



**Minutes of the Village Council Meeting
August 24, 2015 AMENDED**

On Monday, August 24, 2015 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 Thomas Hopper.

Roll Call

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

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

Also Present

Ken Molnar, Solicitor
Jeanna Burrell, Administrator
Kathy Krupa
Robert Mazzie

Michelle Dearth, Assistant Fiscal Officer
Heather Adams
David O'Neil
Terri Eyeran Day, Big Walnut Schools

Minutes of July 27, 2015

David Simmons made a motion to approve the minutes of July 27, 2015 as corrected. Dave Adams seconded the motion and the motion passed unanimously in a 5-0 voice vote.

Guest Participation

There was no guest participation at this time.

Administrator's Report

Jeanna Burrell's report is attached. Burrell reported that the Ohio Department of Natural Resources (ODNR) granted a one-year extension for the Galena Brick Trail grant project so it can be re-bid next winter. Burrell discussed a kayak launch concept that Coldwater Consulting designed. The proposed location is on Big Walnut Creek south of the Sunbury Road Bridge. The concept is being reviewed by Columbus officials. Coldwater is circulating a petition to gather support for a possible ODNR watercraft access grant application. Burrell attended a Preservation Parks of Delaware County board meeting to advocate for retention of the Community Parks Improvement Grants (CPIGs). Galena residents pay taxes to the county park system but do not have a Preservation Park in the Village. The CPIGs have been invaluable in improving the Village's park system. Grant funded projects have included playground and park equipment, safety upgrades, signs, and numerous ball field improvements. Burrell explained further investigations into several storm water system problems. She also discussed two Del-Co water leaks on Columbus Street. Paperwork has delayed the Village Hall restrooms project which is being advertised for bid openings on September 10. Burrell is working with the Delaware County Sheriff's Office on traffic speeding concerns.

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Burrell reported on the Infrastructure Committee Meeting held August 18. The Committee recommended to Council the following:

1. Ask Del-Co Water for Village-wide water usage reports;
2. Install an influent meter on the wastewater plant;
3. Conduct smoke and dye testing on small sections of Olde Town annually; and,
4. Ask residents to voluntarily disconnect downspouts and sump pumps from the wastewater lines.

Council discussed the recommendations then clarified that #1 should read Village-wide aggregate water usage reports. Nancy Feole made a motion to accept the recommendations. Dave Adams seconded the motion and it passed unanimously in a 5-0 voice vote.

Fiscal Officer's Report

Marty Mazzie's report is attached. Mazzie reported five new homeowners and renters in the village. She and Solicitor Ken Molnar have been working on revisions resulting from Ohio's new municipal income tax law. Mazzie submitted an ordinance certifying 15 delinquent sewer accounts to the county auditor for liens. Mazzie reported a number of sewer billing postcards were returned several weeks after they were mailed and had to be mailed again on August 18.

Payment of Invoices

David Simmons made a motion to approve the payment of invoices for August. Nancy Feole seconded the motion and the motion passed unanimously in a 5-0 voice vote.

Financial Statements for July

The Bank Reconciliation, Cash Activity, and Cash Summary by Fund reports for the month of July were presented to Council for approval. Nancy Feole made a motion to approve these reports and David Simmons seconded the motion. The motion passed unanimously in a 5-0 voice vote.

Code Compliance Report

David LaValle's report is attached. LaValle reported that the Fifth District Court of Appeals upheld all the Village's claims against Sambuca's Greenhouse except one allowing storage of materials in a triangle area that was not clearly defined. The Village will continue its long-term efforts to bring the property into compliance with Galena's zoning code and the owner's development plan. Property maintenance compliance has been achieved on several properties and several others were granted time extensions. The 24 Front St. property slated for demolition has been sold.

Wastewater Treatment Report

Jason Watts' report is attached. There were no violations this month at the treatment plant. Watts responded to two power failures at the Walnut Street lift station which were just quick brown outs and the power came right back on. A residential grinder pump was replaced at 344 Quinn Street.

Maintenance Report

Josh Cherubini's report is attached. He spent a great deal of time preparing for Summerfest at the parks and downtown square.

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Resolution No. 2015-12 (3rd Reading, Emergency)

Preservation Parks Of Delaware County Community Park Improvement Grant Program Resolution Of Participation, And, Declaring An Emergency.

Mayor Hopper read the resolution. Council had already discussed the uncertainty of the grants. Burrell discussed some ideas for grant applications but has not spent time on estimates until we learn if the grants will be offered. Dave Adams made a motion to adopt Resolution No. 2015-12 as an emergency. David Simmons seconded the motion and the motion passed unanimously in a 5-0 roll call vote:

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

Resolution No. 2015-13 (3rd Reading, Emergency)

Resolution By The Village Council Of Galena, Ohio Accepting Maintenance And Operation Costs After Park Improvement Project Completion, If Funded By The Preservation Parks Of Delaware County Community Parks Improvement Grant, And, Declaring An Emergency.

Mayor Hopper read the resolution. David Simmons made a motion to adopt Resolution No. 2015-13 as an emergency. Grace Piper seconded the motion and the motion passed unanimously in a 5-0 roll call vote:

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

Resolution No. 2015-15 (3rd Reading, Emergency)

A Resolution Ratifying An Agreement With The Delaware County Commissioners For Residential (4 Units And Up), Industrial, And Commercial Plan Review, Permitting And Inspection Services And Declaring An Emergency.

Mayor Hopper read the resolution. Nancy Feole made a motion to remove from the table Resolution No. 2015-15. Joe Stoll seconded the motion and the motion passed unanimously in a 5-0 voice vote:

Jeanna Burrell explained that this resolution was allowing a transition from state to county inspections. Nancy Feole made a motion to adopt Resolution No. 2015-15 as an emergency. Joe Stoll seconded the motion and the motion was passed unanimously in a 5-0 roll call vote:

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

Ordinance No. 2015-06 (4th Reading, Emergency)

An Ordinance Establishing The Village Of Galena Building Department And Declaring An Emergency.

Mayor Hopper read the ordinance. Nancy Feole made a motion to remove from the table Ordinance No. 2015-06. Joe Stoll seconded the motion and the motion passed unanimously in a 5-0 voice vote.

Grace Piper made a motion to adopt Ordinance No. 2015-06 as an emergency. David Simmons seconded the motion and the motion passed unanimously in a 5-0 roll call vote:

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

Ordinance No. 2015-07 (4th Reading)

An Ordinance Authorizing The Submission Of A Request To The Ohio Board Of Building Standards For Certification Of The Galena Building Department.

Mayor Hopper read the ordinance. David Simmons made a motion to remove from the table Ordinance No.2015-07. Grace Piper seconded the motion and the motion passed unanimously in a 5-0 voice vote.

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Dave Adams made a motion to adopt Ordinance No. 2015-07 as an emergency. Grace Piper seconded the motion and the motion passed unanimously in a 5-0 roll call vote:

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

Ordinance No. 2015-08 (1st Reading, Emergency)

An Ordinance Certifying Delinquent Sewer Service Accounts To The County Auditor For Lien Certification For The Period Of July 31, 2014 Through August 31, 2015

Mayor Hopper read the ordinance. Solicitor Ken Molnar said the list may change if property owners pay bills before the filing. Nancy Feole 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 5-0 roll call vote:

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

David Simmons made a motion to adopt Ordinance No. 2015-08 as an emergency. Nancy Feole seconded the motion and the motion passed unanimously in a 5-0 roll call vote:

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

Delaware County Regional Planning Commission Report

Mayor Hopper reported there was nothing to report related to the Village of Galena.

Columbus Nature Preserves Advisory Council Report

Jeanna Burrell discussed a kayak launch concept that Coldwater Consulting designed. The proposed location is on Big Walnut Creek south of the Sunbury Road Bridge. This was a location the City of Columbus preferred and they are reviewing the concept. They also discussed the Oxbow Rd. boat ramp improvement grant project.

BST&G Fire Board Report

Dave Adams reported the BST&G had business as usual. He had nothing new to report.

Zoning and Planning Commission Report

Mayor Hopper reported that the meeting was cancelled. The September meeting will review property maintenance.

MORPC Report

David Simmons reported he, Mayor Tom Hopper, and Jeanna Burrell met with Eileen Leuby and Executive Director William Murdoch from MORPC on July 30. They have several development planning tools they are creating that could be very useful for the Village. Simmons also reported that Ohioans will vote on Marijuana in November. Senate Bill 198 has implications for municipal income taxes as they relate to businesses owned by nonresidents.

Summerfest

Grace Piper reported that everything went well at the Summerfest and the attendance appeared to be up significantly from 2014. The KidZone was very busy and the Village's History and Parks wagon rides were packed. The committee was thanked for a great event.

Other Business

Mayor Hopper reported that two separate families want a plaque erected honoring their families for planting the large pine tree on the Village Square. He has conducted research but cannot find evidence of who actually planted the tree.

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Heather Adams, 138 N. Walnut Street, asked about the availability of a shelter, picnic table, trash cans, and parking at the new kayak launch site. She also asked if canoes would be allowed. Burrell responded that it would be for kayaks and canoes. There may not be enough room for parking, shelter or picnic tables since there is barely enough room for a car to turn around.

Berkshire Township Report

Kathy Krupa, 550 Melimare Drive, requested a brief statement concerning Galena's stance on the Galena Cemetery. Discussion on the Galena Cemetery was deferred due to the threat of litigation. Krupa also asked about the status of turning over infrastructure from Maronda Homes at Walnut Creek to the Village. A punch list was sent to Maronda Homes over a month ago and the Village has had no response.

Ordinance No. 2015-02 (Tabled until November) An Ordinance Authorizing The Village Solicitor And Mayor To Submit A Petition To The Board Of County Commissioners Of Delaware County, Ohio Pursuant To The Provisions Of Ohio Revised Code Section 503.07 For An Order Changing The Township Out Of That Portion Of Berkshire Township Within The Limits Of The Village Of Galena Changing The Boundaries Of Berkshire Township To Exclude The Village Of Galena.

Executive Session

David Simmons made a motion to adjourn to Executive Session for pending or threatened litigation (ORC 121.22G3) and real estate acquisition (ORC 121.22G2). Grace Piper seconded the motion and the motion passed unanimously in a 5-0 roll call vote:

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

Council adjourned to Executive Session at 8:45p.m.

David Simmons made a motion to reconvene. Dave Adams seconded the motion and the motion passed unanimously in a 5-0 roll call vote:

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

Council reconvened at 9:59 p.m.

Solicitor, Ken Molnar recommended that council authorize the village administrator to engage services of special counsel to resolve Galena Cemetery issues. Mayor Hopper clarified that the administrator already has a \$5,000 spending limit.

David Simmons made a motion to authorize Administrator Jeanna Burrell to engage services of special council to resolve the Galena Cemetery issues.

Nancy Feole seconded the motion and the motion passed unanimously in a 5-0 roll call vote:

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

Adjournment

Grace Piper made a motion to adjourn. Joe Stoll seconded the motion and the motion passed unanimously in a 5-0 voice vote. The meeting adjourned at 10:01 p.m.

Next Meeting

The next Council meeting will be held September 28, 2015, 7 p.m., in Council Chambers at the Galena Village Hall.

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Respectfully submitted, Marty Mazzie, Fiscal Officer

Fiscal Officer Date

Mayor Date