

# RECORD OF PROCEEDINGS

269

Minutes of *Village of Genoa Council*

Meeting

DAYTON LEGAL BLANK CO. FORM NO. 10148

Held *July 6*19 *72*

MAYOR SKILLITER CALLED THE MEETING TO ORDER WITH THE PLEDGE TO THE FLAG. CLERK/TREASURER DAVID STONE CALLED THE ROLL: PRESENT WERE: BOWER, MCLEAR, VERKIN, MILLER, LEWANDOWSKI, SLOTNICK (6).

APPROVAL OF THE MINUTES: BOWER MOVED AND SLOTNICK SECOND TO APPROVE THE MINUTES AS CORECTED. UNDER ELECTRIC; STREET LIGHT S N. SUPERIOR STREET. (TO COMPLETE THE SENTENCE) UNDER SAFETY ; AFTER REPORTED, HE SHOULD BE REPLACED BY THE CHEIF.

ENGINEERS REPORT :GREG TELECKY REPORTED THE ISSUE 2 FUND APPLICATION FOR EMERGENCY FUNDS FOR THE SEWER PONDS WAS REJECTED. GREG POINTED OUT THAT WE COULD CALL UPON OUR STATE REPRESENTATIVES TO APPLY PRESSURE FOR RECONSIDERATION OF FUNDING UNDER THE EMERGENCY PORTION OF THE ISSUE 2 FUNDS. THIS HAS WORKED FOR OTHER COMMUNITIES.

GREG HAS ALSO SUGGESTED THAT WE CONTINUE TO PROCEED TO TALK WITH THE COUNTY ON FINALIZING THE CONTRACT ON THE SEWER PONDS AND NOT WAITING TO FIND OUT IF WE ARE GOING TO GET ANY GRANT MONEY. THE MAYOR SAID HE HAD A CONVERSATION WITH JEANO AND HE CAME AWAY WITH THE IMPRESSION THAT THE COUNTY COMMISSIONERS WOULD NOT WANT TO FINALIZE AN AGREEMENT UNTIL THEY KNOW ALL OF THE VARIABLES. GREG SUGGESTED THAT WE MOVE AHEAD AND TIE DOWN AS MUCH OF THE AGREEMENT AS WE CAN IN THE MEAN TIME SO WE DON'T GIVE THE E.P.A. THE IMPRESSION THAT WE ARE SITTING BACK ON OUR HEALS AND NOT DOING NOTHING, EVEN THOUGH WE MAY NOT BE ABLE TO ADDRESS THE SURCHARGES.

THE MAYOR STATED THAT HOUSE BILL 308 GIVES THE DIRECTOR OF STATE ISSUE 2 FUNDS THE EXCLUSIVE POWER TO GRANT PRIORITY TO COMMUNITIES WHO ARE UNDER DIRECT ORDER TO IMPROVE THEIR WATER AND SEWER INFRASTRUCTURES UPON RECOMMENDATION FROM THE DISTRICTS.

MR. BOWER WANTS TO KEEP NEGOTIATIONS WITH THE COUNTY GOING SO THE E.P.A. STAYS OFF OUR BACKS AND TO KEEP THE SCHOOL (GENOA) OUT OF TROUBLE SINCE THEIR DEADLINE RUNS OUT AT THE END OF THIS YEAR.

AFTER FURTHER DISCUSSION IT WAS AGREED UPON TO TRY TO CONTINUE TALKS WITH THE COUNTY EVEN THOUGH A FINAL AGREEMENT WOULD NOT BE ABLE TO BE FINALIZED UNTIL WE HEARD ON ISSUE 2 FUNDING AT THE END OF THE YEAR.

PHASE 5 HAS COME OUT OF THE DISTRICT WITH HIGH RATINGS FOR FUNDING.

GREG BROUGHT TO THE ATTENTION OF COUNCIL A NEW MECHANICS LEIN LAW THAT APPLIES TO ANY PUBLIC BID JOBS DONE FOR LOCAL GOVERNMENT ENTITIES.

THE 9TH STREET BRIDGE PROJECT IS COMPLETE, WHICH WAS A ISSUE 2 PROJECT.

ADMINISTRATORS REPORT: NO REPORT

CLERK/TREASURERS REPORT : DAVID STONE STATED HE CHANGED THE FORMAT OF THE FINANCIAL STATEMENT SO EVER COULD SEE ALL OF THE AUDITOR'S CHANGES AND DUE TO THE CHANGES WE HAVE TO INTRODUCE TWO ORDINANCES TONIGHT.

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ON ORDINANCE 43-92, THE SECOND TRANSFER OF A \$125,000.00 FROM FUND 303 TO FUND 405 IS NOT LEGAL ACCORDING TO LISA IANOTTA FROM THE STATE AUDITOR'S OFFICE LEGAL DIVISION. THE ONLY WAY THAT WE CAN GET ANY MONEY OUT OF THE FUND AT THIS TIME IS TO CLOSE OUT THE FUND, WHICH WOULD TAKE A COURT ORDER, OR TO GO TO A FINANCIAL INSTITUTION AND BORROW THE MONEY TO PAY FOR A SEWER IMPROVEMENT AND PAY OFF THE NOTE WITH THE FUNDS FROM 303.

I TRANSFERED \$25,000.00 BACK INTO A C.D. INSTEAD OF THE \$100,000.00 THAT I HAD PLANNED TO BECAUSE THE EXPENDITURES FOR THE MONEY WERE HIGHER THAN ANTICIPATED.

INCOME TAX IS COMING IN AT ABOUT THE SAME RATE AS THE LAST 2 YEARS.

I MADE AN \$80,000.00 ADVANCE FROM THE GENERAL FUND TO THE CAPITAL IMPROVEMENTS FUND TO OFFSET THE MORE THAN \$66,000.00 AUDITOR'S ADJUSTMENTS TAKEN FROM THAT FUND. WITH OUT THE TRANSFER, THE CAPITAL IMPROVEMENT FUND WAS MORE THAN \$20,000.00 IN THE RED AND I STILL HAD TO PAY FOR OUR CURRENT OBLIGATIONS.

PARK BOARD:SLOTNICK REPORTED THAT SHE WAS NOT ABLE TO BE AT THE PARK BOARD MEETING SINCE SHE WAS HERE AT THE FINANCE MEETING. SHE WAS TOLD THAT THERE WAS GOOD INVOLVEMENT AT THE MEETING.

ZONING BOARD:MILLER NO REPORT

MAYOR'S REPORT:SKILLITER NO REPORT

ANYONE WISHING TO ADDRESS COUNCIL: NONE

COMMITTEE REPORTS:

STREETS-MCLEAR; NO REPORT THE MAYOR ASKED IF THE NOTICES FOR THE EAST-WEST SIDEWALKS HAD BEEN SENT OUT. NO ONE KNEW IF THE NOTICES HAD BEEN SENT OUT.

UTILITIES-VERKIN NO REPORT

WATER-BOWER NO REPORT

SEWER-VERKIN NO REPORT

ELECTRIC-MILLER NO REPORT

FINANCE-BOWER WE HAD A MEETING LAST MONDAY, AND I WOULD LIKE TO SCHEDULE A MEETING FOR NEXT MONDAY AT 7:00 P.M. TO INTERVIEW THE APPLICANTS FOR THE TAX COMMISSIONER'S POSITION.

SAFETY-MILLER THERE WILL BE A MEETING THIS THURSDAY AT 7:30 P.M.

MAINTENANCE-MILLER NO REPORT

ADHOC-SLOTNICK NO REPORT

ECONOMIC DEVELOPMENT-VERKIN REPORTED THAT HE DID NOT HAVE THE MAPS YET.

INSURANCE-LEWANDOWSKI REPORTED THAT OUR CURRENT HEALTH PLAN IS BEING REVIEWED BY A REPRESENTATIVE OF THE OHIO GOVERNMENT HEALTH PLAN.

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ORDINANCES/RESOLUTIONS/MOTIONS:

ORDINANCE 39-92 AUTHORIZING A TENTATIVE BUDGET OF \$3,333,625 .00 FOR THE YEAR OF 1993. BOWER MOVED AND VERKIN SECOND THAT THE RULE REQUIRING ORDINANCES TO BE FULLY AND DISTINCTLY READ ON THREE DIFFERENT DAYS BE DISPENSED WITH IN ACCORDANCE WITH SECTION 731.17 OF THE OHIO REVISED CODE AND BE DECLARED AN EMERGENCY. ROLL CALL. BOWER, MCLEAR, VERKIN, MILLER, LEWANDOWSKI, SLOTNICK ALL YEAS (6). BOWER MOVED THAT ORDINANCE 39-92 BE PASSED AS AN EMERGENCY MATTER, SLOTNICK SECOND. NO DISCUSSION. ROLL CALL. BOWER, MCLEAR, VERKIN, MILLER, LEWANDOWSKI, SLOTNICK ALL YEAS (6).

ORDINANCE 42-92 AUTHORIZING CERTAIN UTILITY ACCOUNTS REMOVED FROM THE VILLAGE RECORDS DUE TO BANKRUPTCY OR OTHER REASONS THAT THEY WERE DECLARED UNCOLLECTABLE. 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 SECTION 731.17 OF THE OHIO REVISED CODE AND BE DECLARED AN EMERGENCY. ROLL CALL. BOWER, MCLEAR, VERKIN, MILLER, LEWANDOWSKI, SLOTNICK ALL YEAS (6). VERKIN THAT ORDINANCE 42-92 BE PASSED AS AN EMERGENCY MATTER, SLOTNICK SECOND. BOWER SAID HE WANTED TO GO ON THE RECORD STATING THAT THIS SITUATION SHOULD NOT BE HAPPENING. IT JUST GOES TO SHOW THAT SOMEONE IS NOT DOING THEIR JOB AND IF IT HAPPENS AGAIN WE SHOULD TAKE A LONG LOOK AT THE SITUATION. ROLL CALL. BOWER, MCLEAR, VERKIN, MILLER, LEWANDOWSKI, SLOTNICK ALL YEAS (6).

ORDINANCE 43-92 AUTHORIZING THE TRANSFERS OF FUNDS BOWER MOVED AND SLOTNICK SECOND THAT THE RULE REQUIRING ORDINANCES TO BE FULLY AND DISTINCTLY READ ON THREE DIFFERENT DAYS BE DISPENSED WITH IN ACCORDANCE WITH SECTION 731.17 OF THE OHIO REVISED CODE AND BE DECLARED AN EMERGENCY. ROLL CALL. BOWER, MCLEAR, VERKIN, MILLER, LEWANDOWSKI, SLOTNICK ALL YEAS (6). BOWER MOVED THAT ORDINANCE 43-92 BE PASSED AS AN EMERGENCY MATTER, MCLEAR SECOND. THE MAYOR RESTATED THE AMENDMENT TO THE ORDINANCE WHICH WAS THE DELETION OF THE SECOND TRANSFER (\$125,000.00 FROM FUND 303 TO FUND 405). ROLL CALL. BOWER, MCLEAR, VERKIN, MILLER, LEWANDOWSKI, SLOTNICK ALL YEAS (6).

ORDINANCE 44-92 THE APPROPRIATION OF FUNDS BOWER MOVED AND MCLEAR SECOND THAT THE RULE REQUIRING ORDINANCES TO BE FULLY AND DISTINCTLY READ ON THREE DIFFERENT DAYS BE DISPENSED WITH IN ACCORDANCE WITH SECTION 731.17 OF THE OHIO REVISED CODE AND BE DECLARED AN EMERGENCY. ROLL CALL. BOWER, MCLEAR, VERKIN, MILLER, LEWANDOWSKI, SLOTNICK ALL YEAS (6). BOWER MOVED THAT ORDINANCE 44-92 BE PASSED AS AN EMERGENCY MATTER, MCLEAR SECOND. LEWANDOWSKI ASKED ABOUT THE \$80,000.00 ADVANCE AND IF IT SHOULD BE ADDED TO ONE OF THE ORDINANCES. THE MAYOR STATED THE \$80,000.00 ADVANCE WOULD BE INTRODUCED AT THE NEXT COUNCIL MEETING AND MADE RETROACTIVE TO THE DATE OF THE ADVANCE. ROLL CALL. BOWER, MCLEAR, VERKIN, MILLER, LEWANDOWSKI, SLOTNICK ALL YEAS (6).

ORDINANCE 45-92 LEVING AN ASSESSMENT FOR SANITARY SEWER ON THE BOUNDARIES OF 4TH AND 9TH STREETS AND WEST AND WASHINGTON STREETS VERKIN MOVED AND MCLEAR SECOND THAT THE RULE REQUIRING ORDINANCES TO BE FULLY AND DISTINCTLY READ ON THREE DIFFERENT DAYS BE DISPENSED WITH IN ACCORDANCE WITH SECTION 731.17 OF THE OHIO REVISED CODE AND BE DECLARED AN EMERGENCY. ROLL CALL. BOWER, MCLEAR, VERKIN, MILLER, LEWANDOWSKI, SLOTNICK ALL YEAS (6). VERKIN MOVED THAT ORDINANCE 45-92 BE PASSED AS AN EMERGENCY MATTER, SLOTNICK SECOND. NO DISCUSSION. ROLL CALL. BOWER, MCLEAR, VERKIN, MILLER, LEWANDOWSKI, SLOTNICK ALL YEAS (6).

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THE MAYOR ASKED IF COUNCIL HAD ANY OBJECTIONS TO LETTING THE FIRE DEPARTMENT PRACTICE LADDER DRILLS ON THE OLD HESSER PORTION OF THE HARDWARE BUILDING. NO OBJECTIONS VOICED.

MILLER WAS UPSET THAT THE FIRE DEPARTMENT WAS FILLING SWIMMING POOLS AGAIN AND WHEN HE WANTED HIS FILLED THEY TOLD HIM THAT THEY WERE NOT FILLING POOLS ANYMORE. AFTER FURTHER DISCUSSION IN WAS DETERMINED THAT THIS POLICY WOULD BE REVIEWED BY THE UTILITY COMMISSION.

THERE BEING NO FURTHER BUSINESS BOWER MOVED AND MCLEAR SECOND TO ADJOURN. ROLL CALL. BOWER, MCLEAR, VERKIN, MILLER, LEWANDOWSKI AND SLOTNICK. ALL YEAS (5). TIME 8:53 P.M.

David R. Stone  
CLERK/TREASURER

Robert F. Skilleter  
MAYOR