

July 19, 2016

The Gallipolis City Commission met in special session on Tuesday, July 19, 2016, at 6:00 p.m. at the Gallipolis Municipal Building, 333 Third Avenue, having complied with Section 9 of the City Charter.

Commission President Tony Gallagher called the meeting to order. Mr. Wallis gave the invocation. Mr. Gallagher asked for a moment of silent meditation for the officers (and their families) who have been killed and injured in the recent attacks nationwide.

Upon roll call, the following members were present:

Albert "Tony" Gallagher, President  
 Michael C. Fulks, Vice-President  
 Roger P. Brandeberry, Member  
 W. Matthew Johnson, Member  
 Steven E. Wallis, Member

Others attending were:

M. Eugene Greene, City Manager		
Adam R. Salisbury, City Solicitor		
Annette M. Landers, City Auditor/Clerk/Treasurer		
Dean Wright, Gallipolis Daily Tribune		
Ronnie Lynch	Mary Lee Marchi	Jon Lynch
Marvin Vanderberg	Jeff Boyer	Randy Breech
Joy Elliott	Keith Elliott	Larry Tobias
Brett Bostic	Bill Mangus	

Commission received the minutes of the July 5, 2016 meeting prior to this meeting. There being no corrections, objections, or additions, these minutes were approved.

Mr. Bill Mangus, Commander of the VFW Post #4464, requested and was granted *Privilege of Floor*. Mr. Mangus distributed copies of a proposal that he intends to present to the Park Board. It has been signed off on by three of the five military organizations in Gallia County: the VFW, the Vietnam Veterans of America, and the American Legion. The other two were unable to attend the meeting where the proposal was drafted. Mr. Mangus explained in detail the criteria for inclusion in the project, which restricts it to those currently serving or to honorably discharged veterans of all military wars and conflicts back to and including the Civil War. They must be now be living or have once lived in Gallia County. There will be no preference for rank, decorated combat service, where they served, or how many years they served. Photos will be displayed only on existing light posts, concentrating on the area around the doughboy and the Dale Russell Monument, as well as the diagonal sidewalk running between the two. Photos will be displayed for the week attending each of five selected holidays: Vietnam Veterans Day (March 30), Memorial Day, Independence Day, POW – MIA Day (Third Friday in September), and Veterans Day (November 11). The \$100 cost of each photo and mounting device will be provided by the VFW, with donations gladly accepted. VFW members will maintain and service the project. Mr. Mangus asked for the date of the next Park Board meeting in order to make his presentation to them. Mr. Greene told him that it is scheduled for Monday, July 25<sup>th</sup>. Mr. Mangus said that he will not be available to attend the meeting, but will send an alternate.

The City Manager reported on the following:

- Judges for Gallipolis in Bloom were in town on July 11<sup>th</sup> and 12<sup>th</sup>. All of the activities were very well attended.

- The City Auditor, Acting City Manager, Utility Billing Supervisor, and City Manager have looked into the city's water rates to determine if they are out of line with other systems around us. The conclusion is that we are not. In fact, after checking with other managers and mayors at their monthly meeting in Athens, Mr. Greene learned that the ones who do not have annual increases are in trouble and have to do a huge rate hike all at one time. Ms. Landers added that she had calculated the cost of producing 100 gallons of water at \$0.587, based on the gallons produced in 2015 and the water department total expenses for the same year. This is actually more than we charge per hundred gallons for every level beyond the first 1,000 gallons for users inside the City. Outside users pay slightly over that rate for usage between 1,100 and 100,000, but the rate drops below the cost beyond that. This is okay because the base rates for a minimum bill cover the difference, but it demonstrates that our rates are not yet excessive. Mr. Greene said that we will continue to monitor our rates each year to assure that we are not overcharging.
- We are refurbishing the wooden benches around the City Park. The boards have been replaced as needed and community service workers in Chief Boyer's program will be painting them. This is saving the City quite a lot of money on this project.
- Mr. Greene spoke of growing crime inside the city, with break-ins and thefts seeming a nightly occurrence. Officers are on the road all day and all night, transporting prisoners and responding to calls. He said that so far this year, there have been five vehicles stolen, a city vehicle on city property vandalized by having the windows broken out, and two brand new jet skis stolen last night right off the river. He emphasized that if we do not work hard to get this police levy passed, he doesn't know how the department will have the manpower to combat the rising crime rate.
- He thanked the department heads and their employees for keeping costs under control. Through their efforts, the June Financial Statement shows that we are only at about 51% of our annual budget.
- Mechanical Construction, the contractor for the WWTP Improvements Project, has passed the deadline for completion of the project. They have now entered a \$1,000 per day penalty period stipulated in their contract. Mr. Greene sent a letter to them to let them know of the City intent to invoke that clause of the contract. They responded by offering to pay CT Consultants' additional engineering costs, as well as inspection costs, and cost of additional paperwork until the project is done. Mr. Greene recommended accepting their offer, but to place a new deadline for completion or the penalty would kick back in. In discussion, the Commissioners approved this plan. In reference to the upcoming riverfront project, Mr. Brandeberry asked if we check a contractor's history before hiring. Mr. Greene answered that he did not know past practice, but that we will certainly be doing so. The state will also be conducting their own check of the contractor since it involves state funding.

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

Notice to the Legislative Authority of Stockholder change for Pizza Hut of America, LLC was presented. Ms. Landers stated that there was no further information provided with the notice. Mr. Fulks made a motion not to request a hearing, seconded by Mr. Brandeberry. Upon voice vote on the motion, all votes were yes.

Other actions taken since the last meeting:

- Sent a thank you note from the Commissioners to Mr. Cletus Harder for his donation of a rock sculpture.
- Prepared a proclamation for Prostate Cancer Awareness Month (September) and brought it to tonight's meeting for signing.
- Called and spoke to Mr. Les Young, Executive Director for Gallia Metropolitan Housing. He said that there are five members of the Board of Directors. The City appoints two, one of which must be a resident of the housing authority. Currently these are Henny Evans and Virginia Fogelstrom, the resident member. The Judge of Common Pleas, Judge of Probate, and Gallia County Commissioners appoint one each, currently Jay Caldwell, Gilbert Bush, and David Evans respectively. Terms are five years. Ms. Landers distributed new board and committee roster sheets for the Commissioners to keep track of who is serving,

their contact information, and when their terms expire. Mr. Young said that board members meet monthly, that minutes are taken of the meetings, and that they do receive the requisite training for their positions. When asked if they had any further questions for the director, all of the Commissioners indicated that they were satisfied.

The City Solicitor requested executive session for two pending lawsuits.

Mr. Johnson reported that 160 teams participated in the Hoops Project this year, which is the fourth year for the event. This translates to around 1,000 players and an additional 4,000 in family members and others attending. The event has grown from 65 teams in the first year, to 85 in the second, 120 in the third, to 160 this year. It is the single largest two-day event in the area. It really stimulated the local economy, with all hotels in the area full and restaurants reporting banner sales. First Avenue and Court Street were both closed to traffic to accommodate the activity. Several other Commissioners also attended and were enthusiastic in their praise for the event.

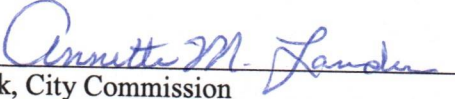
There was presented and read to the Commission for a second reading a Resolution No. R2016-03 entitled **A RESOLUTION AMENDING RESOLUTION NO. R2009-07, DESIGNATING THE GALLIPOLIS CITY MANAGER AS THE REPRESENTATIVE FOR THE GALLIPOLIS CITY COMMISSION FOR HOUSE BILL 9 TRAINING ON PUBLIC RECORDS LAW.** Mr. Fulks made a motion to adopt this resolution on second reading, seconded by Mr. Brandeberry. Upon roll call to adopt this resolution on second reading, all votes were yes.

There was presented and read to the Commission as an emergency an Ordinance No. O2016-32 entitled **AN EMERGENCY ORDINANCE ESTABLISHING SECTION 1353 "FEE SCHEDULE FOR CERTAIN PROPERTY MAINTENANCE CODE VIOLATIONS" 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. Fulks. Upon roll call vote 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. O2016-33 entitled **AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO CONTINUE TERM LIFE INSURANCE COVERAGE FOR EMPLOYEES AND ELECTED OFFICIALS OF THE CITY OF GALLIPOLIS, OHIO.** Mr. Wallis made a motion to adopt this ordinance as an emergency, seconded by Mr. Johnson. Upon roll call vote 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. O2016-34 entitled **AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. O2016-12, AS AMENDED BY ORDINANCE NO. O2016-18, AS AMENDED BY ORDINANCE NO. O2016-24, SETTING APPROPRIATIONS FOR CURRENT EXPENSES OF THE CITY OF GALLIPOLIS, OHIO DURING THE FISCAL YEAR ENDING DECEMBER 31, 2016.** Mr. Wallis made a motion to adopt this ordinance as an emergency, seconded by Mr. Fulks. Ms. Landers said the amendment was to appropriate funds donated to the police department. Upon roll call vote to adopt this ordinance as an emergency, all votes were yes.

Mr. Wallis made a motion to enter executive session to discuss pending lawsuits, seconded by Mr. Johnson. Upon roll call on the motion, 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