

October 18, 2011

The Gallipolis City Commission met in special session on Tuesday, October 18, 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 Dottie Chestnut Tony Gallagher
 Sandee Saxon Claudia Miller Clint Patterson
 Marvin Vanderberg Bill Gene Johnson

Commission received the minutes of the October 4, 2011 meeting prior to this meeting. There being no corrections, objections, or additions, these minutes were approved.

Privilege of Floor was granted to Ms. Sandee Saxon of the Gallipolis in Bloom Committee. She thanked the Commission for their support of the Gallipolis in Bloom program. She talked about the symposium sessions and the awards won by the City. The City placed first overall in our population category. We were nominated in the top four in "Heritage Preservation" and "Turf & Groundcover." We also received the "Four Bloom Award", as we have several times in the past. The Ariel Theatre received a new award for "Best Adaptive Reuse" for their restoration efforts at the Ariel. President Cozza praised the work done by the Committee, as well as the residents of the City, adding that the whole City has a share in this accomplishment.

The City Manager reported on the following:

- There is still no word of when the FEMA disaster team will come to Gallia County.
- 518 Second Avenue- Soil replacement is now done. The Cox building is down and the hole partially filled. They are getting the final permits. Also, Kinsale did some re-design to accommodate their footers.
- Drainage pipe has been installed to resolve the problem near Airport Road.
- The sidewalk at the Masonic Lodge and water issues at the back of the Parkfront Diner have been fixed.
- Mr. Finney has discussed extending our leases for six months with DLB and Evans Enterprises. This should allow time for completion of the new buildings.
- Mr. McGhee has contractors working again on his building next to the post office. It will be inspected when the work is completed.

Gallipolis City Commission

October 18, 2011

Page 2

- According to a survey conducted by the Ohio Bass Federation, the tournament brought \$74,000 into the local economy.
- Groundbreaking for the new Justice Center is scheduled for 6 p.m. on Thursday evening.

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

The City Solicitor requested executive session for discussion of a legal matter. He also said that a plan of action has been developed for annexation of Spruce Street. This will allow for the orderly annexation of properties as they become contiguous to the City.

There was presented and read to the Commission as an emergency a Resolution No. R2011-21 entitled **AN EMERGENCY RESOLUTION DESIGNATING THE STREET NAME OF MOUND HILL ROAD FOR THE NEW ACCESS ROAD FOR MOUND HILL CEMETERY AND FORTIFICATION HILL**. Ms. Bailey made a motion to adopt this resolution as an emergency, seconded by Mr. Johnson. Upon roll call to adopt this resolution as an emergency, all votes were yes.

There was presented and read to the Commission as an emergency an Ordinance No. O2011-95 entitled **AN EMERGENCY ORDINANCE TO DEDICATE MOUND HILL ROAD AS A PUBLIC STREET FROM STATE ROUTE 141 (PORTSMOUTH ROAD) TO MOUND HILL CEMETERY AND FORTIFICATION HILL IN GALLIPOLIS, OHIO**. Mr. Wallis made a motion to adopt this ordinance as an emergency, seconded by Ms. Bailey. The City Manager said that he has talked to the County Engineer and will insert the description when he receives it from the County. 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. O2011-96 entitled **AN ORDINANCE AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION FOR AN ODNR LITTER CLEANUP GRANT, AND TO ENTER INTO AGREEMENT IF AWARDED**. Mr. Johnson made a motion to suspend the rules and adopt this ordinance on the first reading, seconded by Mr. Cremeens. Upon roll call to suspend the rules and adopt this ordinance on first reading, all votes were yes.

There was presented and read to the Commission for a first reading an Ordinance No. O2011-97 entitled **AN ORDINANCE AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION FOR FUNDING FOR PLAY HARD, DON'T BLINK PROGRAM FUNDS FOR BASEBALL AND SOFTBALL RECREATION PROGRAMS AND AUTHORIZING THE CITY MANAGER TO ENTER INTO AGREEMENT IF THE GRANT IS AWARDED**. Ms. Bailey made a motion to suspend the rules and adopt this ordinance on the first reading, seconded by Mr. Johnson. Upon roll call to suspend the rules and adopt this ordinance on first reading, all votes were yes.

There was presented and read to the Commission for a second reading an Ordinance No. O2011-98 entitled **AN ORDINANCE AMENDING ORDINANCE NO. O2009-23, AUTHORIZING AND DIRECTING THE CITY AUDITOR TO MAKE PRIOR PERIOD REVENUE ADJUSTMENTS FOR THE YEARS FROM 1994 TO 2007 IN THE WATER POLLUTION CONTROL FUND AND WATER POLLUTION CONTROL REPLACEMENT & IMPROVEMENT FUND FOR THE CITY OF GALLIPOLIS, OHIO**. Mr. Johnson made a motion to adopt this ordinance on second reading, seconded by Mr. Wallis. Upon roll call to adopt this ordinance on second reading, all votes were yes.

There was presented and read to the Commission as an emergency an Ordinance No. O2011-99 entitled **AN ORDINANCE AMENDING ORDINANCE NO. O2011-40, AS AMENDED BY**

Gallipolis City Commission
 October 18, 2011
 Page 3

ORDINANCE NO. O2011-52, SECTION 2, DECLARATION OF OFFICIAL INTENT, AND DECLARING OFFICIAL INTENT WITH RESPECT TO REIMBURSEMENT OF TEMPORARY ADVANCES MADE FOR CAPITAL EXPENDITURES FOR THE CITY OF GALLIPOLIS, OHIO, TO BE MADE FROM SUBSEQUENT BORROWINGS, AND DECLARING AN EMERGENCY. Mr. Wallis 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. O2011-100 entitled **AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. O2011-12, AS AMENDED BY ORDINANCE NO. O2011-23, AS AMENDED BY ORDINANCE NO. O2011-36, AS AMENDED BY ORDINANCE NO. O2011-42, AS AMENDED BY ORDINANCE NO. O2011-50, AS AMENDED BY ORDINANCE NO. O2011-57, AS AMENDED BY O2011-59, AS AMENDED BY ORDINANCE NO. O2011-85, SETTING APPROPRIATIONS FOR CURRENT EXPENSES OF THE CITY OF GALLIPOLIS, OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2011.** 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. O2011-101 entitled **AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. O2011-13, AS AMENDED BY ORDINANCE NO. O2011-24, AS AMENDED BY ORDINANCE NO. O2011-37, AS AMENDED BY ORDINANCE NO. O2011-43, AS AMENDED BY ORDINANCE NO. O2011-51, AS AMENDED BY ORDINANCE NO. O2011-60, AUTHORIZING THE CITY AUDITOR TO TRANSFER OR ADVANCE FUNDS.** 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.

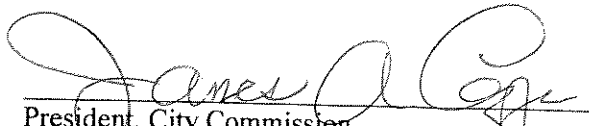
There was presented and read to the Commission for a first reading an Ordinance No. O2011-102 entitled **AN ORDINANCE TO APPROVE THE PLAN OF OPERATION AND GOVERNANCE FOR THE CITY OF GALLIPOLIS, OHIO, ELECTRIC AGGREGATION PROGRAM.** Ms. Bailey made a motion to place this ordinance on first reading, seconded by Mr. Johnson. Upon voice vote to place this ordinance on first reading, Mr. Wallis abstained due to his employment with AEP. All other votes were yes. Ordinance No. O2011-102 was placed on first reading.

Mr. Finney updated the Commission concerning the paving projects in the City. He said that the grindings are going to the Maintenance Garage, GDC, and AMVETS to name a few.

Mr. Tony Gallagher asked if AEP's planned power outage would affect the City. Mr. Finney responded that it was not supposed to. The outage was re-scheduled due to last weekend's Farm Festival and the French 500 Flea Market.

Mr. Johnson made a motion to enter executive session to discuss legal issues as set forth in ORC Section 121.22(G)(1) & (2), seconded by Ms. Bailey. Upon roll call to enter executive session, all votes were yes. Upon completion of executive session, Commission returned to special session. There being no further business to come before the City Commission, the meeting was adjourned.


 Clerk, City Commission


 President, City Commission