

# RECORD OF PROCEEDINGS

033

Minutes of

VILLAGE OF GENOA COUNCIL

Meeting

DAYTON LEGAL BLANK CO., FORM NO. 10146

Held JUNE 5, 1989

19

MAYOR JOHN HARBAL CALLED THE MEETING TO ORDER WITH THE PLEDGE TO THE FLAG. CLERK/TREASURER BARBARA SMITH CALLED THE ROLL: PRESENT WERE: BOWER, VERKIN, MOTTER, DONLEY, SKILLITER AND MILLER. (6). SKILLITER ENTERED 7:33.

BOWER MOVED AND DONLEY SECOND TO APPROVE THE MINUTES AS PRESENTED. ROLL CALL VOTE: BOWER, VERKIN, MOTTER, DONLEY, SKILLITER AND MILLER. ALL YES. (6). PASSED.

ADMINISTRATORS REPORT : MR. GRISWOLD REPORTED RENOVATION PROJECT IN THE ADMINISTRATION BUILDING IS ABOUT 99% COMPLETE. THE UTILITY BILLING DEPARTMENT HAS BEEN RELOCATED INTO THE NEW OFFICES.

BIDS WERE OPENED TODAY, JUNE 5TH ON PHASE I OF THE SEWER SEPARATION PROGRAM. THE PROJECT SHOULD BE STARTED IN THE NEAR FUTURE ONCE THE BID IS AWARDED.

PLANS FOR PHASE II WILL BE STARTED SOON TO ENABLE US TO COMMENCE EARLY NEXT YEAR.

THE TOWN HALL GROUNDS PROJECT IS PROGRESSING AND SHOULD BE COMPLETED (WITH THE EXCEPTION OF THE PARKING LOT AND STREET LIGHTS) WITHIN THE NEXT TWO WEEKS, DEPENDING UPON THE WEATHER.

WE HOPE TO START STREET RESURFACING IN JUNE WEATHER PERMITTING. STREET WORK WILL TAKE PART OF JUNE, MOST OF JULY AND PLANS ARE TO DO THE TOWN HALL PARKING LOT IN SEPTEMBER AFTER TOWN HALL DAYS.

SURVEY WORK HAS BEGUN ON OUR WATER LINE EXPANSION ALONG STATE ROUTE 51. DESIGN SHOULD BE COMPLETED IN JUNE AND SUBMITTED TO THE ECONOMIC DEVELOPMENT ADMINISTRATION IN CHICAGO IN JULY FOR THEIR APPROVAL BEFORE WE CAN BID THIS PROJECT.

CLERK/TREASURER: BARBARA SMITH REQUESTED THAT THE MAYOR SET JULY 3, 1989 AS THE 1990 BUDGET HEARING AND ADOPTION. THE BUDGET WILL BE ADVERTIZED ON JUNE 23, 1989. SKILLITER SUGGESTED THAT THERE BE A FINANCE MEETING ON JUNE 26, 1989 AT 7:30 PM.

PARK BOARD : SKILLITER STATED THE QUARRY HAS BEEN OPENED AND THE NEW BALL FIELDS WILL BE DEDICATED FRIDAY JUNE 9TH AFTER THE HOMECOMING PARADE.

MAYOR'S REPORT: MAYOR HARBAL READ A REQUEST FROM TINY JESTOR ASKING TO PURCHASE THE HAY IN 1989, EAST OF THE SEWER PONDS. SKILLITER MOVED AND BOWER SECONDED TO SELL THE HAY TO TINY JESTOR FOR HIS MULES, IN 1989. ROLL CALL VOTE: BOWER, VERKIN, MOTTER, DONLEY, SKILLITER AND MILLER. ALL YES. (6) PASSED.

MAYOR HARBAL HAS A RESIGNATION FROM THE PARK BOARD FROM BILL SKILLITER AND ASKED THAT COUNCIL APPROVE HIS APPOINTMENT OF ROGER FAIR TO FILL THE VACANCY. SKILLITER MOVED AND VERKIN SECOND TO APPROVE THE APPOINTMENT OF ROGER FAIR TO THE PARK BOARD. ROLL CALL VOTE: BOWER, VERKIN, MOTTER, DONLEY, SKILLITER AND MILLER. ALL YES. (6) PASSED.

MRS. DERRICK HAD QUESTIONS ON PHASE I SEWER PROJECT.

COMMITTEE REPORTS:

STREETS-MILLER ASKED MR. GRISWOLD IF EVERYONE HAS BEEN COMPLETING THEIR SIDEWALK REPAIR, ON TIME. MR. GRISWOLD STATED THERE A FEW WHO HAVE NOT.

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WATER- BOWER STATED HE WAS DISAPPOINTED IN THE ATTITUDE OF ALLEN AND CLAY TOWNSHIPS TRUSTEES ON THE HYDRANT MAINTENANCE BILLS THAT MR. GRISWOLD HAS SENT. LETTER TO MR. GRISWOLD FROM CLAY TOWNSHIP STATED: ACCORDING TO THE CONTRACT CURRENTLY IN EFFECT, YOU ARE UNABLE TO CHARGE US FOR THE FIRE HYDRANTS THAT ARE LOCATED IN CLAY TOWNSHIP. PLEASE BE ADVISED THAT WE DO NOT INTEND TO PAY NOW OR EVER WITHOUT YOU FIRST OBTAINING A LEGAL OPINION FROM THE COUNTY PROSECUTOR, MR. PETERSON. THANK YOU FOR YOUR ATTENTION IN THIS MATTER. PLEASE DO NOT FORWARD ANY FURTHER BILLINGS UNTIL THIS MATTER HAS BEEN RESOLVED. ALLEN TOWNSHIP RETURNED THEIR BILL WITH THE NOTATION AS FOLLOWS: MAY 23, 1989 REGULAR MEETING - THERE HAS BEEN NO AGREEMENT BETWEEN THE ALLEN TOWNSHIP TRUSTEES AND VILLAGE OF GENOA TO PAY ANY ASSESSMENTS THEREFORE WE ARE RETURNING YOUR INVOICE. BY ORDER OF ALLEN TOWNSHIP TRUSTEES NAOMI I. LEHMANN, CLERK. MR. GRISWOLD HAS BILLED CLAY CENTER, CLAY TOWNSHIP AND ALLEN TOWNSHIP FOR MAINTENANCE AND REPAIR TO TRY TO ALIEVATE THE 40% WATER LOSS THE VILLAGE RESIDENTS ARE HAVING TO PAY.

SEWER-VERKIN STATED PHASE I SEWER BID OPENED TODAY WAS MUCH LOWER THAN ANTICIPATED. ADDITIONALLY AN ORDINANCE TO CONTRACT WITH POGGEMEYER DESIGN GROUP TO BEGIN PHASE II PLANS WILL BE PRESENTED AT THIS MEETING. THE UTILITIES COMMITTEE SHOULD DESIGNATE THE DATES FOR THE BEGINNING OF PHASES III AND IV, SO THE RESIDENTS WILL HAVE TIME TO PLAN FOR THEIR ASSESSMENTS..

FINANCE-MOTTER STATED THERE WILL BE A FINANCE COMMITTEE MEETING JUNE 26, 1989 AT 7:30 PM.

SAFETY-MAYOR HARBAL STATED HE HAD SENT COPIES OF HIS LETTER TO CHIEF TRUMAN TO THE COMMITTEE. THE LETTER CONCURRED COUNCILS DIRECTION ON UNDESIRABLE VEHICLES IN THE VILLAGE AND SET A TIME FRAME OVER THE NEXT SEVERAL MONTHS TO COMPLY WITH VILLAGE ORDINANCE AND THE OHIO REVISED CODE.

MAINTENANCE-VERKIN WILL SHUT OFF THE BOILER IN TOWN HALL  
AD-HOC- SKILLITER STATED A MEETING WILL BE JUNE 12, TO DISCUSS TAX ABATEMENT. VERKIN ASKED THAT HE BE ABLE TO MEET WITH THE COMMITTEE FOR ECONOMIC DEVELOPMENT. MAYOR HARBAL STATED THE MEETING WILL BE A SPECIAL MEETING TO DISCUSS ECONOMIC DEVELOPMENT, TAX ABATEMENT AND OTHER ISSUES ON JUNE 12, AT 7:30 PM.

ECONOMIC DEVELOPMENT-VERKIN STATED THERE WILL NOT BE A MEETING UNTIL SEPTEMBER.

ORDINANCES/RESOLUTIONS/MOTIONS:

VERKIN PRESENTED ORDINANCE 33-89 AN ORDINANCE AMENDING SECTION 7 OF RESOLUTION 21-89 AND DECLARING AN EMERGENCY.

VERKIN MOVED AND SKILLITER SECOND THAT RULE REQUIRING ORDINANCES TO BE FULLY AND DISTINCTLY READ ON THREE DIFFERENT DAYS BE DISPENSED WITH IN ACCORDANCE WITH SEC. 731.17 O.R.C. ROLL CALL VOTE: BOWER, VERKIN, MOTTER, DONLEY, SKILLITER AND MILLER. ALL YES (6).

VERKIN MOVED AND BOWER SECOND THAT ORDINANCE 33-89 BE PASSED AS AN EMERGENCY MEASURE IN ACCORDANCE WITH ORC 731.20. ROLL CALL VOTE: BOWER, VERKIN, MOTTER, DONLEY, SKILLITER AND MILLER. ALL YES.(6) PASSED.

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MOTTER PRESENTED ORDINANCE 34-89 AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH HARLEY PERTNER FOR THE POSITION OF VILLAGE INCOME TAX ADMINISTRATOR, RETROACTIVE TO JANUARY 20, 1989, ESTABLISHING THE SALARY FOR SAID POSITION, AND DECLARING AN EMERGENCY.

MOTTER MOVED AND SKILLITER SECOND THAT THE RULE REQUIRING ORDINANCES TO BE FULLY AND DISTINCTLY READ ON THREE DIFFERENT DAYS BE DISPENSED WITH IN ACCORDANCE WITH SEC. 731.17 ORC. ROLL CALL VOTE: BOWER, VERKIN, MOTTER, DONLEY, SKILLITER AND MILLER. ALL YES (6). PASSED.

MOTTER MOVED AND SKILLITER SECOND THAT ORDINANCE 34-89 BE PASSED AS AN EMERGENCY MEASURE IN ACCORDANCE WITH ORC 731.20. ROLL CALL VOTE: BOWER, VERKIN, MOTTER, DONLEY, SKILLITER AND MILLER. ALL YES. PASSED. (6)

VERKIN PRESENTED ORDINANCE 35-89 AUTHORIZING THE VILLAGE ADMINISTRATOR TO CONTRACT WITH POGGEMEYER DESIGN GROUP, OF BOWLING GREEN OHIO, THE CONSULTING SERVICES FOR PHASE II OF THE COMBINED SEWER OVERFLOW ELIMINATION PROGRAM, AND DECLARING AN EMERGENCY.

VERKIN MOVED AND MOTTER SECOND THAT THE RULE REQUIRING ORDINANCES TO BE FULLY AND DISTINCTLY READ ON THREE DIFFERENT DAYS BE DISPENSED WITH IN ACCORDANCE WITH SEC. 731.17 ORC. ROLL CALL VOTE: BOWER, VERKIN, MOTTER, DONLEY, SKILLITER AND MILLER. ALL YES. (6) PASSED.

VERKIN MOVED AND BOWER SECOND THAT ORDINANCE 35-89 BE PASSED AS AN EMERGENCY MEASURE IN ACCORDANCE WITH ORC.731.20. ROLL CALL VOTE: BOWER, VERKIN, MOTTER, DONLEY, SKILLITER AND MILLER. ALL YES. (6). PASSED.

BOWER PRESENTED RESOLUTION 36-89 IN OPPOSITION TO COLUMBIA GAS OF OHIO INC. PROPOSED RATE INCREASE. BOWER MOVED AND VERKIN SECOND TO PASS RESOLUTION 36-89. ROLL-CALL VOTE: BOWER, VERKIN, MOTTER, DONLEY, SKILLITER AND MILLER. ALL YES. (6) PASSED.

VERKIN PRESENTED ORDINANCE 37-89 AWARDDING A BID TO UNDERGROUND UTILITIES, 416 W. MONROE ST. MONROEVILLE, OHIO. FOR THE CONSTRUCTION OF PHASE I OF THE COMBINED SEWER OVERFLOW ELIMINATION PROGRAM, AND DECLARING AN EMERGENCY.

VERKIN MOVED AND BOWER SECOND THAT THE RULE REQUIRING ORDINANCES TO BE FULLY AND DISTINCTLY READ ON THREE DIFFERENT DAYS BE DISPENSED WITH IN ACCORDANCE WITH SEC. 731.17 ORC. ROLL CALL VOTE: BOWER, VERKIN, MOTTER, DONLEY, SKILLITER AND MILLER. ALL YES. (6) PASSED.

MAYOR HARBAL ASKED FOR DISCUSSION. MILLER ASKED IF A PERFORMANCE BOND WAS SUBMITTED. MR. GRISWOLD STATED IT WAS. VERKIN MOVED AND MOTTER SECOND THAT ORDINANCE 37-89 BE PASSED AS AN EMERGENCY MEASURE IN ACCORDANCE WITH ORC. 731.20 ROLL CALL VOTE: BOWER, VERKIN, MOTTER, DONLEY, SKILLITER AND MILLER. ALL YES. (6). PASSED.

MILLER PRESENTED ORDINANCE 38-89 AWARDDING A BID TO K.C. BUILDING SYSTEMS, OF 5127 WALBRIDGE ROAD, NORTHWOOD, OHIO FOR ALL SIDEWALK REPAIRS STILL NEEDED IN PHASE I OF THE VILLAGES SIDEWALK REPAIR PROGRAM AS PER RESOLUTION 64-88 AND DECLARING AN EMERGENCY. MILLER MOVED AND SKILLITER SECOND THAT THE RULE REQUIRING ORDINANCES TO BE FULLY AND DISTINCTLY READ ON THREE DIFFERENT DAYS BE DISPENSED WITH IN ACCORDANCE WITH SEC.731.17 ORC. ROLL CALL VOTE: BOWER, VERKIN, MOTTER, DONLEY, SKILLITER AND MILLER. ALL YES (6) PASSED.

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MILLER MOVED AND SKILLITER SECOND THAT ORDINANCE 38-89 BE PASSED AS AN EMERGENCY MEASURE IN ACCORDANCE WITH ORD. 731.20 ROLL CALL VOTE: BOWER, VERKIN, MOTTER, DONLEY, SKILLITER AND MILLER. ALL YES.(6). PASSED.

MAYOR HARBAL REQUESTED AN EXECUTIVE SESSION TO DISCUSS A PERSONNEL MATTER.

MOTTER MOVED AND SKILLITER SECOND TO GO TO EXECUTIVE SESSION. ROLL CALL VOTE: BOWER, VERKIN, MOTTER, DONLEY, SKILLITER AND MILLER. ALL YES.(6). PASSED. COUNCIL WENT TO EXECUTIVE SESSION AT 8:15 PM. AT 8:50 PM MAYOR HARBAL DECLARED THE MEETING TO REGULAR SESSION.

VERKIN STATED THE SURROUNDING NEIGHBORS ARE COMPLAINING ABOUT THE JIM PLANTZ PROPERTY THAT THE GRASS HAS NOT BEEN CUT. A LETTER WILL BE SENT. MOTTER STATED THE SAME PROBLEM EXISTS AT THE GALL PROPERTY ON WASHINGTON ST. HE HAS CUT THE GRASS BUT HOWEVER THE PROPERTY IS ABOUT TO BE SOLD AND ANY REFERRELS SHOULD BE TO ATTORNEY DENISE BOWLAND. DISCUSSION WAS HELD REGARDING THE CLEANING OF PACKER CREEK. MR. GRISWOLD WILL CONTACT THE COUNTY ENGINEERS. THERE BEING NO FURTHER BUSINESS THE MEETING WAS ADJOURNED.

*John F. Harbal*  
MAYOR

*Barbara G. Smith*  
CLERK/TREASURER