



Minutes of the Village Council Meeting April 28, 2014

On Monday, April 28, 2014 the Village of Galena Council meeting was called to order at 7:03 p.m. in Council Chambers of the Village Hall, 109 Harrison St., by Mayor Tom Hopper.

Roll Call

Tom Hopper, Mayor (Present)
Dave Adams, Council President (Present)
Joe Stoll, Council Member (Present)
Chrissy Fuller, Council Member (Present)

Nancy Feole, Council Member (Present)
David Simmons, Council Member (Present)
Grace Piper, Council Member (Present)
Marty Mazzie, Fiscal Officer (Present)

Also Present

Michelle Dearth, Assistant Fiscal Officer
Jeanna Burrell, Village Administrator
Katie Cautela
Walter Morton

Ken Molnar, Village Solicitor
Chris Underwood
Sean Miller, EMA
Donna Morton

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David Simmons made a motion to approve the minutes of March 17, 2014 as read. Dave Adams seconded the motion and the motion passed unanimously in a 6-0 voice vote.

Delaware County EMA

Sean Miller, Delaware County Emergency Management Agency (EMA) director, explained to Council that the Delaware County Multi-Hazard Mitigation Plan is required by the Federal Emergency Management Agency. The plan was developed in conjunction with political jurisdictions across the county and is geared toward cooperation among those entities. It details hazards common to Delaware County and methods to mitigate those hazards. Miller explained that Galena and other political jurisdictions in the county pay a per capita fee to fund the EMA in addition to grant funding. The organization manages a county-wide emergency operations plan and promotes public preparation to reduce or eliminate the effects of hazards.

Guest Participation

Melinda Simmons sent a letter to Council addressing the issue of various churches organizing Village Special Events and passing out church literature advertising their Vacation Bible School or other events. Council discussed the issue and expressed appreciation for the churches that are stepping up to help in the events since Karin Underwood resigned as Special Events Chairperson. It was suggested that at each event, information is posted that states that the event is sponsored by the Village of Galena.

Administrator's Report

Jeanna Burrell's report is attached. Burrell updated Council on several infrastructure projects. Complete General Construction was scheduled to begin punch list corrections and warranty work on the brick portion of Walnut Street April 28-May 2 but work has been delayed by rain. The Village used 67 tons of salt during the 2013-14 winter and estimated it will need 60 tons for the 2014-15 winter. Burrell is getting estimates on patching potholes and repairing sidewalks and curbs around the Village square. Work will

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occur on the square to connect the Village's new water tap and disconnect the water line from its old municipal building. Del-Co Water Company is starting landscape restoration work from its 2013 water line relocation projects. Burrell also contacted the Ohio Department of Transportation (ODOT) regarding the uneven surface at the intersection of N. Walnut St. and St. Rt.3 that are in ODOT's right-of-way. ODOT responded quickly and milled off the bumps and plans to do further milling and paving when asphalt is available.

Burrell has worked with Miller Watson Architects on pre-design, design development, and cost estimates for additional Americans with Disabilities Act (ADA) restrooms for the Galena Village Hall. She presented the concept to the Delaware County Commissioners during the first public hearing on Community Allocation Funds. The Village will apply for a grant to create a lower level unisex ADA restroom; convert the upper level unisex ADA restroom into a men's room; and, add an upper level women's ADA restroom.

Fiscal Officer's Report

Marty Mazzie's report is attached. Mazzie reported on sewer billing and progress in collecting overdue sewer bills. Six new residents have moved into the Village and were sent new resident packages. Mazzie also said that Ruffner Park shelter house reservations have been increasing.

Income Tax Review Committee

The Income Tax Review Committee met on Monday, April 28 at 6:09 p.m. prior to the regular Council meeting to review Arrowhead Lakes Golf Course's RITA billing statement. They were charged penalty and interest for the 2007, 2008 and 2009 Net Profit returns. After reviewing the accounts, David Simmons made a motion to credit Arrowhead Lakes Golf Course \$945.91 in interest and penalties for the combined years 2007, 2008 and 2009. Tom Hopper seconded the motion and the motion passed unanimously in a 4-0 voice vote. A recommendation was made to Council for approval.

Nancy Feole made a motion to approve the recommendation by the Income Tax Review Committee to forgive the Arrowhead Lakes Golf Course interest and penalties of \$945.91. David Simmons seconded the motion and the motion passed unanimously in a roll call vote:

Fuller-Yes Feole-Yes Simmons-Yes Piper-Yes Adams-Yes Stoll-Yes

Payment of Invoices for April

David Simmons made a motion to pay the invoices for April and Chrissy Fuller seconded the motion. The motion passed unanimously in a 6-0 voice vote.

Financial Statements for March

The Bank Reconciliation, Cash Activity, and Cash Summary by Fund reports for the month of March were presented to Council for approval. Nancy Feole made a motion to approve these reports and Dave Adams seconded the motion. The motion passed unanimously in a 6-0 voice vote.

Code Compliance Report

David LaValle's report is attached. He reported the Final Plat Mylars and drawings for the Blackhawk Subdivision have been received and filed. Sambuca Nursery and Greenhouse, sign and development plan violations were reported to Council and discussed by Council.

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Wastewater Treatment Report

Jason Watts' report is attached. There were no violations at the plant for the month. There were two power outages in the area; one was a short interruption that affected the Walnut St. lift station and the plant. The other was an extended outage from a tree limb that came down on a power line that affected the Walnut Creek lift station and the plant.

Maintenance Report

Josh Cherubini's report is attached. He is very busy with spring cleanup and repairs. He assembled and installed new picnic tables at Ruffner Park.

Resolution No. 2014-12 (2nd Reading)

A Resolution Ratifying A Contract Between The Village Of Galena And The Greater Galena Civic Association (GGCA) For Summerfest 2014.

Mayor Hopper read the Resolution.

Resolution No. 2014-14 (1st Reading, Emergency)

A Resolution Authorizing The Village Of Galena To Participate In The State Of Ohio Cooperative Purchasing Program, And Declaring An Emergency.

Mayor Hopper read the Resolution. The state purchasing program membership allows the Village to utilize state bid prices and gave us a lower price on the new tractor. Dave Adams made a motion to suspend the rules for the second and third readings. David Simmons seconded the motion and the motion passed unanimously in a 6-0 roll call vote: Fuller-Yes Feole-Yes Simmons-Yes Piper-Yes Adams-Yes Stoll-Yes

David Simmons made a motion to adopt Resolution No. 2014-14 as an emergency. Nancy Feole seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

Fuller-Yes Feole-Yes Simmons-Yes Piper-Yes Adams-Yes Stoll-Yes

Resolution No. 2014-15 (1st Reading)

A Resolution Adopting A Records Retention Schedule For The Village Of Galena.

Mayor Hopper read the Resolution. While we follow the Ohio Revised Code, the State Auditor's Office recommended we have our own policy for how long records are retained. Once this is in place, we will schedule a Records Commission Meeting to discuss destruction of records.

Dave Adams 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:

Fuller-Yes Feole-Yes Simmons-Yes Piper-Yes Adams-Yes Stoll-Yes

Dave Adams made a motion to adopt Resolution No.2014-15 as an emergency. Joe Stoll seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

Fuller-Yes Feole-Yes Simmons-Yes Piper-Yes Adams-Yes Stoll-Yes

Resolution No. 2014-16 (1st Reading, Emergency)

A Resolution Authorizing The Disposal Of Village Obsolete Equipment, And Declaring An Emergency.

Mayor Hopper read the Resolution. Jeanna Burrell explained that these items are not functional or obsolete and we need to clear out some storage space. David 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:

Fuller-Yes Feole-Yes Simmons-Yes Piper-Yes Adams-Yes Stoll-Yes

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Dave Adams made a motion to adopt Resolution No. 2014-16 as an emergency. Chrissy Fuller seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

Fuller-Yes Feole-Yes Simmons-Yes Piper-Yes Adams-Yes Stoll-Yes

Resolution No. 2014-17 (1st Reading)

A Resolution Terminating Grinder Pump Repair And Replacement Service To Properties At 515 North Walnut Street; NKA 185 North Walnut Street; 195 North Walnut Street; 360 Quinn Street; And 344 Quinn Street And Repealing Resolution No. 2003-11.

Mayor Hopper read the Resolution. Katie Cautela, 195 N. Walnut Street, asked questions and stated her concern about being able to afford to purchase a new grinder pump or have it repaired. She requested records on the maintenance and replacement of her pump.

Walter Morton, owner of 360 Quinn Street, also expressed his concerns about being able to afford replacement or repairs. He stated that he believed the original system was not designed properly and Council should continue to maintain these pumps. Mayor Hopper pointed out that any newer homes that need grinder pumps, install and maintain them at their own cost. He also pointed out that from the Village's central sewer lines, sewer laterals and other equipment on private property are the property owners' responsibility.

Resolution No. 2014-18 (1st Reading, Emergency)

A Resolution Adopting The Delaware County Multi-Hazard Mitigation Plan, And Declaring An Emergency.

Mayor Hopper read the Resolution. Dave Adams 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:

Fuller-Yes Feole-Yes Simmons-Yes Piper-Yes Adams-Yes Stoll-Yes

Nancy Feole made a motion to adopt Resolution No. 2014-18 as an emergency. Chrissy Fuller seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

Fuller-Yes Feole-Yes Simmons-Yes Piper-Yes Adams-Yes Stoll-Yes

Resolution No. 2014-19 (1st Reading, Emergency)

A Resolution Authorizing A Contract With Border Energy Electric Services, Inc. And Declaring An Emergency.

Mayor Hopper read the Resolution. This extends our contract for six months until we can further research electric brokers. David 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:

Fuller-Yes Feole-Yes Simmons-Yes Piper-Yes Adams-Yes Stoll-Yes

Dave Adams made a motion to adopt Resolution No. 2014-19 as an emergency. Grace Piper seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

Fuller-Yes Feole-Yes Simmons-Yes Piper-Yes Adams-Yes Stoll-Yes

Dave Adams left at 9:18 p.m.

Delaware County Regional Planning Commission Report

Mayor Tom Hopper did not attend the meeting.

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BST&G Fire Board Report

It was noted that there was no meeting this month.

Zoning and Planning Commission Report

Mayor Hopper reported that there was a public hearing on three Development Plans:

1. Galena Commerce Center, Plan Amendment; Approved with Conditions.
2. 39 Middle Street, Plan Amendment; Approved with Conditions. TheArts and Antiques business will include a parking lot behind the building.
3. Mudflat's Bar and Grill, Plan Amendment; Approved with Conditions. Sign changes and flower planters.

After a 90-day period to bring Sanbuca's Nursery into compliance with its new Planned Commercial and Office zoning district, a zoning violation was issued. Owner Eddie Ambrose is appealing the violation to the Planning and Zoning Commission.

Delaware General Health District Annual Meeting

Nancy Feole shared the annual Financial Report for 2013. She was unable to attend.

Summerfest Committee

Summerfest Committee representatives reported that Summerfest has a new web site designed by Carole Murphy. Council discussed the need for police protection services for the 2014 Summerfest event. David Simmons made a motion to have the Village contribute up to \$800, depending on the fiscal officer's research to find funds, for police protection for this year's Summerfest event on August 23. Nancy Feole seconded the motion and the motion passed 5-0 in a voice vote.

Special Events Report

Chris Underwood reported the Easter Egg Hunt was well attended with 150 children present. He also reported that this was Karin's 20th and final year to direct the event.

The Memorial Day event will take place on the square in Galena on May 26 at 1:00 p.m. If it rains, it will be held inside the Galena Village Hall.

Other Business

It was brought to Council's attention that there is a man who wanders around town barefoot with very long hair. He has some residents very concerned and fearful. Grace Piper said he is developmentally delayed but seems harmless.

Executive Session

David Simmons made a motion to adjourn to Executive Session to discuss Litigation (ORC 121.22G3). Grace Piper seconded the motion and the motion passed unanimously in a 5-0 roll call vote:
Fuller-Yes Feole-Yes Simmons-Yes Piper-Yes Stoll-Yes

Council adjourned to Executive Session at 9:44 p.m.

David Simmons made a motion to reconvene. Grace Piper seconded the motion and the motion passed unanimously in a 5-0 roll call vote:
Fuller-Yes Feole-Yes Simmons-Yes Piper-Yes Stoll-Yes

Council reconvened at 10:07 p.m.

