

Ways & Means Minutes

Ways & Means Committee Minutes
Honorable Council
City of Newark, Ohio
June 28, 2016

The Ways and Means Committee met Monday June 27, 2016 in Council Chambers following the Service Committee, with these members in attendance:

Dee Hall, Chair
Ryan Bubb
Mark Fraizer for Doug Marmie

We wish to report:

1. **Ordinance No. 16-29** levying an additional income tax of one-quarter of one percent for the purpose of raising General Operating and Capital Improvement revenue specifically and exclusively dedicated to the general construction, re-construction, re-surfacing, and repair of streets, roads, bridges and sidewalks and for the capital improvement needs of the Police Department and Division of Fire within the Department of Public Safety on all taxable salaries, wages, commissions and other compensation as set forth herein as well as on all taxable net profits earned by businesses, professions, or other activities as set forth herein and providing for the collection and enforcement thereof was considered.

Director Rhodes- we are asking for a .25 increase. .15 of that would go to streets and bridges. .10 would go to Police and Fire split evenly and this could not be used to pay for buildings such as a Police Station or a Fire Station. This could only be used for capital improvement needs such as police cars which in our estimation we should be buying about 6 per year. It could be used for body cameras or technology. In the Fire Department Council was kind enough to allow me to bond for one fire truck, we really need four more or three more at a minimum because they are all old and there currently is no additional dollars for fire trucks until we pay off the one that we just bought which was a 7 year bond. There are needs and we can't spend the money and our road ways are getting further behind.

Ms. Hall- do you have an estimate of what the revenues may be?

Director Rhodes- Barb Jobes is working on that but we think about 1.5 or 1.6 million per year for roads and about \$400,000.00 each for Police and Fire. It is an estimate, it is a complicated thing to figure out because as the income tax comes in you have to take the fees for processing off and you have to take the Safety Levy dollars so with this taxes there will be little additional dollars there for the Safety Levy for the Police and Firefighters but again not enough to meet the needs.

Mr. Bubb- what is the deadline that this would have to be on the ballot for the November?

Director Rhodes- when I talked to Director Sassen he mentioned that tonight would be the last night to bring it forth and let it run its normal course to get on to November's ballot. The administration isn't set in stone that it has to be November. We are trying to create a conversation a conversation about the needs of the city and how best to fund them. If there are any other funding ideas out there we are open to them. If there are any cost saving measures such as what this Council undertook with this administrations lead when we combined the 911 Centers or when we combined Street and Traffic, those are cost saving measures. Frankly even with those measures in place it is still not enough. It is a hard thing that we put out to the voters that we want you to pay a little more dollars and it would be very easy for this administrations and administrations in the past to not broach this subject but the needs are real and they are not getting any better by ignoring the subject so we decided to have a conversation with Council about it.

Mr. Fraizer- Chief Connell, how many cars are we looking at, do we have a plan for a purchase cycle per year?

Chief Connell- myself and the staff at the Police Department are putting together a progressive replacement program for everything that we have in the way of capital needs. We have looked at a lot of things, our hand guns, shot guns, rifles, tasers, desktops, laptops, cruisers, unmarked vehicles and what we are looking at presently is 6 marked vehicles and 2 unmarked vehicles a year. As of last year 48% of our vehicles were over 80,000 miles. Statistics show and tracking from other Police Departments show who kept track of this is that at over 80,000 miles your maintenance costs go up over 20%. In one years' time we went from 48% of our vehicles at over 80,000 miles to 55%. In 2002 we started tracking this and at that time we probably had 30% of our vehicles were over 80,000 miles.

Mr. Fraizer- how many of the vehicles in the fleet are operational?

Chief Connell- I just did a rough count on my spreadsheet and it looks like 56

Mr. Fraizer- how many of those are marked versus unmarked?

Chief Connell- probably 50/50 maybe a little more unmarked. We have ways of decreasing the fleet but we can't come up with a solution to decrease the fleet while maintaining service.

Mr. Fraizer- as far as all of the hand guns, shot guns, rifles, tasers, desktops, laptops, chairs, desks, is there anything that doesn't need replaced or is this a continuing need that has not been addressed so we are so behind on the buck that we have to do something aggressive?

Chief Connell- we do have to be aggressive on this and one of the things that we have looked at and we have come to Council before asking for \$100,000-150,000 to replace computers and things like that in the past so instead we are going to chop it up and budget it yearly so our costs aren't crazy one year and not the next. We are looking at what the ideal number is on each of these items that we have and what's the average life on those then we spread it out over time.

Mr. Fraizer- is there a dollar figure per year that you would need?

Chief Connell- this just looking at what we currently have it's not looking at any technology needs. If there are extra dollars maybe we could look at bodycams which have become a huge topic in policing. The body camera itself isn't the cost it's the storage that costs so much money. It would allow us to look at those things and increase out efficiencies.

Mr. Fraizer- 6 marked cars, 2 unmarked cars a year, so are looking at 7-8 years we have the fleet up to date, what's next maintaining, continuing that purchase program.

Chief Connell- In that progressive replacement program it stays steady forever. You start rolling in cars at a certain number then cars age out and can be auctioned at that point so that it always stays the same. We have put the numbers down so we can stay steady all the time that way we don't have spikes. Spikes are what hurt us when it comes to capital improvements.

Mr. Fraizer- is there a life expectancy for these cars?

Chief Connell- we have the average life span figured out for a marked vehicle of 5 years and 10 years for an unmarked vehicle. I get emails daily from other departments in the State of Ohio willing to sell their old worn out cars with 80,000 miles on them.

Mr. Fraizer- as far as the other equipment is there a priority as far as the replacement of guns?

Chief Connell- we prioritize our list based upon the dollars that we have available. Cruisers are a huge thing, computers always are, we know that there is a shelf life.

Chief Connor- this is something that we have been thinking about for a while. The capital needs of the Fire Department are extensive. The situation that we are in has been created over a long period of time. The difference with myself is that the fire equipment that we have currently is very expensive to replace. It is a specialized type of equipment that you can't go out and buy on the road, they cost hundreds of thousands of dollars each however they do have a life expectancy of no more than 10 years according to NFP 1901 standards. It's a standard that is put forth nationally. We are outside of those beams specifically. We have been working with Director Rhodes and Director Spurgeon and the Mayor very carefully to express what our needs specifically are. The Fire Department has about 4.5 million dollars in capital assets as far as equipment like fire trucks and EMS vehicles. We provided a replacement plan that when you are talking about goals they have to be smart goals and realistic. We have a plan. It is very difficult to implement a plan when funding is not part of that situation. We have significant needs. The apparatuses that are first line out are on the road today as we speak. We have six fire trucks and four of the six are over 100,000 miles. Our annual maintenance budget right now and I'm going to flip passed to the last ten years has been \$110,000.00 to maintain these vehicles to keep them on the road. That is preventative maintenance as well as if something broke on a truck that we hadn't prepared for but had to pay for. Specifically and I think Chief Connell said it very well as the truck gets older more maintenance costs and I think everybody would know that with their own personal vehicles. Our current maintenance account is down to about \$20-25,000 and we have some bills that haven't been paid out of that 110 so we are going to run out of maintenance money which shows you the age of the fleet and the situations we are having. They are just everyday common occurrences. We have been working carefully with EMS billing money to replace EMS transport units. To give you an estimate of the cost of one of the EMS units cost, they are right around \$200,000. We do try to buy some equipment, heart monitors, suction units, portable radios, all of these things cost an astronomical amount of money. There is nothing that we can do. Emergency services are an expensive endeavor. We have ourselves in a hole right now significantly and obviously we have other needs in the community and I'm well aware of that and I'm sure Chief Connell is as well. We do want to pay streets and have other nice things in the city as well. There has to be a common ground where we can get everything done as to provide a good safe working environment for our current employees. We would really benefit from this money in a number of ways. We could start instituting our plan moving forward for apparatus replacement in a same time making our apparatus going out of service a very safe reserve apparatus. When one is in for maintenance

the reserve apparatus is a front line truck until the other is done. Many of times these trucks have a lot of maintenance, they need to be safe and on the road. They have a lot of moving, working parts; pump testing, ladder testing, all kinds of things happen daily at the Fire Department that cost money to keep these things where they need to be. We keep track of everything as far as our maintenance costs on spreadsheets like this, exactly what is being done, the cost and where our money is. There isn't any money that isn't being spent directly on maintenance. We are very particular about the way that we spend our money. We don't have enough to maintain the current fleet. We need to get on a schedule to replace these apparatuses. In the long run it would be cheaper than driving something unsafe and continuing to dump taxpayers money into keeping something on the road. We have worked with Director Spurgeon and Director Rhodes they have been great to try to keep our fleet where it is today but it is becoming very difficult to do that. We have 4 vehicles that need to be replaced and the minimum cost is \$400-450,000 and up a piece. We are trying to be more efficient with the vehicles we have that are in decent shape. We have been refurbishing them at a fraction of the cost of replacing them to buy us some time. It doesn't buy you 10 years but it might buy you 5 but the truck will be refurbished at a lesser rate so we can try to get through this rough time until we are on a preventative plan to replace trucks.

Mr. Fraizer- as far as the EMS billing and the replacement of the EMS vehicles, would you need this money for the EMS replacement or is it more the Fire Department side with the fire trucks as well as the rescues and tower trucks and then the equipment that goes along with that or all encompassing?

Chief Connor- it is all encompassing. Yes we are using the money that is dedicated and legislated through the EMS billing to purchase EMS transport vehicle however the money that is allocated in the percentages of the legislation doesn't pay for one vehicle. It helps to bond the vehicle and make those payments. We need to purchase three more medic units and pretty quickly and those \$200,000 apiece. We have 6 total medic units, 4 of them are in service and 2 of them are in reserve. The two that are in reserve are in very, very bad shape so we are trying to replace them and like I said Director Rhodes, myself and my staff have worked very carefully to start replacing them when we can just not fast enough. We are putting quite a few miles on our apparatus every day. The City of Newark makes 10,300 EMS calls annual. That is a lot of road miles and transports. It is hard on the vehicles; we are out in the wind, rain, storms and snow, all the things that you would anticipate that we would be out in. Capital needs specifically for us, cancer prevention right now is a significant thing that we are looking into nationwide, worldwide cancer prevention in the fire service and being able to launder our fire suits after the fire and prevent the carcinogenic from getting on your skin. Fire Departments are pushing towards two sets of protective equipment so if there is a fire at 8:00 in the morning when you come on shift you can put a clean set on while you're laundering your other. Hose, masks and gear, air packs, all the personal protective gear needs replaced, they last longer than 10 years in some cases. Bucker gear our fire protecting gear has a 10 year max according to NFPA requirements. We would be able to get on a pattern of replacing fire gear as well. This money would absolutely be a great advance forward to being more progressive in being proactive instead of reactive.

Mr. Fraizer- priority number one as far as equipment what is the number one priority

Chief Connor- our big tower ladder that is downtown is 21 years old; it is due for a replacement

or a refurbishment. Replacement is 1.2 million dollars; we are looking at refurbishing this truck at more like \$350,000.00 I am trying to be very efficient there. We have an engine at station 4 right now that has significant rust and holes in the floor, it needs to be replaced to be safe. When we move forward ladder one refurbishment and engine 4 replacement, engine 3 at the west end station is in decent shape and we are going to try to refurbish that to buy some more time, it is 10 years old and approaching 100,000 miles. We are going to be in dire straits if we don't do something specific. The other option is that we shut that engine down and don't have a fire engine in service. I am excited about this opportunity that we put forward tonight. I think that it puts the Fire Department in a great spot with the capital improvement needs. Years down the road there is always that very expensive need and as you can see fire trucks cost a lot of money and they won't all be purchased at once and then in 10 years all again. They are based over time, based on that trucks hours, mileage and basic over all condition. Currently, we have four trucks at 100,000 miles and a new fire truck that obviously doesn't which we are very appreciative of. The ladder truck downtown is extremely expensive to replace and we need to start thinking about making it right again.

Mr. Fraizer- so over the next 5-8 years you see an expedient need to replace this equipment to get an aggressive replacement strategy and then after that expedient increase of spending money it is about maintaining everything and getting a cycle going of replacing equipment as it comes due and making sure we maintain everything in the future.

Chief Connor- absolutely, we really forward think these things through with time frames and schedules and we work with Director Rhodes and others on financing and how we can space these things out to get what we need with the money allocated. Right now it's just the requests aren't fulfilling the need. Now we have a maintenance budget issue which will have to be dealt with very soon as well. I'm not going to make it this year on maintenance on our allocated funds for that.

Mr. Bubb- asked the Service Director, is this based on going back to the Capital Improvement break down 85/15 next year in the budget, is that what this plan is.

Director Rhodes- our intention is to go back to the 85/15. Some of the things we won't have in next years' budget because we won't have the 27th pay period so that will help. Our tax collections are up a little bit but we shouldn't get too excited about that because we had to change capital improvements budget, we had rainy day fund, we had to do a couple of other things just to balance the budget so we didn't have to lay anyone off. Yes this is predicated on us going back to an 85/15.

Mr. Bubb- so there will be additional capital improvement monies to go along if this were to pass?

Director Rhodes- that is correct. I would finally be able to buy Buster some snow plow trucks. The last snow fall that we had we had four trucks that broke down in the middle of the night. Things are getting older and they are getting more expensive. A snow plow truck is \$60-70,000.00.

Mr. Fraizer- let me run a counter proposal by you. In 2014 we had the .15% increase on the ballot. About 7% was the difference between what was the yes to the no vote that represented \$1.6 million dollars. With that if we did 75% to streets, 25% to Police and Fire you are looking at 1.2 million to streets and you are looking at \$400,000.00 to Police and Fire.

Director Rhodes- again I would like to confirm those numbers with Barb Jobes. If you are taking

simple math what you're saying would make a lot of sense but when you have to take in the cost of administrating this off of the top first then you have to take the safety levy off then you come down to your split. That is why we are waiting for the real numbers to come out of Barb's office.

Mr. Fraizer- we are talking about property tax as well.

Director Rhodes- we haven't proposed a property tax at this point and the reason we haven't is because with the income people on fixed income wouldn't be effective and the people who travel from out of town and work in Newark would pay for that because they travel our roads and could use our services. That is the reason we made a decision to go with the income tax. If Council has another idea that seems to get the support of Council we are open to listening to that. We are open for dialogue and we're open to the discussion. The one thing that this does mean it really doesn't if it passes. It still doesn't meet the needs of the Police and Fire Departments. We are still down Firefighters and we are still Police Officers. With this income tax one thing that should be kept in mind is if more income tax comes in then the safety levy would yield a little bit more tax and I am waiting to hear from Barb to hear what that might be and maybe out of that we could hire another Police Officer another Firefighter, again maybe we don't have that number.

Mr. Fraizer- 1 mil per \$1,000 increase, 10 will be worth \$800,000 from my simple math. With 75% dedicated to capital improvements, 25% dedicated to parks, parks is pulled out of the General Fund, parks currently takes up \$558,000 so that is a \$200,000 net gain in the General Fund budget for which you could use for Firefighters, Police Officers what have you. The other portion that I would like to highlight as well is a credit for tax paid reduction. That is 891.08 in the codified ordinances. Just reducing that by a tenth of a percent would also yield less payback in which we could also reap the benefit of that in the General Fund as well. So looking at those numbers, of a .15% increase a 1 mil increase and a credit for tax paid reduction being further reduced so basically if you get the .15% in and you reduce the credit payback everybody is guaranteed to pay the 1%. Instead of paying .75% like it is now with the increase and with the reduction you pay 1%. So you are looking at 1.2 million dollars for streets, \$600,000 for capital improvements which you could use any way, \$400,000 dedicated to Police and Fire evenly split, \$200,000 for parks and recreation which you could have a net gain in the General Fund and you could also have a refund reduction which would also free up the General Fund. Does that sound like a reasonable proposal?

Director Rhodes- that is a proposal that could be presented to Council and they could make a decision on that, yes.

Mr. Bubb- there is a lot of ideas floating around out here and I just want to clarify do you need this next week or is this three weeks?

Director Rhodes- the term need is what the city needs. We need more money for paving. If we hesitate on this it would be on May's ballot or the next primary ballot. If it doesn't come out of committee tonight the way Director Sassen explained it to us is that we would be into May and we made the determination to bring this forward tonight to try to hit November's ballot. If you pass this out of committee tonight and Mark if you want to put in a different proposal or if Jeremy has a different proposal or if anybody else has a different proposal those proposals could be entertained and exchanged out. There could be a special Council meeting called or a special committee meeting prior to the Council meeting if that was your choice.

Mr. Bubb- that's where I was going with that. I know that different people have different ideas and I'm fine with hearing all of them. I am in favor of moving this on and anybody who has an amendment if they could get them in by this Thursday so we could digest them and vote them up or down if we have to get it on by next week that is fine. There are so many numbers flying around and I don't think anybody can digest. With all due respect.

Mark Fraizer- that's ok I spent three days researching this, I get it.

Mr. Bubb- I'm just hearing this now so if I have a little bit of time to make an educated decision on it and whether it is somebody else's plan as well because we are down to the wire.

Director Rhodes- the only thing that I would say is if there are some competing ideas, three members of Council can call a committee meeting and I recommend that a committee meeting be called for prior to the next Council meeting that way these ideas could be given the proper time in order to discuss. You don't want to do it on the floor of Council.

Mr. Bubb- that being said probably at this point and correct me if I'm wrong wouldn't we want to table it and then anybody who has an ordinance that they want to bring forth then we could vote it up or down then it could be new legislation with this committee before the next Council.

Director Rhodes- I'd ask that you send these two through tonight and then if there is going to be a substitute then do it on the floor that way we are down the path. Ryan I think what you laid out makes perfectly good sense but without Director Sassen here I don't know if a tabling tonight is the right way to go because this can always be voted down.

Motion by Mr. Bubb to send Ordinance 16-29 on to full Council, second by Ms. Hall

Mr. Blake- I would like to thank Director Rhodes and both of the Chiefs for identifying their needs with capital improvements. Last time when we worked on the street levy I was in support of giving the voters an opportunity to weigh in on the needs of our community. I have shared with other administrator that I am in support of this. The concern comes as to where exactly as the Director said this is an opportunity for us to have a conversation about all of our needs. We have talked about our needs for our streets which all of us have received phone calls especially the neighborhood streets. We know that is where people are really concerned. Then we have also heard from our Chiefs about their capital improvement needs but I have to tell you when the article came out and discussions were going on about the possibility of going to the voters to express and fill our needs the number one issue that came up to me was how or what are we going to do to tackle the drug abuse issue in our community. That specifically says there is a need for more Police Officers. So the staffing issue is at play here. With it being a presidential year, with it being a year where there is going to be higher voter turnout this is going to be an election of where the voice of all of our citizens is really going to be reflected because of the turnout. I think that we should consider as a conversation piece all of our needs as a package to the voters. It being streets, it being capital improvements for the safety departments and also being Police and Firefighters. I think that all of these needs should be considered. If it is a half of a percent that we present to the voters than I think we need to have a discussion about. There are rare opportunities for us as a Council in a public forum to have these conversations. I think that when we go to the voters we should present them with something that is a comprehensive plan to make sure that our city continues to be moving in the right momentum and is a complement to all the good things that are already happening. I will say that when we develop a campaign whatever the final solution is we really have to make it broad. It has to be a wide base campaign. It just can't be City Hall folks. We have to get

people from the Chamber of Commerce, The Rotary, The Downtown Newark Association, everyone who has a stake in the betterment of our community need to be at the table so we can really have a broad base campaign. Not only going to open houses, Kiwanis luncheon, Rotary luncheons and even doing the signage, all of the typical things we do for our own campaigns we need to do this for an issue in voting for Newark. I am making that plea to everyone in this room. Once we get to that point we all need to be on board. The other issue that I think really killed us last time is that people saw all of the construction happening downtown but yet we were asking them to vote for more money. That message that the money for downtown is a separate pot of fund, we can't use that for neighborhood streets, we can't use that to buy firetrucks, we can't use that to buy police vehicles. We have to come up with some messaging that really clarifies and again that goes back to the campaign strategy. I stand here and say I am on board for a campaign but we really need to be smart about it this year especially with the voter turnout that will be so high in November. We have a real opportunity to get a reflective opinion of our citizens. I really do think that we should consider all aspects of hiring Police Officers for Barry. He announced a new program two weeks ago to help with drug abuse people. Our Police Officers are over taxed so I don't think that is something that we shouldn't discuss here. We were talking about different proposal and I will make sure that I have a proposal ready by Thursday.

Director Rhodes- I want to thank Council Blake, Councilman Fraizer, and all the Councilmembers that are thinking about this issue. It is a public discussion. What I would ask this committee to do is to pass both of these out of committee but what I also would ask the three of you to do is to call a special meeting for 5:30 on the 5th of July. That way we would have an hour and a half of committee time to discuss different proposals which would give enough time if somebody would want to bring a different proposal to the agenda.

Mr. Bubb- I am open to that. If there are 10 different ones I just think that if we are going to do that committee they all should be different pieces of legislation so that we're not trying to insert this or amend that.

Director Rhodes- let's start at 5:30 and listen to the proposals for 15-20 minutes then we always have time for another set of committee meetings the following Monday and if we felt that we needed to call a special committee meeting before the following Council meeting we could do that. We would still have time.

Ms. Hall- to get to the November vote?

Director Rhodes- yes, Doug Sassen could clarify that.

Ms. Hall- yes if you could clarify the timeline.

Mr. Rath- I was under the impression that we had to vote on this at full Council in two weeks. Is that accurate?

Director Rhodes- I believe so

Mrs. Floyd- yes there isn't an emergency clause

Ms. Hall called for a special committee meeting for July 5th at 5:30 P.M. with Committee Member Ryan Bubb and Mark Fraizer in agreement.

Mr. Bubb- I don't see the emergency clause and it doesn't have to be done Monday I don't know why we couldn't come back in two weeks, that gives people some more time.

Director Rhodes- I was just wanting a piece of legislation on the agenda.

Mr. Bubb- what I'm saying is that if Jeremy has a plan and Thursday isn't sufficient time this

could be on the agenda for the first reading but you could also do a committee meeting and put the emergency clause on any new legislation.

Mr. Fraizer- the reason why I am hesitant about the .25% tax, the .5% tax is that it is a permanent tax. You don't reduce income tax ever; it stays forever but by finding a way to create a 10 year mil in which we can recoup everything that we've lost over the past 20-30 years of investment and we can maintain that, reduce it over time. We are never going to reduce a .25 income tax, we are never going to reduce a .5% income tax it is going to be there forever. We have 47,986 people, 22.1 % are in poverty rate. If we put in an income tax the number one people that is going to impact is the working poor.

Director Rhodes- those are all things that you should have prepared for your presentation.

Mr. Fraizer- I absolutely will. I had it prepared for today too. That is what the big concern is, is that this income tax is permanent, it impacts everybody in our community and the residents of our community are not going to get away from it, they have to pay it. Even with a reduction and what the credit back is with them working in Columbus, the number one people that it's going to impact are the people living and working in Newark that are barely getting by that has a household with a lot of dependents and we're going to increase their taxes and we're saying property owners are exempt. I think that we need to have a modernization of our tax code that includes property taxes, income taxes and credit reduction further reducing so that we get more money. I think we need to modernize our tax code to get where we want to go.

Director Rhodes- we put forth a proposal and we felt this was the best avenue to move forward for particular reason but we are absolutely open to other proposals that's why we encourage to have a committee meeting at 5:30 on July 5th. Councilman Blake can have his proposal, Councilman Fraizer can have his proposal but we are going to leave ours the way that it is.

Mr. Bubb- thank you Dave for all of your work on this, I certainly appreciate all the work that has been found trying to find efficiencies.

Motion to pass to full Council passed by a 3-0.

2. Resolution No. 16-56 providing for the submission to the electors of the City of Newark, Ohio of the question as to passage of a one-quarter of one percent additional income tax levy dedicated to general construction, re-construction, re-surfacing, and repair of streets, roads, bridges and sidewalks within the municipality and to the capital improvement needs of the Police Department and Division of Fire within the Department of Public Safety in equal shares, not to include buildings or real property was considered.

Director Rhodes- the reason that we put that in there is so future administration could not manipulate and begin to pay for buildings that have already been built or to use it to go out and build buildings or to say that the Police Department doesn't need as much as the Fire Department. The legislation is very clear, it is very fair and it was worked on in several meetings with both of the Chief. We feel as though we have met a common goal by bringing this forward in this manner.

Mr. Fraizer- do these go hand in hand?

Director Rhodes- yes the Ordinance has to pass first.

Mr. Fraizer- if there are any amendments then would you expect a similar resolution for the updated version?

Director Rhodes- would prepare those. I encourage you to get into touch with Doug or Caroline if he's not in because he was still away today when I reached out to him. Just have those ready for Tuesday night.

Motion by Mr. Bubb to send to full Council, second by Mr. Fraizer

Motion passed by a vote of 3-0.

Dee Hall, Chair