

MINUTES – REGULAR SESSION

PORTSMOUTH CITY COUNCIL MEETING
 Monday June 27, 2016
 6:00 P.M.

The City Council of the City of Portsmouth, Ohio met in regular session on Monday June 27, 2016 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 st Ward
Jo Ann Aeh	2 nd Ward
Kevin E. Johnson	3 rd Ward
Jim Kalb	4 th Ward
Gene Meadows	5 th Ward
Thomas K. Lowe	6 th Ward

Also present was City Manager Derek K. Allen, City 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 June 13, 2016 on a motion by Councilman Kevin E. Johnson. The motion carried viva voce: **VOTE: ayes 6 – nays 0.**

Public Hearing – Tax Budget 2017

Mayor Kalb declared the hearing open at 6:05 p.m. There was no one present who wished to address Council on the Public Hearing. Mayor Kalb closed the hearing at 6:06 p.m. since there were no comments.

**Public
Hearing for
Tax Budget
2017**

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 **third reading**, to an Ordinance amending Section 903.02 – Application and Issuance; Security of the Codified Ordinances of the City of Portsmouth, Ohio.

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

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

**Ord. #43-16
Amend
Section 903.02
Application &
Issuance of
Security**

The clerk gave a **third reading**, to an Ordinance amending Section 907.02 – Materials of the Codified Ordinances of the City of Portsmouth, Ohio.

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

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

**Ord. #44-16
Amend
Section
907.02
Materials**

The clerk gave a **third reading**, to an Ordinance amending Section 941.07 – Sanitation Code Enforcement Officer of the Codified Ordinances of the City of Portsmouth, Ohio.

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

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

**Ord. #45-16
Amend
Section
841.07
Sanitation
Code
Enforcement
Officer**

The clerk gave a **third reading**, to an Ordinance amending Section 941.20 – Weeds, Grass, Vines, Brush and Shrubbery; Maintenance of the Codified Ordinances of the City of Portsmouth, Ohio.

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

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

**Ord. #46-16
Amend
Section 941.20
Weeds, Grass,
Vines, Brush
and
Shrubbery**

The clerk gave a **third reading**, to an Ordinance amending Sections 945.01 – Responsibility of City Manager; 945.02 - List of City Parks; 945.03 – General Rules; 945.04 – Hours of Operation; and 945.99 - Penalties and repealing Sections 945.05 – Animals Running at Large; 945.06 – Hitching Animals to Trees; 945.07 – Use of Vehicles and 945.08 – Sale of Merchandise of the Codified Ordinances of the City of Portsmouth, Ohio.

Ord. #47-16
Amend Sections
945.01, 945.02,
945.03, 945.04,
945.99 and
Repeal 945.05,
945.06, 945.07,
945.08

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

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

The clerk gave a **third reading**, to an Ordinance amending Section 947.02 – Responsibility of Service Director of the Codified Ordinances of the City of Portsmouth, Ohio.

Ord. #48-16
Amend
Section
947.02 Resp.
of Service
Director

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

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

The clerk gave a **third reading**, to an Ordinance amending Section 947.03 – Use of Stadiums and Parks; Permit required of the Codified Ordinances of the City of Portsmouth, Ohio.

Ord. #49-16
Amend
Section
947.03 Use
of Stadiums
and Parks

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

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

The clerk gave a **third reading**, to an Ordinance amending Section 947.04 – Application for Permit of the Codified Ordinances of the City of Portsmouth, Ohio.

Ord. #50-16
Amend
Section
947.04
Application
for Permit

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

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

The clerk gave a **first reading**, to an Ordinance to submit to the electors of the City of Portsmouth, Ohio, at the General Election to be held on the 8th day of November, 2016, proposed amendments of Sections 49 and 50 of the Charter of the City of Portsmouth, Ohio.

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

Councilman Kevin W. Johnson asked the Solicitor to remind Council again of why the proposed amendment required both an Ordinance and a Resolution. Solicitor Haas stated that it was required by State law as the Secretary of State required both an Ordinance and a Resolution containing the language that would be on the ballot. Mr. Johnson asked if they required one to proceed the other and Solicitor Haas stated that the Resolution should be tabled with date specific to coordinate with the third reading of the Ordinance. Councilman Meadows asked what the cut-off date was to the Board of Elections and Solicitor Haas stated the date was August 10, 2016.

There were no 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 adoption of the Procurement and Credit Card Policy for the City of Portsmouth, Ohio (Exhibit A attached).

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

Councilman Kevin W. Johnson asked about the amount allowed. Manager Allen said there were three (3) Desco cards each for \$5,000 that belong to the Court; one (1) \$5,000 U.S. Bank MasterCard in the City Manager's office; one (1) \$5,000 U.S. Bank MasterCard in the Auditor's office as well as one (1) Sam's Club Card for \$7,500; one (1) \$1,500 Wal-Mart card at the Fire Department; Gas cards were \$3,000 each month and they were gas only. Mr. Johnson asked how the Wal-Mart and Sam's Club cards were used. Manager Allen said the Wal-Mart card was for cleaning supplies and Auditor Williams said the Sam's card had office and computer supplies. Mr. Johnson said his concern was with the exception of Desco that once again the City was not looking at local sources. Manager Allen said that U.S. Bank took care of all of our deposits. Mr. Johnson said that he had met with the current and former President of American Savings Bank, which provided a better bid to a local institution but they were denied because they were too small and they went with a higher bid which was one of the banks that the City was dealing with and it concerned him that our local businesses were being overlooked. Manager Allen said he wasn't sure what was meant by putting it out to bid because the City was not paying any fee or late charges because the balance was paid off each month. Mr. Johnson said if the City bid out the banking business, that we should look at local business first. Auditor

Williams said that most office supplies come from Bihl's but occasionally out of convenience and dramatically reduced cost, they have ordered from other places. His first and primary was to try to go local and they promote that as much as possible. Mr. Johnson said that he didn't understand why the Fire Department went all the way to Wal-Mart to get supplies and Sam's was quite a distance also. Auditor Williams said that Sam's provided free shipping and the only difference with Sam's was that the City had a card but it was store specific and could only be used at that store which was the same as all the hundreds of other vendors that the City uses but they invoice and don't have cards. He said as far as banking, American Savings was offered the opportunity to bid on the banking on many different occasions and they have utilized them in some cases.

There were no 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 amending Section 929.01 Director of Public Utilities-Water; General Duties of the Codified Ordinances of the City of Portsmouth, Ohio.

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

There were no 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 amending Section 929.02 Permit Required to Use Water of the Codified Ordinances of the City of Portsmouth, Ohio.

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

There were no 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 amending Section 929.03 Water Connections Generally of the Codified Ordinances of the City of Portsmouth, Ohio.

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

There were no 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 amending Section 929.05 Adjustment of Claims for Leakage of the Codified Ordinances of the City of Portsmouth, Ohio.

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

There were no 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 amending Section 929.08 Use of Fire Hydrants Outside of Corporate Limits; Authority of City Department of Public Utilities of the Codified Ordinances of the City of Portsmouth, Ohio.

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

There were no 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 amending Section 929.09 Authority of Director to Install Meters of the Codified Ordinances of the City of Portsmouth, Ohio.

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

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

The clerk gave a **first reading**, to a Resolution providing for the annual tax budget for municipal purposes for the year 2017.

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

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

The clerk gave a **first reading**, to a Resolution providing for the submission to the electors of the City of Portsmouth, at the general election to be held on November 8, 2016, an ordinance to amend Sections 49 and 50 of the Charter of the City of Portsmouth to provide the annual appropriation ordinance may be passed before the beginning of the next fiscal year and preliminary appropriations may be made before the beginning of the fiscal year and before the annual appropriation ordinance has been passed.

**Charter
 Amendment
 – Section 49
 & 50
 Tabled**

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

Councilman Kevin W. Johnson moved that the Resolution be Tabled until the second meeting of July (July 25, 2016).

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

The clerk gave a **first reading**, to a Resolution to set fund balance goals to mitigate current and future risks demonstrating a commitment to maintain sufficient reserve funds.

**Res. #07-16
 Setting Fund
 Balance
 Reserves**

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

Councilman Kevin W. Johnson stated that he wasn't at the conference agenda and would like to know how the City Manager would plan for this in the budget. Manager Allen said that he would keep the budget as tight and conservative as possible and used an example that when contract negotiations come up if a fund had \$500,000 in it, that didn't mean there was \$500,000 for raises and he was trying to impress upon employees that every fund should have a minimum reserve.

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

The clerk gave a **first reading**, to a Resolution repealing Resolution No. 11 of 1994 that abolished the use of credit cards by employees and elected officials of the City of Portsmouth, Ohio, in order to protect the general credit of the City, a copy of which is attached hereto as Exhibit A and hereby incorporated as if fully restated herein.

**Res. #08-16
 Repealing
 Res. #11 of
 1994 Credit
 Cards**

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

Councilman Kevin W. Johnson moved that the Resolution be Tabled until July 25th which would be the final reading dealing with the credit cards. Councilman Kevin E. Johnson said that it hadn't been followed because there were credit cards in place. Councilman Kevin W. Johnson said the motioned to table was not debatable.

The role was called. VOTE: 2 ayes (J. Aeh, K. W. Johnson) – 4 nays, the motion to table was denied.

Councilman Meadows asked the Solicitor if it would cause a problem if someone decided to use a credit card between now and the final reading of the Ordinance. Solicitor Haas said technically "yes" someone could go out and apply for a credit card and use it between now and the time of the final reading. Mr. Meadows asked if someone could bring a citizen action/mandamus action against the city for using a credit card they're not allowed to use and would that subject the user to liability for using the credit card? Auditor Williams replied that the city doesn't have credit cards other than the newly applied for cards and always in the past the store cards have always been subject of doing business with that particular store and the City had never had Visa's, MasterCard's etc. with the exception of the Court which was not under the same guidelines; there was a Wal-Mart card because that was the only way Wal-Mart would allow the City to purchase without bringing cash or a check. There were things that require a credit card such as Travel and people have had to book airline tickets or pay for hotels out of their own account and then be reimbursed which was not fair to the employee and he added that the Resolution should have been repealed years ago.

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

The clerk gave a **first reading**, to a Resolution listing procurement cards and establishing maximum credit limits on these credit accounts for the City of Portsmouth.

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

**Res. #09-16
 Maximum
 amounts on
 credit cards**

There were no questions or comments. **The role was called. VOTE: 5 ayes – 1 nay (K. W. Johnson), the Resolution was adopted.**

The clerk gave a **first reading**, to a Resolution to adopt the Solid Waste Management Plan for the

**Res. #10-16
 Solid Waste
 Management
 Plan for
 LSSWMD**

Lawrence-Scioto Solid Waste Management District.

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

Kyle Webb – 1917 20th Street-Portsmouth, OH – He had lived on 20th Street for 5 years and had taken pride on making it the nicest house on the block, however he did not have a driveway or garage because it simply wouldn't fit on his lot. He said across the street at 1918 20th Street there was a dilapidated house that had been vacant with the exception of squatters and the house was a complete eyesore, the roof had holes in it and the wood was rotted and losing its paint and the front porch was on the verge of collapse. He said that less than a year ago he discovered that the City of Portsmouth had gained ownership to that property and he immediately reached out to the Health Department about getting the blight torn down and possibly allowing him to purchase the lot as he wanted to build a garage. The Health Department said that they were waiting to hear about grant money for tearing down houses and this house was near the top to be torn down. He waited several months to hear back from the Health Department and he finally contacted them and was told they were not going to get any additional funds to tear down the house. He ask how much it would cost for him to purchase the house and he would take on the cost and responsibility of having it torn down. He began to work with a well-known contractor and getting a price for a tear down and building a garage. The contractor had heard from the City that they would not be allowed to build a garage on the property since it was not adjacent to his house unless he received a special variance to do so. The contractor began the process of putting together a proposal for the zoning committee and waited several weeks to hear back from the inspector to make his case for a zoning proposal. He was doing some work at the Health Department and was told by an employee that a couple they knew were looking at buying the house to fix it up and promised that they had done good work in the past. The next day it was sold and the people that bought the house had started the process of cleaning it up. His contractor was never contacted by the Health Department or anyone from the city. It almost seemed that someone wanted to stall him as long as possible because it seemed strange that there was so much delay for him, but friends of city employees could purchase the house in a day. In the past month or so since it was sold, he had watched random workers in the house complete the shoddiest work that he had ever seen. They nailed new shingles down on top of the old shingles and shingled over numerous holes in the roof without replacing any of the old rotted boards that had been exposed to the elements of the past 5 years. He said that he didn't believe they had gotten a permit for the roof because it certainly wouldn't pass any inspection by any reputable inspector. They were in the process of painting the rotted wood siding and didn't believe that would last long; they boxed in windows because they don't want to pay to replace them. This house would go from a blighted abandoned house to a pay by the month slum rental. Since purchasing his home, he's put about \$20,000 into fixing it up and making it by far the nicest house on the street and was doing his best to improve the neighborhood. He was looking to tearing down an eyesore and investing about \$30,000 for a garage that would not have been an eyesore. He's looking to either sell his house at a loss or rent it out and move elsewhere. He was originally from Mansfield Ohio and came to college in Portsmouth and was disappointed in the leadership for this community and he said it seemed like it paid to know the right people. Friends of leaders were allowed to do whatever they wanted such as purchase properties and create more slumlord run housing. He said people like himself that wanted to improve the community were not allowed to do so and the people in power were holding back the community. He requested that the city follow up to make sure that every necessary permit was obtained and the necessary inspection are completed. He applauded the creation of the City Manager position and the fact that we finally have someone not from this area leading the community without all of the luggage from the good ole days. His hope was that we could create a better city and move forward.

MISCELLANEOUS BUSINESS AND REPORTS:

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

1. She prepared and administered the Oath of Office to George L. Davis, III and Darren Mault for the Design and Review Board.

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: ayes 6 – nays 0.**

**Oath of Office
Darren Mault
and George L.
Davis, III for
Design and
Review Board**

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

1. His written report can be found on the City's website.
2. He invited all to an open meeting of the first Scioto County Land Bank at 10:30 at the County Commissioners office.
3. He said the contractor for the U.S. 52 eastbound was in town and the curb ramps have been marked and he assumed that those would be done first before paving.
4. He stated that the city continued to work on the Walnut Street water main.
5. He said that Griffin Striping would be in town to work on the thermos plastic striping and it should take about 2 ½ days. They will also begin to plan out what streets to do next year.
6. He advised that the Portsmouth Joint Venture would be paying for and doing the water main relocation and would reimburse the City for the design cost.

7. He had followed up with ODOT regarding the guardrail on US 52 and they declined to assist. He contacted the insurance company of the truck that hit the guardrail and was waiting to hear back from them. He said it was hit twice and he would have to get the police report to follow up with the insurance companies for each of the drivers.
8. He said the rock work on U.S. 52 would begin in October and would be done by ODOT.
9. They had a building collapse on Thursday on 11th Street and a water main break on 2nd Street.

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: ayes 6 – nays 0.**

Mayor's Report – Mayor Kalb had no report.

City Solicitor – Solicitor Haas had no report

Auditor Williams – Auditor Williams reported the following:

1. He reviewed his written report that he had given to Council.
2. The General Fund for May was \$1,109,443 which was \$557,136 more than last year in the same month and the accumulated amount compared to last year was \$1,115,241 and of that amount \$222,684 was from the new tax revenue. Total collection included both General and Capital was \$1,265,930 which was \$616,157 above last year and a total collection of \$1,187,157,000 above last year. Major Fund Balances – General Fund \$869,682, Streets, \$345,293, Water - \$175,413, Sewer -\$1,093,508, Sanitation \$654,280 and Insurance \$102,885.

Councilman Kevin W. Johnson stated that the comparison was exactly what he was looking for.

The City 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: ayes 6 – nays 0.**

MISCELLANEOUS BUSINESS FROM CITY COUNCIL

1st Ward – Councilman Kevin W. Johnson reported the following:

1. He thanked Councilwoman Aeh for making his brief report at the last meeting.
2. He said work continued on the West 4th Street Parking lot and that there had been some contributions made to Main Street Portsmouth on behalf on what's being done on the West 4th Street parking lot.
3. He's looking forward to getting the bulbs for the lights along the southern portion of Chillicothe Street especially the 300 block. He advised that AEP's lights are out as well in that area. Manager Allen said he would send a follow up to his original request to AEP, but the bulbs for the City's lights were ordered at a cost of \$6,000 for 100 bulbs.
4. He continued to get complaints about the south side of Sunrise Avenue along the wooded side of the street as vehicles were getting hit with branches.
5. He told Mr. Webb that he would go and look at the house.
6. He attended the Trinity Business Group monthly event "Decaffeinated" and advise that they were doing 1 hour business sessions that he found interesting and helpful. The topic at the last meeting was "Dealing with difficult customers".
7. He also attended the Business Fair at the Welcome Center; Main Street Portsmouth's monthly meeting and the Memorial Day Parade.
8. He enjoyed his High School Class Reunion.
9. He said that while he was in Orlando, the PULSE tragedy occurred and it was amazing how Orlando (silence)
10. He attended Scioto County Soil & Water Conservation District's tour which was a 6 hour tour but it didn't feel like 6 hours and he was very impressed with the job that they were doing. He shared the incredible work that they were doing, which included cleaning up the Scioto River through the wetlands, assisting farmers and dealing with run-off from fertilizer, manure and also helping to mitigate the effects that some of the timber and clear cutting was doing throughout our County.
11. He said that in the past couple of issues of the "Chronicle" they featured a story that was titled "Sociology Students help to put some life back in Portsmouth". He found the article interesting because in both issues it promised that these students would come before Council to present what they had found and their remediation and he had hoped that we would hear from them. He ask Clerk Ratliff if they had contacted the office and she replied "no" and he said he would follow up with them.

2nd Ward – Councilwoman Aeh reported the following:

1. She has had no complaints within her ward.
2. She added that she wanted to make some comments for the record:
 On March 4, 2016, the City Manager noticed a business place had encroached on City property and within a month they had before them an Ordinance with a lease agreement for that gentleman to pay the city \$500 per year for the encroachment and she agreed that maybe it should have been more money. She said that there was a huge encroachment on city property by the City School system. On 9th Street they have put fences for their softball team where the sidewalk used to be

and moved the sidewalk to the curb which was no longer in-line with the sidewalk on the other side of Waller Street and they had done the same thing on the South side of 9th Street along the Track & Field area. She said that two people could not walk side-by-side and on the east side of Findlay Street because the same thing had been done; the fences for their Baseball Field and Track & Field area was where the sidewalk used to be and where the green space used to be there is now a sidewalk. There are 5 or 6 utility poles in the middle of the sidewalks as well as two (2) fire hydrants. She added that a baby carriage nor a wheelchair or motorized chair could get around it and believes that it should be addressed to the City School District, because it was done for a businessman who's paying property taxes and the schools pay no taxes at all. She had addressed this with the City Manager but he told her it wasn't a top priority and she believed that it was as we have blocked citizens in wheelchairs, baby carriages and she invited everyone to go to check it out. She worked for the city when the ordinances were passed vacating streets and alleys and there were no ordinances passed vacating any easement along 9th Street or Findlay Street, the ordinances have the plats with them. She said that it doesn't take a survey to go there to see what had happened. She said on Findlay Street the sidewalk was narrowed and at the Schools Administration Building there was a curve that connected where the sidewalk used to be, if you cross 8th Street the fence was taking up where the sidewalk was and was very narrow and at the end of Findlay there was a utility pole in the middle of the sidewalk. She said that someone needed to move those utility poles and fire hydrants and it would be at the city's expense, which in turn were at the taxpayer's expense. She doesn't believe that it was ever inspected and believed that the same thing should apply to them as the businessman on Second Street and that the School system should be responsible for moving the utility poles and fire hydrants.

3rd Ward – Councilman Kevin E. Johnson reported the following:

1. He reminded the residents that the 4th of July fireworks will be Monday at 10:00 p.m. on the river. He spoke with Civic Forum's Director Gene Arms and he said entertainment starts at 7:00 p.m. with Doc Roc & Remedies and in case of rain or bad-river conditions the fireworks will be on the following night. He added that he had spoken to the City Manager about clean-up in that area. Director Beaumont stated that there was a crew there cleaning up with a firehose washing away the debris. Manager Allen stated that he wasn't aware that there were fireworks and had never heard from Mr. Arms.
2. He acknowledged Waste Water Director Rick Duncan and his sons one from Colorado and one from Kentucky.

4th Ward – Councilman Kalb reported the following:

1. He had a couple of concerns that he passed along to the City Manager.

5th Ward – Councilman Meadows had no report.

6th Ward – Councilman Lowe reported the following:

1. He thanked the City Manager for removing the speed limit sign from in front of his house.
2. He had a complaint from a resident about a water line and the resident was speaking about law suits and he was sure that Solicitor Haas would be hearing from the resident's attorney Billy Dever.
3. He addressed an issue with First Ward Mr. Johnson. He recently read an article in the paper where Mr. Johnson basically accused himself and Mr. Meadows because the flood wall defense tax levy failed and added that if Mr. Johnson had been sitting in his chair where he was supposed to be, he could have voted for it and it would have passed. Solicitor Haas called for a Point of Order because these reports were not designed to make comments about other individuals. Mayor Kalb said Point of Order taken.

The meeting adjourned at approximately 7:05 p.m. on a motion by Councilman Kevin W. Johnson.

City Clerk

Mayor