

April 4, 2022

The Gallipolis City Commission met in regular session on Monday, April 4, 2022, at 5:00 p.m., at the Gallipolis Municipal Building, 333 Third Avenue, having complied with Section 9 of the City Charter and Section 121.03 of the City Codified Ordinances.

The Pledge of Allegiance was recited followed by Commission President Tony Gallagher calling the meeting to order.

Upon roll call, the following members were present:

Albert "Tony" Gallagher, President (in person)
William "Bill" Thomas, Vice-President (in person)
Michael W. Brown, Member (in person)
R. William "Bill" Jenkins, Member (in person)

Others attending were:

Dow W Saunders, City Manager (in person)
Shelly L. Clonch, City Auditor (in person)
Brynn S. Noe, City Solicitor (in person)
Brittany Hively, Gallipolis Daily Tribune (in person)
Ronnie Lynch (in person) Jeff Boyer (in person)
Richard Gardner (in person) Pamela Conley (in person)
John Saunders (in person) Craig Richards (in person)
Marvin Ours (remote access) Arthur (remote access)

The commission received the minutes of March 15, 2022, and March 24, 2022, prior to this meeting. Mr. Jenkins made a motion to accept the March 15th minutes, seconded by Dr. Thomas. Upon voice vote on the motion, all votes were yes. Mr. Jenkins made a motion to accept the March 24th minutes, seconded by Dr. Thomas. Upon voice vote on the motion, all votes were yes.

The privilege of the floor was granted to Mr. Richard Gardner whose residence is 280 State Street. Mr. Gardner presented to the City Commission a written statement and pictures of his property that is sliding. He stated in the spring of 2020 there was a massive landslide that blocked State Route 588 which closed State Street/SR 588. The Ohio Department of Transportation began work on the slide in coordination with the City. Mr. Gardner was given a map of work boundaries by the state that included his property and Mr. Fred Wheeler's property. He stated that he granted ODOT a right of entry on his property. That spring he showed multiple authorities of a fault line in his yard and raised concerns. Last year, he noticed his property starting to slide and met with former City Manager, Ted Lozier and a Geotech engineer with ODOT. ODOT claimed that the work they did would not affect his property. In February of this year, the whole hillside began descending into his driveway and beyond. He said the slip has dropped another five feet this past week. Mr. Gardner has made several calls reaching out to representatives from the state, but cannot get his calls returned. Ms. Pamela Conley, who also has a property affected by the slip, said they have no access to emergency services. She stated that they have to walk about a half-mile to be able to get groceries. Mr. Gardner feels that there is no fix to the slip and that the permanent easement that he signed with ODOT states that he cannot alter the slope. If he tries to clean off what is on his driveway, the rest of the hill and trees could slide and move out onto State Street. Mr. Saunders stated that as City Manager, he has to protect the safety of State Route 588. He is concerned and wishes he had an answer but as of now, the slide is on private property. Mr. Saunders has been trying to identify different resources that could possibly assist them. He has been in contact with Mr. Wheeler about a possible trail that could be used with an ATV. Mr. Gardner stated he has been in contact with possible contractors to see if an alternate

driveway can be put in. Ms. Conley said that she does not know where they stand legally to build a driveway because they are landlocked.

The privilege of the floor was also granted to Mr. Craig Richards with Burgess & Niple to discuss the Oakwood Drive landslide. He met with Mr. Saunders and a Geotech engineer out of their Columbus office a couple of weeks ago to get an idea of what it would take to do some preliminary engineering. Burgess & Niple has developed a scope of engineering services and proposed to get some surveying started using a drone to develop some telegraphic mapping. Mr. Richards wanted to make it clear that they can only speculate what needs to be done to fix the slide until they get some core drilling completed. If there is a fix, it would be to preserve Oakwood Drive and its utilities and this will not be for any repairs for prior slides. They are proposing 3 core borings and expect to hit rock roughly 10 feet deep. There will be a total of 130 feet of coring with one being at least 80 feet deep. They will then give the City some kind of plan of repair and would attempt to do the work in phases. On possible funding for the repair, the only source that they are aware of that could assist would be through Ohio Public Works Commission emergency funds. Mr. Gallagher asked what they thought it would cost to fix the slide. Mr. Richards said from his experience on a previous slide they worked with of this size, it could be anywhere from half a million to a million dollars. Mr. Jenkins said rock is falling from this hill every day and asked if there would be substantial rock to hold up the road. Mr. Richards stated that they would not know until they do the core borings to know the quality of the rock. The commission will review the proposal and the City Manager will be in contact to let him know their decision.

The City Manager reported on the following:

- The Wastewater Plant had a full-time position open that will soon be filled. There are 2 full-time positions open in the Streets/Parks Department. We intend to hire seasonal employees for the time being to compensate for the extra work. Mr. Ed Waggoner will be retiring April 22nd and possibly returning as an independent contractor.
- There is legislation on the agenda tonight for a Natureworks grant that we will use to convert the old tennis courts to a pickleball court.
- The clock restoration at the City Park is almost complete. The contractor just has to work on getting the time on all of the faces synchronized.
- Had a visit with Jennifer Wilfong with AEP and discussed LED street lighting. The state has a tariff that was put in place for LED lighting throughout the state. They have a five-year turnaround window to convert all of the lights in the state. He also had a follow-up call with a rep out of their Canton office about possible streetscape lighting upgrades.
- Attended a CDBG meeting last week and Ms. Karen Sprague has been in contact with him to discuss funding. The City would like to apply for funds to possibly help with the Blue Fountain lift station rehab.
- Attended the Gallia County TID organizational meeting which could possibly help with funding on projects.
- Volunteer Energy has declared bankruptcy and will soon no longer be providing aggregation services. The City will need to look into finding another gas aggregator.

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

- \$25,852.00 from Public Entities Pool for liability insurance premium. Inv: 10/1/21. PO: 3/8/22
- \$27,355.97 from Rumpke for February refuse pickup. Inv: 3/1/22. PO: 3/21/22.

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

Ms. Clonch presented donations to Gallipolis In Lights for the month of February 2022 totaling \$506.00 and for the month of March 2022 totaling \$750.00. Mr. Brown made a motion to approve the February and March donations, seconded by Dr. Thomas. Upon voice vote on the motion, all votes were yes.

A liquor license transfer from El Toril Inc. to Tuscany Cuccini Inc. was presented to the commission. Mr. Jenkins made a motion to not request a hearing on the transfer, seconded by Dr. Thomas. Upon voice vote on the motion, all votes were yes.

There was presented and read to the Commission for a second reading a Resolution No. R2022-05 entitled **A RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A NEW CAPITAL PROJECTS FUND (379) FOR A USDA COMMUNITY FACILITIES GRANT.** Mr. Jenkins made a motion to adopt this resolution on the second reading, seconded by Mr. Brown. Upon roll call to adopt this resolution on second reading, all votes were yes.

There was presented and read to the Commission for a second reading a Resolution No. R2022-06 entitled **A RESOLUTION OF THE VILLAGE COUNCIL OF THE CITY OF GALLIPOLIS VILLAGE AUTHORIZING AND PROVIDING FOR THE INCURRENCE OF INDEBTEDNESS FOR THE PURPOSE OF PROVIDING A PORTION OF THE COST OF ACQUIRING, CONSTRUCTING, ENLARGING, IMPROVING, AND/OR EXTENDING ITS SCBA UNITS FIREFIGHTING FACILITY TO SERVE AN AREA LAWFULLY WITHIN ITS JURISDICTION TO SERVE.** Mr. Brown made a motion to adopt this resolution on the second reading, seconded by Mr. Jenkins. Upon roll call to adopt this resolution on second reading, all votes were yes.

There was presented and read to the Commission for a second reading a Resolution No. R2022-07 entitled **A RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A NEW SPECIAL REVENUE FUND 221 SOPEC COMMUNITY REINVESTMENT GRANT.** Mr. Jenkins made a motion to adopt this resolution on the second reading, seconded by Dr. Thomas. Upon roll call to adopt this resolution on second reading, all votes were yes.

There was presented and read to the Commission for a second reading an Ordinance No. O2022-08 entitled **AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO CONTRACT WITH GALLIA COUNTY FOR EQUIPMENT AND LABOR.** Mr. Jenkins made a motion to adopt this ordinance on second reading, seconded by Mr. Brown. Upon roll call to adopt this ordinance on second reading, all votes were yes.

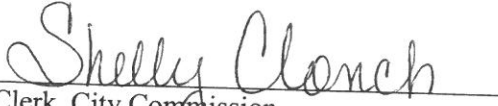
There was presented and read to the Commission for a second reading an Ordinance No. O2022-09 entitled **AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A CONTRACTED SERVICE AGREEMENT WITH PLEASANT VALLEY HOSPITAL FOR PLEASANT VALLEY FAMILY HEALTHCARE – JEANNE INGLES FNP-BC FOR HEALTHCARE SERVICES FOR CITY OF GALLIPOLIS EMPLOYEES AND ELECTED AND APPOINTED OFFICIALS.** Mr. Brown made a motion to adopt this ordinance on second reading, seconded by Mr. Jenkins. Dr. Thomas spoke and wanted it to be on record that he sold this property 2 years ago and he has no interest in it. Upon roll call to adopt this ordinance on second reading, all votes were yes.


There was presented and read to the Commission for a first reading an Ordinance No. O2022-10 entitled **AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO AGREEMENT WITH THE OHIO DEPARTMENT OF NATURAL RESOURCES NATUREWORKS GRANT PROGRAM FOR THE CITY OF GALLIPOLIS, OHIO.** Mr. Brown

made a motion to place this ordinance on first reading, seconded by Dr. Thomas. Upon voice vote to place this ordinance on first reading, all votes were yes.

There was presented and read to the Commission for a first reading an Ordinance No. O2022-11 entitled **AN ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO FORMALLY ACCEPT A SOUTHEAST OHIO PUBLIC ENERGY COUNCIL (SOPEC) GRANT ISSUED TO THE CITY OF GALLIPOLIS, OHIO.** Dr. Thomas made a motion to place this ordinance on first reading, seconded by Mr. Jenkins. Upon voice vote to place this ordinance on first reading, all votes were yes.

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


Clerk, City Commission


President, City Commission