

July 3, 2012

The Gallipolis City Commission met in regular session on Tuesday, July 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
 Annette M. Landers, City Auditor/Clerk/Treasurer
 Amber Gillenwater, Gallipolis Daily Tribune
 Tony Gallagher Ronnie Lynch Marvin Vanderberg
 Keith Elliott Clint Patterson Nancy Mullins
 Claudia Miller Dottie Chestnut Bill Gene Johnson
 Janet Johnson

President Cremeens expressed his appreciation over the response of all of the City's departments following the recent storm. He said that he could not be more proud of everyone from the City Manager, fellow Commissioners, and City Solicitor on down to the employees in the Code, Police, Fire, Cemetery, and Maintenance Departments for their quick and efficient response to protect public safety and restore order.

Ms. Nancy Mullins was granted *Privilege of Floor*. She said that she was proud to be a part of this community and applauded all of the officials and workers of the City for their response during the aftermath of the storm. She especially commended Mr. Finney for his hands-on, personal effort to assure the public safety, which went beyond anything she had ever witnessed.

Commission received the minutes of the June 19, 2012 meeting prior to this meeting. There being no corrections, objections, or additions, these minutes were approved.

The City Manager reported on the following:

- The Thomas Clothier Building is mostly down now. The debris will be hauled away next week after the River Recreation Festival is concluded.
- Storm damage – The EMA was activated on Friday night. Four truckloads of water have been delivered. There is a dumpster available at the City Garage for spoiled food. Most of the power has been restored within the City. Some residents on Hedgewood, Henkle, and Third Avenue are still without power. Pine Street Cemetery had several trees and monuments damaged or destroyed. We've hired a contractor to clean up tree debris. Mound Hill Cemetery lost five or six trees and some monuments were destroyed. Two trees were taken down in the City Park. Mounts Tree Service has been working on the damage there. Employees at the water and sewer plants came in and kept services going using generators. Several large trees were lost along Fourth Avenue. We are tracking expenses related to the clean-up in case FEMA funding

becomes available. The inventory of trees that we did will be helpful in obtaining reimbursement to replace lost trees.

- Slip on 800 block of First Avenue – We received the prints on Friday from the engineer. The estimated cost of repairs was \$53,000. The sewer system did not cause the other damages, as some were speculating. It will cost \$19,000 for the additional work. The Ohio Public Works Commission is looking into assisting with the cost of repairs. The project should take around thirty days to complete.
- Repair of old Mound Hill Road – The core drilling is done now and the engineer is working on the drawings. Mr. Finney has gathered more information and submitted it to appeal funding for the temporary access road.
- Elm Alley – The lift station is in place and they were running the 2” line today.
- Administrative Building – The pre-bid meeting was held on Thursday, June 28th. Six contractors came to the meeting. Bids will be due on Friday, July 13th.
- Justice Center – EIFS is on the outside of the building and the drywall is complete. Construction is on schedule.
- America in Bloom contest – The judges saw lots of improvements since their earlier visits. Mr. Finney thanked the Commission for their support.
- Mr. Finney recommended the re-appointment of Mr. Lloyd Danner to serve on Tree Committee. Mr. Johnson made a motion to approve the appointment of Mr. Danner to the Tree Committee, seconded by Mr. Brown. Upon voice vote on the motion, all votes were yes.
- Mr. Finney said that he would like to take this Friday off if circumstances do not prevent it. The Commissioners were in agreement that he deserved a break, if the weather will cooperate.

President Cremeens asked if the Commission should go into executive session to discuss legal issues related to the demolition of the Thomas building. This seemed a good idea to all.

The City Auditor presented for acceptance a \$1,000 donation from Bob Evans Farms for recreation programs. Mr. Cozza made a motion to accept this donation, seconded by Mr. Johnson. Upon voice vote on the motion, all votes were yes.

Four invoices over \$3,000 were presented for approval:

- \$14,457.84 from ODOT for SIB loan payment. Invoice date: 5/3/12. P.O. date: 6/1/12
- \$18,461.10 from Waste Management for May Refuse pick-up. Invoice date: 6/1/12. P.O. date: 6/14/12
- \$19,049.67 from Travelers Insurance for property/liability coverage. Invoice date: 6/11/12. P.O. date: 6/15/12
- \$35,700 from Digital River Project for grants to Jividens Customs (\$13,800) and Nybble Café (\$12,900). Invoice date: 6/24/12. P.O. date: 6/27/12. Ms. Landers explained that this account will always have equal inflow and outflow as money comes in from the Foundation for Appalachian Ohio and goes out as grants to local businesses through the Digital River Project.

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

Ms. Landers mentioned that the appropriation change ordinance on tonight’s agenda was for \$64,000 to pay for the emergency demolition on Second Avenue (Thomas Building).

The City Solicitor stated that the City Manager had consulted him on legal issues involving the sinkhole and Thomas Building. These will be discussed further in executive session.

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Mr. Brown commented that Mr. Jim Clark had complimented the City Manager on his handling of a problem that Mr. Clark had with his trash pick-up. He was pleased with the personal service and quick response to his problem.

Mr. Johnson said that his wife was handed an anonymous letter from a City resident, complimenting Randy Finney on his handling of the clean-up after the storm. Mr. Johnson read the letter into the record,

City Commissioners,

Just wanted the City Commissioners to know how lucky this City is to have Randy Finney as our City Manager.

He put his own life in danger for the safety of this town! Within thirty minutes to an hour, all streets were cleared so traffic could move. All streets had trees down, some more than others.

He has been everywhere in the last several days. You tell me what other City Manager would do that? Not A One!!

I have lived here all my life and have never seen a guy like Randy. He has went (sic) above and beyond his duties.

So you, the City Commissioners, better thank your lucky stars we have someone like Randy because in years past, this town has suffered from the past City Managers!

Thank you so much, Randy and your clean-up crew... wonderful job done.

Concerned Citizen

Mr. Johnson commended the City Manager and all City departments for coming together in dealing with this "hairy" situation.

Mr. Cozza mentioned a comment that he made some time back when he was Commission President that he would put our police and fire departments up against any city in this country. He said that he still feels the same. He asked if insurance would cover any of the damages to the monuments. Mr. Finney answered that he would be surprised if it would, but is looking into the matter. We have thirty to forty tombstones damaged. The Historical Society has pictures of some of them, which will be helpful for reconstruction.

There was presented and read to the Commission for a second reading an Ordinance No. O2012-44 entitled **AN 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 on second reading, seconded by Mr. Cozza. In discussion, Mr. Wallis brought up the topic of stickers, which the Commission discussed at the last meeting. The minutes show that the Commission decided to make an addition to the ordinance for stickers, but then the ordinance was not amended. Mr. Johnson said that the Park District would like us to add an additional \$20 to our fee, raising it from \$20 to \$40. The additional \$20 would go to the Park District, which would give permission for golf carts to use the bike path. The City Solicitor said that he would look into the matter, but was unaware of any mechanism to allow an additional \$20 fee. On the topic of the sticker, Mr. Wallis said that a visible sticker would make enforcement easier for police. Fire Chief Elliott said that the City had a similar sticker that they used with taxicabs in the past. Mr. Johnson made a motion to amend the ordinance to include an expiration sticker to be affixed to the rear of the golf cart to make it easier to determine compliance, seconded by Mr. Cozza. Upon voice vote on the amendment, all votes were yes. Mr. Johnson made a motion to adopt the amended ordinance on second reading, seconded by Mr. Cozza. Upon roll call to adopt the amended ordinance on second reading, all votes were yes.

There was presented and read to the Commission as an emergency an Ordinance No. O2012-51 entitled **AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. O2012-07, AS AMENDED BY ORDINANCE NO. O2012-20, AS AMENDED BY ORDINANCE NO. O2012-28,**

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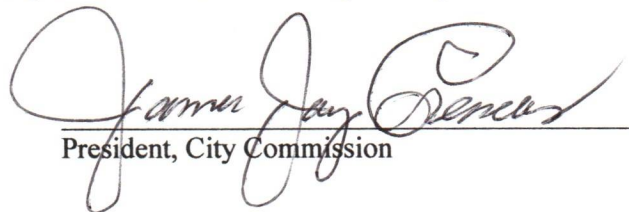
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AS AMENDED BY ORDINANCE NO. O2012-34, AS AMENDED BY ORDINANCE NO. O2012-49, SETTING APPROPRIATIONS FOR CURRENT EXPENSES OF THE CITY OF GALLIPOLIS, OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2012. Mr. Johnson made a motion to adopt this ordinance as an emergency, seconded by Mr. Wallis. Upon roll call to adopt this ordinance as an emergency, all votes were yes.

Mr. Wallis made a motion to enter executive session to discuss legal matters related to the First Avenue slip and Thomas Building, seconded by Mr. Johnson. Upon roll call to enter executive session, all votes were yes. 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