

April 3, 2012

The Gallipolis City Commission met in regular session on Tuesday, April 3, 2012, at 7:00 p.m. in the Gallipolis Municipal Courtroom on Olive Street, having complied with Section 9 of the City Charter.

Commission President Jay Cremeens called the meeting to order and gave the invocation.

Upon roll call, the following members were present:

James Jay Cremeens, President  
 Steven E. Wallis, Vice-President  
 Michael W. Brown, Member  
 James A. Cozza, Member  
 W. Matthew Johnson, 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  
 Tony Gallagher            Ronnie Lynch            Marvin Vanderberg  
 Bette Null Horan        Clint Patterson        Marvin Ours  
 Michael Smith            Sandra Saxon            Dottie Chestnut  
 Claudia Miller            Christi Johnson        Janet Johnson  
 Bill Gene Johnson        Randy Breech

Commission received the minutes of the March 17 and 20, 2012 meetings 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 – The City received a check for the work on the slip at the top of Mound Hill. We also sent out RFP's for the engineering work on the old cemetery road.
- Justice Center – The police side of the building is dry walled. The building should be secure by the end of the week.
- Elm Alley Sewer bids – The low bidder did not meet all of the criteria. The other three bidders were all more than ten percent over the estimate. The project will be re-bid, with bids back out by April 26<sup>th</sup>.
- Melissa Clark has requested that a City Commissioner serve on the "Buy Local/Gallia First" committee that they are forming. Commissioners would like to know when the committee will be meeting before they select a representative. Mr. Finney will request more details.
- The Strategic Planning Committee asked for a Commission representative for each of the four City-specific goals. After some discussion, Mr. Johnson volunteered for the Amphitheater project. Mr. Brown volunteered for the Downtown District revitalization. Mr. Cozza volunteered for the group working on increasing the available rental units, and Mr. Cremeens volunteered for the Recreation Center group.
- Mr. Finney presented the new lifting assistance agreement between the City and County 911. The agreement was sought in response to concerns from the Commission about non-emergency runs in the fire department. The new agreement would curtail the use of Gallipolis units for

scheduled private contractor lift assists. President Cremeens voiced some concerns with the new agreement and asked that it be tabled.

- Veterans Memorial – The Veterans Memorial in the City Park needs some repairs. A group of veterans spoke with Mr. Finney about escrow funds that might be available for the repairs. Mr. Cozza offered some information on the escrow account, which is at Ohio Valley Bank. He said that he and the City Auditor had looked into the matter some time back and learned that the City could not access any information about the account. The only ones who could be given that information were the County Veterans Association. Mr. Cozza gave that information to the president of the Veterans Association, so that he could look into the matter.
- Administrative Building – The pre-bid meeting is this Thursday. The bid opening is scheduled for noon on Friday, April 27<sup>th</sup>.
- The City Manager will be on vacation from Thursday, April 12<sup>th</sup> through Monday, April 16<sup>th</sup>. Mr. Woodall will be covering in his absence. Mr. Finney asked for someone to represent the City at the CIC meeting on Thursday, April 12<sup>th</sup>. If the City Manager cannot attend, this is generally the Commission President. President Cremeens made a note of the meeting date and time.

The City Auditor presented four invoices over \$3,000 for approval of payment:

- \$11,613.00 from WesBanco for the ladder truck payment. Invoice date: 2/28/12. PO date: 3/2/12.
- \$4,385.00 from AOS for GASB-34 Statements. Invoice date: 2/29/12. PO date: 3/12/12.
- \$18,250.47 from Waste Management for Feb. Invoice date: 3/1/12. PO date: 3/2/12.
- \$19,059.67 from Travelers for Quarterly Property/Liability Insurance premium. Invoice date: 3/12/12. PO date: 3/16/12.

Mr. Wallis made a motion to approve payment, seconded by Mr. Brown. Upon voice vote on the motion, all votes were yes.

The City Solicitor reported that 38 Smithers is now being demolished. McDonalds has submitted their site plan. Several cases are in court for Code violations. Mr. Salisbury and the receivership company are working together to resolve issues with the building next to the post office and the old Colony Theater. Because of the early spring this year, high weed letters are already going out. Travelers Insurance is coordinating with the Solicitor on the slippage lawsuit.

Mr. Wallis informed the other Commissioners that he has learned that he cannot represent the Commission on the Threat Risk Assessment (TRA) committee because he already serves on it in another capacity. President Cremeens offered to serve. Mr. Johnson made a motion to appoint Mr. Cremeens as the City's representative on the TRA committee, seconded by Mr. Brown. Upon voice vote on the motion, all votes were yes.

President Cremeens said that he was approached by a resident complaining about the City forcing him to replace his sidewalk when other sidewalks are in worse shape and the City has a large, unfilled hole on the old Cox property. President Cremeens accused the City Manager of ignoring his recent directive to fill the hole. Mr. Finney responded that he had not ignored his directive. He said that he went and talked to the contractor the very next day and again at the weekly meeting on Thursday, but that the wet soil conditions made soil compaction not as effective as with dry soil. The contractor hopes to have it taken care of in the next couple of weeks. In the mean time, the construction site is properly secured with fencing to protect public safety. Mr. Johnson agreed with the need for drier conditions for proper compaction. He further suggested that the City re-inspect sidewalks to assure that no sidewalks have slipped by without repair. President Cremeens stated that conditions should be dry enough this week, and if the hole is not filled in by Friday, the Commissioners will be down there with shovels filling it in.

There was presented and read to the Commission as an emergency a Resolution No. R2012-09 entitled **AN EMERGENCY RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A NEW SPECIAL REVENUE FUND (FIRE LOSS RECOVERY)**. Mr. Wallis 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. O2012-17 entitled **AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO AUTHORIZE AND FUND CHANGE ORDER NOS. 4, 5, AND 7 WITH THE KINSALE CORPORATION FOR CONSTRUCTION OF THE GALLIPOLIS JUSTICE CENTER COMPLEX**. Mr. Johnson made a motion to adopt this ordinance as an emergency, seconded by Mr. Wallis. Mr. Johnson asked why one of the change orders was for \$98,000. Mr. Finney explained which items the court would be paying for out of their special fund. 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. O2012-18 entitled **AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO AN ACH ORIGINATION AGREEMENT WITH THE OHIO VALLEY BANK**. Mr. Johnson made a motion to adopt this ordinance as an emergency, seconded by Mr. Wallis. Ms. Landers explained that the ordinance was to re-new the City's ACH agreement with OVB. 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. O2012-19 entitled **AN EMERGENCY ORDINANCE REJECTING BIDS FOR THE ELM ALLEY SANITARY SEWER REHABILITATION (HENKLE AVENUE SEWER IMPROVEMENTS)**. Mr. Wallis 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 as an emergency an Ordinance No. O2012-20 entitled **AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. O2012-07, SETTING APPROPRIATIONS FOR CURRENT EXPENSES OF THE CITY OF GALLIPOLIS, OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2012**. Mr. Johnson made a motion to adopt this ordinance as an emergency, seconded by Mr. Wallis. Ms. Landers explained each of the appropriation changes. 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. O2012-21 entitled **AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. O2012-08, AUTHORIZING THE CITY AUDITOR TO TRANSFER OR ADVANCE FUNDS**. Mr. Wallis 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 as an emergency an Ordinance No. O2012-22 entitled **AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO AGREEMENT WITH FLOYD BROWNE GROUP FOR AMENDMENT NO. 1 FOR THE WPCF IMPROVEMENTS**. Mr. Johnson made a motion to adopt this ordinance as an emergency, seconded by Mr. Cozza. Mr. Wallis asked if the County would be involved in this work. Mr. Finney answered that the work is not related to the expansion of the facility. This is to improve the headworks, a job which needs to be done regardless of the County project. The County is already looking for grants to help with the expansion, which will be done at a later date. Upon roll call to adopt this ordinance as an emergency, all votes were yes.

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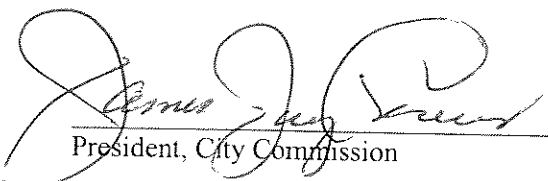
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Discussion began on the bricks for the new Justice Center. Mr. Finney went over the sequence of events related to the choice of brick. He explained that when the job was bid out in June of 2011, a brick pattern had to be put on the print to allow the contractors to estimate a cost. Unknown to Mr. Finney, that brick was ordered and was being held in stock by the supplier. By the time the committee met recently, Mr. Finney had been informed of the order. He asked the committee, now composed of Janet Johnson, Mike Smith, Lori Bailey, and himself, to choose a brick. Janice McKenzie was on the committee earlier, but was unable to meet recently due to ill health, and Lori Bailey did not attend the meeting. One chose the Kingsport design and two chose the one that was being held in stock. Following that meeting, the City Manager learned that the supplier had sold the brick that was being held in stock, so they were back to where they began. Last night, four of them met again and chose three brick designs to present to the Commission. Mr. Finney added a fourth choice because two of the four committee members wanted that color. He showed the Commissioners slides of four different brick styles, with numbers of bricks available in each style, and two colors of EIFS. During discussion, Ms. Janet Johnson was invited to comment. She said that she and Ms. Bailey endorsed the Kingsport brick design with the gray EIFS. Mr. Mike Smith and Mr. Finney said that they preferred the Commodore Velour with the beige EIFS. Mr. Brown expressed preference for the Kingsport brick. He asked how much it would cost to use brick on the back wall, as well. Mr. Breech estimated an additional \$8,000. Mr. Johnson thought it would be better to go with the original plan. Mr. Finney warned that the bronze-colored roofing might not go well with the gray EIFS and the darker Kingsport brick.

After some discussion, Mr. Brown made a motion to approve the Kingsport 8x brick, seconded by Mr. Wallis. Upon voice vote on the motion, all votes were yes. Mr. Johnson made a motion to approve the gray EIFS, seconded by Mr. Wallis. Upon voice vote on the motion, all votes were yes. Mr. Breech said that the building is now about 55% complete, with completion projected for the end of August.

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

  
Clerk, City Commission

  
President, City Commission