

November 19, 2019

The Gallipolis City Commission met in special session on Tuesday, November 19, 2019, 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. Mr. Wallis gave the invocation.

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  
 Brynn S. Noe, City Solicitor  
 Annette M. Landers, Auditor/Clerk/Treasurer  
 Ronnie Lynch                      Ted Lozier                      Michael W. Brown  
 Jeff Boyer                              Beth Lozier                      Randy Breech  
 Joy Elliott                              Keith Elliott                      Kennidy Fulks

Commission received the minutes of the November 5, 2019 meeting prior to this meeting. There being no corrections, objections, or additions, these minutes were approved.

The City Manager reported on the following:

- The Maintenance Department is moving forward with plans to rebuild the Blue Fountain Lift Station on Eastern Avenue. It was advertised for bid last week. Contractors can pick up bid packets (for a fee to cover the costs of producing the packets) at the City Manager's office.
- Mr. Lozier has been working on the electric recharging stations with AEP and Crisenberry Electric.
- The City and the Gallipolis in Lights committee member are preparing the City Park for the lighting next week. Even with the recent electrical upgrades, the display is already at maximum capacity.
- Saunders Insurance met with department heads to answer questions about next year's group insurance rates.
- Columbia Gas is wrapping up this year's project in the City. They are patching for the winter, with plans to return in the spring for more extensive repairs.
- Mr. Greene and Mr. Lozier attended the Mayors' meeting in Athens last week. They talked about the fact that public water systems now fall under Homeland Security. Tampering with the water system could be charged as an act of terrorism. This should serve as an additional deterrent to anyone contemplating entering a meter pit to shut their water off or turn it back on.
- We are continuing to work on the 2020 budgets. Several departments have met with Mr. Greene and Mr. Lozier to discuss their budget requests. The City Auditor will go over these tomorrow morning before putting the numbers into her spreadsheets for further review.
- Mr. Greene requested executive session for legal and personnel.

The City Auditor presented two invoices over \$3,000 for approval of payment:

- \$26,031.53 from Rumpke for October refuse service. Inv: 10/16/19. PO: 11/5/19.
- \$4,540 from Workers Comp for monthly premium. Inv: 10/25/19. PO: 11/1/19.

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

Ms. Landers reminded Commissioners of the Thanksgiving Dinner this Friday.

Mr. Caldwell said that the Family and Children First Council is forming a committee to assure that there is an accurate count for the 2020 Census. Thousands of dollars in federal program funding can be lost to undercounting. The committee will be meeting soon at the Jobs and Family Services building on Third Avenue. Commissioners were invited to attend.

President Fulks added that the Family and Children First Council needs a current letter from the City declining to pay the annual dues that they assess. He also announced that he will be attending the Gallipolis in Lights tree lighting event on Wednesday, November 27<sup>th</sup> to receive Ohio Magazine's Best Hometown award for 2019-2020 for the City of Gallipolis.

Mr. Lozier attended a meeting on Monday with the CEO of Bob Evans Farm, which was held at Holzer Hospital. There had been talk that the Bob Evans Farm Festival might not extend beyond the 50<sup>th</sup> Anniversary in 2020. Those in attendance were assured that this is not true. They plan to continue the festival well into the future and are interested in building attendance.

Ms. Noe pointed out that this is Mr. Greene's last meeting as City Manager. She thanked him for the good working relationship he had with her office. Mr. Greene briefly expressed his appreciation for the opportunity to work with the employees, officials, and residents of the City of Gallipolis for the past five years. Everyone joined in thanking Mr. Greene and wishing him well for the future.

There was presented and read to the Commission as an emergency a Resolution No. R2019-08 entitled **AN EMERGENCY RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION OF GALLIA COUNTY AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR.** Mr. Caldwell 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. R2019-09 entitled **AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS FOR THE PURCHASE OF MATERIALS, SUPPLIES, EQUIPMENT AND SERVICES FOR USE BY THE CITY IN THE CALENDAR YEAR 2020 AS HEREIN DESCRIBED.** 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 a Resolution No. R2019-11 entitled **AN EMERGENCY RESOLUTION APPROVING AND ADOPTING THE ALL NATURAL HAZARDS MITIGATION PLAN PREPARED BY A CORE GROUP OF INDIVIDUALS REPRESENTING VARIOUS ENTITIES IN GALLIA COUNTY.** Mr. Wallis made a motion to adopt this resolution as an emergency, seconded by Mr. Caldwell. Mr. Wallis explained that the plan is done by the County and the sub-units adopt it rather than creating their own separate plans. Upon roll call to adopt this resolution as an emergency, all votes were yes.

There was presented and read to the Commission for a first reading a Resolution No. R2019-10 entitled **A RESOLUTION APPOINTING THEODORE R. LOZIER AS THE CITY MANAGER OF THE CITY OF GALLIPOLIS, OHIO, IN ACCORDANCE WITH SECTIONS 16 & 17 OF THE CHARTER OF THE CITY OF GALLIPOLIS, OHIO.** Mr. Wallis made a motion to place this

resolution on first reading, seconded by Mr. Caldwell. Mr. Gallagher once again stated that he did not agree with the selection process, adding that he likes Mr. Lozier and agrees that he will be a good City Manager. Mr. Wallis countered that this is not a vote on the process, but a vote on the specific candidate, Mr. Lozier. The motion and vote at the last meeting constituted the vote on the process. Mr. Sang said that he feels the same as Mr. Gallagher. A roll call vote was requested. Upon roll call to place this resolution on first reading, Mr. Sang and Mr. Gallagher voted no. Mr. Wallis, Mr. Caldwell, and Mr. Fulks voted yes. R2019-10 was placed on first reading.

There was presented and read to the Commission for a second reading an Ordinance No. O2019-37 entitled **AN ORDINANCE SETTING TEMPORARY APPROPRIATIONS FOR THE CALENDAR YEAR 2020**. Mr. Gallagher made a motion to adopt this ordinance on second reading, seconded by Mr. Caldwell. Upon roll call to adopt this ordinance on second reading, all votes were yes.

There was presented and read to the Commission for a second reading an Ordinance No. O2019-44 entitled **AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO CONTRACT FOR HOSPITALIZATION, MEDICAL AND MAJOR MEDICAL, DRUG AND DENTAL INSURANCE COVERAGE FOR FULL-TIME EMPLOYEES AND ELECTED AND APPOINTED OFFICIALS OF THE CITY OF GALLIPOLIS, OHIO**. Mr. Caldwell made a motion to adopt this ordinance on second reading, seconded by Mr. Sang. Upon roll call to adopt this ordinance on second reading, all votes were yes.

The City Solicitor and City Auditor requested that the Commission table the next four ordinances to allow refining of the wording. Mr. Wallis made a motion to table the following ordinances, seconded by Mr. Sang:

Ordinance No. O2019-45 entitled **AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A LETTER OF AGREEMENT WITH GALLIA COUNTY HEALTH DEPARTMENT PRIMARY CARE CLINIC FOR HEALTHCARE SERVICES FOR CITY OF GALLIPOLIS EMPLOYEES AND ELECTED AND APPOINTED OFFICIALS**.

Ordinance No. O2019-46 entitled **AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH HIGHLAND COUNTY SHERIFF'S OFFICE FOR THE HOUSING OF PRISONERS**.

Ordinance No. O2019-47 entitled **AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A LETTER OF AGREEMENT WITH JEANNE INGLES FNP-BC FAMILY PRACTICE FOR HEALTHCARE SERVICES FOR CITY OF GALLIPOLIS EMPLOYEES AND ELECTED AND APPOINTED OFFICIALS**.

Ordinance No. O2019-48 entitled **AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A LETTER OF AGREEMENT WITH CANADAY CARE LLC FOR HEALTHCARE SERVICES FOR CITY OF GALLIPOLIS EMPLOYEES AND ELECTED AND APPOINTED OFFICIALS**.

Upon voice vote on the motion to table these four ordinances, all votes were yes.

There was presented and read to the Commission as an emergency an Ordinance No. O2019-49 entitled **AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. O2019-06, AS AMENDED BY ORDINANCE NO. O2019-11, AS AMENDED BY ORDINANCE NO. O2019-13, AS AMENDED BY ORDINANCE NO. O2019-15, AS AMENDED BY ORDINANCE NO. O2019-19, AS**

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**AMENDED BY ORDINANCE NO. O2019-21, AS AMENDED BY ORDINANCE NO. O2019-29, AS AMENDED BY ORDINANCE NO. O2019-31, AS AMENDED BY ORDINANCE NO. O2019-35, AS AMENDED BY ORDINANCE NO. O2019-42, SETTING APPROPRIATIONS FOR CURRENT EXPENSES OF THE CITY OF GALLIPOLIS, OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2019.** Mr. Gallagher 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. O2019-50 entitled **AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. O2019-07, AS AMENDED BY ORDINANCE NO. O2019-14, AS AMENDED BY ORDINANCE NO. O2019-32, AS AMENDED BY ORDINANCE NO. O2019-43, AUTHORIZING THE CITY AUDITOR TO TRANSFER OR ADVANCE FUNDS.** 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.

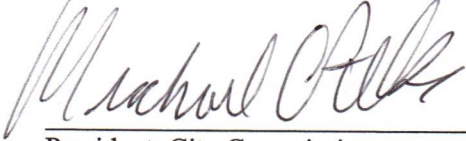
There was presented and read to the Commission for a first reading an Ordinance No. O2019-51 entitled **AN ORDINANCE SETTING VACATION ACCRUALS FOR THE CITY MANAGER.** Mr. Wallis made a motion to place this ordinance on first reading, seconded by Mr. Caldwell. Ms. Landers explained that this ordinance is to give Mr. Lozier five weeks of vacation upon passage and accruals of five weeks annually thereafter. There was a brief discussion of what Mr. Greene had been given over his time as City Manager. Upon voice vote to place this ordinance on first reading, all votes were yes.

Mr. Wallis made a motion to enter executive session to discuss legal matters and employee relations, seconded by Mr. Caldwell. Upon roll call on the motion, all votes were yes. President Fulks announced that there might be business following executive session. Upon completion of executive session, Commission returned to special session.

Mr. Wallis made a motion to pay Mr. Greene the full amount of his vacation time accruals in his final payout, seconded by Mr. Caldwell. Upon voice vote on the motion, all votes were yes.

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

  
Clerk, City Commission

  
President, City Commission