



## Minutes of the Village Council Meeting July 23, 2007

On Monday July 23, 2007 the Village of Galena Council meeting was called to order at 7:11 p.m. in Council Chambers of the Municipal Building, 9 W. Columbus St., by Mayor Tom Hopper.

### Roll Call

#### Present

Tom Hopper, Mayor  
David Simmons, Council President  
Roberta Miller, Council Member  
Jim Slifko, Council Member

Marty Mazzie, Fiscal Officer  
Chris Underwood, Council Member  
Ed Karn, Council Member  
Nancy Feole, Council Member

#### Also Present

Kenneth Molnar, Village Solicitor  
Michelle Dearth, Assistant Fiscal Officer  
Dave LaValle, Public Service Director  
Jerry Gardner, Neighborhood Mechanic  
Mark Brooks  
Mike Bragalone, Potential Council Member  
Jim Flaherty, DCFT

Scott Jamison, WWTP  
Bob Jablonski, PDG Consultant  
Pamela Sue Hamilton, Maintenance  
Tina Pond, Friend of Jerry Gardner  
Libby Clark, Potential Council Member  
Jane White, Mud Flats Bar and Grill

### Meeting Minutes

Dave Simmons made a motion to approve the minutes of June 25, 2007 as corrected. Roberta Miller seconded the motion. All said Aye in a 6-0 voice vote to adopt May 21, 2007 minutes.

### Police Report

No one was present to give a police report.

### Guest

**Jerry Gardner:** He reported that RITA was after him to pay income taxes for the past seven years. He started his fully mobile Your Neighborhood Mechanic business and for several years used his home address in Sunbury for billing. At the time that he rented two bays from Joe Underwood he said he was told there was no income tax and he was never informed of anything different. He is willing to pay income tax and call it a business in Galena for year 2007. He said that less than 10% of his business was performed at the Galena location prior to this year. Council requested the Fiscal Officer to notify RITA and communicate with them that since he used the location in Galena primarily for personal use (hobbies) and only worked on a few cars occasionally for the convenience of the customer and did not advertise the Galena location as his business and made no profit that the taxes and penalties should be waived.

**Mark Brooks:** Submitted a proposal to the Galena Village Council for a long term lease of the property owned by the village directly west and adjacent to 38 Holmes Street. (Attached). He would make improvements including planting and possibly a gravel turnaround. He would also take care of mowing and maintenance of the lot. Council requested solicitor Ken Molnar to draw up papers for temporary lease which will be non-transferable when property is sold.

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**Jane White: (Owner of the Mudflats Bar and Grill)** She stated she is against any sewer rate increase. According to Mrs. White Mudflats has the second highest bill of the businesses.

**Payment of Invoices for July**

Ed Karn made a motion to pay the invoices for July and Chris Underwood seconded the motion. All said Aye in a 6-0 voice vote.

**Fiscal Officers Report**

Fiscal Officer, Marty Mazzie, presented information on a potential sewer rate increase. She showed annual operating expenses for the sewer plant of more than \$155,000. As of February 2007, 233 residents pay sewer bills totaling approximately \$100,000 and five businesses pay \$8,000. A three percent increase would increase income to around \$112,000 and a six percent increase would increase income to \$115,000. Residents currently pay \$108 for a three-month quarter. Three percent would increase bills to approximately \$111 and six percent would increase the quarterly bill to \$114. This would be a \$1-\$2 per month increase. A six percent increase, assuming Berkshire Lake Campground payments, would bring income closer to annual expenses.

**Ordinance No. 2007-13 (3rd Reading)**

**An Ordinance Providing for the Control of Dogs and Other Animals**

Ed Karn made a motion to adopt Ordinance No. 2007-13. Jim Slifko seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

Slifko-Yes Feole-Yes Simmons-Yes Underwood-Yes Karn-Yes Miller-Yes

**Resolution No. 2007-07 (2nd Reading)**

**A Resolution Authorizing the Mayor to Execute an Easement and Right of Way in Favor of Columbus Southern Power Company Affecting Municipal Property Otherwise Known as the Galena Brick Trail.**

Ed Karn made a motion to suspend the rules on the third reading and Dave Simmons seconded the motion. The motion passed unanimously in a 6-0 roll call vote:

Slifko-Yes Feole-Yes Simmons-Yes Underwood-Yes Karn-Yes Miller-Yes

Dave Simmons made a motion to adopt Resolution No. 2007-07 as modified by Ken Molnar, solicitor.

Ed Karn seconded the motion and the motion passed with a 5-0 roll call vote:

Slifko-Yes Feole-Yes Simmons-Yes Underwood-Abstain Karn-Yes Miller-Yes

**Resolution No. 2007-08 (2nd Reading)**

**A Resolution Authorizing the Adoption of a Personnel Policy Manual for the Village of Galena.**

**Resolution No. 2007-10 (2nd Reading)**

**A Resolution Ratifying a Road Improvement Agreement Regarding Portions of Joe Walker Road.**

**Resolution No. 2007-11(1<sup>st</sup> Reading, Emergency)**

**A Resolution Approving the Permanent Appropriation Budget for the Village of Galena for Calendar Year 2007 and Declaring an Emergency.**

Permanent Appropriations were supposed to be sent to the Auditor by April 1<sup>st</sup>.

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

Slifko-Yes Feole-Yes Simmons-Yes Underwood-Yes Karn-Yes Miller-Yes

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Ed Karn made a motion to adopt Resolution No. 2007-11 declaring an emergency. Jim Slifko seconded the motion and the motion passed unanimously in a 6-0 roll call vote:  
Slifko-Yes Feole-Yes Simmons-Yes Underwood-Yes Karn-Yes Miller-Yes

**Resolution No. 2007-12 (1<sup>st</sup> Reading, Emergency)**

**A Resolution Authorizing the Transfer of Funds from the Sewer Capital Outlay Fund to the Sewer Operating Fund and Declaring an Emergency.**

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

Slifko-Yes Feole-Yes Simmons-Yes Underwood-Yes Karn-Yes Miller-Yes

Roberta Miller made a motion to adopt Resolution No. 2007-12 declaring an emergency. Chris Underwood seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

Slifko-Yes Feole-Yes Simmons-Yes Underwood-Yes Karn-Yes Miller-Yes

**Resolution No. 2007-13 (1<sup>st</sup> Reading)**

**A Joint Resolution Between the Village of Galena and the Preservation Park District of Delaware County, Ohio Agreeing to Cooperate for the Purpose of Providing Park**

**Improvements.** The Village will be installing Safe Surface in the Tot-Lot at Ruffner Park if grant is approved.

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

Slifko-Yes Feole-Yes Simmons-Yes Underwood-Yes Karn-Yes Miller-Yes

Jim Slifko made a motion to adopt Resolution No. 2007-13 declaring an emergency. Chris Underwood seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

Slifko-Yes Feole-Yes Simmons-Yes Underwood-Yes Karn-Yes Miller-Yes

**Resolution No. 2007-14 (1<sup>st</sup> Reading)**

**Resolution by the Village of Galena, Ohio Accepting Maintenance and Operation Costs After Project Completion, Ruffner Park Playground Surfacing, if Funded by the Delaware County Preservation Parks Grant, and Declaring an Emergency.**

Roberta Miller made a motion to suspend the rules for the second and third reading and Jim Slifko seconded the motion. The motion passed unanimously in a 6-0 roll call vote:

Slifko-Yes Feole-Yes Simmons-Yes Underwood-Yes Karn-Yes Miller-Yes

Jim Slifko made a motion to adopt Resolution No. 2007-14 declaring an emergency. Ed Karn seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

Slifko-Yes Feole-Yes Simmons-Yes Underwood-Yes Karn-Yes Miller-Yes

**Resolution No. 2007-15 (1<sup>st</sup> Reading)**

**A Resolution Certifying Delinquent Sewer Service Accounts to the County Auditor to be Assessed on Real Estate Taxes and Declaring an Emergency.**

Roberta Miller made a motion to suspend the rules for the second and third reading and Ed Karn seconded the motion. The motion passed unanimously in a 6-0 roll call vote:

Slifko-Yes Feole-Yes Simmons-Yes Underwood-Yes Karn-Yes Miller-Yes

Nancy Feole made a motion to adopt Resolution No. 2007-15 declaring an emergency. Roberta seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

Slifko-Yes Feole-Yes Simmons-Yes Underwood-Yes Karn-Yes Miller-Yes

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### **Sewer Plant Design**

Bob Jablonski from PDG reported they continue to work on the design around the new membrane and have resubmitted the plans to the Ohio Environmental Protection Agency for review. The Engineers will meet with Council in October and discuss a bid schedule. The new design should save the Village money on the total cost.

### **Wastewater Treatment Report**

Scott Jamison reported that Sunbury has agreed to haul solid waste for six cents a gallon which is a significant savings.

### **Public Service Director's Report**

Dave LaValle submitted a report. (Attached). Maronda Homes is planting pine trees along the southern boundary of Heathermere. The Estates at Blackhawk streetlights have been activated and the Village is paying for their operation. R and R Construction has begun roof repairs on the Village Municipal Building. G. Marchi and Sons will begin sidewalk and ramp construction near Miller Park in August. A pre-trial hearing has been set for September 21 in the lawsuit against the Berkshire Lake Campground. The trial is set for October 2, 2007.

### **Delaware County Regional Planning Commission (DCRPC)**

Tom Hopper had nothing to report.

### **BST&G Fire Board Report**

Jim Slifko had nothing to report.

### **Parks & Recreation Committee Report**

Michelle Parsons was not present to report.

### **Special Events Committee Report**

Karin Underwood was not present to report.

### **Zoning and Planning Commission Report**

Mayor Hopper had nothing to report.

### **Eastern Delaware County Joint Recreation District**

Roberta Miller asked that the Council send a letter to the Board indicating what the interest is in supporting the committee. It was expressed that residents were against the community center tax, not necessarily against the board itself.

Dave Simmons made a motion to send a letter (before the 9<sup>th</sup> of August) of support and Nancy Feole seconded the motion and it passed unanimously in a 6-0 voice vote.

### **Facilities Committee Report**

Dave Simmons had nothing to report.

### **Resignation**

Mayor Tom Hopper read a letter of resignation from Jim Slifko as he has moved out of the Village. Dave Simmons made a motion to accept the resignation with great regret. Roberta Miller seconded the motion and it passed unanimously in a 5-0 roll call vote:

Feole-Yes Simmons-Yes Underwood-Yes Karn-Yes Miller-Yes

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**Adjournment**

Ed Karn made a motion to adjourn. Dave Simmons seconded the motion and it passed unanimously in a 6-0 voice vote. The meeting was adjourned at 9:06 p.m.

**Next Meeting**

The next Council meeting is scheduled for August 27, 2007, 7 p.m., in Council Chambers at the Village Municipal Building.

Respectfully submitted, Marty Mazzie, Fiscal Officer

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Fiscal Officer

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Mayor