

MINUTES OF THE REGULAR COUNCIL MEETING HELD ON NOVEMBER 5, 1974.

COUNCIL MET IN REGULAR SESSION WITH MAYOR JACK MURRAY PRESIDING.

COUNCILMEN PRESENT:

DAVIES      BANKSON      JAY      BARKER      BOGLE      LATURNER      HANSBRAUGH

COUNCILMEN ABSENT:

BAILEY      KAEHLER      CHESNUTT

THE MINUTES OF THE REGULAR MEETING HELD ON OCTOBER 15 AND THE SPECIAL MEETING HELD ON OCTOBER 29, 1974 WERE PRESENTED TO THE COUNCIL FOR APPROVAL. MOTION WAS MADE BY COUNCILMAN DAVIES AND SECONDED BY COUNCILMAN JAY THAT THE MINUTES OF EACH MEETING BE APPROVED AND PLACED ON FILE. MOTION CARRIED.

VACATION FOR HAROLD MCCOY WAS DISCUSSED. COUNCILMAN BANKSON EXPLAINED THAT MR. MCCOY HAS ONE WEEK OF VACATION DUE HIM AFTER THE 15TH OF NOVEMBER. MOTION WAS MADE BY COUNCILMAN BANKSON THAT MR. MCCOY BE GRANTED ONE WEEK OF VACATION. MOTION WAS SECONDED BY COUNCILMAN BOGLE. MOTION CARRIED.

VACATION PAY FOR BOB BROWN WAS DISCUSSED. COUNCILMAN BANKSON ASKED THAT MR. BROWN BE GRANTED TWO WEEKS VACATION PAY IN LIEU OF VACATION AS REQUESTED. MOTION WAS MADE BY COUNCILMAN BANKSON AND SECONDED BY COUNCILMAN HANSBRAUGH. MOTION CARRIED.

PAUL AVICOLA WAS PRESENT AT THE MEETING AND EXPLAINED THE WATER LEAK THAT THE SEVENTH DAY ADVENTIST CHURCH HAD AND THAT HE HAD BEEN HIRED TO REPLACE THE LINE. HE EXPLAINED THAT HE TOOK THE OLD SERVICE LINE OUT AND REPLACED IT WITH NEW PIPE AND BEFORE COVERING BACK OVER HE CALLED THE CITY TO SEE IF THEY WOULD LIKE TO HAVE THE OLD METER REPLACED WITH A NEW METER THAT WAS SET CLOSER TO THE VALVE IN FRONT OF THE CHURCH. HE STATED THAT HE WAS TOLD THAT THE CITY WOULD LIKE TO PUT IN A NEW METER, SO HE RAN THE LINE ON OUT TO THE VALVE WITH A SAVINGS OF MONEY TO THE CITY. THE NEW METER WAS BROUGHT OUT AND LAID BESIDE THE LINE SO THE CITY COULD SET IT WHEN MR. AVICOLA WAS FINISHED. THE NEXT DAY THE METER WAS PICKED UP AND MR. AVICOLA WAS TOLD THAT THE CITY DID NOT WANT THE METER CHANGED. SINCE HE ALREADY HAD PUT IN EXTRA FEET OF LINE HE FELT THAT THE CITY SHOULD SET A NEW METER. MR. MCCOY STATED THAT HE DID NOT DO ANYTHING ABOUT THIS MATTER AND THAT THIS WAS THE FIRST HE HAD HEARD OF IT. HE (MCCOY) STATED THAT HE FELT THAT FOR THE SAFETY OF THE CITY IT WOULD BE BETTER TO LEAVE THE METER WHERE IT WAS NOW LOCATED. AFTER SOME DISCUSSION ON THE MATTER THE CITY ATTORNEY AND COUNCIL DECIDED THAT THE METER WOULD STAY WHERE IT WAS. MR. AVICOLA THEN STATED THAT HE WOULD NOT DIG THE LINE BACK UP AND HE FELT HE SHOULD RECEIVE SOME COMPENSATION FOR THE LINE SINCE PERMISSION HAD BEEN GIVEN BY CITY EMPLOYEES TO MOVE THE METER. THE CITY FELT THAT THEY SHOULD NOT BE RESPONSIBLE FOR THE COST OF THE LINE AND SEVERAL MEMBERS SO STATED THIS, SO MR. AVICOLA STATED HE WOULD CONSULT WITH HIS LAWYER ON THE MATTER. AT THIS TIME COUNCILMAN HANSBRAUGH MADE A MOTION THAT THE METER STAY WHERE IT WAS. THE MOTION RECEIVED A SECOND FROM COUNCILMAN BANKSON, BUT FAILED TO CARRY WITH 4 YEAS AND 2 NAYS. MR. MCCOY AT THIS TIME STATED THAT FOR THE SAFETY OF THE CITY HE WOULD RATHER HOOK INTO THE OLD METER FROM THE NEW LINE THAT MR. AVICOLA HAD PUT IN. THE MAYOR THEN ASKED MR. AVICOLA IF THIS WOULD BE SATISFACTORY WITH HIM AND HE SAID YES IF THE CITY WOULD SALVAGE THE REST OF THE LINE FOR HIM. MOTION WAS THEN MADE BY COUNCILMAN LATURNER AND SECONDED BY COUNCILMAN DAVIES THAT THE LINE BE HOOKED INTO THE OLD METER FROM AVICOLAS NEW LINE AND THAT THE REST OF THE LINE BE SALVAGED FOR MR. AVICOLA. MOTION CARRIED. AT THIS TIME MR. AVICOLA ASKED THAT HE BE GIVEN THE PROPER WAY TO HANDLE THIS TYPE OF DEALING SHOULD IT COME UP AGAIN IN THE FUTURE. MOTION WAS MADE BY COUNCILMAN DAVIES THAT ALL FUTURE SERVICE LINE CHANGES OR NEW METER CHANGES BE HANDLED THROUGH THE STREET COMMISSIONER ON WRITTEN AUTHORITY. MOTION WAS SECONDED BY COUNCILMAN LATURNER. MOTION CARRIED.

COUNCILMAN LATURNER EXPLAINED THAT HE HAD BEEN DOING SOME CHECKING ON CALLS BEING MADE ON A TELEPHONE IN THE OFFICE UPSTAIRS AT CITY HALL. HE NOTED THAT IT WAS BEING USED FOR CITY BUSINESS AND ALSO PERSONAL CALLS. HE STATED THAT SEVERAL CALLS HAD BEEN MADE TO THE SAME NUMBER AND HE FELT THAT THEY WERE ALL PERSONAL CALLS. HE SUGGESTED THAT THE PHONE BE REMOVED. IT WAS NOTED AT THIS TIME THAT THE PHONE WAS LISTED AS THE CIVIL DEFENSE PHONE AND THAT THEY REQUIRED A PHONE BE LISTED IN THAT NAME. COUNCILMAN BANKSON SUGGESTED THAT SINCE GEORGE HANSBRAUGH USED THE PHONE TO CONDUCT CITY BUSINESS AND THAT HE DOES NOT GET PAID FOR HIS EFFORTS THAT HE BE GIVEN GAS MILEAGE AS COMPENSATION FOR ALL THE TRIPS THAT HE DOES MAKE CONCERNING CITY BUSINESS. MOTION WAS MADE BY COUNCILMAN BOGLE AND SECONDED BY COUNCILMAN BANKSON THAT THE PHONE BE LEFT IN. MOTION FAILED. MOTION WAS MADE BY COUNCILMAN JAY THAT THE PHONE BE LEFT IN AND USED FOR CIVIL DEFENSE AND THAT ALL CITY PHONES BE USED FOR BUSINESS CALLS ONLY.

THE MOTION WAS SECONDED BY COUNCILMAN BANKSON. MOTION CARRIED.

SEVERAL CITIZENS ON DEWEY STREET REQUESTED THAT A STREET LIGHT BE INSTALLED AT 17th AND DEWEY. MOTION WAS MADE BY COUNCILMAN LATURNER AND SECONDED BY COUNCILMAN DAVIES THAT A STREET LIGHT BE INSTALLED AT 17TH AND DEWEY. : MOTION CARRIED.

IT WAS NOTED AT THIS TIME THAT SOME LIGHTS THAT WERE BEING STORED AT THE CITY GARAGE COULD BE SOLD TO ANYONE AT A COST OF \$10.00 EACH. THIS HAD BEEN APPROVED SOMETIME AGO...

MR. AVICOLA ASKED IF THE CITY COULD FIX THE DRAINAGE ON 7TH AND ELM. AT THE PRESENT TIME THERE IS A DRAIN THAT STICKS UP AND CUSTOMERS ENTERING THE DRIVE WAY OF THE SERVICE STATION HAVE TO RUN OVER THE DRAIN, ALSO WHEN IT RAINS THE WATER DRAINS INTO HIS DRIVE WAY. THE MAYOR SUGGESTED THAT MR. MCCOY CHECK INTO THE MATTER AND TAKE THE NECESSARY STEPS TO CORRECT THE DRAINAGE PROBLEM.

WATER LINE FOR ROY HOPKINS. MR. HOPKINS WAS PRESENT AT THE MEETING AND EXPLAINED THAT HE WAS BEING SERVICED BY A 3/4 INCH WATER LINE AND THAT THE PRESSURE WAS VERY LOW. HE WANTED TO KNOW IF THE CITY WOULD INSTALL A 2 INCH LINE THUS ALLOWING MORE WATER PRESSURE AND BETTER SERVICE. COUNCILMAN BANKSON EXPLAINED THAT THERE WERE THREE OTHER RESIDENTS IN THAT AREA THAT WERE ALSO BEING SERVICED BY THE 3/4 INCH LINE. MOTION WAS MADE BY COUNCILMAN BANKSON AND SECONDED BY COUNCILMAN DAVIES THAT A 2 INCH WATER LINE BE INSTALLED FROM 13TH AND MADISON SOUTH TO 15TH AND MADISON TO THE PROPERTY LINE OF MR. HOPKINS AND ALONG THE PROPERTY LINES OF SECRISTS, TONEY AND OTHER RESIDENTS ON MADISON. WANT TO LEAVE A TEE AT 15TH AND MADISON SO A LOOP CAN BE MADE LATER. THIS LINE WILL BE APPROXIMATELY 700 FT. LONG. MOTION CARRIED.

SPRING GROVE SCHOOL HAD ASKED IF THE CITY WOULD CLEAR OFF THE CORNER LOT OF THE PLAYGROUND. COUNCILMAN HANSBRAUGH STATED THAT THIS WAS BEING TAKEN CARE OF.

SEVERAL MEMBERS OF THE COUNCIL INQUIRED TO SEE IF THE TIME PERIOD ALLOWED FOR MELVIN FRY TO CLEAN HIS PROPERTY HAD ELAPSED. COUNCIL WAS INFORMED THAT IT HAD BEEN MORE THAN 10 DAYS. THE CITY ATTORNEY WAS INSTRUCTED TO GET TOGETHER WITH THE STREET SUPERINTENDENT AND TAKE THE NECESSARY STEPS TO CLEAN THE PROPERTY UP.

BRADLEY BALL, CITY AUDITOR, WAS PRESENT AT THE MEETING. ONCE AGAIN HE EXPLAINED THE FINANCIAL SITUATION THAT THE CITY WAS IN. THAT A BUDGET FOR EACH YEAR WAS PREPARED AS A GUIDE LINE FOR THE CITY TO FOLLOW, BUT THIS WAS NOT THE ONLY MEASURE THE COUNCIL SHOULD FOLLOW. THEY SHOULD WATCH ACTUAL CASH THAT CAME IN AND WATCH THE BALANCES OF EACH FUND TO SEE THAT NONE OF THE FUNDS FELL BELOW A ZERO BALANCE AT ANY TIME. MR. BALL EXPLAINED THE NEED FOR THE CITY TO APPLY FOR NO FUND WARRANTS AT THIS TIME. HE EXPLAINED THE APPLICATION TO THEM AND NOTED THAT IT HAD TO BE APPROVED BY COUNCIL AND THAT EACH MEMBER HAD TO SIGN HIS NAME TO THE APPLICATION. HE NOTED THAT THIS WOULD INCREASE THE MILL LEVY. HE EXPLAINED THAT THE APPLICATION WOULD HAVE TO GO BEFORE THE BOARD OF TAX APPEALS AND THAT THE BANK WITH THE BEST INTEREST RATE WOULD BE CHOSEN. HE ALSO BROUGHT TO COUNCILS ATTENTION THAT THE ACCOUNTING RECORDS FOR THE CITY SHOULD BE UPDATED AND THAT THE COUNCIL SHOULD BE PROVIDED WITH A MONTHLY REPORT OF FUND BALANCES COMPARED TO BUDGET BALANCE. ALSO THAT THEY SHOULD SET UP A SEPARATE SAVINGS ACCOUNT FOR ALL BOND AND INTEREST REVENUE BROUGHT IN. HE ALSO INFORMED COUNCIL THAT THEY WERE NOT THE ONLY CITY OR COMPANY THAT WAS HAVING FINANCIAL PROBLEMS. THAT DUE TO INFLATION ALOT OF PEOPLE WERE HAVING MONEY PROBLEMS. MOTION WAS MADE BY COUNCILMAN DAVIES AND AND SECONDED BY COUNCILMAN LATURNER THAT ALL REVENUE BROUGHT INTO THE CITY IN 1975 FOR BOND AND INTEREST BE PLACED IN A SEPARATE SAVINGS ACCOUNT AND THAT MONTHLY TRANSFERS BE MADE TO THIS ACCOUNT. MOTION CARRIED. MOTION WAS MADE BY COUNCILMAN BANKSON AND SECONDED BY COUNCILMAN JAY THAT THE CITY CLERK AND CITY TREASURER PREPARE A MONTHLY STATEMENT TO COMPARE CASH TO BUDGET. MOTION CARRIED. MOTION WAS MADE BY COUNCILMAN JAY THAT THE CITY ATTORNEY BE GIVEN PERMISSION TO MAKE APPLICATION FOR NO FUND WARRANTS. MOTION WAS SECONDED BY COUNCILMAN HANSBRAUGH WITH THE MOTION TO INCLUDE THAT ALL COUNCIL MEMEBERS MUST SIGN THE APPLICATION. MOTION CARRIED BY A 3/4 MAJORITY.

MOTION WAS MADE BY COUNCILMAN DAVIES AND SECONDED BY COUNCILMAN BANKSON THAT ORD. #737 IN THE AMOUNT OF \$51,497.94 BE APPROVED FOR PAYMENT. MOTION CARRIED.

MAYOR MURRAY INFORMED COUNCIL THAT TRI WAY ENTERPRISES HAD A CONTRACT CHANGE ORDER DELETING SOME 8 INCH AND 4 INCH LINE AND PUTTING IN 10 and 12 INCH LINE. MOTION WAS MADE BY COUNCILMAN HANSBRAUGH AND SECONDED BY COUNCILMAN DAVIES THAT THE CHANGE ORDER BE APPROVED. MOTION CARRIED. IT WAS NOTED THAT THE CHANGE ORDER DECREASED THE OVERALL COST OF THE CONTRACT.

COUNCILMAN BANKSON GAVE THE MONTHLY POLICE JUDGE AND STOCK MARSHALL REPORT. STOCK MARSHALL REPORT WAS IN THE AMOUNT OF \$13.00 AND THE POLICE JUDGE IN THE AMOUNT OF \$2752.00. MOTION BY COUNCILMAN BANKSON AND SECONDED BY COUNCILMAN HANSBRAUGH THAT THE TWO REPORTS BE APPROVED AND PLACED ON FILE. MOTION CARRIED.

MOTION WAS MADE BY COUNCILMAN BOGLE AND SECONDED BY COUNCILMAN JAY THAT THE MEETING  
ADJOURN. MOTION CARRIED BY ALL STANDING.

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JACK N. MURRAY, MAYOR

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B. J. (JOE) LATURNER, CITY CLERK