

September 6, 2011

The Gallipolis City Commission met in regular session on Tuesday, September 6, 2011, at 7:00 p.m. in the Gallipolis Municipal Courtroom on Olive Street, having complied with Section 9 of the City Charter.

Commission President James Cozza called the meeting to order and gave the invocation.

Upon roll call, the following members were present:

James A. Cozza, President
 James Jay Cremeens, Vice-President
 Lori F. Bailey, Member
 W. Matthew Johnson, Member
 Steven E. Wallis, Member

Others attending were:

Randall J. Finney, City Manager
 Adam R. Salisbury, City Solicitor
 Annette M. Landers, City Auditor/Clerk/Treasurer
 Amber Gillenwater, Gallipolis Daily Tribune
 Ronnie Lynch Clint Patterson Tony Gallagher
 Dottie Chestnut Claudia Miller Marvin Vanderberg
 Troy Johnson Matt Champlin Adam Holcomb
 Tim Divens

Commission received the minutes of the August 30, 2011 meeting prior to this meeting. There being no corrections, objections, or additions, these minutes were approved.

The City Manager reported on the following:

- FEMA disaster team – No word yet on when they will arrive. Effort has been diverted to the east coast hurricane damage.
- Sale of Davis Hall lot – The City Manager and City Solicitor met with the County Commissioners. The County agreed to supply a sketch of a possible building for pre-approval by our Planning and Zoning Boards. Once approved, the sale should proceed without further delay.
- Health Insurance renewal – We have not been provided the final numbers on our health insurance renewal premiums, which went into effect on September 1. Because we did not have firm numbers, we had to process our first September payroll at the old rates. Mr. Finney and Ms. Landers both requested that the Commission approve delaying the increase in the employee share to the second pay period, leaving the first pay period at the old rate. They were both concerned about the hardship to employees if they had to make up the increase for the first pay period. Mr. Cremeens made a motion for the City to pay the employee share of the increase for the first pay period of September 2011, seconded by Mr. Johnson. Upon voice vote on the motion, all votes were yes.
- Soil test results for 518 Second Avenue have determined that the soil must be removed and replaced to a depth of seven feet at the front of the property and four feet in back. Mr. Johnson suggested that the City consider putting a wall in from the substantial ground up as an alternative to replacing and compacting such a large volume of soil. Mr. Finney said he would check into the matter to see if that would be a better solution.

Gallipolis City Commission

September 6, 2011

Page 2

- AEP came in to discuss their "Grid Smart" program, which rebates a portion of the cost of many energy saving features that we will be including in our new buildings. This provides a savings to the City for items that we would be purchasing anyway.
- The Cox building was hit by lightning over the weekend. The damage was largely in the chimney area, creating a public safety hazard. The owner is checking to see if the insurance company will pay to demolish the building.
- The City is meeting with Kinsale tomorrow. For an additional \$11,000, we can opt for a performance bond. The Commission was in favor of making that change order.
- The Mayor's meeting is scheduled in Chillicothe on Thursday, beginning at 9:30 a.m. A presentation on the impact of Marcellus shale on local economies and a tour are included in the agenda. Mr. Finney plans to attend.
- In executive session, Lieutenant Matt Champlin will give a presentation of the Police Department's drug eradication efforts. Commissioners also need to discuss lease vs. construction of administrative offices in executive session.
- A group of employees have approached the City Manager about naming the new Justice Center after an employee killed in the line of duty. They will likely make their appeal to the Commission at a meeting soon.
- Mr. Finney announced that he needs to take off Friday of next week.

The City Auditor presented the August Financial Statement for approval. Mr. Johnson made a motion to approve the August Financial Statement, seconded by Mr. Wallis. Upon voice vote on the motion, all votes were yes.

The City Solicitor reported that all parties have agreed on the numbers for the Cox property. He expects to complete the purchase in the next couple of weeks. If the insurance company agrees to demolish the house, the City will wait to complete the paperwork after that work is completed. Mr. Wallis asked if Ordinance No. 2011-68 (establishing a Fire Loss Claims Fund) has gone into effect. Ms. Landers responded that it would go into effect 30 days after adopted. She will check on the date adopted.

Income tax collection efforts continue.

Mr. Johnson reported that the Ohio River Live event was well attended, with no major incidents. It is likely that some people were kept away by the heat. The band members were very happy with our town and are already talking about a return engagement. It looked like the Pow Wow was also well attended.

The recent Strategic Planning Committee meeting went very well, according to Mr. Johnson. Members prioritized projects for improving the City and County. The next meeting is scheduled for September 13th.

Mr. Johnson made a motion to enter executive session to discuss legal issues, leasing, buying or selling of property, per ORC 121.22(G)(2), seconded by Mr. Cremeens. Upon roll call to enter executive session, all votes were yes. Upon completion of executive session, Commission returned to regular session. President Cozza told those attending the meeting that the Commission discussed the question of leasing vs. building. The Commission has decided that, given the very low bid on the Justice Center and the favorable interest rate on the bonds, it would be in the best interests of the City to build rather than lease. At the next meeting, an ordinance will be introduced to reject all lease proposals. He thanked all those who submitted proposals, adding that the City would never have sought proposals had we anticipated having the money to build both buildings.

There was presented and read to the Commission as an emergency an Ordinance No. O2011-76 entitled **AN EMERGENCY ORDINANCE SETTING RATES FOR SOLID WASTE COLLECTION AND DISPOSAL FOR EACH RESIDENTIAL CUSTOMER OF THE CITY OF GALLIPOLIS, OHIO**. Ms. Bailey made a motion to adopt this ordinance as an emergency, seconded by Mr. Johnson. Upon roll call to adopt this ordinance as an emergency, all votes were yes.

There was presented and read to the Commission as an emergency an Ordinance No. O2011-77 entitled **AN EMERGENCY ORDINANCE AMENDING CHAPTER 139.05, FIRE DEPARTMENT, RESIDENT FIREFIGHTER, AND ESTABLISHING CHAPTER 139.05, FIRE DEPARTMENT, STATION FIREFIGHTER, OF THE CODIFIED ORDINANCES OF THE CITY OF GALLIPOLIS, OHIO**. Mr. Johnson made a motion to adopt this ordinance as an emergency, seconded by Ms. Bailey. President Cozza explained the changes contained in the ordinance, which takes effect on September 12th. Upon roll call to adopt this ordinance as an emergency, all votes were yes.

There was presented and read to the Commission as an emergency an Ordinance No. O2011-78 entitled **AN EMERGENCY ORDINANCE AMENDING CHAPTER 153.06, FIRE DEPARTMENT, RESIDENT FIREFIGHTER, AND ESTABLISHING CHAPTER 153.06, FIRE DEPARTMENT, STATION FIREFIGHTER, OF THE CODIFIED ORDINANCES OF THE CITY OF GALLIPOLIS, OHIO**. Mr. Wallis made a motion to amend the wording of the ordinance to read that promotion would be made from the most qualified volunteer firefighter with five years or more experience (not two years or more), seconded by Mr. Johnson. Upon voice vote on the motion to amend, all votes were yes. Mr. Johnson made a motion to adopt the amended ordinance as an emergency, seconded by Ms. Bailey. Upon roll call to adopt the amended ordinance as an emergency, all votes were yes.

There was presented and read to the Commission as an emergency an Ordinance No. O2011-79 entitled **AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. O2010-77, AS AMENDED BY ORDINANCE NO. O2011-01, ESTABLISHING SECTION D2(C), STATION FIREFIGHTER, AND AMENDING SECTIONS C4, OVERTIME, C5, LIVING QUARTERS FOR RESIDENT FIREFIGHTER, AND C6, COMPENSATION FOR SALARIED EMPLOYEES, AND REPEALING PREVIOUS ORDINANCES SETTING SAID COMPENSATION**. Mr. Johnson made a motion to adopt this ordinance as an emergency, seconded by Mr. Cremeens. Upon roll call to adopt this ordinance as an emergency, all votes were yes.

There was presented and read to the Commission as an emergency an Ordinance No. O2011-80 entitled **AN EMERGENCY ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AGREEMENT FOR PROFESSIONAL CONSULTING SERVICES WITH THE FLOYD BROWNE GROUP FOR THE WATER POLLUTION CONTROL FACILITY CAPACITY INCREASE PROJECT**. Mr. Johnson made a motion to adopt this ordinance as an emergency, seconded by Mr. Cremeens. Mr. Finney, Mr. Woodall, and Mr. Westfall interviewed and checked the backgrounds of candidates. Mr. Finney said that there is \$40,000 budgeted in this year's WPC Fund for initial engineering work on this project. Upon roll call to adopt this ordinance as an emergency, all votes were yes.

There was presented and read to the Commission for a first reading an Ordinance No. O2011-81 entitled **AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AGREEMENT WITH THE LOCAL GOVERNMENT SERVICES SECTION OF THE STATE AUDITOR'S OFFICE (GASB-34 LOOK-ALIKE STATEMENTS) FOR FISCAL YEARS 2011, 2012, AND 2013**. Mr. Johnson made a motion to place this ordinance on first reading, seconded by Mr. Cremeens. Upon voice vote on the motion to place this ordinance on first reading, all votes were yes.

Gallipolis City Commission
September 6, 2011
Page 4

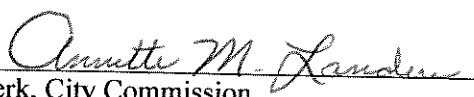
There was presented and read to the Commission as an emergency an Ordinance No. O2011-82 entitled **AN ORDINANCE AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$2,280,000 OF BONDS FOR THE PURPOSE OF PAYING PART OF THE COST OF ACQUIRING AND CONSTRUCTING A NEW JUSTICE CENTER AND AN ADMINISTRATION BUILDING, AND DECLARING AN EMERGENCY.** The City Auditor submitted a Certificate of Maximum Maturity of Bonds to the Commission with the paperwork on this bond. Mr. Johnson made a motion to adopt this ordinance as an emergency, seconded by Mr. Cremeens. Upon roll call to adopt this ordinance as an emergency, all votes were yes.

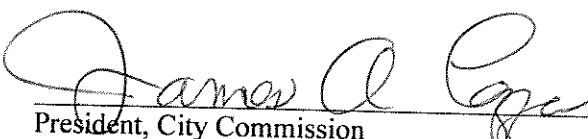
There was presented and read to the Commission as an emergency an Ordinance No. O2011-83 entitled **AN ORDINANCE AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$62,000 OF BONDS FOR THE PURPOSE OF PAYING PART OF THE COST OF CONSTRUCTING AN AUXILIARY FIRE STATION, AND DECLARING AN EMERGENCY.** The City Auditor submitted a Certificate of Maximum Maturity of Bonds to the Commission with the paperwork on this bond. Mr. Johnson made a motion to adopt this ordinance as an emergency, seconded by Ms. Bailey. Upon roll call to adopt this ordinance as an emergency, all votes were yes.

There was presented and read to the Commission as an emergency an Ordinance No. O2011-84 entitled **AN ORDINANCE CONSOLIDATING TWO BOND ISSUES OF THE VILLAGE OF GALLIPOLIS, OHIO, INTO A CONSOLIDATED BOND ISSUE, ESTABLISHING THE TERMS OF SUCH CONSOLIDATED BOND ISSUE, AND DECLARING AN EMERGENCY.** Ms. Bailey made a motion to adopt this ordinance as an emergency, seconded by Mr. Johnson. Upon roll call to adopt this ordinance as an emergency, all votes were yes.

Mr. Cremeens made a motion to enter executive session to discuss legal issues as set forth in ORC 121.22(G)(1) and (2), seconded by Mr. Johnson. Upon roll call to enter executive session, all votes were yes. Police Chief Patterson, Lieutenant Champlin, and Patrolman Andrew Holcomb were invited to attend executive session. Upon completion of executive session, Commission returned to regular session.

There being no further business to come before the City Commission, the meeting was adjourned.


Clerk, City Commission


President, City Commission