

November 27, 2018

The Gallipolis City Commission met in special session on Tuesday, November 27, 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. 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  
 Adam R. Salisbury, City Solicitor  
 Annette M. Landers, Auditor/Clerk/Treasurer  
 Dean Wright, Gallipolis Daily Tribune  
 Ronnie Lynch                      Michael W. Brown                      Marvin Vanderberg  
 Scott Saunders                      John Saunders                      Mark Curry  
 Marlene Hoffman                      Brynn Saunders Noe                      Claudia Miller  
 Dottie Chestnut                      Randy Breech

Commission received the minutes of the November 6, 2018 meeting prior to this meeting. There being no corrections, objections, or additions, these minutes were approved.

*Privilege of Floor* was granted to Mr. Scott Saunders to speak on behalf of Saunders Insurance and the Wiseman Agency regarding the City's health insurance renewal. Mr. Sanders began by explaining that this is the City's second year of membership in the Jefferson Health Plan (JHP) as an independent member. When we left the small employer pool of OPEC on 6/30/17, we came into JHP with a deficit balance of \$94,071. JHP was allowing us two years to pay down the deficit, but as of August 2018, our deficit balance had fallen to \$16,797. Since we are doing so well in paying off the deficit, we can expect to begin building up required reserves (20%-25%) more rapidly than projected, beginning sometime in this policy year. Our future under JHP seems on course to see lower rate increases in future policy years. He went on to describe our claims history and how rates are calculated. He also talked about our stop loss insurance, which kicks in on claims exceeding \$50,000.

The new rates, beginning on January 1, 2019, are 15.82% higher than our current rates. This is partly to pay down the deficit and build up reserves and partly to handle projected increases in claims costs. Employees will pay a share of the costs, deducted each pay period and based on a new formula on the agenda for adoption tonight. Their old formula called for employees to pay 15% of a single plan and 25% of any plan cost in excess of single. The new formula call for 12% of a single plan and 20% of costs in excess of single. This brings employees' share increase down to a more manageable 10.34%.

Commissioners thanked all three of our agents for their efforts on our behalf, especially during the difficult period of transition from the OPEC pool to full membership in the Jefferson Health Plan.

The City Manager reported on the following:

- The Maintenance Department has been busy the last two weeks with leaf pick-up all over town. There was a major leak on lower Garfield last week, which has been repaired. They also replaced a main valve.

- The Water Plant generator project is about 85% complete. We are waiting on the state to approve the concrete pad and fuel tank testing. We are winding down on most of our major projects.
- We met with the Gallia County Health Department on forming a group to work on public health and safety issues in regard to property maintenance. This group will be comprised of the Fire Department's Fire Inspector, Code Officer, City Manager, County Health Department, and sometimes an outside engineer. Mr. Randy Breech has agreed to serve as our engineer. Everyone attending the meeting agreed that this was a good approach. Ironton is using a similar multi-agency approach with good success. The next meeting is set for November 29<sup>th</sup>.
- The Aquatic Council was hired by the City to evaluate our swimming pool and has just completed their report. As anticipated, it is not good, with many repairs needed for our aging infrastructure. However, there is a possibility of some grant funding. Commissioners were encouraged to review the report. It is important that we not miss opening for a pool season, since any break in services would remove us from grandfathered status under more strict, modern code requirements.
- Mr. Greene is recommending changing our voluntary water leak insurance program to an automatic enrollment for new service applicants. They would have the option to opt-out by signing an opt-out form. This would relieve a growing problem of people experiencing a large leak and then complaining that they did not know about the program. Everyone is currently informed of the program on sign-up for new service and there is also a notice on the back of each monthly water bill. However, with recent changes in who receives bills in landlord/tenant situations, it is becoming more likely that large groups of people might never come into the office or see an actual bill. In discussion, although Mr. Gallagher had some reservations, Commissioners mostly supported this change.
- Holzer called today to ask if they would be allowed to install a deduct meter, as discussed in a prior meeting. Commissioners need to decide how to respond to these requests. In discussion, Mr. Wallis pointed out that there is always some water loss going to the sewer system in any customer's bill. This would include such usages as mopping, spraying off drives and sidewalks, and the like. Allowing deduct meters for some would be unfair for those without them. Mr. Gallagher agreed that they could pose a problem. Mr. Sang expressed some interest in having their representative come in to talk to Commissioners, adding that these things would need to be evaluated on a case-by-case basis with annual review. Mr. Wallis was skeptical of the value of having someone come in. President Fulks stated in conclusion that the majority answer is no.

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

- \$19,407.79 from OVB for the Fire Equipment Bond. Invoice: 11/1/18. PO: 11/6/18.
- \$4,961.07 from OVB for the Parking Lot Bond. Invoice: 11/1/18. PO: 11/6/18.
- \$14,561.39 from OVB for the Street Bond. Invoice: 11/1/18. PO: 11/6/18.
- \$5,129.99 from BWC for November premium. Invoice: 10/26/18. PO: 11/1/18.
- \$5,113.60 from AEP for Oct. street lights. Invoice: 10/26/18. PO: 11/1/18.
- \$24,403.15 from Bob's Market for GIL lights, garland, etc. Invoice: 9/25/18. PO: 11/15/18.

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

Mr. Caldwell suggested signage directing folks to available parking for use at events such as the lighting of the trees in the park. Mr. Greene said it might be useful for Gallipolis in Lights to work out an agreement with the library to use their lot and have someone provide shuttle service to and from. Some thought that businesses might want to do this for advertising purposes. Everyone agreed that the tree lighting event was great.

President Fulks praised the employees for their efforts in fixing water leaks in the cold weather. Mr. Greene joined in praising them and all of the other employees for their hard work.

Mr. Sang asked if the City had any programs going on for the less fortunate this holiday season. Mr. Greene answered that the Police Department and Fire Departments have their traditional hat and boot drives to fund their programs.

There was presented and read to the Commission as an emergency a Resolution No. R2018-12 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 2019 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 an Ordinance No. O2018-40 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.** Mr. Gallagher 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.

There was presented and read to the Commission as an emergency an Ordinance No. O2018-41 entitled **AN EMERGENCY ORDINANCE ACCEPTING AND REJECTING BIDS FOR ASPHALT, LIMESTONE AND BEDDING SAND.** 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. O2018-42 entitled **AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH GALLIA COUNTY FOR BOARDING OF PRISONERS.** Mr. Caldwell made a motion to place this ordinance on first reading, seconded by Mr. Sang. Discussion centered on the problematic definition of what constitutes a "City Prisoner." This definition would make us responsible for medical bills and transportation to and from court even for prisoners that we cite under state code, which we are not currently paying. Mr. Salisbury elaborated that the Attorney General says that the arresting agency provides transport to jail and from jail for the first hearing (arraignment). After arraignment, if arrested under state code, the County is responsible for transport to wherever they are to be housed and to any other hearings prior to completion of trial. After trial, we would be responsible again to transport the prisoner back to where they are being housed. This is the full extent of our responsibility as the arresting agency if cited under state code. Everyone agreed that the County needs to conform their contract to state code before we adopt it. This can be worked out in negotiations before the second reading. Mr. Salisbury added that the Highland County contract on tonight's agenda contains no problems. Upon voice vote to place this ordinance on first reading, all votes were yes.

There was presented and read to the Commission as an emergency an Ordinance No. O2018-43 entitled **AN EMERGENCY ORDINANCE AUTHORIZING THE PAYMENT OF A BONUS OR A CLOTHING ALLOWANCE TO ALL PERMANENT FULL-TIME EMPLOYEES, CERTAIN ELIGIBLE PART-TIME EMPLOYEES, AND ALL APPOINTED OFFICIALS.** Mr. Wallis made a motion to adopt this ordinance as an emergency, seconded by Mr. Caldwell. 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. O2018-44 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.** Mr. Wallis 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 as an emergency an Ordinance No. O2018-45 entitled **AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ISSUE PERMITS TO CHARITABLE ORGANIZATIONS TO SOLICIT FROM THE OCCUPANT OF A VEHICLE PURSUANT TO CHAPTER 371.06(B)(2) OF THE CODIFIED ORDINANCES OF THE CITY OF GALLIPOLIS**. Mr. Sang asked why this must be done each year. Mr. Greene explained that this was to limit those who can do these solicitations. 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.

There was presented and read to the Commission as an emergency an Ordinance No. O2018-46 entitled **AN EMERGENCY ORDINANCE AUTHORIZING THE PAYMENT OF A BONUS TO GALLIPOLIS FIRE DEPARTMENT (GFD) FIREFIGHTERS**. 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. O2018-47 entitled **AN EMERGENCY ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO CONTRACT WITH GALLIA COUNTY FOR EQUIPMENT AND LABOR**. 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. O2018-48 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, AS AMENDED BY ORDINANCE NO. O2018-34, SETTING APPROPRIATIONS FOR CURRENT EXPENSES OF THE CITY OF GALLIPOLIS, OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2018**. Mr. Wallis made a motion to adopt this ordinance as an emergency, seconded by Mr. Gallagher. Ms. Landers highlighted some of the largest changes, such as the additions for tax refunds and the paving grant. We also must transfer money to the VOCA Grant because the County is delaying paying their share until they hear whether the grant will cover the local shares. We probably will not receive word on this until January. 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. O2018-49 entitled **AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. O2018-24, AS AMENDED BY ORDINANCE NO. O2018-29, AUTHORIZING THE CITY AUDITOR TO TRANSFER OR ADVANCE FUNDS**. 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.

There was presented and read to the Commission for a first reading an Ordinance No. O2018-50 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. Wallis made a motion to suspend the rules and adopt this ordinance on first reading, seconded by Mr. Sang. Upon roll call to suspend the rules and adopt this ordinance on first reading, all votes were yes.

There was presented and read to the Commission for a first reading an Ordinance No. O2018-51 entitled **AN ORDINANCE AMENDING ORDINANCE NO. O2005-56, AS AMENDED BY ORDINANCE O2006-42, AS AMENDED BY ORDINANCE NO. O2007-43, AS AMENDED BY ORDINANCE NO. O2008-36, AS AMENDED BY ORDINANCE NO. O2008-55, AS AMENDED BY ORDINANCE NO. O2009-42, AS AMENDED BY ORDINANCE NO. O2011-94, AS AMENDED BY ORDINANCE NO. O2017-43, SECTION 2(C), SETTING EMPLOYEE'S PORTION OF PAYMENT FOR HOSPITALIZATION, MEDICAL AND**

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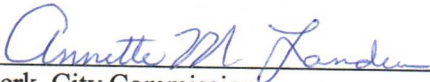
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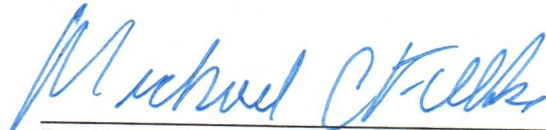
**MAJOR MEDICAL INSURANCE.** Mr. Gallagher made a motion to suspend the rules and adopt this ordinance on first reading, seconded by Mr. Sang. Upon roll call to suspend the rules and adopt this ordinance on first reading, all votes were yes.

There was presented and read to the Commission as an emergency an Ordinance No. O2018-52 entitled **AN EMERGENCY ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE GALLIA COUNTY COMMISSIONERS FOR PAYMENT OF LEGAL SERVICES TO THE CITY'S INDIGENT CITIZENS.** Mr. Caldwell 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.

As has become tradition, the second meeting in December is cancelled unless there is a need to schedule one. Ms. Landers pointed out that there cannot be a second reading on the Gallia County jail contract because by December 4<sup>th</sup>, two weeks will not have elapsed between readings. Commissioners discussed when the first meeting in January should be held. After consulting with the City Solicitor on what would be allowed by Charter, they decided to hold the meeting on Tuesday, January 8<sup>th</sup>. There being no further business to come before the Commission, the meeting was adjourned.



Clerk, City Commission



President, City Commission