

October 2, 2018

The Gallipolis City Commission met in regular session on Tuesday, October 2, 2018, at 6 p.m., at the Gallipolis Municipal Building, 333 Third Avenue, having complied with Section 9 of the City Charter.

Commission President Michael Fulks called the meeting to order. President Fulks called for a moment of silent meditation in memory of former Gallipolis City Manager Robert D. Gordon to be followed by the invocation by Mr. Wallis.

Upon roll call, the following members were present:

Michael C. Fulks, President  
 Steven E. Wallis, Vice-President  
 Cody C. Caldwell, Member  
 Albert "Tony" Gallagher, Member  
 Beau Sang, Member

Others attending were:

M. Eugene Greene, City Manager		
Adam R. Salisbury, City Solicitor		
Annette M. Landers, Auditor/Clerk/Treasurer		
Harold Montgomery, Gallia County Commissioner		
Karen Sprague, Gallia County Administrator		
Dean Wright, Gallipolis Daily Tribune		
Ronnie Lynch	Roma Wood	Russell Wood
Mary Lee Marchi	Dottie Chestnut	Michael W. Brown
Keith Elliott	Joy Elliott	Randy Breech
Bradie Angell	Lynn Angell	Marvin Vanderberg
Marvin Ours	Cletus Harder	Jane Ellen McGovern
Brynn Noe	Troy Johnson	Edward McGovern
Lester Plymale	Lora Snow	

Commission received the minutes of the September 18, 2018 meeting prior to this meeting. There being no corrections, objections, or additions, these minutes were approved.

*Privilege of Floor* was granted to Ms. Karen Sprague, Gallia County Administrator, to hold the Annual Fair Housing Meeting, which she said was required of all entities receiving CDBG Grant money. She distributed information about Gallia County's Fair Housing programs. Fair Housing laws require non-discrimination in all aspects of the housing industry. She announced that the 2018 CHIP Grant received funding for renovations to owner-occupied, low-income houses in Gallia County

Ms. Sprague also distributed and went over an update on the CDBG Airport Road Grant Project, which is to replace culvert on and pave Airport Road, as well as pave the airport parking area. The original project cost estimate was \$74,984.81. Shelly Company was awarded the paving bid at \$54,649.25. The culvert replacement quotes came in higher than expected, with Waugh Construction getting the bid at \$24,500. The CDBG Grant is for \$61,500. The City will pay \$15,892.25 of the paving from the OPWC Paving Grant we already have in place. The County will cover the local match for paving the parking lot. Pipes and bands worth \$11,728.80 will be provided by the County Engineer's Office. Mr. Greene stated that the City would need to clean out an additional section of the ditch near Bob's Market in order to assure good drainage. This would cost an additional \$7,500 if done along with the project. Commissioners briefly discussed the matter and decided that we should include this additional work. Commissioners thanked Ms. Sprague for her excellent work.



Ms. Lora Snow, representing the Ariel Theatre, was next recognized for *Privilege of Floor*. She said that she wanted to inform City officials and the public about a new video conferencing system that the Ariel has put in place, which will allow digital recording of meetings, even those by remote conferencing, so there is a video record available. She gave some statistics of the number of people coming through their doors annually (over 6,000). Their facility is becoming a real community center for our residents and visitors. She invited people to attend the premier performance of a program this weekend called "Songs of Rural America." It is the work of a folk singer named Michael Johnathan from Lexington, KY. It is quite an honor to be hosting the premier for this event, which residents are encouraged to come out and enjoy. Commissioners thanked Ms. Snow for her work and the update on offerings at the Ariel.

The City Manager reported on the following:

- He has been working with County Engineer, Brett Boothe, to determine who is responsible for upkeep on the Spruce Street Bridge. Mr. Boothe is doing some research into the matter, which may include raising the bridge out of the floodplain.
- Saunders Contracting has commenced work on the bandstand project and it is coming along nicely. The newspaper ran a story on the history of the bandstand, thanks to the input of Ms. Mary Lee Marchi. We are looking into placing at least four cameras in the park after the bandstand project is completed. The quote we have received is \$800. These will be used for security and also allow the public to view events.
- We have applied for a 2019 OPWC grant in the amount of \$233,000 for paving some cross streets. The grant application was due by 3 p.m. on October 1<sup>st</sup>. Projects will be ranked on 10/10/18 at the County Engineer's Office. The resolution for this grant is on tonight's agenda.
- The contractor on the GDC Water Line Project is about 80% completed. They still have some creek boring and a small house tap needs to be completed, weather permitting.
- We are about to wrap up the FEMA disaster recovery effort. The last letter that they needed went out today.
- As of today, the Police Department has had 233 more calls than in all of 2017.

The City Auditor presented the 2019 Alternate Tax Budget for approval. Mr. Wallis made a motion to approve the 2019 Alternate Tax Budget, seconded by Mr. Caldwell. Upon voice vote on the motion, all votes were yes.

Ms. Landers presented two invoices over \$3,000 for approval of payment:

- \$13,654 from Big River Electric for 2 submersible pumps. Invoice: 8/30/18. PO: 8/31/18.
- \$5,148.34 from AEP for August street lights. Invoice: 8/28/18. PO: 9/4/18

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

The 2018 Village Fiscal Officers' Training is in Athens this Thursday from 8:30 a.m. – 4 p.m. Ms. Landers will be attending.

Ms. Landers detailed the appropriation changes on tonight's agenda. She also informed Commissioners that the increase in the property/liability insurance premium, also on tonight's agenda, is very minimal, going from \$68,032 to \$68,446. Cyber-breach coverage is included in this year's rate.

The City Solicitor requested executive session for pending legal matters.

Mr. Sang followed up on an earlier discussion on the new law for sales tax on on-line sales. It was suggested that the City speak to Representative Ryan Smith. After a short discussion of who should contact Rep. Smith, Mr. Greene offered to do so.



Mr. Sang asked how complaints are conveyed to the City. Are there forms available for this on-line? There are no online complaint forms. Complaints are often first directed to the department involved, but can come directly to the City Manager or the Code Enforcement Officer. In discussion of this topic, the question of car lots vs junk yards came up. Mr. Greene said that the city ordinance has a definition of junk yard. Violations of this ordinance go first to the Code Enforcement Officer, who investigates the complaint. If found in violation, he contacts the owner. If the owner does not remedy the violation, it goes to court. The City Solicitor noted that it is difficult to write an ordinance that targets just the couple of problem lots without also hitting unintended targets. He explained that junk yards are more of a zoning issue than a property maintenance code issue. Mr. Greene added that one repeat offender has been to court several times. It all begins with contacting Code Enforcement. Rarely would the Health Department become involved.

Mr. Sang asked when the pool will be drained. Mr. Greene said that it will be done soon. Mr. Walters must work it into the Maintenance Department's busy schedule.

There was presented and read to the Commission as an emergency a Resolution No. R2018-11 entitled **AN EMERGENCY RESOLUTION AUTHORIZING CITY MANAGER, EUGENE GREENE, TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED.** Mr. Wallis made a motion to adopt this resolution as an emergency, seconded by Mr. Caldwell. 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. O2018-34 entitled **AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. O2018-08, AS AMENDED BY ORDINANCE NO. O2018-16, AS AMENDED BY ORDINANCE NO. O2018-18, AS AMENDED BY ORDINANCE NO. O2018-23, AS AMENDED BY ORDINANCE NO. O2018-28, SETTING APPROPRIATIONS FOR CURRENT EXPENSES OF THE CITY OF GALLIPOLIS, OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2018.** Mr. Caldwell 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 O2018-35 entitled **AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH USI INSURANCE SERVICES (PEP) FOR GENERAL LIABILITY AND PROPERTY INSURANCE.** Mr. Wallis 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.

Mr. Wallis made a motion to enter executive session to discuss pending legal matters, seconded by Mr. Sang. Upon roll call on the motion, all votes were yes. President Fulks announced that there would be no business following executive session. Upon completion of executive session, Commission returned to regular session. There being no further business to come before the Commission, the meeting was adjourned.

  
Clerk, City Commission

  
President, City Commission