

**Minutes of the Village of Galena
Council Meeting
October 27, 2003**

On Monday, October 27, 2003, the Council meeting of the Village of Galena was called to order at 7:11 p.m. in the Council Chambers of the Municipal Building, 9 W. Columbus St., by Mayor Tom Hopper.

Roll Call

Present

Ed Collinsworth, Village Clerk
Tony Hamilton, Council Member
Betsy Hildebrand, Council Member
Tom Hopper, Mayor

Roberta Miller, Council Member
Jim Slifko, Council Member
David Simmons, Council Member
Chris Underwood, Council Member

Also Present

David LaValle, Public Service Director
Susie Kossmann, Parks & Recreation Co-chair
Dagmar Cianelli, This Week Big Walnut
Pat Bennett, Police Chief

Bob Jablonski, Poggemeyer Design Group
Pamela Hamilton, Maintenance Employee

Meeting Minutes

Roberta Miller asked that the September invoices discussion reflect that she seconded the motion to pay the invoices. Betsy Hildebrand moved to accept the September 22 minutes as corrected and David Simmons seconded. The motion passed unanimously 6-0 in a voice vote.

Payment of Invoices for October

Betsy Hildebrand moved that the Village pay invoices for October. Roberta Miller seconded the motion and it passed unanimously 6-0 in a voice vote.

David Simmons asked if the Village was going to keep the portable toilet at Miller Park all winter. Mayor Tom Hopper said it doesn't pay to remove it since there is a setup charge again in the spring. Dave LaValle added that John Bland was supposed to have it removed last winter but that didn't happen. Clerk Ed Collinsworth said it was paid for the entire year. David Simmons suggested further investigation.

Police Report

Police Chief Pat Bennett distributed a first quarter report (attached). There were no questions on the report nor any complaints. Officers will patrol and hand out candy for trick or treat and at the costume party.

Resolution 2003-11 (2nd reading)

A Resolution Authorizing the Mayor and/or Public Service Director of the Village of Galena to Replace Original System Grinder Pumps in the Village at Village Expense.

Public Service Director Dave LaValle discussed changes made at Council's request during the first reading of the document. The resolution will be discussed further at the next meeting.

Public Service Director's Report

Public Service Director Dave LaValle reviewed his October report (attached).

Progress at Heathermere, Walnut Creek, and the Preserve at Blackhawk were reviewed.

No new information for the Galena Commerce Center has been received and there is a deadline of December 1st to terminate the hearing on the proposal. The Commerce Center did pay its engineering review fee.

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A Zoning and Planning Commission public hearing will be held Nov. 12 on David Jehnsen's plans for renovating his property as residential apartments. The application is incomplete and the hearing may need to be continued

Mr. Jablonski will review the sanitary treatment plan.

Jeanna Burrell's monthly report was distributed and is attached. Web site revisions continue. Jeanna purchased a digital camera and she will take pictures of council at the next meeting.

On Oct. 22, Land Use Planning meetings resumed and the group reviewed goals, policies, and value statements. Completion is planned for Dec. 31.

Dave reviewed Maintenance Supervisor Mike Hamilton's Oct. 5 accident and recovery. Mike will be off work six weeks after release from the hospital on Oct. 10. Mike is covered through Aetna Insurance and no Worker's Comp claim will be needed. The Village will hold Mike's job and will develop a modified work plan in cooperation with Integrated Disability Services. Dave recommends paying Mike's salary while he is recovering. Roberta Miller made a motion to pay Mike during his sick leave. Betsy Hildebrand seconded the motion and it passed unanimously 6-0 in a roll call vote:

Miller-Yes Hildebrand-Yes Slifko-Yes Simmons- Yes Underwood- Yes Hamilton-Yes

Pam Hamilton is taking charge of maintenance services during Mike's absence. Mike's son, Mikey, has a CDL license and has agreed to do snow plowing. He works in construction and is off work most of the winter. It was discussed to make him a temporary employee so he would be covered by insurance to use Village equipment. Council agreed to have Dave negotiate a fair rate and it will be formalized next month.

A smaller new or used truck was discussed and David Simmons recommended investigating it. Betsy Hildebrand suggested storing salt and grit in town. It was commented the Village would need a loader.

Dave announced the Village is receiving a free written study on employee injuries provided by Integrated Disability Services via a Bureau of Workers' Compensation grant. The value of the work is estimated at \$2,000-\$3,000.

A \$57,500 Ohio Public Works grant was submitted for repairing storm sewers and catch basins along Harrison St.

Ken Molnar is investigating how to handle the Clerk Treasurer's duties if Ed is called to military duty.

The Galena Grand Prix adult bike races were cancelled due to heavy rain and high water. Children's races were a success.

Dave reviewed changes to home rule authority presented by the Ohio Municipal League.

Jeff Dutiel was notified of late night park use and he'll change the lock combination. New dugouts will be built soon.

Trick or Treat will be 6 – 7:15 p.m. on Thursday, October 30. The costume contest party will be at 7:30 p.m. at Ruffner Park.

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**Ordinance 2003-09 (1st reading, emergency)
An Ordinance Setting Weight Limits on Walnut Street in the Village of Galena, Ohio
and To Declare an Emergency.**

Dave LaValle asked that this be tabled until Ken Molnar can review this ordinance. This will be considered a first reading and will not be treated as an emergency at this time.

Wastewater Treatment Plan

Dave LaValle introduced Bob Jablonski from Poggemeyer Design Group (PDG) to discuss the study they've been conducting for the Village. Bob said his firm is working on the Comprehensive Land Use Plan and a study of the current wastewater treatment plant and collection system. The two are very closely related. The County says the 75,000 gallons per day plant is at capacity. When PDG checked the plant's flow, it appears to be at 50 percent capacity.

PDG put the land use plan on hold in order to await the results of the wastewater plan. The land use plan showed 2,200 acres with capacity to annex to Galena based on developers who have approached the Village. At total build-out, this would require a wastewater treatment plant capable of 2.1 million gallons per day. If the Village does not have this facility, then the land use plan will not be workable.

The County is working on a 201/208 plan to submit to the EPA for wastewater plans. The County requested future growth needs and Galena submitted information based on its land use planning information. Numerous meetings were held with the County sanitary staff and County Commissioners. The Village has received no clear information on whether the land use plan it submitted is going to be accepted by the County.

If the land use plan is approved, there would be no need for the Village to go through the expense of developing its own 201/208 plan to submit to the EPA, unless the Village chooses to secede from the County Sewer District. The County has said there would be no new regional sewer facility in the area for 5-8 years.

PDG's study will be completed Friday, Oct. 31. The plan looks at expanding the existing wastewater treatment facility. PDG was told the Village could expand the existing facility to 2.1 million gallons per day. The 64' x 90' space needed to add 1 million gallons per day capacity is available.

PDG also talked with the EPA who agreed to an expansion with three requirements:

1. The EPA would require a letter from Sunbury saying they don't object to Galena's proposed boundaries. If the Village drops the area east of Big Walnut Creek on the northern Joe Walker Rd., Sunbury would agree.
2. A letter from Columbus agreeing to the facility and water quality issues would be required. Mr. Jablonski has had conversations with Columbus and a membrane system, as proposed, would exceed their water quality standards. The water quality discharged from such a system would be cleaner than what is in the creek now.
3. And, a letter from the County agreeing to the expansion would be needed also. The County Commissioners were giving mixed messages. If they accept the Village's Land Use Plan, they would have to agree.

If the County agrees, this would be the Village's cheapest option. If the County doesn't agree, Galena can set up its own service district within the County Sewer District. If the County doesn't agree with that, Galena will have to secede from the current County Sewer District and set up its own sewer district. Galena would have to create its own 208 plan to submit for review through the EPA.

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Having the site available adjacent to the existing sewer plant is a real plus but developers have also said they could make a 10 acre site available to the Village. The new membrane technology requires a much smaller area than the existing plant technology.

The County does not like the new membrane technology even though it has been around for 17 years. PDG offered to take County officials on tours of membrane plants. The EPA likes the quality that is superior to older technologies but the initial plant cost is more expensive.

The Village could own and operate its sewer plant and collect the tap fees. At \$5,900 per tap x 1,250 taps (first phase 500,000 gallons capacity plant) = \$7,375,000. The 500,000 gallons per day plant costs \$3 million to build. The Village could work with developers to pre-sell taps. The 208 plan development would cost an additional \$3,000, most of which would involve meeting time with the EPA.

Mr. Jablonski said we are at a critical point where the Village either needs to get a letter from the County stating they accept our land use plan, or they want to revise it, or they want to totally reject it. Mayor Hopper clarified the Village can adopt whatever land use plan they want. The County cannot reject the land use plan, only the portion that involves the County's sewer district.

Village Solicitor Ken Molnar said that the original sewer plant and district contract with the County in the early '90s states the collection lines are owned by the Village and the County owns the plant. The County is evaluating the agreement now and the Village has no answer back from them yet. Ken believes the County will either say take the existing facility and do with it what you want or you can't do what you want. The Village and the County have to decide how to proceed. The Village will need legal counsel regarding the old agreement and the 1994 agreement about how to proceed. Mr. Molnar said the Village needs an answer from the County before it can proceed with the costs for specialized legal counsel.

David Simmons said he felt the Village should finish the wastewater study, create the 208 plan, and indicate to the County that the Village is ready to institute a regional wastewater treatment option, and then ask the County if they are on board or not. Ken Molnar added that it is clear that Galena's timetable and the County's are different. Mayor Hopper agreed with Mr. Simmons and reminded Council that the Village had asked the County 2 ½ years ago about tap capacity and availability. At that time, the County said the taps would be there when Galena needed them. Now, the County says there are no taps left.

Ken Molnar suggested that Council proceed into executive session to discuss items that might affect real estate acquisition and possible litigation. Tony Hamilton made a motion to adjourn to executive session to discuss real estate acquisition and possible litigation. Jim Slifko seconded the motion. Mr. Jablonski was included. The motion passed unanimously 6-0 in a roll call vote:

Miller-Yes Hildebrand-Yes Slifko-Yes Simmons- Yes Underwood- Yes Hamilton-Yes
Council went into executive session in the Village administrative offices at 8:19 p.m.

David Simmons moved for Council to adjourn from executive session. Chris Underwood seconded the motion and it passed unanimously 6-0 in a voice vote. Council returned to regular session at 9:04 p.m.

Clerk/Treasurer's Report

Clerk Ed Collinsworth had no report.

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Delaware County Regional Planning Commission (DCRPC)

Tom Hopper said he was unable to go to the last meeting and will be unable to attend the next meeting.

BST&G Fire Board Report

Jim Slifko said there was nothing to report.

Zoning and Planning Commission

Tom Hopper said that the Zoning and Planning Commission did not meet in October due to lack of a quorum. The Jehnsen hearing is coming up but the application is incomplete so the hearing may not be held. Dave LaValle said a letter was sent to Mr. Jehnsen asking him to complete 4 pieces of missing information or the hearing could not be held.

Dave LaValle discussed the Scherler violations. The latest deadline was ignored so litigation will proceed.

Parks and Recreation Committee

The Halloween Costume Contest was briefly discussed. Dave LaValle will call Susie Kossmann to see if she needs any support.

Other

Dave LaValle said the County Engineer's Office called requesting a weight limit exemption for Walnut Street for snow removal trucks. The Weight Limit Ordinance was discussed and that it mentions emergency vehicles. Council members asked that it be revised to specifically mention county snow removal vehicles. David Simmons made a motion to exempt county snow removal trucks from the Walnut Street weight limits. Tony Hamilton seconded the motion and it passed unanimously 6-0 in a voice vote.

Mayor Tom Hopper mentioned that several people came forward for the Zoning and Planning Commission opening. Several Council members recommended Mark Brooks, 38 Holmes St., who has construction experience. This is a mayoral appointment but Tom wanted Council's support. David Simmons made a motion to appoint Mark Brooks. Tony Hamilton seconded the motion and it passed unanimously 6-0 in a voice vote.

Adjournment

With no other business, Betsy Hildebrand moved for adjournment. The motion was seconded by Chris Underwood and passed unanimously 6-0 by voice vote. The meeting adjourned at 9:14 p.m.

Next Meeting

The next Council meeting is scheduled for November 24, 7 p.m., in Council Chambers at the Village Municipal Building.

Respectfully submitted, Jeanna Burrell, Administrative Assistant

Clerk

Mayor

I, Edward Collinsworth, Clerk of the Village of Galena, Ohio do hereby certify that publication of the above minutes was duly made by posting true copies thereof at five of the most public places in the Village of Galena as provided for in Ordinance #99-15 enacted by the Council of the Village of Galena on December 21, 1999.