

July 21, 2015

The Gallipolis City Commission met in special session on Tuesday, July 21, 2015, at 7:00 p.m. at the Gallipolis Municipal Building, 333 Third Avenue, having complied with Section 9 of the City Charter.

Commission President Steven Wallis called the meeting to order and gave the invocation.

Upon roll call, the following members were present:

Steven E. Wallis, President  
 James Jay Cremeens, Vice-President  
 Albert "Tony" Gallagher, Member  
 W. Matthew Johnson, Member

Others attending were:

M. Eugene Greene, City Manager  
 Adam R. Salisbury, City Solicitor  
 Michelle L. Clonch, Asst. City Auditor/Clerk  
 Dean Wright, Gallipolis Daily Tribune

Ronnie Lynch	Mary Lee Marchi	Clinton Patterson
Keith A. Sheets	Keith Elliott	Joy Elliott
Janet Johnson	B. G. Johnson	Brett Bostic
Randy Breech	Christi Johnson	Ron Advian

Commission received the minutes of the July 7, 2015 meeting prior to this meeting. There being no corrections, objections, or additions, these minutes were approved.

Privilege of Floor was granted to Ms. Janet Johnson. She spoke on behalf of her aunt who just moved into the new Breech building (City Park Plaza) and is concerned about the huge puddle of water in the alley behind the building. Mr. Wallis said he would have the guys look into it and see what can be done.

The City Manager reported on the following:

- The Third Avenue parking lot sidewalk has been poured and should be open in the next few days.
- The Street Department has been busy with brush and trees after the storms and street patching when the weather permits. The Water Department has been busy fixing water leaks on Eastern Avenue, LeGrande Blvd., Second Avenue, and Spring Valley. They also have been working on the sanitary sewer due to the large amount of rainfall.
- The City received figures on the Vine Street lift station that the EPA wanted repaired with an estimated cost of \$50,000. The City crews went in and did the repairs and saved the City around \$30,000. They are also looking at some repairs the EPA wants done on Belmont Avenue at an estimated cost of \$83,000. Mr. Greene and Mr. Walters looked at the job and thinks we can save around \$50,000 by repairing it ourselves.
- Ms. Shelly Clonch (Purchasing) has sent out the bid packets for solid waste collection and the bid opening will be August 6, 2015.
- The Wastewater Plant upgrade is moving along a lot smoother.
- Code Enforcement has been busy with vacant properties and is doing very well with coordination between the Code Enforcement officer and the City Solicitor.
- The Police Department has been on top of meth labs and are doing a good job.
- E. L. Robinson is working on a new bid package for the amphitheater and parkfront project by combining the projects to rebid them.
- There will be some much needed work in the City Park by getting some low places filled and seeded.

- The Hoop Project gave the City a big thank you for all our help.

City Commissioner Mike Brown arrived at the meeting during the City Manager's report.

The City Solicitor reported on the ordinances that he prepared for the golf cart amendments that are on tonight's agenda. He was asked to change the ordinances so that golf carts may go anywhere inside the City limits. He changed a section of the ordinance that talked about the speed limit for golf carts and removed any reference to speed limits and changed to anywhere inside the City limits. The other place he changed was registration and inspection of the golf carts that says we would not issue a license to golf carts that were not issued to go over 25 mph. He changed the language to say that we would not issue a license to golf carts that would not go over 40 mph. He said we want to make sure that we only issue license to those that are capable of moving with traffic. Mr. Johnson spoke and said they are not made to go 40 mph so the way it is worded you can't license any of them. Mr. Wallis said they would talk more about it when they get to the ordinances for tonight's meeting. Mr. Salisbury said that he talked with the post commander with the State Highway Patrol and they did not have a problem with it.

Mr. Salisbury also reported they have a couple different properties they are working on for eminent domains. He stated that we passed two resolutions declaring properties as eminent domains and now we must publish a declaration of intent and also give notice to those we are aware of that have interest in the properties. Once this is done we can enter into the properties to inspect them to know what we are getting into as far as rehabilitating and to appraise them. Through his bi-weekly code enforcement meetings with Brett Bostic and Mr. Greene, they are looking at another property to bring to the commissions attention. The property is located at 338 Second Avenue and is a possible candidate for an eminent domain. It is his understanding that there are several code violations at this property and he has started to get the state commercial inspector involved to get the owners and lien holders to take some action.

The City Solicitor is also working on an ordinance to give the Code Enforcement Officer more authority in addition to the International Property Maintenance Code that would allow him to write tickets for code violations. Currently we send a notice about the nuisance and that the cost of mowing will be put on their property taxes and this change would allow us to send that notice and also issue a civil fine for the nuisance. This would make more people abate their nuisances to avoid a fine. A warning would be issued by certified mail, posted on the property, or published in the local newspaper before the fine is issued.

Mr. Salisbury requested executive section for legal issues.

Mr. Johnson said that the Hoop Project was very successful and they had a good weekend. Last year they had 70 teams and this year they had 110 teams with approximately 700 players of all different ages. This shows off our community and is great for the businesses downtown. Mr. Johnson commended Mr. Brett Bostic who was there for the entire event and helped to keep things flowing. This event will get bigger and better every year to support our Downtown Revitalization.

Mr. Wallis said that they need to set up a work session to brainstorm for any funding mechanisms that are out there to help out our general fund so that when grant funds become available for projects we will be prepared.

Mr. Johnson informed the commission that the restore project is ongoing for the Bandstand and the Kerr Memorial in the City Park. Ms. Meghan Barnes who is over the project may have found some grant funds that are available to fully fund the restoration.

There was presented and read to the Commission as an emergency an Ordinance No. O2015-29 entitled **AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. O2015-16, AS AMENDED BY ORDINANCE NO. O2015-24, SETTING APPROPRIATIONS FOR CURRENT EXPENSES OF THE CITY OF GALLIPOLIS, OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2015.** Mr.

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Johnson made a motion to adopt this ordinance as an emergency, seconded by Mr. Brown. Upon roll call to adopt this ordinance as an emergency, all votes were yes.

There was presented and read to the Commission for a reading an Ordinance No. O2015-30 entitled **AN ORDINANCE TO REVISE THE CODIFIED ORDINANCES OF THE CITY OF GALLIPOLIS, OHIO BY ADOPTING CURRENT REPLACEMENT PAGES PURSUANT TO THE AGREEMENT WITH THE WALTER H. DRANE COMPANY.** Mr. Cremeens made a motion to place this ordinance on first reading, seconded by Mr. Johnson. Upon voice vote, all votes were yes.

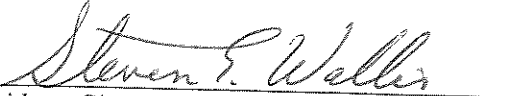
There was presented and read to the Commission for a reading an Ordinance No. O2015-31 entitled **AN ORDINANCE AMENDING SECTION 377.02 (A) "INSPECTION OF GOLF CARTS" AND REPEALING THE PRIOR VERSION OF THE SAME.** Mr. Gallagher made a motion to place this ordinance on first reading, second by Mr. Brown. Upon discussion, Mr. Salisbury explained the changes again for the golf carts. Mr. Johnson said he was researching golf carts online and their specifications. He said golf carts from the factory are not designed to go more than 25 mph unless they are modified. Mr. Salisbury asked if the commission if they wanted to remove the language about speed capability and if they wanted golf carts on Eastern Avenue with the 35-40 mph speed limit. Mr. Wallis suggested they remove the language about the speed capability and let the golf cart owners make that conscience decision on their speed. He asked all the commissioners if they agreed with this and they said they did. Mr. Wallis also said he felt the golf cart inspections should all be done here in the City and not other places so that they all meet our standards. He also mentioned the language that states the golf carts cannot carry more than 4 persons including the driver. Some golf carts can sit 6 people and he suggested that we change it from 4 to 6 people including the driver. The other commissioners agreed as long as it's made to carry 6 passengers. Police Chief Clint Patterson spoke and said that all golf cart drivers will adhere to the same laws as a regular motor vehicle and will be ticketed the same. Mr. Salisbury confirmed that they want to amend the ordinance to strike the language that says golf carts can be inspected by another agent in the State of Ohio, take out the speed limit restriction, and change the number from 4 to 6 on amount of people golf carts can carry. Mr. Johnson made a motion to amend the ordinance with the changes, seconded by Mr. Cremeens. Upon voice vote, all votes were yes. Upon voice vote to place the Ordinance as amended, all votes were yes.

There was presented and read to the Commission for a reading an Ordinance No. O2015-32 entitled **AN ORDINANCE AMENDING SECTION 377.03 (A) "USAGE AND RESTRICTIONS" AND REPEALING THE PRIOR VERSION OF THE SAME.** Mr. Salisbury explained that this ordinance would change the language to allow golf carts anywhere in the City limits. Mr. Wallis went over each place where the City limits ends that all golf cart drivers need to be aware of. All commissioners agreed that everyone needs to make good judgements when driving. Mr. Cremeens made a motion to place this ordinance on first reading, seconded by Mr. Gallagher. Upon voice vote, all votes were yes.

Mr. Cremeens made a motion to enter into executive session to discuss lawsuits, seconded by Mr. Gallagher. Upon roll call, all votes were yes.

Upon completion of executive session, there being no further business to come before the City Commission, the meeting was adjourned.

  
 Clerk, City Commission

  
 President, City Commission