



Minutes of the Village Council Meeting September 24, 2007

On Monday September 24, 2007 the Village of Galena Council meeting was called to order at 7:03 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
Marty Mazzie, Fiscal Officer

Libby Clark, Council Member
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
Charles Chandler, Sunbury Police
Dave O'Neil
Grace Piper
Helen Stone
Nancy Zaiser
Pam Kinkel

Scott Jamison, WWTP
Bob Jablonski, PDG Consultant
Pamela Hamilton, Maintenance
John Ballentine, Postmaster
Melissa Richeson O'Neil
E.W.Stover
Melinda Simmons
Dean Zaiser
John Kinkel

Meeting Minutes

Dave Simmons made a motion to approve the minutes of August 27, 2007 as corrected. Roberta Miller seconded the motion and the motion passed unanimously in a 6-0 voice vote to adopt August 27, 2007 minutes.

Dave Simmons made a motion to approve the minutes of September 17, 2007. Ed Karn seconded the motion and the motion passed unanimously in a 6-0 voice vote to adopt September 17, 2007 minutes.

Police Report

Charles Chandler had nothing to report. Residents that live on Harrison Street complained about the trucks speeding through town. Mayor Hopper asked that the police observe and patrol this area to slow down traffic.

Guest

Galena residents expressed concern about a resolution to rezone the 192.5 acre Miller Farm property at VansValley and Sunbury Roads from Berkshire Township Agricultural District to Galena Village Planned Residential District (PRD). Some were opposed to the annexation and rezoning of the property because they don't want to see the Village grow too large with accompanying traffic, crime, and costs. Mayor Tom Hopper explained that the property will be developed either under the control of the Village or the County. The Village will still have to deal with increased traffic and other issues. Mayor Hopper explained that development under the PRD will provide more flexibility in the design with low density (two units per acre) and will include several areas of open space. Revenue received will help pay for costs of increased

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traffic and other issues. The Village's Zoning and Planning Commission previously held a public hearing on the matter and recommended it for approval. A public hearing will be held at the next Council meeting on October 22, 2007

Payment of Invoices for September

Ed Karn made a motion to pay the invoices for September and Roberta Miller seconded the motion. The motion passed in a 6-0 voice vote.

Fiscal Officer's Report

Fiscal Officer, Marty Mazzie, reported the Village received a check for \$116,704 from Berkshire Lake Campground to settle the sewer fees lawsuit. She has also received \$2,434 from other delinquent sewer accounts. Council heard a first reading on an ordinance to increase sewer fees. They also had a second reading on an ordinance requiring home owners to report rental occupancies for income tax purposes.

Resolution No. 2007-20 (1st Reading)

A Resolution Recommending To Village Council Approval with Conditions of the Rezoning of the Miller Farm from Berkshire Township Agricultural Zoning to Planned Residential District (PRD) in the Village of Galena

Nancy Feole made a motion to set a Hearing date for October 22, 2007. Ed Karn seconded the motion and the motion passed by a 6-0 voice vote.

Resolution No. 2007-21 (1st Reading, Emergency)

A Resolution Authorizing the Transfer of Funds.

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

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

Ed Karn made a motion to adopt Resolution No. 2007-21 declaring an emergency. Roberta Miller seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

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

Resolution No. 2007-22(1st Reading)

A Resolution Authorizing the Mayor to Execute a Contract with the Delaware City Prosecutor's Office for Prosecutorial Services for the Village of Galena for the Calendar Year 2008.

Dave Simmons 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:

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

Nancy Feole made a motion to adopt Resolution No. 2007-22 for a one year term and declaring an emergency. Roberta Miller seconded the motion and the motion passed unanimously in a 6-0 roll call vote:

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

Ordinance No. 2007-16 (2nd Reading)

An Ordinance Amending the Income Tax Code for the Village of Galena Requiring Mandatory Disclosure of Rental Occupants.

It was noted the fiscal officer needs to supply a list of landlords.

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Ordinance No. 2007-17 (1st Reading)

An Ordinance Amending Sewer Regulation for the Village of Galena as Set Forth in Ordinance 2006-03 including an Amendment to the Sewer Rate.

Sewer Plant Design

Bob Jablonski from Poggemeyer Design Group reported that he will be sending the redesign of the WWTP to the Ohio EPA in ten days.

Wastewater Treatment Report

Scott Jamison reported he did an inspection of the storm water collection system. At least twenty catch basins need to be cleaned and several need to be repaired. Much of the system needs to be updated, especially Walnut Street. Bob Jabolonski was asked to do a study on storm water utility. Ken Molnar will check with Sunbury in regards to a cooperation agreement concerning storm sewers.

Public Service Director's Report

Dave LaValle submitted a report. (Attached) LaValle reports that the sidewalk ramp project is complete. Estimates to repave Walnut Street are approximately \$270,000. Council discussed how to fund this project. LaValle also reports that the Village's portion of Dustin Road and part of West Columbus St. have been resurfaced by an unknown entity. The work was neither authorized nor communicated to the Village. A recommendation is being drafted to update the Village's Land Use Plan. It is estimated that the work will cost \$7,000-\$8,000. LaValle also recommends the Village establish a Storm Water Utility.

Delaware County Regional Planning Commission (DCRPC)

Tom Hopper had nothing to report.

BST&G Fire Board Report

Ed Karn had nothing to report.

Parks & Recreation Committee Report

Michelle Parsons was not present to report.

Special Events Committee Report

Upcoming events were discussed. Beggars Night will be Wednesday October 31st from 6 to 7:15. The Costume Party will be at Ruffner Park at 7:30 p.m. The Crane for decorating the Christmas tree on the square needs to be ordered and personnel recruited to do the decorating. It was suggested that at a future date plans be made to celebrate the 200 year anniversary of the Village in 2009.

Zoning and Planning Commission Report

Mayor Hopper reported there was an informal discussion on the Miller Farm. A formal re-zoning application was turned in. There will be two hearings, the first one being scheduled for September 12, 2007, the second before council likely in October 2007. Sambuccas Green House conditional use and the new real estate business (the former toy shop on the square) change of occupancy will be on the agenda for the zoning meeting on September 12, 2007.

Eastern Delaware County Joint Recreation District

Roberta Miller reported the committee plans to have a work session at the next meeting to work on things like redoing their web site, bonding and insurance. The committee wants to send another survey out to the community to get a current response to new ideas.

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Facilities Committee Report

Dave Simmons reported the committee discussed the ADA ramp requirements and how to lay out the public meeting rooms and offices to meet code requirements. Mr. Bland agreed to shoot transit levels for ADA ramps outside. The next meeting will be held when he has a report on levels established. Mr. Eifert brought his plans of the building and they were referred to determine which walls were major supporting walls and which walls could be removed.

Personnel Committee

Council appointed Chris Underwood, Chairman, Roberta Miller and Libby Clark, to be on the Personnel Committee. With Council accepting the "notice of retirement" letter from Dave LaValle effective March 31, 2008 the committee will search for someone to replace him. Their first meeting is scheduled for Monday, October 15, 2007.

HB-9

Ed Karn made a motion for Council to send Marty Mazzie and Michelle Dearth, the fiscal officer and assistant, to Certified Training Seminar and to pay their expenses and mileage. Elected officials or their designees are required by House Bill 9 to have three hours of education on public records law for each term served in office. Dave Simmons seconded the motion and it passed unanimously with a 6-0 voice vote.

Executive Session

Dave Simmons made a motion to adjourn to Executive Session for the purpose of discussing ongoing litigation. Ed Karn seconded the motion and the motion passed unanimously with a roll call vote:

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

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

Dave Simmons made a motion to reconvene and Ed Karn seconded the motion. The motion passed unanimously with a roll call vote:

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

Council returned to regular session at 9:59 p.m.

Adjournment

Chris Underwood made a motion to adjourn. Libby Clark seconded the motion and it passed unanimously in a 6-0 voice vote. The meeting was adjourned at 10:00 p.m.

Next Meeting

The next Council meeting is scheduled for October 22, 2007, 7 p.m., in Council Chambers at the Village Municipal Building.

Respectfully submitted, Marty Mazzie, Fiscal Officer

Fiscal Officer

Mayor