

November 17, 2020

The Gallipolis City Commission met in virtual special session on Tuesday, November 17, 2020, at 6:00 p.m., at the Gallipolis Municipal Building, 333 Third Avenue, having complied with Section 9 of the City Charter and Emergency Ohio Sub House Bill 197.

Commission President Cody Caldwell called the meeting to order.

Upon roll call, the following members were present:

Cody C. Caldwell, President (remote access)
 Michael C. Fulks, Vice-president (in person)
 Michael W. Brown, Member (in person)
 Albert "Tony" Gallagher, Member (remote access)
 T. Beau Sang, Member (remote access)

Others attending were:

Theodore R. Lozier, City Manager (in person)
 Brynn S. Noe, City Solicitor (remote access)
 Annette M. Landers, City Auditor (in person)
 Bethany Sergent, Gallipolis Daily Tribune (remote access)
 Ronnie Lynch (in person) Karen McCarty (remote access)
 Jeff Boyer (remote access) Marvin Ours (remote access)
 Larry Taylor (in person)

Commission received the minutes of the November 3, 2020 meeting prior to this meeting. There being no corrections, objections, or additions, these minutes were approved.

Mr. Larry Taylor with Volunteer Energy Services Incorporated, natural gas aggregator for the City's residents, was recognized for *Privilege of Floor*. He thanked Commissioners for allowing VESI to be our natural gas aggregator for the past several years. He explained that their program guarantees a 5% discount on the services they provide for residents. Gallipolis is also one of only eleven communities that receive an annual civic grant to be used as the Commission sees fit to benefit our community. He presented a check of \$3,675 for this year's grant. Commissioners joined management in thanking him for VESI's generous support to our community.

The City Manager reported on the following:

- O2020-49 on tonight's agenda is for the Capital Improvement Grant for the swimming pool. This is for the \$52,144.87 left over from the ODNR Park Improvements Grant. The grantor will assess a 2% administrative fee. We are still looking into the costs of sand filters and pumps. We will seek additional donations of around \$40,000 to cover project costs not covered by the grant. This project needs to be completed before next summer's pool season.
- Buzzards at pool - We plan to get a permit that allows us to kill our own or buy a stuffed buzzard to discourage roosting at the pool. We sometimes have over one hundred buzzards roosting there, causing damage and a public health nuisance.
- SR588 Project - The wall is in place and back-filled. Culvert is in place. Paving is scheduled for Friday, with striping to follow the next week. The road should be open by December 1st. The top part (\$1.2 million project) was completed by the November 14th deadline.
- The Chillicothe Road slip has been repaired. The water line was replaced. The culvert and sewer line replacement is not finished. After this is completed, we will grade and prepare the road, using millings until the road can be paved next year.
- The finish work on the 3rd Avenue Paving Project is nearly done.

- We installed four speed bumps in the Public Use Area.
- Holiday lights in the Park are going up. We don't know exactly when they will be turned on. They accidentally damaged a doggy-do bag dispenser.
- Thanksgiving dinner – We are following the Governor's urging to limit gatherings this year by doing separate luncheons at each city facility on Thursday, November 20th. Commissioners need to us know if they wish to attend. Bonus checks will be distributed at each site.

The City Auditor presented the October 2020 Financial Statement for approval. Mr. Fulks made a motion to approve the October Financial Statement, seconded by Mr. Brown. Upon voice vote on the motion, all votes were yes.

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

- \$14,561.39 from Ohio Valley Bank for Road Bond payment. Inv: 10/19/20. PO: 11/2/20.
- \$4,260.20 from Ohio BWC for monthly premium. Inv: 10/30/20. PO: 11/2/20.
- \$4,390.96 from Dailey Tire for PD cruiser tires. Inv: 9/24/20. PO: 10/1/20.

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

The following donations dated from September 15 to October 29 were presented for approval:

- \$150 from various donors for Gallipolis in Lights.
- \$2,180.72 to the Police Department half from the Lions Club and half from Scites Insurance.

Mr. Fulks made a motion to accept these donations, seconded by Mr. Sang. Upon voice vote on the motion, all votes were yes.

Mr. Gallagher asked if we could encourage donations for the pool by displaying donor names on a plaque. Mr. Lozier responded that we are considering this.

Mr. Sang asked about the slip on SR141 near the Radio Station. Mr. Lozier recapped what has happened with it. The slip occurred in December 2019. Some repair work was done and we are monitoring it for further problems. So far, the slip has not grown longitudinally or vertically. The plan is to shave back some of the material near the road. We are seeking emergency funding through OPWC, estimated between \$60,000 and \$95,000. If there is no movement after shaving, we may be able to just seed and clean up the hill.

Mr. Gallagher asked what happened with the material removed from SR588 Slip Project. Mr. Lozier said that all of the rock went to the Chillicothe Road project. The dirt went to an area near L&L Scrap Metals on Texas Road. The new car wash was not able to get any fill because of timing. There was a question about regulations on development of the flood plain. This is under Code Enforcement's area of authority.

In further discussion of the SR141 slip, Mr. Fulks remarked that this is a state route and should be the State's cost to repair. Mr. Lozier explained that ODOT is claiming that it is not a highway problem, but the hillside. He said that he hopes to fulfill our local match with in-kind work.

Mr. Fulks commented that the Columbia Gas project is causing too many complaints. Other Commissioners joined in listing complaints. They don't check cuts. They have done nothing to fix Vine Street. Second Avenue is a mess. Commissioners decided that they want decision makers from Columbia Gas, R&R Pipeline, and CJ Hughes to attend a meeting very soon to discuss problems. Mr. Sang said that CJ Hughes, the contractor that they are using on the Eastern Avenue project, seems to be doing a good job up there. They are very cooperative with scheduling around the needs of businesses.

Commissioners discussed the date for the next meeting. At Ms. Landers' and Mr. Lozier's recommendation, they decided to hold the meeting on December 1st as required by Charter, but not have a quorum in attendance. The next actual meeting will be either December 8th or the 15th, depending on when Columbia Gas and contractors can attend.

The City Manager asked for a motion for him to proceed with mitigation of the buzzard problem for the health and safety of the community. Mr. Fulks made a motion for the City Manager to proceed with the mitigation of the buzzard problem for the health and safety of the community, seconded by Mr. Brown. Upon voice vote on the motion, all votes were yes.

There was presented and read to the Commission as an emergency a Resolution No. R2020-07 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 2021 AS HEREIN DESCRIBED.** Mr. Gallagher made a motion to adopt this resolution as an emergency, seconded by Mr. Brown. 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. O2020-39 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. Brown 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.

There was presented and read to the Commission as an emergency an Ordinance No. O2020-44 entitled **AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. O2020-06, AS AMENDED BY O2020-11, AS AMENDED BY ORDINANCE NO. O2020-12, AS AMENDED BY ORDINANCE NO. O2020-20, AS AMENDED BY ORDINANCE NO. O2020-24, AS AMENDED BY ORDINANCE NO. O2020-33, AS AMENDED BY ORDINANCE NO. O2020-40 SETTING APPROPRIATIONS FOR CURRENT EXPENSES OF THE CITY OF GALLIPOLIS, OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2020.** Mr. Brown made a motion to adopt this ordinance as an emergency, seconded by Mr. Gallagher. Ms. Landers briefly explained changes, which mainly included bonuses, adding paving projects, and adjustments related to the CARES Act distributions. General Fund appropriations reduced by \$73,100. Overall appropriations increased by \$26,765.72. 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. O2020-45 entitled **AN EMERGENCY ORDINANCE AUTHORIZING THE PAYMENT OF A BONUS TO GALLIPOLIS FIRE DEPARTMENT (GFD) FIREFIGHTERS.** Mr. Gallagher made a motion to adopt this ordinance as an emergency, seconded by Mr. Fulks. Ms. Landers told Commissioners that this is for a \$100 bonus each for a list of 25 firefighters not already included in the employee bonus list. This is the same amount as in prior years. 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. O2020-46 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. Fulks made a motion to adopt this ordinance as an emergency, seconded by Mr. Sang. Ms. Landers briefly went over

this list. Bonuses/clothing allowances are the same as in prior years. 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. O2020-47 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, OHIO.** Mr. Fulks made a motion to adopt this ordinance as an emergency, seconded by Mr. Sang. Mr. Gallagher questioned the timing of this ordinance and who was authorized to approve and participate. In discussion, the same groups are listed as in the past. Timing of the ordinance could have been better. A greater effort will be made next year to get this enacted before the first boot drive. 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. O2020-48 entitled **AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A LETTER OF AGREEMENT WITH JEANNIE INGLES FNP-BC FAMILY PRACTICE FOR HEALTHCARE SERVICES FOR CITY OF GALLIPOLIS EMPLOYEES AND ELECTED AND APPOINTED OFFICIALS.** Mr. Fulks 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. O2020-49 entitled **AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO AGREEMENT FOR STATE CAPITAL PROJECT IMPROVEMENT AWARD FOR THE GALLIPOLIS POOL PROJECT FOR THE CITY OF GALLIPOLIS, OHIO.** Mr. Brown made a motion to adopt this ordinance as an emergency, seconded by Mr. Fulks. 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. O2020-50 entitled **AN EMERGENCY ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AGREEMENT WITH THE LOCAL GOVERNMENT SERVICES SECTION OF THE STATE AUDITOR'S OFFICE (GASB-34 LOOK-ALIKE STATEMENTS) FOR THE FISCAL YEAR 2020.** Mr. Fulks made a motion to adopt this ordinance as an emergency, seconded by Mr. Brown. Ms. Landers told Commissioners that the cost has gone up 10% to \$7,700. This is the first increase in several years, so was not unexpected. Upon roll call to adopt this ordinance as an emergency, all votes were yes.

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



Clerk, City Commission



President, City Commission