

Council Chambers
Regular Meeting
January 26, 2015
7:30 p.m.

Council met in regular session with all nine members present: Ames, Bonner, Gray, Neal, Patrick, Proehl, Showman, Tatman and Trutschel. There were 2 media representatives and in excess of 43 other visitors present, in addition to Mayor Everson, City Law Director Rutherford, and City Auditor Feeney. Pres. Pro Tem Trutschel presided.

Pres. Pro Tem Trutschel led in the Pledge of Allegiance to the Flag.

Mr. Bonner moved and Mrs. Ames seconded that the Minutes of the January 12, 2015 regular meeting be accepted and approved, as submitted by the Clerk. All members present voted “yea” and Pres. Pro Tem Trutschel declared the motion adopted.

Mrs. Ames moved and Mrs. Patrick seconded that Council go into an Executive Session pursuant to Rule 24(a)(3) to confer with the Director of Law concerning disputes involving the public body that are the subject of pending or imminent court action. All members present voted “yea” and Pres. Pro Tem Trutschel declared the motion adopted. Council then removed at 7:31 p.m. to the large conference room down the hallway, with Attorney Pat Kasson, City Law Director Rutherford, Mayor Everson, and City Auditor Feeney, to meet in Executive Session.

At 8:05 p.m., upon returning to Council Chambers, Ms. Gray moved and Mrs. Neal seconded that Council go out of the Executive Session and resume the regular meeting. All members present voted “yea” and Pres. Pro Tem Trutschel declared the motion adopted.

REPORTS OF COMMITTEES

Development Committee:

Mrs. Ames reported on Item #7 to authorize the Mayor of Chillicothe to enter into a contract with the Walter H. Drane Co., on tonight’s Agenda for its first reading. Mrs. Ames stated that this is the annual authorization of the contract to have the Codified Ordinances updated and published. She stated that she will seek to pass this item tonight so that this can go forward.

Safety Services Committee:

Mr. Proehl reported on Item #1 to amend Chapter 1501.10 of the Codified Ordinances, requiring maintenance of records by those performing fire equipment tests and inspections, on tonight’s Agenda for its third reading. He urged passage of this item tonight.

Engineering Committee:

Mr. Tatman reported on Item #2 to authorize the installation of a street light at the intersection of Johnson Road and Keller Road, on tonight’s Agenda for its second reading. Mr. Tatman reported on Item #4 to consent to proposal #97103 submitted by the Ohio Department of Transportation to perform bridge inspections within the city limits, on tonight’s Agenda for its second reading.

Parks & Recreation Committee:

Mr. Bonner indicated that the Parks & Recreation Committee has nothing on tonight's Agenda. However, he said that Director Dave Tener reported at a recent Parks & Recreation Board meeting that a good deal of vandalism continues to take place. Mr. Bonner said that he feels that the city needs to get surveillance cameras installed and operating as soon as possible.

Human Resources Committee:

Ms. Gray said that the Human Resources Committee also has nothing on tonight's Agenda. However, she said that the committee held meetings during November and December, and that currently there is one remaining holdover assignment from last year. She provided an update on the status of Council Committee Assignment #14-168, requesting an update to Ord. No. 80-12, dealing with pay and other benefits of employees who are not within a bargaining unit. She said that this assignment is still under consideration by the committee. Ms. Gray asked Mayor Everson to provide an update on the status of the reposting of a vacant position of Transit Clerk in the Transit Department. She said that she is also requesting that she be provided with the policies and procedures of the Human Resources Department, and in addition that she receive a timeline for the finalization of testing and filling of vacancies. Ms. Gray concluded her report by also suggesting that there be audits conducted of both the Human Resources Department and the secretarial duties connected to the Civil Service Commission to determine whether one person can handle all of the duties involved.

Finance Committee:

Mr. Trutschel reported on Item #3 to provide for the adoption of post-issuance compliance policies and procedures for tax exempt obligations, on tonight's Agenda for its second reading. Mr. Trutschel reported on Item #5 to appropriate Housing & Urban Development funds from the unappropriated HUD fund in the amount of \$75,000.00, on tonight's Agenda for its first reading. Mr. Trutschel reported on Item #6 to appropriate \$776,752.39 to continue the handling of brought forward purchase orders from 2014, and other brought forward amounts, in 2015, on tonight's Agenda for its first reading. City Auditor Feeney suggested that both Item #5 and Item #6 be passed tonight.

REPORTS OF OFFICIALS

Report of Mayor Everson:

Mayor Everson said that he notes that Council Chambers is full tonight with many people who are here obviously for the purpose of discussing the matter of the EEO officer. He said that he is sorry that he was unable to be here last week. He announced that a letter by registered mail has now been sent to Ms. Lowe to notify her that she is being reinstated. He said that this has come about as a result of the fact that City Auditor Feeney learned last week that the city will have a larger carry-over balance into 2015 than was anticipated. Mayor Everson said that the city's budget numbers are in flux until the end of the year, and that the layoff of Ms. Lowe was due to a lower level of projected funding for the year 2015. He said that he also, secondly, wishes to address a letter that appeared in the *Chillicothe Gazette* on Sunday, in the letters to the editor, concerning Karen Hoffman. He said that the duties that this employee picked up, as a result of the change to her job title and job description, included some duties that were previously being handled by persons in the position of Assistant Fire Chief. He stated that it would have cost the city over \$100,000.00 per year to continue with the Assistant Fire Chief position that has now been eliminated. Instead, he stated that the cost of changing Ms. Hoffman's job title and job duties amounts to only an additional \$9,600.00 per year. Mayor Everson announced an event that has been set up in coordination with Pastor Gray for this coming Sunday entitled "Prayers for the City" and he said that an area will be blocked off on Paint Street between Second Street and Main Street. He said that the public is invited to attend. Mayor Everson said that representatives are

also here in the audience tonight to discuss a proposed Safety Forces Levy. He said that he had made the decision himself to postpone any levy until the November election, because he felt that city officials did not have enough time last fall to promote passage of the levy that was placed on the November ballot. He said that the timing of placing this on the ballot is up to Council. Mayor Everson concluded his report by commenting on the meeting that was hosted by Judge Ater concerning the local fight against heroin addiction, attended by at least 80 people. He said that there is definitely a lot of local support for this fight, and that the city has received statewide attention as a result of this support which may help the city to get funding for setting up a new program.

Report of Auditor Feeney:

City Auditor Feeney commented on Item #5, stating that this is essentially a bookkeeping matter that needs to be taken care of in order to assure that the annual HUD appropriation is properly accounted for. He said that he urges passage of this item tonight. He also commented on Item #6, stating that this is an annual ordinance necessary to bring forward purchase orders that were outstanding at the end of 2014, along with other brought forward amounts. He said that the impact of this ordinance on the general fund is only about \$60,000.00, and that he urges passage of it tonight in order to get the city's vendors paid in a timely fashion. He said that he was able to close out the books on last year, and that he is pleased to report that the ending general fund cash balance is about \$852,000.00, instead of the earlier projected amount of \$750,000.00. He said that his year end report must also include some bad news. He stated that the income tax revenues ended up about \$150,000.00 less than it was from the previous year, and that the Ohio Estate Tax only generated \$12,000.00 as compared to about \$360,000.00 for the previous year. In addition, the city received no funding from SAFER grant monies for the Fire Department, and no COPS grant monies for the Police Department. On a more positive note, he said that EMS fees were up, building permit fees were up, and court revenues were up. He also commented on the rebate that the city received from the Ohio Bureau of Workers Compensation. Overall, he said that the city's general fund was down about \$700,000.00 last year in operating funds, and that the city's financial position ended up being more positive than not due to the higher carry-over balance than expected.

Report of Law Director Rutherford:

City Law Director Rutherford said that she has passed out to the members of Council her annual written report to Council showing the 2014 year end totals. She said that the Law Director's Office closed 2,656 criminal and/or traffic cases during the year, as compared to 3,372 cases the prior year. She indicated that a total of 739 cases remain open. She continued to read aloud the statistics from her two page report. She then took the opportunity to respond to some of the comments that were made during the last regular meeting, during the audience participation. She stated that her office includes four Assistant Law Directors and herself, all of whom are part-time only. She said that no outside attorney is brought in to handle city business, except when the case or claim is covered by the city's liability insurance carrier, who then provides counsel under the city's contract. Mrs. Rutherford stated that even in those situations, she often helps out during any trial, such as with jury selection, and also prior to trial, with respect to discovery issues. Mrs. Rutherford said that with respect to the criminal cases and traffic cases handled by the Law Director's Office, these will necessarily involve the officers in the Chillicothe Police Department. She said that this is a big reason that she does not become involved in the negotiations between the city and the collective bargaining units. As a matter of fact, she said that no City Law Director has been involved in union negotiations for decades, going back to the early 1980's when the public employer collective bargaining laws took effect.

Report of Pres. Pro Tem Trutschel:

Pres. Pro Tem Trutschel said that he has nothing to report on tonight, other than to express his thanks to Officer Newsome of the Chillicothe Police Department and Fire Chief Creed of the Chillicothe Fire Department for their Assistance in reviewing matters relating to the possible safety forces levy legislation.

AUDIENCE PARTICIPATION

Terry Williams of 371 Plyley's Lane said that many people are here again tonight to stand up for EEO. He said that we are very happy that she is reinstated, but that it is also frustrating that she was ever let go to begin with. He questioned how a \$750,000.00 general fund carry-over balance was not enough to cover her salary and benefits, but a carry-over balance of \$850,000.00 is enough. He then spoke about his own perception of events before she was terminated, stating that she had spoken out at a Civil Service Commission meeting with respect to the filling of an employee vacancy. He suggested that her subsequent termination was in fact retaliation for doing so. Mr. Williams complained that when he requested the minutes of that Civil Service Commission meeting, and minutes of subsequent Civil Service Commission meetings, he either received nothing satisfactory or nothing at all. Mr. Williams continued to discuss the problems that he said that he encountered in his efforts to get information from the Chillicothe Civil Service Commission as he tried to investigate the basis of the termination of the EEO officer. He said that he contends that the termination of Ms. Lowe amounted to retaliation against her for seeking fairness in the posting of the job vacancy and because she had questioned the hiring procedures that were being followed. He concluded by talking about what a good claim that he feels that she has against the city for her wrongful termination.

Robert Hitchens, Jr. of 446 Johnson Road said that he echoes what Mr. Williams just stated. He said that it is totally unacceptable that we have to bring in lawyers in order to get fairness. He said that it was a sad thing today to get the city's press release on the reinstatement. Mr. Hitchens said that Tamra Lowe is being brought back due to the pressure from "Stand Up For EEO", and that her reinstatement has nothing to do with the city's budget situation or the difference between a \$750,000.00 carryover as compared to an \$850,000.00 carryover. He said that all of this is about a position that costs the city about \$85,000.00. He then asked "who got cut?" He asserted that "this fight will continue". He said that the city has adopted a façade. He said that in fact she was wrongfully treated. He stated that this resulted from back door meetings between Mayor Everson and others. He complained that in the process, she was removed from the city administration building, worked without a telephone for about a month, and put in an office at the Chillicothe Transit System Facility.

Ryan Wade of 682 N. Malone Road said that he is the President of International Fire Fighter Local 300. He stated that on Friday they submitted a request for placement of a fire income tax levy on the May ballot. He spoke about the shortage of personnel, saying that there is dangerously low staffing in the fire department. He discussed the possibility of obtaining a SAFER grant, saying that the deadline for this year's application is the 9th of February. He indicated that one of their priorities, that they look for, is the hiring back of any laid off fire fighters. He stated that another priority is to have a plan for rehiring, and that this is what they are looking for from an applicant. Mr. Wade said that this is why the city needs to move now on putting a levy on the May ballot. He said that even if the money does not come in from a Safety Levy until January 1, 2016, if the city were to get a SAFER grant awarded prior to this, the city could use that grant money by early September. He stated that the city has a definite need for the funding, and that the city needs to have a plan in place at the time of the filing of the grant application, and that placement of a levy issue on the May ballot shows that a plan is in place. He noted that other cities similar to Chillicothe have been receiving these grants, and that there is no reason that Chillicothe cannot also succeed in obtaining the grant.

Tamra Lowe of 602 Garden Drive talked about her former position of EEO officer. She said that she does not know what the Mayor has actually said, but she stated that she is insulted if Jack Everson is saying that he is pleased to welcome her back. She contended that she is not a friend of Mr. Everson, and said to the Mayor that he should address her as Mrs. Lowe, not by her first name. She indicated that whether she comes back or not, she will continue to stand up for EEO, and that she will continue to fight against bullying. She then stated that Mayor Everson has been guilty of misfeasance and malfeasance in office, and that she does not believe that the city can stand another 11 months of his malfeasance or corruption. She stated that she stood up in her capacity as EEO officer at the Civil Service Commission meeting for fairness, and that she will not be knocked down. She said that she will continue to stand.

Christopher McGowan of the Chillicothe Police Department on N. Paint Street said that he works on the day shift, that he is looking forward to trying to work with everyone, and that he is just here tonight to introduce himself.

Jeff Kapect said that he is a Chillicothe resident and that he has been a long term supporter of Mayor Everson. He said that in his opinion we need to control spending, and that Mayor Everson has approached the running of the city by running it under good business principles. He stated that public employees are there to serve.

OLD BUSINESS

Ms. Gray said that she is making her second request that Council adopt a strategic plan and follow a process with respect to legislative committee assignments. She said that she is also renewing her request that Council begin the 2016 budget process much sooner than was done last year in putting together the 2015 budget.

Mrs. Patrick noted that sufficient money has not been appropriated for the reinstatement of the EEO officer. She asked if a Council Committee Assignment is not needed for this. Mayor Everson responded in the affirmative, stating that this will be submitted. Mrs. Patrick said that it is her understanding that the cost for hiring another police officer is about the same as the cost of reinstating the EEO officer. Mayor Everson responded, stating that a Chillicothe Police Department officer is a bit more. He said that he did take this into consideration, but that he arrived at the decision to bring back the EEO officer after discussing the matter with various community leaders. He said that the EEO officer can prevent problems that might otherwise require police intervention. Mrs. Patrick spoke about an incident involving a shooting that just occurred in a neighborhood here in Chillicothe. She said that due to a shortage of officers in the Chillicothe Police Department, personnel from the Ohio State Highway Patrol were called in to set up a perimeter and provide security. She stated that in her opinion, she prefers hiring an additional police officer to the reinstatement of the EEO officer.

Mrs. Neal stated that she is encouraging the Council to place a street improvement levy on the May ballot. She provided her reasons for urging this, and said that she is requesting reconsideration of the decision to wait until November.

Pres. Pro Tem Trutschel stated that Council needs a legislative request from Mayor Everson to go forward now on any levy, and that due to the impending deadline for filing with the Ross County Board of Elections, at least one special meeting will also be required. Mr. Proehl said that he is also asking that a fire levy be placed on the May ballot, stating reasons for this such as the existing danger caused by closure of two fire stations and understaffing, as well as the help that this would provide in obtaining a grant.

Pres. Pro Tem Trutschel stated that we will all need to get a successful campaign done after any legislation is passed in order to promote the passage of the levy by the voters.

City Law Director Rutherford noted that this type of legislation is very complex and time consuming for her office to get drafted. Fire Chief Jeff Creed responded, stating that he has already completed about 85% of the drafting of the legislation himself. A lengthy discussion then ensued between Chief Creed and City Law Director Rutherford, with Chief Creed stating that such a levy on the November ballot would only become "political fodder". He said that the Fire Department is asking for an increase of 0.2% in the city income tax for the Fire Department, stating that this would be enough to meet their future needs, including reopening the two stations that are now closed, and having three EMS squads on duty.

Mr. Bonner stated that in his opinion the city cannot put two separate issues on the ballot at the same time. He said that this needs to be looked at, as far as the legal requirements.

PETITIONS AND CORRESPONDENCE

The Clerk reminded all elected and appointed city officials of the requirement for each of them to file their 2014 financial disclosure statements this year. He indicated that copies of a filing

reminder have been provided to all members of Council and to all city officials. Generally, he said that the filing deadline is Wednesday, April 15, 2015, and that this can be filed with the Ohio Ethics Commission by using their website.

NEW BUSINESS

Mrs. Ames moved and Ms. Gray seconded that Council approve the following appointments of Mayor Everson, as announced in his letters dated January 23, 2015:

Dave Blosser to serve on the Majestic Theatre Board for a full three-year term;
Robert Barnhart and Geoff Wayland to continue serving on the Parks & Recreation Board for another full five year term each beginning January, 2015;
Julie Widen to continue serving on the Chillicothe Planning Commission serving a full six-year term beginning January, 2015;
Charles Halm to continue serving as a representative to the Ross County General Health District another full five-year term beginning January, 2015;
Dwayne (Whitey) Coates, Walt Smith, Teresa Hernstein, and Gary McFadden to continue serving on the Chillicothe Tree Commission with each to serve another full three-year term beginning January, 2015;
Mike Northup and Anni Frizzell to continue serving as board members on the Chillicothe Design Review Board with each serving another two-year term;
Daniel W. Rogers to continue serving another full four-year term on the Convention Facility Authority Board with his term to expire on December 4, 2018; and
Don Ellifritt to continue serving on the Board of Zoning Appeals as representative of the Sixth Ward for another full four-year term beginning January, 2015.

All members present voted “yea” and Pres. Pro Tem Trutschel declared the motion adopted. He also expressed his thanks to all of these individuals for their willingness to serve the citizens of Chillicothe in the respective capacities.

Pres. Pro Tem Trutschel stated that every day our city doubles in its population due to the influx of shoppers and persons employed within the city who live outside the city. As a result of this, he said that a lot of sales tax is paid within the city limits. However, he said that all of this money goes to Ross County or to the state, with none of the money being received by the City of Chillicothe. He said that the Ohio General Assembly must change the law on this so that the city will also receive some of the sales tax revenues. He said that research needs to be done on this, in his opinion.

COUNCIL ASSIGNMENTS AND CALENDAR

Pres. Pro Tem Trutschel announced the following additional Council Committee Assignments for inclusion in the Journal of Council:

#15-01-Parks & Recreation-Request for legislation to accept an insurance check for \$19,655.25 to replace a roof damaged by winds;
#15-02-Community Affairs-Request for legislation to allow the mayor to enter into a contract with the Walter H. Drane Co. to prepare replacement pages to the Chillicothe Codified Ordinances.
#15-03-Safety Services-Request for legislation authorizing the Safety-Service Director to advertise for bids and enter into contracts for annual supplies, maintenance and repairs for equipment for FY 2015;
#15-04-Safety Services-Request for legislation to accept a David Meade Massie Trust Grant to CFD in the amount of \$1,000.00 for safety educational materials for the schools;
#15-05-Finance-Request for legislation to bring certain PO s forward from 2014; and
#15-06-Finance-Request for legislation to appropriate various funds from unappropriated HUD funds.

READING AND PASSAGE OF LEGISLATION

Ord. No. 1-15 amending Chapter 1501.10 of the Codified Ordinances of the City of Chillicothe, Ohio, and declaring an emergency was read for the third time by title only. On final passage, all members present voted “yea” and Pres. Pro Tem Trutschel declared Ord. No. 1-15 adopted.

An Ordinance authorizing the installation of a street light at the intersection of Johnson Road and Keller Road was read for the second time by title only.

An Ordinance providing for the adoption of post-issuance compliance policies and procedures for tax exempt obligations was read for the second time by title only.

An Ordinance consenting to Proposal #97103 submitted by the Ohio Department of Transportation to perform bridge inspections within the city limits, and declaring an emergency was read for second time by title only.

Ord. No. 2-15 appropriating Housing and Urban Development (HUD) funds from the unappropriated HUD fund in the amount of \$75,000.00, and declaring an emergency was read for the first time by title only. Mrs. Ames moved and Ms. Gray seconded that the three reading rule be suspended, placing this item on final passage. All members present voted “yea” and Pres. Pro Tem Trutschel declared the rule suspended. All members present then voted “yea” on the item itself, and Pres. Pro Tem Trutschel declared Ord. No. 2-15 adopted.

Ord. No. 3-15 appropriating \$776,752.39 for the purpose of continuing the handling of brought forward purchase orders from the year 2014 and other brought forward amounts to be put on the books of the City of Chillicothe, Ohio for the year ending December 31, 2015, and declaring an emergency was read for the first time by title only. Mr. Trutschel moved and Mr. Proehl seconded that the three reading rule be suspended, placing this item on final passage. All members present voted “yea” and Pres. Pro Tem Trutschel declared the rule suspended. All members present then voted “yea” on the item itself, and Pres. Pro Tem Trutschel declared Ord. No. 3-15 adopted.

Ord. No. 4-15 authorizing the Mayor of the City of Chillicothe, Ohio to enter into a contract with the Walter H. Drane Co., and declaring an emergency was read for the first time by title only. Mrs. Ames moved and Ms. Gray seconded that the three reading rule be suspended, placing this item on final passage. All members present voted “yea” and Pres. Pro Tem Trutschel declared the rule suspended. All members present then voted “yea” on the item itself, and Pres. Pro Tem Trutschel declared Ord. No. 4-15 adopted.

Mr. Bonner moved and Mrs. Neal seconded that the regular meeting be adjourned. All members present voted “yea” and Pres. Pro Tem Trutschel declared the motion adopted. Adjourned at 9:20 p.m.

Clerk of Council

President of Council

Council Chambers
Special Meeting
February 3, 2015
6:00 p.m.

Council met in Special Session at the call of Mayor Everson pursuant to written Notice dated and delivered January 30, 2015, for the purpose of considering four items of legislation described in the Notice, with the following eight members present: Ames, Bonner, Gray, Neal, Patrick, Proehl, Tatman and Trutschel. (Mr. Showman absent.) There were 2 media representatives and 28 other visitors present in addition to Mayor Everson, City Law Director Rutherford and City Auditor Feeney. Pres. Pro Tem Trutschel presided over the special meeting.

Mr. Trutschel noted that there is a substitute version of the first item on tonight's Special Meeting Agenda, a resolution declaring the necessity of amending certain sections of the Codified Ordinances to provide for a 0.2% increase in the city income tax to be used exclusively for safety services and placing the amendment before the electors at the May 5, 2015 election. He stated that before amending Item #1 by substitution, this substituted version itself needs to be changed in Section 4 by adding, at the end of the quoted ballot language, the words "be passed" before the question mark. Mrs. Ames moved and Ms. Gray seconded that Item #1 be amended by first correcting the substitute version distributed tonight by adding the words "be passed" at the end of the quoted ballot language in Section 4 thereof, and then by replacing the original version with this corrected substitute version. All members present voted "yea" and Pres. Pro Tem Trutschel declared the motion adopted. Pres. Pro Tem Trutschel then reported on Item #1, stating that this will need to be passed along with the other three items on tonight's Special Meeting Agenda by waiver of the three reading rule so that both ballot issues can be filed with the Ross County Board of Elections tomorrow.

Mrs. Patrick said that she wants to be up front tonight. She said that she objects to how this is being done, first because it is being rushed through Council at the very last minute. Secondly, she said that we now have a credibility issue with the sudden discovery of another \$100,000.00 that was found to add to the carryover balance from 2014. She said that she has received a lot of telephone calls about this, and that there are many questions among the public about what is going on. She said that she agrees that the money is needed, but that she cannot support passage of the safety forces levy tonight.

Pres. Pro Tem Trutschel then commented on the substitute version of Item #2, an ordinance to amend certain sections of the Codified Ordinances to provide for the 0.2% increase in the city income tax to be applied exclusively for safety forces. He said that this substitute version also needs to have the number 1 inserted in Section 3 thereof prior to amending Item #2 by substitution.

Mr. Proehl moved and Mr. Bonner seconded that Item #2 be amended by first changing the substitute version of Item #2, through the insertion of the number 1 in Section 3 thereof, and by then replacing the original version of Item #2 with the substitute version. All members present voted "yea" and Pres. Pro Tem Trutschel declared the motion adopted.

Pres. Pro Tem Trutschel said that there is a substitute version of Item #3 that does not need any corrections or changes. He said that this is a resolution declaring the necessity of amending certain sections of the Codified Ordinances to provide for a 0.2% increase in the city income tax to be used exclusively toward maintenance and repair of city streets and alleys within the city for a period of ten years, and resolving that the amendment should be placed before the electors at the May 5, 2015, election.

Mrs. Neal moved and Ms. Gray seconded that Item #3 be amended by replacing the original version with the substitute version. All members present voted "yea" and Pres. Pro Tem Trutschel declared the motion adopted.

Pres. Pro Tem Trutschel then commented on Item #4, noting that a substitute version of this item is also before Council tonight. He said that this is an ordinance to amend certain sections of the Codified Ordinances to provide for a 0.2% increase in the city income tax for a period of ten years beginning January 1, 2016, and to be applied exclusively toward maintenance and repair of city streets and alleys. He said that this substitute version also needs to be changed, in Section 3 thereof, so that it states "Resolution No. 2-15".

Mr. Proehl moved and Mr. Bonner seconded that Item #4 be amended by replacing the original version with the substitute version, after changing Section 3 thereof to state "Resolution No. 2-15". All members present voted "yea" and Pres. Pro Tem Trutschel declared the motion adopted.

Pres. Pro Tem Trutschel inquired if any member of Council wished to comment further on the four items on tonight's Special Meeting Agenda. There being no response, he directed the Clerk to proceed with the reading of the legislation.

Res. No. 1-15 declaring the necessity of amending Sections 163.03, 163.08, and 163.16 of the Codified Ordinances of the City of Chillicothe in order to provide for a two-tenths of one percent (0.2%) increase in the city income tax levied, directing that such increase be used exclusively for safety forces, reducing the percentage of funds which may be used from the safety capital fund in

the event of an imminent reduction in forces from one-half to one-fourth, resolving that said amendment should be placed before the electors at the election to be held May 5, 2015, and declaring an emergency was read for the first time by title only. Mrs. Ames moved and Ms. Gray seconded that the three reading rule be suspended, placing this item on final passage tonight. All members present voted “yea” and Pres. Pro Tem Trutschel declared the rule suspended. All members present then voted “yea” on passage of the item, except Mrs. Patrick, who voted “nay”, and Pres. Pro Tem Trutschel declared Res. No. 1-15 adopted by a vote of 7-1.

Ord. No. 5-15 amending Sections 163.03, 163.08, and 163.16 of the Codified Ordinances of the City of Chillicothe, Ohio in order to provide for a two-tenths of one percent (0.2%) increase in the city income tax levied and directing that such increase be applied exclusively for safety forces within the City of Chillicothe, reducing the percentage of funds which may be used from the safety capital fund in the event of an imminent reduction in forces from one-half to one-fourth, and declaring an emergency was read for the first time by title only. Mr. Bonner moved and Mrs. Ames seconded that the three reading rule be suspended, placing this item on final passage. All members present voted “yea” and Pres. Pro Tem Trutschel declared the rule suspended. All members present then voted “yea” on passage of the item, except Mrs. Patrick, who voted “nay”, and Pres. Pro Tem Trutschel declared Ord. No. 5-15 adopted by a vote of 7-1.

Res. No. 2-15 declaring the necessity of amending Sections 163.03, 163.08 and 163.16 of the Codified Ordinances of the City of Chillicothe in order to provide for a two-tenths of one percent (0.2%) increase in the city income tax levied for a period of ten years beginning on January 1, 2016, directing that such increase be used exclusively toward maintenance and repair of city streets and alleys within the City of Chillicothe, resolving that said amendment should be placed before the electors at the election to be held May 5, 2015, and declaring an emergency was read for the first time by title only. Ms. Gray moved and Mrs. Neal seconded that the three reading rule be suspended, placing this item on final passage. All members present voted “yea” and Pres. Pro Tem Trutschel declared the rule suspended. All members present then voted “yea” on the item itself, and Pres. Pro Tem Trutschel declared Res. No. 2-15 adopted.

Ord. No. 6-15 amending Sections 163.03, 163.08 and 163.16 of the Codified Ordinances of the City of Chillicothe, Ohio in order to provide for a two-tenths of one percent (0.2%) increase in the city income tax levied for a period of ten years beginning on January 1, 2016, directing that such increase be applied exclusively toward maintenance and repair of city streets and alleys within the City of Chillicothe, and declaring an emergency was read for the first time by title only. Ms. Gray moved and Mrs. Neal seconded that the three reading rule be suspended, placing this item on final passage. All members present voted “yea” and Pres. Pro Tem Trutschel declared the rule suspended. All members present then voted “yea” on the item itself, and Pres. Pro Tem Trutschel declared Ord. No. 6-15 adopted.

Ms. Gray moved and Mr. Bonner seconded that Council excuse the absence of Mr. Showman. All members present voted “yea” and Pres. Pro Tem Trutschel declared the motion adopted.

Mrs. Ames moved and Ms. Gray seconded that the Special meeting be adjourned. All members present voted “yea” and Pres. Pro Tem Trutschel declared the motion adopted. Adjourned at 6:22 p.m.

Clerk of Council

President of Council