

August 4, 2020

The Gallipolis City Commission met in virtual regular session on Tuesday, August 4, 2020, at 6:00 p.m., at the Gallipolis Municipal Building, 333 Third Avenue, having complied with Section 9 of the City Charter and Emergency Ohio Sub House Bill 197.

Commission President Cody Caldwell called the meeting to order.

Upon roll call, the following members were present:

Cody C. Caldwell, President (remote access)
 Michael W. Brown, Member (in person)
 Albert "Tony" Gallagher, Member (remote access)
 T. Beau Sang, Member (remote access)

Michael C. Fulks, Vice President, attended by phone, beginning with reading of the legislation.

Others attending were:

Theodore R. Lozier, City Manager (in person)
 Brynn S. Noe, City Solicitor (by phone, beginning w/ reading of legislation)
 Annette M. Landers, City Auditor (in person)
 Al Hawley, Gallipolis Daily Tribune (remote access)
 Ronnie Lynch (in person) Marvin Ours (remote access)
 Karen McCarty (remote access) Jeff Boyer (remote access)

Commission received the minutes of the July 20 work session and July 21, 2020 meeting prior to this meeting. There being no corrections, objections, or additions, these minutes were approved.

The City Manager reported on the following:

- The pool has had a successful season so far. The public swim sessions will close on Sunday, August 9th. We will remain open until August 16th for pool parties, adult morning swim, and water walkers. We have been able to keep expenditures in check by using FEMA and CARES Act money for COVID-related supplies and personnel costs. The pool was later opening this year (mid-June as opposed to Memorial Day Weekend).
- State Rt. 588 Slips: Mr. Lozier followed up with ODOT last week. They have not heard yet from the Federal Highway Commission. There was discussion on inviting US Congressman Bill Johnson or one of his staff down here to see first-hand the urgent need for assistance.
- Columbia Gas is currently working out installation plans with the business owners in the downtown historic district. They will meet with the City afterward to assure that things are going smoothly for all involved.
- The second year on Rumpke's three-year contract begins in October. We have been seeking input from users of our trash service to address any problems.
- Due to aging infrastructure, we have been having an average of four water leaks per week. To begin addressing a comprehensive replacement of lines, we are applying for a planning and design grant, deadline in October. We should hear something back from the granting authority by the end of the year. This will be the beginning of a multi-year process of infrastructure replacement.
- We have been awarded an ODOT TID grant of \$23,000, plus the second part of the OPWC paving grant. We will bid out Third Avenue this fall, which will require additional appropriations in the 2020 Budget. We had originally planned to delay this work to 2021.
- City Park Yard Sale: We are remaining in contact with the County Health Department to adhere to the most current standards for large gatherings. At the least, we would need to cut the number of spaces by half and push back the date to the end of August. All of the other large events

(Riverfest, Hoops Project, and Car Show) have been cancelled. Mr. Lozier recommended canceling, but asked for the Commission's input.

The City Auditor informed Commissioners that the July Financial Statements were printed today and will go out with the next meeting's packets. As we had hoped, income tax collections gained some ground with the July 15th deadline. We went from \$68,000 behind on the June YTD to \$43,700 behind on July YTD. We will have more updates after the pool closes.

Ms. Landers briefly reviewed legislation on tonight's agenda. The four pieces placed on first reading at last meeting are back on the agenda as emergencies to assure timely passage. O2020-25 is to allow the City Manager to negotiate a new electric energy aggregation program for the City. O2020-26 is on first reading for term life and AD&D coverage for our employees at a cost of \$3.45/employee/month. R2020-04 is for new signature cards with OVB, removing the former City Manager.

Mr. Gallagher asked why the four first readings from last meeting were listed on the agenda as emergencies rather than as second readings. Ms. Landers explained that there was need for these to go into effect more quickly than a second reading would allow. It seemed that the problem with adopting these as emergencies at the last meeting was not with the content of the legislation, but with other matters that have since been resolved. Individual Commissioners retain the choice to vote no, which would mean the legislation would either be defeated or, with enough yes votes, adopted on second reading.

Mr. Gallagher also asked about overdoses and lights left on overnight at the stage in the Park. The City Manager told him that there were four OD's over the weekend, none fatal. Someone must have flipped the switch at the Park. This led to a discussion of damage to the sidewalks and landscape in the Park from vehicles being driven across them for events using the stage. This is against policy, but is being violated repeatedly. Several Commissioners voiced their concern. Suggestions included moving the stage onto the concrete parking area either right next to the Park or down at the amphitheater. This would avoid damage to the interior of the Park as well as any need to block off street traffic. Mr. Lozier said that he had already been working with Mr. Bostic and Mr. Grubaugh to find a better spot for the stage. If placed along First Avenue, some branch trimming might be necessary to provide a good line of sight to the stage for those sitting in the Park.

Mr. Caldwell brought back up the issue of the City Park Yard Sale. In discussion, it soon became clear that all of the Commissioners present felt it would be best to cancel the event for this year. Mr. Gallagher made a motion to suspend Codified Ordinance Section 906.01(a) & (b) for the year 2020, seconded by Mr. Brown. Upon voice vote on the motion, all votes were yes.

Mr. Brown said that a resident complained that his tires were slashed at his residence between Third & Fourth Avenues. The resident has made the police aware. Mr. Brown also wondered how Gallipolis in Lights might need to be handled this year. There were ten more cases of COVID-19 in Gallia County as of yesterday. Mr. Sang suggested that representatives from the group meet with us to discuss concerns.

Ms. Noe and Mr. Fulks joined the meeting at this point by speaker phone. There was presented and read to the Commission as an emergency a Resolution No. R2020-03 entitled **AN EMERGENCY RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A NEW SPECIAL REVENUE FUND (CARES ACT REMOTE TECHNOLOGY GRANT FUND)**. Mr. Fulks made a motion to adopt this resolution as an emergency, seconded by Mr. Sang. 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 a Resolution No. R2020-04 entitled **AN EMERGENCY RESOLUTION OF LODGE, ASSOCIATION OR SIMILAR**

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ORGANIZATION. Mr. Brown made a motion to adopt this resolution as an emergency, seconded by Mr. Fulks. Ms. Landers affirmed that this is the one for new signature cards for OVB. The title is just worded strangely to match the title of their document. 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. O2020-22 entitled **AN EMERGENCY ORDINANCE ACCEPTING AND REJECTING BIDS FOR MILLING AND PAVING OF VARIOUS CITY STREETS.** Mr. Brown made a motion to adopt this ordinance as an emergency, seconded by Mr. Sang. 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. O2020-23 entitled **AN EMERGENCY ORDINANCE TO REVISE THE CODIFIED ORDINANCES BY ADOPTING CURRENT REPLACEMENT PAGES.** Mr. Sang made a motion to adopt this ordinance as an emergency, seconded by Mr. Fulks. 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. O2020-24 entitled **AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. O2020-06, AS AMENDED BY O2020-11, AS AMENDED BY ORDINANCE NO. O2020-12, AS AMENDED BY ORDINANCE NO. O2020-20, SETTING APPROPRIATIONS FOR CURRENT EXPENSES OF THE CITY OF GALLIPOLIS, OHIO DURING THE FISCAL YEAR ENDING DECEMBER 31, 2020.** Mr. Gallagher 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. O2020-25 entitled **AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH A COMPETITIVE RETAIL ELECTRIC PROVIDER FOR THE GOVERNMENTAL AGGREGATION PROGRAM AT THE BEST COMPETITIVE PRICE FOR MUNICIPAL OR RESIDENTIAL LOCATIONS.** Mr. Brown made a motion to adopt this ordinance as an emergency, seconded by Mr. Gallagher. 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. O2020-26 entitled **AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO CONTINUE TERM LIFE INSURANCE AND AD&D COVERAGE FOR EMPLOYEES AND ELECTED AND APPOINTED OFFICIALS OF THE CITY OF GALLIPOLIS.** Mr. Fulks made a motion to place this ordinance on first reading, seconded by Mr. Sang. Upon voice vote to place this ordinance on first reading, all votes were yes.

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


Clerk, City Commission


President, City Commission