

June 19, 2012

The Gallipolis City Commission met in special session on Tuesday, June 19, 2012, at 9:00 a.m. at the Gallia County Visitors Center, 63 Court 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
 Annette M. Landers, City Auditor/Clerk/Treasurer
 Amber Gillenwater, Gallipolis Daily Tribune
 Michelle Miller, Gallia Hometown Herald
 Stephanie Carroll, Gallia Hometown Herald
 Tony Gallagher Marvin Vanderberg Dick Moore
 John Thomas David McCoy Clint Patterson
 Claudia Miller

President Cremeens asked why the time for the special meeting was changed. Mr. Finney responded that he had tried last week to reach all of the Commissioners to determine a convenient time because he had a couple of ordinances on the agenda, which were time sensitive and required emergency passage. He was unsuccessful in his attempts to reach President Cremeens by telephone or by e-mail. The slip on First Avenue over the weekend made an emergency meeting even more critically important. President Cremeens stated that the Commission should discuss later this meeting whether to dispense with the second meeting of each month, since it is so hard to get business done without a full Commission in attendance.

Commission received the minutes of the June 5, 2012 meeting prior to this meeting. Mr. Wallis asked for a correction on page 1 of the minutes to show that golf carts would be allowed to travel on the State Highways where the speed limit was not in excess of 25 mph. There being no other corrections, objections, or additions, these minutes were approved as corrected.

Mr. Dick Moore, representing the Gallia County Veterans' Service Commission, was granted *Privilege of Floor* to speak about plans for the Doughboy Monument in the Gallipolis City Park. Mr. Moore said that the Doughboy Monument in our City Park is number 62 of 163 monuments made. It is in need of attention, due to discoloration from acid rain. Mr. Moore contacted Mr. Mark Parmenter of White River Foundry in Spencer, Indiana. Mr. Parmenter has already restored one other Doughboy and was recommended to Mr. Moore. Mr. Parmenter has inspected our Doughboy and declared it in good condition, although badly discolored. Mr. Parmenter recommended having a crew come in around the end of July to dry ice blast the monument and install a newly-cast bronze replica of a 1903 Springfield rifle. The original bronze rifle was stolen many years ago and replaced with a wooden rifle. The dry ice blasting process uses dry ice instead of sand, which leaves very little residue, but is very loud. For public safety, people will need to stay a safe distance from the work site for the roughly two and a half hours that the process will take. After the monument is blasted, it will be cleaned of any residue, heated up to restore the bronze color, and sealed in hot wax to preserve the color. Thereafter, the

monument will need to be cleaned annually with a soft detergent and sealed about every five years with another coating of hot wax. The project will cost \$7,800, which will be paid from funds the veterans have on hand. They plan to build up the base and install extra lights, which will provide better illumination at night than the current two lights. They are working with the Gallia County Veterans' Association to repair and clean the area around the monument, which was installed in the early 1990's. He has been keeping the City Manager informed of plans as they have developed. President Cremeens thanked the men for their efforts and offered the City's cooperation and assistance in their project.

The City Manager reported on the following:

- Slip on 800 block of First Avenue – At about 4:30 a.m. on Sunday, a water main break under the road on First Avenue caused a sink hole to form, which caused a car to wreck into a fire hydrant. Fortunately, no one was seriously injured, but the car sustained disabling damage. It is believed that the leak began around 10 p.m. on Saturday evening because automatic recordings show a drop in water pressure at about that time. Crews came in to fix the break on Sunday morning, but it will take much longer to fix the hole and the road. Mr. Finney showed slides of the damage, including other nearby cracks in the road and small sink hole that is forming about 25 feet south of the large sink hole. Crews will need to dig this area up to determine what is causing the damage to form. Mr. Finney has written an ordinance for today's agenda for up to \$80,000 to repair the damage to the road. He said that Ryan Smith called and offered to assist in locating funding to help with the repairs. If the Ohio Historical Society needs to be involved with grant funding, that information should be included in the grant application process.
- Repair of old Mound Hill Road – Mr. Finney met with the engineer chosen for Mound Hill Road. The estimated cost for engineering for the project is \$78,500, which is about \$5,000 more than FEMA estimated. Mr. Finney has sent the engineering estimate to FEMA for their approval.
- Elm Alley – The project was set to begin on June 18th, but has been delayed about a week because the manholes were not ready.
- Administrative Building – The bid solicitation was published on Sunday. There will be a mandatory pre-bid meeting on Thursday, June 28th. Bids will be due on July 13th.
- Justice Center – The police portion of the building is almost complete, with ceiling tiles and carpet being installed. They are testing the air conditioning. The court room is coming along, but was delayed because of change orders.
- America in Bloom contest – The judges are here this week. Bev Dunkle and Kim Canaday have been working with the judges.
- Approval of volunteer firefighters – The applications of John T. Kearns III and John J. Tate have been accepted by the fire department membership and recommended for appointment, subject to a one-year probationary period. After a short discussion, Mr. Wallis made a motion to appoint John T. Kearns III and John J. Tate as volunteer firefighters with the Gallipolis Fire Department, seconded by Mr. Johnson. Upon voice vote on the motion, all votes were yes.

The City Auditor told the Commissioners that she has been looking into fire run reimbursements, as directed at the last meeting. She distributed a spreadsheet with data that she has collected and calculations based on the data. She said that she has asked the State Auditors for some guidance in how other municipalities reimburse their volunteer firefighters. They promised to send some contact information for some communities with volunteer departments, but have not done so yet. Ms. Landers asked to postpone discussion until she collects this additional information. President Cremeens asked if she had shared her data with Chief Elliott. She responded that she had not yet.

President Cremeens asked the other Commissioners if they would like to dispense with the second meetings each month. He said that with only four members able to attend regularly, the second meetings each month were not as productive. Mr. Cozza responded that from his experience, it seemed that one meeting per month would be too long between first and second readings on those ordinances that are not emergencies. Also,

we would find ourselves needing to meet at random times to handle items that pop up. Mr. Wallis agreed that the Commission gets a lot of work done at the second meetings. We have skipped one second meeting this year, but this was the first time a meeting time has been changed this year. Mr. Finney said that he tried to reach all of the Commissioners, but some were difficult to reach or get a response from. He said that he would work around whatever the Commission decided. Mr. Johnson said that his employer was generously allowing him time off to attend the required first meeting of each month. He could not expect that generosity to extend to a second meeting each month. President Cremeens said that he would follow up with the City Solicitor about any requirements for a second meeting in the Charter. Mr. Johnson said that he knew that the present arrangement was imperfect, but should something urgent come up, it would require a special meeting.

Mr. Wallis commented that the sign situation along Eastern Avenue was greatly improved. There is one violator that Mr. Finney is still trying to get in compliance.

Mr. Johnson asked whether the Buffalo Wild Wings was still in the works. There has been no apparent recent activity at the site. Mr. Finney said that Buffalo Wild Wings was awaiting approval of their design from the corporate office. They are still planning to open in October.

There was discussion of the progress that McDonalds is making in putting in their new building. Mr. Wallis asked if the parking lot was to extend more to the back of the lot. He expressed concern about drainage issues should this be the case. Mr. Finney answered that the plans do not indicate an extension of the parking lot to where drainage should become a problem.

There was presented and read to the Commission for a second reading an Ordinance No. O2012-43 entitled **AN ORDINANCE AMENDING ORDINANCE NO. O2009-23, AS AMENDED BY ORDINANCE NO. O2011-98, 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 OF 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. O2012-44 entitled **AN EMERGENCY ORDINANCE ESTABLISHING CHAPTER 377, GOLF CARTS, OF THE CODIFIED ORDINANCES OF THE CITY OF GALLIPOLIS, OHIO.** Mr. Johnson made a motion to adopt this ordinance as an emergency, seconded by Mr. Cozza. Mr. Cozza asked if Chief Patterson's part was ready to go. Chief Patterson responded that it was not, but they would soon be ready. He must send a letter to the state DMV to obtain permission to inspect. In the meantime, there are other approved inspection stations. Chief Patterson suggested inclusion of wording about getting a sticker to show the vehicle passed inspection. He will put information concerning golf cart inspections on the City website so that residents will know ahead of time the requirements to pass inspection. Mr. Cozza stated that O.O. McIntyre Park District is considering allowing golf carts to operate on their bike path. Upon roll call to adopt this ordinance as an emergency, Mr. Brown voted no. All other votes were yes. Ordinance No. O2012-44 was placed on first reading.

There was presented and read to the Commission as an emergency an Ordinance No. O2012-45 entitled **AN EMERGENCY ORDINANCE AUTHORIZING THE CITY OF GALLIPOLIS TO FILE AN APPLICATION WITH THE OHIO ATTORNEY GENERAL'S OFFICE TO PARTICIPATE IN THE MOVING OHIO FORWARD GRANT PROGRAM.** Mr. Wallis made a motion to adopt this ordinance as an emergency, seconded by Mr. Johnson. President Cremeens asked what this grant program was about. The City Manager responded that this was for the demolition of houses grant, which the County has agreed to allow us to administer if we will allow applications from Gallia County residents outside our corporate limits. The application is due before June 30th. It is for \$89,000 of state grant funding, with no local match required.

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President Cremeens commented that federal funding is also becoming available for residential demolitions, citing a project recently announced for Detroit. 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. O2012-46 entitled **AN EMERGENCY ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AGREEMENT FOR PROFESSIONAL CONSULTING SERVICES WITH E.L. ROBINSON ENGINEERING FOR THE MOUND HILL ORIGINAL ROAD SLIP REPAIR PROJECT.** Mr. Wallis made a motion to adopt this ordinance as an emergency, seconded by Mr. Johnson. Mr. Finney told the Commission that he is awaiting approval from FEMA for the extra cost, which may be forthcoming as early as this week. It will take up to six weeks for the drawings. Upon roll call to adopt this ordinance as an emergency, all votes were yes.

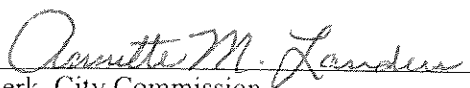
There was presented and read to the Commission as an emergency an Ordinance No. O2012-47 entitled **AN EMERGENCY ORDINANCE AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION FOR FUNDING UNDER THE VICTIMS OF CRIME ACT AND STATE VICTIMS ASSISTANCE ACT AND AUTHORIZING THE CITY MANAGER TO ENTER INTO AGREEMENT IF THE GRANT IS AWARDED.** Mr. Johnson made a motion to adopt this ordinance as an emergency, seconded by Mr. Cozza. 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. O2012-48 entitled **AN EMERGENCY ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AGREEMENT WITH THE LOWEST AND BEST BIDDER THAT CAN PERFORM THE NECESSARY REPAIR WORK TO THE 800 BLOCK OF FIRST AVENUE.** Mr. Johnson made a motion to adopt this ordinance as an emergency, seconded by Mr. Wallis. 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. O2012-49 entitled **AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. O2012-07, AS AMENDED BY ORDINANCE NO. O2012-20, AS AMENDED BY ORDINANCE NO. O2012-28, AS AMENDED BY ORDINANCE NO. O2012-34, SETTING APPROPRIATIONS FOR CURRENT EXPENSES OF THE CITY OF GALLIPOLIS, OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2012.** Mr. Wallis made a motion to adopt this ordinance as an emergency, seconded by Mr. Johnson. Ms. Landers explained that these appropriations were to transfer an additional \$80,000 from the Water Fund to the Water Replacement & Improvement Fund and to expend that \$80,000 from the Water Replacement & Improvement Fund for repair of damages from the water main break on First Avenue. 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. O2012-50 entitled **AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. O2012-08, AS AMENDED BY ORDINANCE NO. O2012-21, AS AMENDED BY ORDINANCE NO. O2012-35, AUTHORIZING THE CITY AUDITOR TO TRANSFER OR ADVANCE FUNDS.** Mr. 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 being no further business to come before the City Commission, the meeting was adjourned.


Clerk, City Commission


President, City Commission