

December 6, 2016

The Gallipolis City Commission met in regular session on Tuesday, December 6, 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.

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	Jeff Boyer	Mary Lee Marchi
Jon Lynch	Sam Hatcher	Marvin Vanderberg
Kim Canaday	Corinne Hatcher	Erin Buckley
Bev Dunkle		

Commission received the minutes of the November 15, 2016 meeting prior to this meeting. There being no corrections, objections, or additions, these minutes were approved.

Privilege of Floor was granted to Mr. Sam Hatcher, representing Pullins Excavating, the contractor for the Riverfront Improvements Project. Mr. Hatcher introduced his wife, Corinne. He expressed appreciation to the City Manager and everyone else involved in making this project such a wonderful experience. He said that he has enjoyed getting on a first name basis with many of the City's residents. He observed that Gallipolis is very fortunate and blessed in its friendly people and beautiful surroundings. His company has been pleased to hire and purchase locally as much as possible. Mr. Hatcher praised the work of the Gallipolis in Bloom Committee. He presented a check to Ms. Dunkle to help defray costs for next year. Ms. Dunkle thanked Mr. Hatcher, adding that they would bedeck the new riverfront with flowers next summer. Mr. Greene also thanked Mr. Hatcher, praising him as the right contractor for the job and a pleasure to work with.

Mr. Jeff Adkins, also scheduled for *Privilege of Floor*, was unable to attend. Mr. Greene asked Chief Boyer make the announcement for Mr. Adkins. Chief Boyer said that there was a surplus of money available from forfeitures that Mr. Adkins wished to use to help local law enforcement authorities. Gallipolis is receiving a fully equipped cruiser (valued around \$40,000), a new canine unit (valued at \$7,200) to replace our dog, which will be going with Mr. Champlin when he assumes his new position as Sheriff, and around \$20,000 in body cameras. Everyone was very pleased and thankful for Mr. Adkins' generosity.

The City Manager reported on the following:

- Saturday's Christmas parade went well. Also, the Police Department's hat drive has raised close to \$7,600 now, which is all used to provide Christmas gifts for local children.

- Park Front Project – The black topping is complete. Items still remaining include the sidewalk from Court to Grape, steps on both sides of the amphitheater, grading, and seeding.
- At the Water Treatment Plant, the filter rooms have been painted, which is a project that has been needed for several years.
- The Utility Office has been working on their shut-off list this week. It looks much better this month than in the past.
- At the Sewer Plant, they have been working on a couple of flow meters. The contractor should be done with clean-up and off site by December 31st.
- The Maintenance Department has been working in the area of Debbie Drive in conjunction with the County sewer project. The street sweeper is down and parts are on order. It should be back in service in about a week.
- Code Enforcement has been sending out letters concerning property maintenance violations.
- The Income Tax Office has been sending out the remainder of the 2016 tax forms.
- The Police Department is mourning the loss of Virago, our retired canine officer. He was ailing and had to be put to sleep. Chief Boyer, Mr. Brandeberry, and Mr. Fulks all spoke of Virago's service and the fond memories he leaves behind.
- In the coming year, the City Solicitor will be working with Code Enforcement to craft an ordinance on vacant/blighted property.
- Telephone bills have been very high in the past. As old contracts expire, Mr. Greene has been negotiating for better rates. One contract recently re-negotiated should result in a saving of several thousand dollars per year.
- Mr. Greene praised the City's employees for their hard work with limited resources. Our maintenance employees spend many hours in harsh conditions keeping our City running. All of the employees have made sacrifices that have enabled the City to keep providing needed services. On tonight's agenda is an ordinance that would provide at least \$150, after taxes, for each of our full-time employees. He and the City Auditor have discussed the cost in the General Fund (around \$4,000) and both feel that not only can the City afford it from savings each department has worked hard to produce, but that the employees responsible for those savings very much deserve it.

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

Invoices over \$3,000 were presented as follows:

- \$19,407.79 from OVB for Fire Eq. Bond. Invoice date: 11/1/16. PO: 11/2/16
- \$14,561.39 from OVB for Street Improvements Bond. Invoice: 11/1/16. PO: 11/2/16
- \$4,961.07 from OVB for Parking Lot Bond. Invoice: 11/1/16. PO: 11/2/16
- \$25,465 from EL Robinson for WWTP Improvements Project. Invoice: 9/9/16. PO: 11/10/16
- \$14,768 from EL Robinson for WWTP Improvements Project. Invoice: 10/12/16. PO: 11/10/16
- \$6,822.59 from CT Consultants for WWTP Improvements Project. Inv: 8/23/16. PO: 11/14/16
- \$2,835 from CT Consultants for WWTP Improvements Project. Inv: 9/20/16. PO: 11/14/16
- \$2,275 from CT Consultants for WWTP Improvements Project. Inv: 10/18/16. PO: 11/14/16
- \$3,164.75 from Morrow Co. Sheriff for Sept Prisoner housing. Inv: 11/15/16. PO: 11/21/16
- \$70,160.25 from Pullins Excavating for Amphitheater. Inv: 10/28/16. PO: 11/10/16
- \$57,735 from Pullins Excavating for Riverfront Proj. Inv: 10/28/16. PO: 11/10/16

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

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Ms. Landers announced that she would be away on vacation from December 12th to 22nd. She reminded Commissioners of the Christmas dinner this Friday evening. Mr. Johnson said that he and his wife will be unable to attend.

Ms. Landers detailed the appropriation changes in tonight's ordinance. She also asked the Commissioners carefully review Schedule A (copies of which were provided in the packets and also at their seats at tonight's meeting) of the bonus ordinance. Their approval of the ordinance will also signify their approval of the Schedule "A" list of employees and their allocation rates among the fund accounts. Those receiving a portion of their salary from Water and Sewer will be receiving their bonuses from Water & Sewer, as was approved last year. The judge has again approved bonuses for her workers to come from her special funds, even for those whose salaries are paid from the General Fund.

The City Solicitor spoke about Ordinance O2016-68 on tonight's agenda. He described the very complicated process of appropriating property through eminent domain. This ordinance is one of the first steps in that process. He is currently working with Code Enforcement to create an ordinance to address dilapidated/vacant properties as well as properties involved in the drug trade. For properties involved in the drug trade, the property owner must be proven to either be explicitly (actively) or implicitly ("turning a blind eye") allowing the drug activity. As mentioned before, vacant properties would be subject to a series of increasing fines, beginning with a very small fine in the first year.

Mr. Brandeberry asked about the steep grade of the hillside on the riverfront below the statue. Mr. Greene explained that this was not as planned. The contractor and engineer are working on finding a remedy for the problem. This could involve the installation of a retaining wall and/or adding back some of the soil removed earlier to re-adjust the grade.

Mr. Wallis commented that the only way the City made it through this year in the black is because of our dedicated staff. We were very lucky to have had no major events (disasters), but our luck will not hold forever. Mr. Greene added that we were able to replace some very badly needed equipment. President Gallagher particularly commended the City Manager and City Auditor for their efforts.

Chief Boyer read the resignation of Lt. Matt Champlin, which is effective on January 2, 2017. Lt. Champlin will be assuming his new duties as Gallia County Sheriff.

Mr. Salisbury said he just wanted to mention that Gallipolis in Lights "looks amazing." He and others commended those involved in the project, including our own Commissioner, Matt Johnson. Mr. Brandeberry mentioned the draw that this event is for the City. He has observed many busloads of people in town over the past week or so at area businesses and in the downtown area. He and his wife have had many people come up to them with positive comments on the downtown area.

There was presented and read to the Commission as an emergency a Resolution No. R2016-05 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 2017 AS HEREIN DESCRIBED.** Mr. Johnson made a motion to adopt this resolution as an emergency, seconded by Mr. Fulks. Upon roll call to adopt this resolution as an emergency, all votes were yes.

There was presented and read to the Commission for a second reading an Ordinance No. O2016-55 entitled **AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO CONTRACT WITH GALLIA COUNTY TO FURNISH EMERGENCY MANAGEMENT SERVICES.** Mr. Wallis made a motion to adopt this ordinance on second reading, seconded by Mr. Brandeberry. 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. O2016-56 entitled **AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE VILLAGE OF MIDDLEPORT, OHIO FOR THE HOUSING OF PRISONERS.** Mr. Fulks made a motion to adopt this ordinance on second reading, seconded by Mr. Wallis. Upon roll call to adopt this ordinance on second reading, all votes were yes.

There was presented and read to the Commission as an emergency an Ordinance No. O2016-60 entitled **AN EMERGENCY ORDINANCE ACCEPTING AND REJECTING BIDS FOR ASPHALT, LIMESTONE AND BEDDING SAND.** Mr. Brandeberry 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. O2016-61 entitled **AN EMERGENCY ORDINANCE AMENDING CHAPTER 729.03, LICENSE FEES, OF THE CODIFIED ORDINANCES OF THE CITY OF GALLIPOLIS.** Mr. Wallis made a motion to adopt this ordinance as an emergency, seconded by Mr. Johnson. Ms. Landers explained that the license fees for this section have not been increased since 1977. Mr. Bostic has requested the increase. 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. O2016-62 entitled **AN EMERGENCY ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO CONTRACT WITH GALLIA COUNTY FOR EQUIPMENT AND LABOR.** Mr. Fulks made a motion to adopt this ordinance as an emergency, seconded by Mr. Wallis. This is for the annual contract with the County Garage. 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. O2016-63 entitled **AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. O2016-12, AS AMENDED BY ORDINANCE NO. O2016-18, AS AMENDED BY ORDINANCE NO. O2016-24, AS AMENDED BY ORDINANCE NO. O2016-34, AS AMENDED BY ORDINANCE NO. O2016-36, AS AMENDED BY ORDINANCE NO. O2016-43, AS AMENDED BY ORDINANCE NO. O2016-51, AS AMENDED BY ORDINANCE NO. O2016-58, SETTING APPROPRIATIONS FOR CURRENT EXPENSES OF THE CITY OF GALLIPOLIS, OHIO DURING THE FISCAL YEAR ENDING DECEMBER 31, 2016.** Mr. Brandeberry 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. O2016-64 entitled **AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. O2016-13, AS AMENDED BY ORDINANCE NO. O2016-19, AS AMENDED BY ORDINANCE NO. O2016-25, AS AMENDED BY ORDINANCE NO. O2016-37, AS AMENDED BY ORDINANCE NO. O2016-44, AS AMENDED BY ORDINANCE NO. O2016-52, AS AMENDED BY ORDINANCE NO. O2016-59, AUTHORIZING THE CITY AUDITOR TO TRANSFER OR ADVANCE FUNDS.** Mr. Wallis made a motion to adopt this ordinance as an emergency, seconded by Mr. Johnson. 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. O2016-65 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. Wallis made a motion to adopt this ordinance as an emergency, seconded by Mr. Brandeberry. In answer to a question from Mr. Brandeberry, Ms. Landers informed the Commissioners that this is a \$15,000 annual contract with the

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County, payable quarterly. This amount has remained unchanged since 2012. Upon roll call to adopt this ordinance as an emergency, all votes were yes.

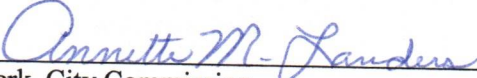
There was presented and read to the Commission as an emergency an Ordinance No. O2016-66 entitled **AN EMERGENCY ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH GALLIA COUNTY FOR THE BOARDING OF PRISONERS**. Mr. Wallis made a motion to adopt this ordinance as an emergency, seconded by Mr. Johnson. This is also for the annual contract with the County, at a cost of \$68/prisoner/day. 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. O2016-67 entitled **AN EMERGENCY ORDINANCE AUTHORIZING THE PAYMENT OF A BONUS TO ALL PERMANENT FULL-TIME EMPLOYEES AND ALL APPOINTED OFFICIALS**. Mr. Fulks 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 for a first reading an Ordinance No. O2016-68 entitled **AN ORDINANCE DIRECTING THE CITY LAW DIRECTOR TO APPROPRIATE REAL PROPERTY KNOWN AS 754 4TH AVENUE**. Mr. Johnson made a motion to place this ordinance on first reading, seconded by Mr. Brandeberry. Mr. Salisbury talked about the process involved and explained that the City has no liability related to the property right now. Upon voice vote to place this ordinance on first reading, all votes were yes.

Commissioners discussed whether to have a special meeting in December. They will have a special meeting only if needed.

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


Clerk, City Commission


President, City Commission