



**Minutes of the Village Council Meeting
January 28, 2013**

On Monday, January 28, 2013 the Village of Galena Council meeting was called to order at 7:04 p.m. in Council Chambers of the Village Hall, 109 Harrison St., by Mayor Tom Hopper.

Roll Call

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|-------------------------------------------|-----------------------------------------|
| Tom Hopper, Mayor (Present) | Nancy Feole, Council Member (Present) |
| Dave Adams, Council President (Present) | David Simmons, Council Member (Present) |
| Paul Bolander, Council Member (Present) | Grace Piper, Council Member (Present) |
| Chris Underwood, Council Member (Present) | Marty Mazzie, Fiscal Officer (Present) |

Also Present

| | |
|-------------------------------------------|-----------------------------|
| Michelle Dearth, Assistant Fiscal Officer | Michelle Parsons |
| Kenneth Molnar, Village Solicitor | Heather Adams |
| Jeanna Burrell, Village Administrator | Josh Cherubini, Maintenance |
| Nancy Murphy | Robert Mazzie |
| Karin Underwood | |

Minutes of December 17, 2012 and January 7, 2013

Nancy Feole made a motion to approve the minutes of December 17, 2012 as corrected. Dave Adams seconded the motion. Dave Simmons suggested that there should be more detail in the minutes for the guest participation in the December and January Organizational minutes. Nancy Feole withdrew her motion. Dave Simmons made a motion to table the minutes of December 17, 2012 and January 7, 2013 to be amended with more detail and Chris Underwood seconded his motion. Council voted unanimously in a 6-0 voice vote.

Guest Participation

Karin Underwood asked what meeting Rudy Rodriguez was referring to in his statement during the December 17 meeting. Mayor Hopper said the meeting was with Rudy, Council President Nancy Feole, Mayor Hopper and Jeanna Burrell. Karin Underwood asked repeatedly for details about Scott Jamison. Mayor Hopper responded three times that we could not discuss anything regarding Mr. Jamison due to ongoing litigation.

John Bland, 385 Walnut Street, gave Council an update on the Galena Historic Foundation. He thanked Council for their help and encouragement and asked for residents that are interested to get involved.

Administrator's Report

Jeanna Burrell's report is attached.

Dave Adams asked Jeanna questions about the Walnut Street construction. He questioned the use of brick pavers due to the increase in price. Jeanna explained that concrete pavers are out of the bid process due to durability. EMH&T feels prices are very competitive right now and wants to get the project bid out soon.

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Heather Adams asked about the Del-Co Water project on Walnut Street and the observance of air in the water lines. Staff will follow up with Del-Co on the issue.

Heather Adams asked about the Sunbury Road Bridge replacement schedule and whether we've talked with Walnut Creek Home Owners Association about the one-way access. Staff clarified the construction schedule. Mrs. Adams will provide staff with a contact for the Walnut Creek Home Owners Association.

Dave Adams questioned Jeanna about the title for Josh Cherubini as maintenance supervisor. He perceived that the supervisor title had many implications and should not be given. He questioned if the title had already been promised. The mayor and Jeanna responded that the title had been discussed in response to questions from Mr. Cherubini. No actions or promises regarding the title have been made. Dave said the Personnel Committee should meet to further discuss the matter.

Dave Adams wanted to know about the missing pedestrian sign for crossing the road at Miller Park and when it was going to be replaced. He commented that the Village had liability if someone is hurt there.

Dave Adams addressed issues of Josh having an office, training in use of cones and safety vests, and being educated. He was emphatic that a maintenance employee does not need an office, a desk or a computer. He needs his hands and his legs and just needs to work. He was very passionate about this.

Nancy Feole recommended further discussion be held at the Personnel Committee meeting.

Chris Underwood asked about the electric bills for the Summerfest event. The mayor and staff clarified the issue of the bills and electric boards and how they have been handled since Summerfest. Mr. Underwood asked if Jane White know about the electric stations that were set up for Summerfest and never were taken down.

Fiscal Officer's Report

Marty Mazzie's report is attached. Mazzie was busy with end-of-the-year reports and setting up the budget for the new- year. She has set up the new accounting and payroll system.

Payment of Invoices for January

Paul Bolander made a motion to pay the invoices for January and Chris Underwood seconded the motion. The motion passed 6-0 in a voice vote.

Maintenance Report

Josh Cherubini's report is attached. In Cherubini's first month he was introduced to snow removal, improvements and repairs in the Galena Village Hall, maintenance of equipment including trucks, equipment inspections, and maintenance in the "shop".

Code Compliance Report

Dave LaValle's report is attached. LaValle has nine properties in the process of code compliance issues which he is following up on. One zoning permit was issued and three are pending. He is still moving furniture and setting up his new office.

Wastewater Treatment Report

Jason Watts' report is attached. Jason reported the SCADA project is complete. The Village requested in December that Dan Cogley offer an orientation on equipment and provide equipment manuals and

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warrantees. This has not occurred. There was a Columbus St. lift station issue that we did not receive an alarm call for indication of a problem with the SCADA programming.

Resolution No. 2013-01 (1st Reading, Emergency)

A Resolution Authorizing Participation In The Ohio Department Of Natural Resources Clean Ohio Trails Fund Grant Application, And Declaring an Emergency.

Dave Simmons made a motion to suspend the rules for the second and third readings. Grace Piper seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

Bolander-Yes Feole-Yes Underwood-Yes Simmons-Yes Adams-Yes Piper-Yes

Grace Piper made a motion to adopt Resolution No. 2013-01 as an emergency and changing the date to read February 1, 2013. Dave Simmons seconded the motion and the motion passed unanimously in a 6-0 roll call vote;

Bolander-Yes Feole-Yes Underwood-Yes Simmons-Yes Adams-Yes Piper-Yes

Resolution No. 2013-02 (1st Reading, Emergency)

A Resolution Accepting Maintenance And Operation Costs Of The Galena Brick Trail, A Segment Of The Ohio To Erie Trail, If Funded By The Ohio Department Of Natural Resources, And Declaring An Emergency.

Dave Simmons made a motion to suspend the rules for the second and third readings. Nancy Feole seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

Bolander-Yes Feole-Yes Underwood-Yes Simmons-Yes Adams-Yes Piper-Yes

Dave Adams made a motion to adopt Resolution No. 2013-02 and declare an emergency. Chris Underwood seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

Bolander-Yes Feole-Yes Underwood-Yes Simmons-Yes Adams-Yes Piper-Yes

Resolution No. 2013-03 (1st Reading)

A Resolution Authorizing The Disposal Of Village Obsolete Equipment.

Paul Bolander made a motion to suspend the rules for the second and third readings. Dave Simmons seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

Bolander-Yes Feole-Yes Underwood-Yes Simmons-Yes Adams-Yes Piper-Yes

Dave Adams recommended that the hard drive be removed from the old computers.

Dave Adams made a motion to adopt Resolution No. 2013-03 as amended. Grace Piper seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

Bolander-Yes Feole-Yes Underwood-Yes Simmons-Yes Adams-Yes Piper-Yes

Resolution No. 2013-04 (1st Reading)

A Resolution Amending Personnel Policy Manual For The Village Of Galena Regarding Personnel Leave Policies.

Mayor Hopper read the resolution.

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Resolution No. 2013-05 (1st Reading)

A Resolution Designating A Public Depository For The “Active Deposits” Of The Village Of Galena.

Dave Simmons made a motion to suspend the rules for the second and third readings. Dave Adams seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

Bolander-Yes Feole-Yes Underwood-Yes Simmons-Yes Adams-Yes Piper-Yes

Paul Bolander made a motion to adopt Resolution No. 2013-05. Dave Adams seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

Bolander-Yes Feole-Yes Underwood-Yes Simmons-Yes Adams-Yes Piper-Yes

Ordinance No. 2013-03 (1st Reading, Emergency)

An Ordinance Approving, Adopting And Enacting American Legal Publishing’s Ohio Basic Code, 2013 Edition, As The Code Of Ordinances For The Municipality Of Galena, Ohio, And Declaring An Emergency.

Dave Adams made a motion to suspend the rules for the second and third readings. Chris Underwood seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

Bolander-Yes Feole-Yes Underwood-Yes Simmons-Yes Adams-Yes Piper-Yes

Chris Underwood made a motion to adopt Ordinance No. 2013-03. Grace Piper seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

Bolander-Yes Feole-Yes Underwood-Yes Simmons-Yes Adams-Yes Piper-Yes

Ordinance No. 2013-04 (1st Reading, Emergency)

An Ordinance Suspending The Operation Of Ohio Basic Code Section 137.09 (E) Regarding Large Agricultural Properties Situated Within The Corporate Limits Of The Village Of Galena And Declaring An Emergency.

Nancy Feole made a motion to suspend the rules for the second and third readings. Dave Adams seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

Bolander-Yes Feole-Yes Underwood-Yes Simmons-Yes Adams-Yes Piper-Yes

Paul Bolander made a motion to adopt Ordinance No. 2013-04. Grace Piper seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

Bolander-Yes Feole-Yes Underwood-Yes Simmons-Yes Adams-Yes Piper-Yes

Ordinance No. 2013-05 (1st Reading)

An Ordinance Authorizing Conveyances To The Big Walnut Board Of Education Regarding The Premises Known As 70 North Walnut Street, Galena, Ohio.

Dave Adams made a motion to suspend the rules for the second and third readings. Dave Simmons seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

Bolander-Yes Feole-Yes Underwood-Yes Simmons-Yes Adams-Yes Piper-Yes

Grace Piper made a motion to adopt Ordinance No. 2013-05. Nan Feole seconded the motion and the motion passed unanimously in as 6-0 roll call vote:

Bolander-Yes Feole-Yes Underwood-Yes Simmons-Yes Adams-Yes Piper-Yes

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Ordinance No. 2013-06(1st Reading)

An Ordinance Ratifying A Lease Agreement Between The Village Of Galena And The Galena Historic Foundation, Inc.

Dave Simmons made a motion to suspend the rules for the second and third readings. Grace Piper seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

Bolander-Yes Feole-Yes Underwood-Yes Simmons-Yes Adams-Yes Piper-Yes

Dave Adams made a motion to adopt Ordinance No. 2013-06. Grace Piper seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

Bolander-Yes Feole-Yes Underwood-Yes Simmons-Yes Adams-Yes Piper-Yes

Delaware County Regional Planning Commission Report

Mayor Tom Hopper reported that the commission has not met this month. The meeting is Thursday after our Council meeting

BST&G Fire Board Report

Paul Bolander reported that at the January Fire Board meeting he was re-elected Fire Board chairman, the 2013 Budget was approved, and the delivery date for the new ladder truck's arrival has been pushed to the end of March 2013.

Special Events Committee Report

Chris Underwood reported that the Christmas decorations have all been taken down and the signs put away. He stated that he wants the maintenance person to put things away next year.

Zoning and Planning Commission Report

Mayor Tom Hopper reported that Mike Bragalone was back after losing his wife to cancer. They discussed the properties in town that need improvements.

Delaware County Local Government Association

Marty Mazzie reported that this was an organizational meeting and new officers were elected. The new president is Dave Anderson, Liberty Township Administrator. The new vice-president is Pat Monahan, Mayor of the Village of Shawnee Hills. Steve Hedge who is the executive director of the Delaware/Morrow Mental Health and Recovery Services Board shared concerns for the epidemic of teen substance abusers. Steve and Judge David Sunderman agreed that the question of why kids get into drugs needs to be addresses. They try to meet with parents at the schools to address family issues and the absence of fathers in the homes.

Other Business

Michelle Parsons, 115 Middle Street, asked about electronic sewer billing and setting up pdf files for all documents before the council meeting. She also brought up for discussion the possibility of extending Middle Street and how and if it would affect Mike Decker's driveway. Mayor Hopper talked to Mike about the possibility of being allowed to extend his driveway through the right-away at his expense. The Village will not pay for the driveway or to extend it to Middle Street.

Karin Underwood questioned the electric bills for the GGCA and whether Jane White had been made aware of this.

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Executive Session

Dave Simmons made a motion to adjourn to Executive Session to discuss Real Estate (ORC121.22G2). Dave Adams seconded the motion and the motion was passed unanimously in a 6-0 roll call vote:
Bolander-Yes Feole-Yes Underwood-Yes Simmons-Yes Adams-Yes Piper-Yes

Council adjourned to Executive Session at 9:03 p.m.

Dave Adams made a motion to reconvene. Chris Underwood seconded the motion and the motion passed unanimously in a 6-0 roll call vote:
Bolander-Yes Feole-Yes Underwood-Yes Simmons-Yes Adams-Yes Piper-Yes
Council reconvened at 9:34 p.m.

Ordinance No. 2012-17 (2nd Reading, Emergency)

An Ordinance Authorizing the Solicitation Of Bids For The Sale Or Lease Of Village Real Property Know As 9 West Columbus Street, Galena, Ohio 43021 With Two Thirds (2/3) Of Council Members Concurring And Declaring an Emergency.

Dave Adams made a motion to suspend the third reading. Paul Bolander seconded the motion and the motion passed unanimously in a 6-0 roll call vote:
Bolander-Yes Feole-Yes Underwood-Yes Simmons-Yes Adams-Yes Piper-Yes

Dave Simmons made a motion to adopt Ordinance No. 2012-17 as an emergency. The sale minimum bid would be \$190,000 and lease is a minimum of \$1,100 monthly plus utilities, taxes and insurance. The lease contract would be for twenty-four (24) months. Dave Adams seconded the motion and the motion passed unanimously in a 6-0 roll call vote:
Bolander-Yes Feole-Yes Underwood-Yes Simmons-Yes Adams-Yes Piper-Yes

Ordinance No. 2013-02 (2nd Reading)

An Ordinance Vacating A Portion Of West Columbus Street Directly In Front Of 9 West Columbus Street.

Mayor Hopper read the Ordinance.

Other Business

Solicitor Ken Molnar announced to Council that litigation has been filed against the Village and Mayor Tom Hopper by Scott Jamison. Council members and staff are instructed not to discuss matters with third parties, media, etc. Any request for information should be relayed to Solicitor Ken Molnar's office.

Adjournment

Chris Underwood made a motion to adjourn. Grace Piper seconded the motion and the motion passed unanimously in a 6-0 voice vote. The meeting was adjourned at 9:45 p.m.

Next Meeting

The next Council meeting is scheduled for February 25, 2013, 7 p.m., in Council Chambers at the Galena Village Hall.

Respectfully submitted, Marty Mazzie, Fiscal Officer

Fiscal Officer

Mayor

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