

RECORD OF PROCEEDINGS

Minutes of *Village of Genoa Council*

Meeting

DAYTON LEGAL BLANK CO., FORM NO. 10148

Held *November 2*19 *92*

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, MOTTER, SLOTNICK (6).

APPROVAL OF THE MINUTES: OCTOBER 19 MINUTES: VERKIN MOVED SLOTNICK SECOND TO APPROVE THE MINUTES AS CORRECTED. THE MEETING TIME WAS AT 7:00 P.M. AT OAK HARBOR NOT 8:00 P.M. BOWER, MCLEAR, VERKIN, MILLER, MOTTER, SLOTNICK (6) YEAS.

OCTOBER 26 MINUTES. VERKIN MOVED AND MCLEAR SECOND TO MINUTES BE APPROVED AS CORRECTED. THE 6 IN THE ROLL CALL SHOULD BE A 5 IN ORDINANCES 63, 64 & 65-92. BOWER, MCLEAR, VERKIN, MILLER, MOTTER, SLOTNICK (6) YEAS.

ENGINEERS REPORT: GREG TELECKY REPORTED BRIDGE INSPECTION IS UNDERWAY AS REQUIRED BY ODOT.

GENOA SENIOR CENTER PROJECT: THERE IS A MEETING TOMORROW TO BRING THE SENIORS UP TO DATE.

PHASE 5 OF THE SEWER SEPARATION SHOULD BE BID IN JANUARY OF 1993.

WASTEWATER TREATMENT PLANT FUNDING AND PHASE 6 OF THE SEWER SEPARATION SHOULD BE SUBMITTED IN THE NEXT ROUND OF ISSUE 2 FUNDING.

THE QUESTION OF ISSUE 2 FUNDING WAS BROUGHT UP ABOUT THE SEWER PONDS; WHAT WOULD HAPPEN AND WHO WOULD BE LIABLE TO REPAY THE SPENT FUNDS IF THE PLANS FELL THROUGH ON EXPANSION OF THE SEWER LINES AFTER THE PONDS WERE PUT IN AND OPERATING? THE IDEA OF EXECUTING A SEPARATE AGREEMENT HOLDING THE COUNTY RESPONSIBLE FOR THE LIABILITY.

TELECKY SUGGESTED IF WE GET ISSUE 2 FUNDING FOR THE PONDS AND THE COUNTY BACKS OUT OF THE AGREEMENT, THEN INSTEAD OF RETURNING ALL OF THE FUNDING WE SHOULD WORK OUT AN AGREEMENT FOR A SMALLER AMOUNT OF MONEY INSTEAD OF TURNING ALL OF THE MONEY BACK OVER TO THE STATE TO GET REDISTRIBUTED.

ADMINISTRATORS REPORT: ED GRISWOLD STATED HE HAD RECEIVED NEW REPORTS FOR THE ISSUE 2 FUNDING APPLICATIONS.

NEXT TUESDAY THE FARMERS HOME ADMINISTRATION IS COMING TO DUE A COMPLIANCE REVIEW OF THE VILLAGE.

WE RECEIVED A SAFETY AWARD FROM AMP-OHIO AT THE MEETING I WENT TO LAST WEEK.

WE DID RECEIVE TWO BIDS ON A DIGGER DERRICK TRUCK.

CLERK/TREASURERS REPORT: THERE IS AN ORDINANCE IN FRONT OF YOU TONIGHT TO BUYOUT OUR LEASES WITH GE CAPITAL. THE EQUIPMENTS CURRENT VALUE IS ABOUT \$130,000.00. THE ONE THING THAT I WOULD LIKE TO DO DIFFERENT WITH THIS BUYOUT IS TO PAY CASH FOR THE TWO PEICES OF EQUIPMENT UNTIL WE GET THE TITLES AND THEN TAKE THE TITLES TO THE BANK IN AN ATTEMPT TO FREE UP SOME OF THE FUNDS IN THE CAPITAL IMPROVEMENT ACCOUNT SINCE IT LOST OVER \$94,000.00 DUE TO AUDITOR ADJUSTMENTS. THIS WOULD TEMPORARIALLY PUT THE FUND IN THE RED, BUT WHEN I WOULD RECEIVE THE MONEY FROM THE BANK I WOULD DO A REVENUE REVERSAL TRANSACTION WHICH WOULD BRING THE APPROPRIATION LINE ITEM AND THE REVENUE LINE ITEM BACK INTO PREVIOUS CONDITION JUST AS IF THE TRANSACTION HAD NEVER HAPPENED. VERKIN ASKED HOW I WOULD CLARIFY IT WITH THE AUDITOR. IT WOULD BE DONE THE SAME WAY A

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WHEN I PAID FOR THE PLAQUES. INITIALLY THE COSTS CAME OUT OF AN APPROPRIATION LINE ITEM, BUT AS THE MONEY WAS PAID BACK A REDUCTION IN REVENUE TRANSACTION REPLENISHED THE APPROPRIATION LINE ITEM SINCE THE THE MONEY WE RECEIVED WAS NOT REALLY REVENUE AT ALL. MOTTER WANTED TO KNOW WHAT WOULD GAURENTEE US THAT THE BANK WOULD STILL LEND US THE MONEY IF WE HAD THE TITLES? THEY HAVE ALREADY COMMITTED THEMSELVES TO LENDING US THE MONEY. MOTTER, BUT YOU HAVE ALREADY PAID FOR THEM? BOWER ASKED LEGAL COUNSEL HOW THIS APPEALED TO HER. LEGAL COUNSEL ASKED THE CLERK IF HE HAD DISCUSSED THIS AT ALL WITH THE BANK. YES I HAVE AND I AM WAITING FOR A RESPONSE ON THE IDEA.

LEGAL COUNSEL SAID UNLESS THEY ARE WILLING TO COMMIT TO IT IN WRITING DON'T DO IT. THE CLERK SAID THAT HE UNDERSTOOD AND THAT IS WHY HE WAITING TO HEAR BACK FROM THE BANK BEFORE HE DOES ANYTHING.

IN THE NEXT TWO WEEKS I HAVE THREE MEETINGS TO ATTEND. THE FMHA COMPLIANCE MEETING ON OUR WATER SYSTEM WITH ED, A WORKER S COMP MEETING AND A CMI END OF YEAR CLASSES FOR BUDGET AND PAYROLL.

THE LEGAL COUNSEL ASKED THE CLERK HOW HE CAME UP WITH THE NEW FIGURES AND IF THEY HAD BEEN AGREED UPON BY ALL PARTIES. STONE SAID THAT THE FIGURES ARE 48,250.13 PLUS 39,182.85 WHICH EQUALS THE \$87432.98 IN THE ORDINANCE. THE LEGAL COUNSEL THEN ASKED IF THOSE FIGURES INCLUDED THE PERSONAL PROPERTY TAX? STONE SAID THAT THE FIGURES INCLUDED THE PERSONAL PROPERTY TAX, NET COSTS AND PREPAYMENT PENALTIES.

PARK BOARD:SLOTNICK STATED THAT THERE WAS A MEETING LAST NIGHT. THE PARK HAS AN OPPORTUNITY TO RECEIVE CLEAN FILL DIRT IF THEY PAY TO TRUCK IT OR IF THE TOWN TRUCKS IT IN FOR THEM. THE DIRT IS FREE THOUGH.

THE PARK BOARD AND ADHOC IN GENERAL WANTS TO KNOW WHAT DIRECTION TO GO WITH A PARK ACTIVITIES DIRECTOR AS FAR AS A JOB DESCRIPTION GOES AND FOR WHAT SEASONS THEY MIGHT HAVE IN MIND.

MIKE THOMAS MIGHT BE RESIGNING AS ASSISTANT PARK DIRECTOR.

ZONING BOARD:MILLER; NO REPORT

MAYOR'S REPORT :SKILLITER RESERVATIONS HAVE TO BE SENT IN TOMORROW FOR THE ECONOMIC SUMMIT IN TOLEDO WITH GUEST SPEAKER GOVERNOR VOINIVICH.

TMACOG IS EXPANDING OUTWARD IN TRYING TO CLEAN UP SOME OF THE OUTLYING CREEKS THAT FLOW INTO LAKE ERIE IN AN ATTEMPT TO KEEP LAKE ERIE CLEAN.

W.S.O.S., THE TOWN AND SENIOR CITIZENS WILL BE MEETING HERE TOMORROW TO DISCUSS THE OLD HARDWARE STORE AND WHERE WE ARE NOW.

ANYONE WISHING TO ADDRESS COUNCIL: NONE

COMMITTEE REPORTS:

STREETS-MCLEAR NO REPORT

UTILITIES-VERKIN THERE WILL BE AN UTILITY MEETING NEXT MONDAY AT 7:30 P.M.

WATER-BOWER NO REPORT

SEWER-VERKIN NO REPORT

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ELECTRIC-MILLER WANTED TO THANK GRISWOLD FOR THE LIGHTS ON BUCKEYE ST.

FINANCE-BOWER WE MET LAST MONDAY EVENING AFTER COUNCIL. ERIC FINTEL PREPARED A PROPOSAL TO COMPUTERIZE THE TAX OFFICE AND PRESENTED IT TO COUNCIL THIS EVENING.

BOWER ASKED IF THE WHOLE PACKAGE EXCLUDING SOFTWARE COULD BE BOUGHT WITHOUT A BID. IT WAS STATED THAT THE BID WAS WELL UNDER THE \$10,000.00 BID LIMIT.

BOWER SAID THAT FINANCE WOULD TAKE A LOOK AT THE PROPOSAL AND BRING BACK THEIR RECOMMENDATION TO COUNCIL.

SAFETY-MILLER A SAFETY MEETING WILL BE HELD AFTER THE UTILITY MEETING NEXT WEEK.

MAINTENANCE-MILLER NO REPORT. THE MAYOR ASKED MILLER TO LOOK INTO THE LOCK SITUATION.

ADHOC-SLOTNICK THERE WILL BE A MEETING ON WEDNESDAY THE 11TH AT 7:30 P.M.

ECONOMIC DEVELOPMENT-VERKIN, I WILL BE ATTENDING A MEETING IN OAK HARBOR LATER THIS MONTH.

INSURANCE-MOTTER NO REPORT. THE MAYOR ASKED MOTTER TO MEET WITH SPROUSE ON THE VILLAGES INSURANCE POLICIES.

ORDINANCES/RESOLUTIONS/MOTIONS:

ORDINANCE 69-92 AUTHORIZING THE VILLAGE ADMINISTRATOR TO ADVERTISE FOR BIDS FOR FUEL FOR THE TOWN VEHICLES. 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, MOTTER, SLOTNICK ALL YEAS (6). BOWER MOVED THAT ORDINANCE 69-92 BE PASSED AS AN EMERGENCY MATTER, SLOTNICK SECOND. NO DISCUSSION. ROLL CALL. BOWER, MCLEAR, VERKIN, MILLER, MOTTER, SLOTNICK ALL YEAS (6).

ORDINANCE 70-92 AUTHORIZING THE VILLAGE ADMINISTRATOR TO ADVERTISE FOR BIDS FOR TREE REMOVAL MILLER 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 SECTION 731.17 OF THE OHIO REVISED CODE AND BE DECLARED AN EMERGENCY. ROLL CALL. BOWER, MCLEAR, VERKIN, MILLER, MOTTER, SLOTNICK ALL YEAS (6). MILLER MOVED THAT ORDINANCE 70-92 BE PASSED AS AN EMERGENCY MATTER, SLOTNICK SECOND. SLOTNICK WANTED TO KNOW IF THIS INCLUDED STUMP REMOVAL. GRISWOLD SAID NO. ROLL CALL. BOWER, MCLEAR, VERKIN, MILLER, MOTTER, SLOTNICK ALL YEAS (6).

ORDINANCE 71-92 AUTHORIZING THE CLERK/TREASURER AND THE VILLAGE ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH THE GENOA BANKING COMPANY TO BUYOUT GE CAPITAL LEASE. 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, MOTTER, SLOTNICK ALL YEAS (6). BOWER MOVED THAT ORDINANCE 71-92 BE PASSED AS AN EMERGENCY MATTER, MCLEAR SECOND. VERKIN WANTED TO MAKE SURE THAT THE LEGAL COUNSEL'S PREVIOUS COMMENT BE ENTERED INTO THE MINUTES ABOUT THE BANK AND TO GET IT IN WRITING, OTHERWISE THE ORDINANCE IS NULL AND VOID. LEGAL COUNSEL SAID NO, THAT STONE WAS GOING TO GO AHEAD WITH THE FINANCING AGREEMENT HIS WAY OR THE BANKS ORIGINAL PROPOSED WAY. ROLL CALL. BOWER, MCLEAR, VERKIN, MILLER, MOTTER, SLOTNICK ALL YEAS (6).

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RESOLUTION 72-92 AUTHORIZING THE VILLAGE ADMINISTRATOR TO APPLY FOR ISSUE TWO FUNDS FOR THE WASTE WATER TREATMENT PLANT 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, MOTTER, SLOTNICK ALL YEAS (6). VERKIN MOVED THAT ORDINANCE 72-92 BE PASSED AS AN EMERGENCY MATTER, MCLEAR SECOND. NO DISCUSSION. ROLL CALL. BOWER, MCLEAR, VERKIN, MILLER, MOTTER, SLOTNICK ALL YEAS (6).

ORDINANCE 73-92 AUTHORIZING THE VILLAGE ADMINISTRATOR TO APPLY FOR ISSUE TWO FUNDS FOR PHASE SIX OF THE SEWER SEPARATION. VERKIN MOVED AND MILLER 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, MOTTER, SLOTNICK ALL YEAS (6). VERKIN MOVED THAT ORDINANCE 73-92 BE PASSED AS AN EMERGENCY MATTER, MOTTER SECOND. NO DISCUSSION. ROLL CALL. BOWER, MCLEAR, VERKIN, MILLER, MOTTER, SLOTNICK ALL YEAS (6).

VERKIN MOVED BOWER SECOND TO GO INTO EXECUTIVE SESSION ON LEGAL MATTERS. ROLL CALL. BOWER, MCLEAR, VERKIN, MILLER, MOTTER, SLOTNICK ALL YEAS (6).

MILLER HAD TO LEAVE DURING EXECUTIVE SESSION.

VERKIN MOVED TO RECONVEANE MCLEAR SECOND. ROLL CALL. BOWER, MCLEAR, VERKIN, MOTTER, SLOTNICK ALL YEAS (5).

THERE BEING NO FURTHER BUSINESS VERKIN MOVED AND BOWER SECOND TO ADJOURN. ROLL CALL. BOWER, VERKIN, MOTTER, SLOTNICK ALL YEAS (5). TIME 8:20

David R. Stone
CLERK/TREASURER

MAYOR