something for the kids to teach them that there was a past here in Portsmouth and a future. Mayor Kalb instructed Mr. Jordan that this was just for comments/statement but to get with the City Manager because there were groups already established.

**MISCELLANEOUS BUSINESS AND REPORTS:**

**City Clerk's Report** – City Clerk Ratliff reported the following:

1. She received on March 3, 2017 the franchise fee from Charter Communications in the amount of \$51,219.39 for the last quarter of 2016 and deposited in the Auditor's office the same day.
2. She attended the Tree City USA awards ceremony and accepted the award on behalf of the City. Also Shawnee State University was now a Tree Campus USA and they plan to coordinate with the Shade Tree Commission to work together.
3. She prepared the Proclamation for the Tree City Celebration and the committee is making their final preparations for the Tree City Celebration for Saturday April 29<sup>th</sup> at Tracy Park from noon until 3:00.
4. She prepared the Proclamation for First Presbyterian Church's 200 Anniversary. They will be hosting an open house on May 20<sup>th</sup> from 1:00 – 5:00 and a special service on May 21<sup>st</sup> at 11:00 a.m.
5. She received from Andy Gedeon of the Health Department a \$7,500 bid, from Paul Sisler for the vacant house located at 1212 Bonser Avenue, Portsmouth, Ohio. The applicant stated that they would clean-up and maintain the house and property and move their grandchildren into the home. Mr. Gedeon recommend that we accept Mr. Sisler's bid.

The City Clerk's report was received, filed and made part of the record, on a motion by Councilman Kevin E. Johnson. The motion carried viva voce: **VOTE: 6 ayes – 0 nays.**

**City Manager's Report** – City Manager Allen reported the following:

1. The Manager's written report can be found on the City's website.
2. He made a statement about Portsmouth and the view that some people have about it on the internet. There's a lot of positive news in the community and good things that are happening, a lot of fantastic things going on this summer and he was excited about the future of Portsmouth.
3. He reviewed items on his report
4. He congratulated Community Development Director Tracy Shearer who assisted the Municipal Court in obtaining a \$139,000 grant. She also was working with students from Shawnee State University on grant applications for the city park. He added that people need to understand that private citizens cannot file for grants on city owned property. The City welcomes anyone who wants to come in and talk about participating and helping the city in those areas.
5. There was a house at 1914 Valley Street that had actually split apart and was slated to go through the Scioto County Land Reutilization Corporation, however, after being brought to his attention that it was in danger of falling onto the house next door, it was decided that it couldn't wait and was immediately razed.
6. He agreed with Councilman Meadows as he was an advocate of good planning, but when they came to him and said that the lawn mowers were in poor condition. He brought this forward because he was more interested in getting grass cut, instead of making them wait for the 2018 budget.
7. He thanked Mr. Bailey for his assistance with McKinley Pool. They will be getting the paint and making the repairs to the bottom of the pool and it had been very helpful having the citizens taking an active role in that pool.
8. He was not sure about who owned the playground equipment at Mound Park. He said that he had spoken with Kim Bauer on several different occasions as he was under the impression that the wooden playground was going to be removed because it was a safety hazard. It was constructed of wood which had rotted and typically you don't install wood playgrounds because they don't last. He was under the impression that the wood structure was to be taken down and a new playground was to be built with funds that Mrs. Bauer already had but later spoke with her and she said they were going to use the money to repair and expand it.
9. He said that he would look into the service strip behind Mr. Wallace's house.
10. He said that he had emailed out to Council that he was going to ask for multiple Executive Sessions. He does need an Executive Session to talk about property at 807 Washington Street and property at 515 Chillicothe Street. He also wanted to update Council on the Labor contracts since that was the source of multiple emails. He spoke with the Labor Attorney and he advised that it wasn't a wise move because there's a potential tentative agreement with the FOP in which would be voted on this week. He said by going into Executive Session to discuss the specifics of the contracts, there was a couple of dangers of it being discussed outside after it had been in Executive Session which might jeopardize the ratification vote. If it was presented to City Council it would be just an update and there could be no discussion on it. He said that after the vote to ratify, Council would receive it on Monday a week before the next Council meeting. The Dispatchers Union met but hasn't agreed to anything. They were discussing how they take vacations and how they man (man being plural sex) cover the seat if there were no dispatchers. AFSCME met but hasn't given a proposal.
11. He said the other Executive Session item he wanted to bring up was the City Manager and his position. He said that he had reached a level of frustration and bewilderment because there was a lot of time wasted with occupying his time with emails. He doesn't understand if somehow he wasn't meeting Council's expectations of what they want in a City Manager, it was Council's prerogative to get the City Manager that they want and could work with, but he doesn't understand the emails that seem to make accusations and an adversarial relationship. He said that we were supposed to be a team and that most of Council hired him and that the City had made tremendous advances and had a lot of successes. He would welcome anyone that wanted to talk about issues to come to his office and talk to him face to face, but for some reason that doesn't happen. His contract said that he served at Council's pleasure and if Council doesn't like the job he's doing, then they could make a decision to change City Manager's but he doesn't know what else he could do.

The City Manager's report was received, filed and made part of the record, on a motion by Councilman Kevin E. Johnson. The motion carried viva voce: **VOTE: 6 ayes – 0 nays.**

**Mayor's Report** – Mayor Kalb had the following report:

1. He was going to make a reappointment but the person he was looking to reappoint had changed jobs and was unable to fill the position again so he will continue to search for a new person. He

appointed Sharon Bender to the Design and Review Board. Her address is 1666 Highland Avenue, phone number is: 740-354-1684 and her email is: [wildbluekatc@yahoo.com](mailto:wildbluekatc@yahoo.com)

Councilman Kevin W. Johnson said that this type of committee recommends certain types of people and ask Mayor Kalb what extent he looked for an appointee who had the background needed for this board. Mayor Kalb stated that we're pretty limited on actual architects and design professionals in the City of Portsmouth and it seemed to him that some of the problems had come from that section of selectees. In the past we've had a couple of different architects/design professionals on that board and there were problems. He was looking to make a change in that appointment. He said as Mr. Johnson mentioned that there were suggestions to the type of positions that we should look for to place on that Board but they were only suggestions. There were people on there now that weren't licensed but had some design review experience. He said there was another appointment yet to be made and he would make every effort to find someone that fit the category. Mr. Johnson said that before the meeting he was thinking of the people that he knew personally that would fit that category including Jeremy Burnside, Regina Chabot, Dave Stone all three have backgrounds that lend themselves to this Board. He's hoping that Mayor Kalb could find someone with that background because the committee was of concern to him due to the legal liability, because that Board passes on plans for everything from modification to building in the Boneyfiddle area and it was a very critical process for both Council and the City. Mayor Kalb said that one of the suggestions that Mr. Johnson mentioned without going into detail, was the cause and reason for the problem the City had with building on City property. That person had been on the Design and Review Board before and was fully aware of the requirements and yet the City ran into that problem, so that particular one would be marked off of his list. He appreciated Mr. Johnson's suggestions.

The Mayor's report was received, filed and made part of the record, on a motion by Councilman Kevin E. Johnson. The motion carried viva voce: **VOTE: 6 ayes – 0 nays.**

**City Solicitor** – Solicitor Haas reported the following:

1. He just got back from Washington D.C. where he attended the International Attorney Association seminar which he found very interesting. There were Lawyers, City Solicitors, and Law Directors from all over the country as well as the Speakers. He said it was amazing some of the topics that were covered, from automated vehicles which seemed so far away from issues that the City of Portsmouth faced to Brownfields, Storm Water Regulations and those type of things that he found very informative.
2. He mentioned that the City Manager left out of his report that last Wednesday evening, he had the pleasure of riding with Police Captain Jenkins. Mr. Allen and Mr. Gedeon were out with Police Officers and Probation Officers doing another sweep. He said that it was very interesting and an eye opening experience as he had never been there for the whole thing. He thanked them for allowing him to participate and seeing first-hand what they do on a regular basis.
3. He asked for an item to be place on the Conference Agenda. He said there was an issue with property in the 6<sup>th</sup> Ward. The property at 5141 Coolidge Avenue Sciotoville, Ohio had been condemned for months, it was a nuisance, and there was garbage and dead animals. The gentleman that owned the property was arrested and in jail and was not capable of cleaning it up. He was given months and months to do so and it had not been done. He was asking Council for an appropriation of \$8,000 to pay to have that structure demolished and the property cleaned up. There's only been one bid received and they were ready to go. He and Judge Mowery had driven to the property to view it first-hand and both were interested in getting this done quickly.
4. He said he needed to follow up with some of the things the City Manager said. He said that he had not had a chance to read all the emails because he had been driving most of the day but there was a string of emails and he generally knew what the topic was about. He said some of those items have been mitigated, but some of the issues going on between Council and the City Manager's/Administration office was about the line between what was Council's prerogatives versus what was the Administration of the City. He said the line seemed to get tested on occasion and there were Councilmembers that want to know when someone from the City was in their Ward and demanding to know when a house was going to be torn down. Those sorts of things were administrative not legislative in nature. He said some of the tension that went on between Council in general and the City Manager's office was over stepping the boundary. He gave the example of the contract negotiations which was something for the city administration to do and Council doesn't have any say in it. Council would vote to ratify or not ratify but Council getting involved with the day to day negotiations or terms of that contract was not permitted under the Charter. The Charter said that Council would not interfere with the Administration of the City, the terms of the contract fall within the administration of the City. He thought there was a rub there which caused lots of tension. He sent an email out today and ask Council to read the Charter and reflect upon it because that's a lot of the problem. He said if there was a pothole in a Councilmembers Ward, to call the Manager's office and tell him but you can't tell him how or when to fix it because that's clearly interfering with the administration. You cannot tell him to hire or fire someone, all of those things are clearly prohibited by the Charter.

The Solicitor's report was received, filed and made part of the record, on a motion by Councilman Kevin E. Johnson. The motion carried viva voce: **VOTE: 6 ayes – 0 nays.**

**Auditor Williams** – Auditor Williams reported the following:

1. He said that they would be moving forward with the online checkbook with a kickoff of that process scheduled for May 3<sup>rd</sup> at 10:00 a.m. at the Scioto County Welcome Center. Council will be receiving the details from the State Treasurers office.

The Auditor's report was received, filed and made part of the record, on a motion by Councilman Kevin E. Johnson. The motion carried viva voce: **VOTE: 6 ayes – 0 nays.**

#### **MISCELLANEOUS BUSINESS FROM CITY COUNCIL**

**1<sup>st</sup> Ward** – Councilman Kevin W. Johnson reported the following:

1. He thanked the Shawnee State University students for coming and suggested contacting Tracy Shearer who reports to the City Manager and the Manager indicated that she had been working with other students on other issues.
2. He will not be able to make it to the next meeting on May 8<sup>th</sup> and respectfully requested to be excused.
3. He's concerned with Manager Allen's frustrations. He doesn't met with him on a regular basis except when it was needed and he's always been there and answers any questions. He said they don't always agree but Council doesn't agree on everything. In the past, he's had the honor to serve under some CEO's in private businesses both in banking and the San Francisco Chamber of Commerce. Dealing with a CEO of any organization was different than dealing with an elected official and our change from the Mayor form of government to the City Manager form of government was more than just words, it's saying a change in attitude, aptitude and approach for all of us. It was hugely different and when Mr. Allen first came on Board they had their issues but settled into a comfort zone. He can be very blunt with him in private and he with him but that's not needed too often, in fact they had a chance to discuss some things earlier today, but he chose to meet with him only when there were issues. He said one thing he had learned and tried his best to do, was to follow the Manager's lead; he's the CEO for the City and what he recommended to us, due diligence absolutely, but he would give him the benefit of the doubt always and his management request of us. He's done a good job for the City of Portsmouth's budget and when on occasion he spoke to employees which wasn't often but the feedback was great as well as the feedback from our citizens, which was incredible. The tax increase wouldn't have passed if it weren't for Mr. Allen. The citizens believe in him and he believed that Council made a good choice, but he's frustrated that the Manager was frustrated.

**2<sup>nd</sup> Ward** – Councilwoman Aeh reported the following:

1. She reappointed Christine Pennywitt to the Traffic Committee.
2. She received a phone call from someone that was headed south on Offnere Street and was in the lane to go straight but had stopped for a red light at Grant and Offnere. While stopped they looked in the rearview mirror and saw a car coming up on the left hand side at a speed that was not going to make that left turn onto Grant Street, they remained stopped as the speeding car went straight instead of turning. She said that she understood that we had to start and stop somewhere but ask the Manager if the traffic markings could be freshened up by the City for now because when she went there to check them out they were very faint. Manager Allen said the reason it was stopped there was because of all of the water main breaks.

**3<sup>rd</sup> Ward** – Councilman Kevin E. Johnson reported the following:

1. He thanked Mr. Wallace, Mr. Bailey, Heather, Alexis and Wesley for coming to the meeting and expressing their concerns and care for our city.
2. He said the Tree City Celebration will be on Saturday April 29<sup>th</sup> at Tracy Park from noon until 3:00 p.m. There will be a lot of vendors there and the Tree Commission will be giving away trees and there will be a lot of excitement. Portsmouth Elementary will be singing and he encouraged our citizens to get out to that event.
3. He said that he's received a lot of complaints about traffic at 4<sup>th</sup> and Gay Streets as it was a bottle neck at that intersection. He said he believed that we worked together with Shawnee State University when we closed down 3<sup>rd</sup> Street for them and he thinks we should look into what could be done.
4. He ask Manager Allen about 2017 and if this was the year we would begin looking at restructuring our zoning ordinances and Manager Allen replied "yes".
5. He said that he felt he made his feelings clear in his emails but to back that up, he fully supports our City Manager and he doesn't want to hear from him on every single little detail regarding the negotiations. He doesn't want to micromanage him and he believed that he was doing a good job and he supports his efforts.

**4<sup>th</sup> Ward** – Councilman Kalb reported the following:

1. He reminded him about the lights at Mound Park and the concrete on Vermont Street.
2. He requested a status update by the next meeting regarding the Grandview widening project.

**5<sup>th</sup> Ward** – Councilman Meadows reported the following:

1. He has had several calls from residents on Willow Way requesting the street be paved. It seemed that the center of that street was collapsing in toward the sewer, but maybe it was the way the street was paved originally and the way it was breaking apart. Manager Allen said he would check it. Mr. Meadows said that there were good people up there that supported the city and the ones he had spoken with had supported the increases. He wanted this on public record because he wanted his constituents to know that he has forwarded their concerns.
2. He said that he liked Manager Allen's facebook page and the fact that information was given out but what he doesn't like was that not all the information was given out. He said this because of his post the other day in which Mr. Meadows was mentioned stating that fiscally the Manager had done well but he needed to improve communications. In the comments there were several post about the polo shirt. What's never been put out there or ever been said by anyone outside of our Executive Session which was one the reasons he wanted to have the Manager's evaluation on the floor where everyone could hear. Councilman Kevin W. Johnson and Mr. Meadows had spoken about the polo shirt and he along with the rest of Council said that it would be nice if he wore a polo shirt with the City of Portsmouth logo. He said at one point in the conversation he had said that if the Manager knew he was going to be out in the field, then dress accordingly. He also said that there was a thank you to Kevin E. Johnson for wearing a suit to the last Council meeting so that he wasn't the only one. Mr. Meadows said that he wears a suit to every Council meeting and he doesn't believe that he's ever been mentioned. Mr. Meadows apologized for not being at the last several meetings, but he had an illness that he had to deal with and those things happen and he certainly didn't think anyone wanted exposed to it and he didn't want exposed to anything else. Mr. Meadows told the City Manager that he received less emails from him than anyone in the City. The other thing to notice was that he told him last year that it was his budget, he was to figure it out, and if it's a success - great, you've done well, but if it blows up, you're the one taking the fall for it. He cannot think of a time where he's ever not approved of something that the City Manager wanted to buy, for instance the lawnmowers. He just didn't agree with the procedure. He added that there were two sides to every coin.

**6<sup>th</sup> Ward** – Councilman Lowe reported the following:

1. He appointed Jackie Enz to the Traffic Committee. He said he would get the information to the City Clerk.
2. He received a call from Valley Street about the Munns Run area, because the wall was crumbling around their house.
3. He received a call about congestion at the intersection of the 5700 block of Mayo and Stewart Streets. Someone had been parking a commercial vehicle making it difficult to turn onto the street.
4. He said that Mayo and Cherry streets needed some patching on the streets as well as Bonser.
5. He ask if there was an update on the U.S. 52 fence along Bahner Road. Manager Allen said "no" but that someone had hit the sign and guardrail at Rt. 140 and that had been turned into insurance and he will check on the fence to see what the status was.
6. He said there was a trash problem at 5141 Coolidge, which had been addressed earlier by the Solicitor.
7. He said the property at 1216 Division Street needed boarded up. People were going in and out of the property and he had numerous complaints.
8. He said the people at 1212 Bonser had contacted him and he turned them over to Mr. Gedeon to work on getting it sold and that it would be a good thing to get it sold and back on the tax roll. He said he thought \$7,500 was a good price.
9. He said that he doesn't usually wear a suit but today he wore his Sciotoville Little League shirt which was a team he sponsored called "villers" in honor of the 50<sup>th</sup> Anniversary of Sciotoville Little League winning the State Champion ship in 1967. He wished them the best.

Councilman Kevin W. Johnson moved to recess into Executive Session at 7:17 p.m. to discuss the potential sell of City property and he requested the Solicitor, City Manager and SOPA Director Jason Kester be present.

Executive  
Session

The roll was called and the motion carried. **VOTE: ayes 5 – nays 1 (G. Meadows)**

Council returned from Executive Session at 7:45 p.m. all were still present.

Councilwoman Aeh moved to recess into Executive Session at 7:45 p.m. to discuss a personnel issue that may or may not result in disciplinary actions and respectfully requested Solicitor Haas be present for the preliminary discussion of the issue.

Executive  
Session

The roll was called and the motion carried. **VOTE: ayes 6 – nays 0**

Council returned from Executive Session at 8:04 p.m. all were still present.

The meeting adjourned at approximately 8:04 p.m. on a motion by Councilman Kevin E. Johnson.

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor