

December 16, 2014

The Gallipolis City Commission met in special session on Tuesday, December 16, 2014, at 6:00 p.m. at the Gallipolis Municipal Building, 333 Third Avenue, having complied with Section 9 of the City Charter.

Commission President Steven Wallis called the meeting to order and gave the invocation.

Upon roll call, the following members were present:

Steven E. Wallis, President
James Jay Cremeens, Vice-President
Michael W. Brown, Member
Albert "Tony" Gallagher, Member
W. Matthew Johnson, Member

Others attending were:

M. Eugene Greene, Interim City Manager
Adam R. Salisbury, City Solicitor
Michelle L. Clonch, Asst. City Auditor/Clerk

Ronnie Lynch	Mary Lee Marchi	Jon Lynch
<i>Marvin</i> Mark Vanderberg	Keith Elliott	Joy Elliott
<i>af</i> Dick Moore	Randy Breech	Dave McCoy
Matt Champlin	JoAnn Nibert	Betty Beggrow
Vera Snedaker	Jeff Snedaker	Beverly Walker
Becky Viall	Nancy Childs	Keith A. Sheets
Linda Chapman	Steve Chapman	Janet Johnson
Bill Gene Johnson	Kathy Fortener	Nathan Bevil
Janice Thaler	Dottie Chestnut	Claudia Miller
Shayna Chapman	Anita Strauss	Dave Walters
Brett Bostic		

Commission received the minutes of the December 2, 2014 meeting prior to this meeting. Mr. Wallis mentioned one correction where motions were omitted on Ordinance No. O2014-76. There being no further corrections, objections, or additions, these minutes were approved as corrected.

The Interim City Manager reported on the following:

- Received letter of funding for the parkfront. The City will have two public hearings after the first of the year and the funding has been secured.
- Chickamauga Creek – The job is complete and E. L. Robinson will do a walk through this week before final payment is made.
- Speedway – Will be starting spot drilling soon at the present store at Second Ave. and Pine Street before construction begins on the new store.
- The City and E. L. Robinson will meet at 1:00 p.m. on Friday to discuss the five year sewer plan and the changes that the EPA would like to have.
- The City is working on a funding request for an electrical upgrade at the City Park.

Ms. Clonch presented donations received in July for \$235.00, August for \$190.00, September for \$80.00, October for \$5,350.00, and November for \$4,750.00. These donations were made to the Brick Project, Gallipolis in Lights, Skatepark Fund, and the flag at Fortification Hill. Mr. Brown made a motion to accept these donations, seconded by Mr. Johnson. Upon voice vote on the motion, all votes were yes.

The following invoices were presented for approval:

- \$26,000.00 from RCC Holdings LLC for fire loss recovery. Invoice 9/24/14; PO 10/01/14.
- \$128,940.16 from Waugh Excavating for Chickamauga Creek. Invoice 10/16/14; PO 11/21/14.
- \$4,237.92 from EMH&T for 5 year sewer plan. Invoice 10/24/14; PO 10/29/14.
- \$20,131.66 from Ohio Valley Bank for fire equipment bond. Invoice 10/31/14; PO 11/11/14.
- \$19,700.70 from Waste Management for October refuse pickup. Invoice 11/01/14; PO 11/03/14.

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

The Asst. City Auditor presented for approval the November 2014 Financial Statement. Mr. Gallagher made a motion to approve the November Financial Statement, seconded by Mr. Brown. Upon voice vote on the motion, all votes were yes.

The City Solicitor reported that a pending suit has been resolved in the amount of \$500 and the other two pending cases are in a holding pattern.

There was presented and read to the Commission as an emergency Resolution No. R2014-24 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. Gallagher made a motion to pass this resolution as an emergency, seconded by Mr. Johnson. Upon voice vote to pass this resolution as an emergency, all votes were yes.

There was presented and read to the Commission as a second reading an Ordinance No. O2014-76 entitled **AN ORDINANCE REPEALING CHAPTER 1345 OF THE CODIFIED ORDINANCES OF THE CITY OF GALLIPOLIS, OHIO.** Mr. Gallagher made a motion to pass this ordinance on second reading, seconded by Mr. Cremeens. Upon discussion, Mr. Johnson said that he wasn't here at the last meeting and this Ordinance was not on the first agenda that he received. He felt this was disconcerting and that it was being snuck in. He felt it was being rushed and that a promise was made to the board to meet with them after the first of the year. Nathan Bebil with the State Historic Preservation Office spoke next and advised the commission that he was there to give advice only. He explained the purpose of having a historic board, which is a qualified board that is eligible to get assistance from certified local government grants and additional resources and to make sure the historic district is preserved. Ms. Beverly Walker who is on the French Art Colony Board, stated she was very concerned with preserving the historical architecture of Gallipolis and doesn't feel that the City Commission should have the right to do away with the historic board and feels it would be detrimental to the City. Mr. Jay Cremeens explained that it is not the intention of the Commission to do away with the historic rules, codes, or regulations but to streamline the process when new applicants want to come into the City. Ms. Janet Johnson mentioned that after their meeting in October it was agreed that the board, the Commission and the State would get together in January to try to all get on the same page. Mr. Wallis said that there is no intent to downgrade the historical preservation of this City. Mr. Steve Chapman spoke and said that he has spent many hours on the board and helped write the ordinances and he does not know of any businesses that haven't come to town because of the board. Ms. Jan Thaler said that she has served on the board and the City needs the board to oversee the historic district. Mr. Johnson made a motion to table the Ordinance, seconded by Mr. Brown, until after the meeting

that was promised to be held. Upon voice vote to table the Ordinance, Mr. Johnson and Mr. Brown voted yes, Mr. Wallis, Mr. Cremeens, and Mr. Gallagher voted no. After a lengthy discussion, Mr. Brown moved to table the Ordinance until January, seconded by Mr. Johnson. Upon voice vote to table the Ordinance, Mr. Wallis, Mr. Cremeens, Mr. Brown, Mr. Johnson, and Mr. Gallagher all voted yes.

There was presented and read to the Commission as an emergency an Ordinance No. O2014-77 entitled **AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. O2014-13, AS AMENDED BY ORDINANCE NO. O2014-19, AS AMENDED BY ORDINANCE NO. O2014-24, AS AMENDED BY ORDINANCE NO. O2014-30, AS AMENDED BY ORDINANCE NO. O2014-37, AS AMENDED BY ORDINANCE NO. O2014-47, AS AMENDED BY ORDINANCE NO. O2014-56, AS AMENDED BY ORDINANCE NO. O2014-59, AS AMENDED BY ORDINANCE NO. O2014-72, SETTING APPROPRIATIONS FOR CURRENT EXPENSES OF THE CITY OF GALLIPOLIS, OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2014.** Mr. Johnson 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. O2014-78 entitled **AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. O2014-14, AS AMENDED BY ORDINANCE NO. O2014-25, AS AMENDED BY ORDINANCE NO. O2014-31, AS AMENDED BY ORDINANCE NO. O2013-57, AS AMENDED BY ORDINANCE NO. O2013-60, AS AMENDED BY ORDINANCE NO. O2014-73, AUTHORIZING THE CITY AUDITOR TO TRANSFER OR ADVANCE FUNDS.** Mr. Johnson 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. O2014-79 entitled **AN EMERGENCY ORDINANCE ACCEPTING AND REJECTING BIDS FOR ASPHALT, LIMESTONE, AND BEDDING SAND.** Mr. Gallagher 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. O2014-80 entitled **AN EMERGENCY ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO CONTRACT WITH GALLIA COUNTY TO FURNISH EMERGENCY MANAGEMENT SERVICES.** 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 as an emergency an Ordinance No. O2014-81 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. Johnson made a motion to adopt this ordinance as an emergency, seconded by Mr. Cremeens. 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. O2014-82 entitled **AN EMERGENCY ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH GALLIA COUNTY FOR THE BOARDING OF PRISONERS.** Mr. Brown 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 being no further business to come before the City Commission, the meeting was adjourned.

Asst. Michelle L. Clench
Clerk, City Commission

Steven S. Waller
President, City Commission