

# RECORD OF PROCEEDINGS

487

Minutes of Village of Genoa Council

Meeting

DAYTON LEGAL BLANK CO. FORM NO. 10148

Held July 18

19 94

MAYOR SKILLITER CALLED THE MEETING TO ORDER WITH THE PLEDGE TO THE FLAG. CLERK/TREASURER STONE CALLED THE ROLL: PRESENT WERE: BOWER, MCLEAR, VERKIN, MOTTER, AND SLOTNICK

FINTEL ENTERED THE MEETING SHORTLY AFTER IT HAD STARTED.

SLOTNICK STATED THAT COUNCIL DID NOT HAVE THE MINUTES FROM THE FIRST MEETING IN MAY WHICH WERE TABLED. VERKIN MOVED AND SLOTNICK SECONDED TO TABLE THE MINUTES UNTIL OF THE SECOND MEETING OF MAY UNTIL THE FIRST MEETING OF MAY WAS APPROVED.

VERKIN MOVED AND BOWER SECONDED TO ACCEPT THE MINUTES OF JULY 5TH AS CORRECTED. ROLL CALL VOTE: BOWER, MCLEAR, VERKIN, FINTEL, MOTTER AND SLOTNICK. ALL YEAS.

ENGINEERS REPORT: TELECKY NOT PRESENT.

ADMINISTRATOR'S REPORT :GRISWOLD PRESENTED HIS WRITTEN REPORT TO COUNCIL. ON FILE.

CLERK/TREASURER'S REPORT:STONE ANNOUNCED HIS RESIGNATION TO BE EFFECTIVE AS OF SEPTEMBER 3, 1994. STONE READ THE FOLLOWING. IN THE PAST I HAVE REQUESTED HELP ON MORE THAN ONE OCCASSION. EACH TIME THE REQUEST WAS DENIED. WITH EACH DENIAL, I ATTEMPTED TO MAKE CHANGES THAT WOULD ALLOW ME TO BE MORE EFFICIENT AND ACCURATE IN THE DEVELOPMENT OF THE FINANCIAL DATA. HOWEVER, JUST THE OPPOSITE HAPPENED. WHILE I BELIEVE MY PERFORMANCE IN 1992 OF COMPILING ACCURATE FINANCIAL REPORTS WAS AT THE NECESSARY LEVEL NEEDED FOR THIS POSITION, IT BEGAN TO ERODE IN 1993 AND CONTINUED TO DECLINE AS TIME PASSED ON. AS YOU KNOW, I RECENTLY EXPERIENCED SERIOUS HEALTH PROBLEMS WHICH HAS HAD A FURTHER EROSION IN MY ABILITY TO HANDLE THE POSITION. WHILE I DO NOT FEEL THAT ANYONE HAS HAD A PERSONAL VENDETTA, I DO FEEL THAT THE ACTIONS OR LACK OF ACTIONS BY CERTAIN INDIVIDUALS HAS EXCELERATED MY PERFORMANCE DECLINE. OVER THE PAST WEEKEND, I SPOKE WITH JACK BOWER AND TO EILEEN MCLEAR REGARDING THE STRESS I WAS FEELING AND SUGGESTED THAT IT WAS TIME FOR ME TO RESIGN. AS I HAVE CONTINUED THE PROCESS OF DEVELOPING ALTERNATIVE SCENERIOS AND APPROACHES, I BELIEVE THE FOLLOWING WOULD OFFER THE BEST SOLUTION FOR THE PEOPLE OF GENOA, THE VILLAGE OFFICIALS AND MYSELF. ACCORDINGLY, I AM AGAIN REQUESTING SOME CLERICAL ASSISTANCE WHICH WILL ENABLE ME TO ORGANIZE THE RECORDS, FILES ETC. AND HAVE TIME TO EMPHASIZE THE FINANCIAL REPORTING. IN ADDITION, I REQUEST THAT THOSE INDIVIDUALS WHO HAVE A TENDANCY TO JUST DROP IN, CEASE THIS PRACTICE. I BELIEVE WITH SOME CLERICAL ASSISTANCE AND A REDUCTION IN INTERRUPTIONS FROM NOW UNTIL SEPTEMBER 3, 1994, I WILL BE ABLE TO MAKE THE TRANSITION GO SMOOTHER. WHILE IT IS NOT MY MAKE-UP TO RUN FROM A PROBLEM, I ALSO REALIZE THAT I NEED SOME CLERICAL HELP AND DO NOT WISH TO JEOPARDIZE THE HEALTH AND WELL BEING OF MY FAMILY AND MYSELF. YOUR CONSIDERATION AND ACCEPTANCE OF THIS PROPOSAL WILL BE APPRECIATED. THE SOLICITOR STATED THAT A RESIGNATION IS TECHNICALLY EFFECTIVE IMMEDIATELY. THE SOLICITOR ASKED STONE WHY HE PICKED SEPTEMBER 3RD AS A DATE? STONE SAID THAT HE WANTED TO BE HERE FOR THE AUDITORS AND HAVE TIME TO GET SOME THINGS ORGANIZED. THE MAYOR REFERRED FURTHER DISCUSSION FOR EXECUTIVE SESSION AFTER REGULAR BUSINESS HAS BEEN TAKEN CARE OF.

PARK BOARD :SLOTNICK STATED THAT EVERYTHING AT THE PARK IS GOING WELL. NO CURRENT FINANCIAL REPORT. MEETING TO BE ON JULY 31 AT 7:00 P.M.

ZONING BOARD:FINTEL NO REPORT.

MAYOR'S REPORT :SKILLITER NOMINATED VERKIN AND FINTEL TO THE ENTERPRISE ZONE COMMITTEE BOWER MOVED AND MCLEAR SECONDED. ROLL CALL. BOWER, MCLEAR, VERKIN, FINTEL, MOTTER AND SLOTNICK ALL YEAS.

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THE MAYOR REPORTED ON THE STATUS OF THE VILLAGE OF GENOA SIGN THAT WAS BEING INSTALLED AT AG CREDIT. SLOTNICK ASKED IF THE MONEY FOR THE SIGN AT AG CREDIT HAS BEEN PUT INTO ESCROW? STONE WASN'T AWARE OF THE ESCROW REQUIREMENT. THE MAYOR INSTRUCTED STONE TO SEND AG CREDIT A CHECK OF \$1,393.84 FOR THE VILLAGE'S SHARE OF THE COST OF THE SIGN AND IMPROVEMENTS.

COMMITTEE REPORTS:

STREETS-MCLEAR STATED THAT THE GAS COMPANY TORE OUT A SLAB OF SIDEWALK BETWEEN HER HOUSE AND THE NEXT HOUSE NORTH OF HERS AND HAD NOT REPLACED IT. MCLEAR ASKED GRISWOLD WHAT COULD BE DONE IF THE GAS COMPANY DID NOT REPLACE THE SLAB OF SIDEWALK? GRISWOLD STATED THAT THE VILLAGE WOULD CONTRACT THE SIDEWALK OUT AND BILL THE GAS COMPANY. SLOTNICK ASKED THE SOLICITOR IF THERE WAS NO BID ON THE SIDEWALK PROJECT COULD THE WORK BE DONE? THE SOLICITOR SAID THAT THE PROJECT WOULD HAVE TO BE REBID. THE MAYOR BROUGHT UP THE CRACK IN MAIN STREET IN FRONT OF THE METHODIST CHURCH WAS GETTING BIGGER AND NEEDED FIXING.

UTILITIES-VERKIN PRESENTED THE MINUTES FROM THE UTILITY MEETING. VERKIN ASKED THE SOLICITOR IF THE VILLAGE COULD OFFER A REDUCTION IN TAP FEES FOR THE DEVELOPMENT AT THE WILDACRE? THE SOLICITOR SAID THAT COULD SET A PRECEDENCE. THERE WAS FURTHER DISCUSSION ON TAP FEES. VERKIN ASKED THE SOLICITOR IF THERE WAS A STATUE OF LIMITATIONS ON THE BAD DEBTS OF THE VILLAGE UTILITIES? THE SOLICITOR SAID THAT SHE WOULD LOOK INTO THE MATTER. THE COLLECTION METHODS OF SMALL CLAIMS COURT AND COLLECTION AGENCIES WERE DISCUSSED. THE ISSUE OF BFI AND THE QUALITY OF THEIR GARBAGE PICK UP WAS DISCUSSED. SLOTNICK WAS ASKED TO TALK TO BFI ABOUT THEIR SERVICE TO THE VILLAGE. THE MAYOR STATED THAT THE STICKER HAD NOT BEEN TAKEN OFF HIS GARBAGE CAN AND THE BRUSH WAS THROWN IN WITH THE REGULAR TRASH. SLOTNICK STATED THAT BFI WANTS TO GO TO WEEKLY RECYCLING PICK UP AND WAS ASKING FOR A RATE INCREASE TO HELP OFF SET THE ADDITIONAL COSTS. THE MEMBERS OF COUNCIL DID NOT CARE IF BFI WENT TO A WEEKLY RECYCLING PICK UP, BUT THAT NO RATE INCREASE WOULD BE GIVEN. SLOTNICK INFORMED COUNCIL THAT THERE IS ABOUT 76 TO 78 PERCENT PARTICIPATION IN THE RECYCLING PROGRAM. THE SOLICITOR ADVISED SLOTNICK TO HAVE AN ADHOC COMMITTEE MEETING AND TO KEEP AN ACCURATE SET OF MINUTES. SLOTNICK CALLED FOR AN ADHOC COMMITTEE MEETING FOR THURSDAY NIGHT JULY 21ST AT 7:30 P.M.

WATER-BOWER NO REPORT.

SEWER-VERKIN NO REPORT.

ELECTRIC-FINTEL NO REPORT. VERKIN STATED THAT SFT WILL BE EXAMINING THE TRANSFORMERS OUT AT GENOA MOTORS TO SEE IF THEY WILL BE BIG ENOUGH TO HANDLE THE ADDITIONAL POWER REQUIREMENTS THAT WILL BE NEEDED WHEN THE NEW COMPANIES ARE ADDED ON TO THE VILLAGE'S ELECTRICAL SYSTEM.

FINANCE-BOWER THERE WILL BE A MEETING SOON.

SAFETY-FINTEL WILL PUT THE MINUES IN THE NEXT PACKET. POLICE CAR IS TO BE IN SOON.

MCLEAR STATED SOME CONCERN ABOUT THE SPEED OF THE RED DUMP TRUCKS COMING ON S.R. 163 COMING UP TO THE LIGHT AT MAIN AND S.R. 163. AND TURNING ONTO THE SIDE STREETS TO AVOID THE STREET LIGHT. THERE WAS FURTHER DISCUSSION ON THE MATTER.

MAINTENANCE-FINTEL NO REPORT.

THE MAYOR STATED THAT THE FIRE PLACE LOUNGE WITHDREW IT'S BID TO BUY THE OLD STAR & LIL'S BUILDING.

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ADHOC-SLOTNICK STATED THAT 33 OUT OF THE 72 TREES HAD DIED AND THAT THE TREE COMMISSION WAS ONLY GOING TO BE CHARGED FOR THE LIVE ONES. A TREE COMMISSION MEETING FOR THURSDAY NIGHT AUGUST 11TH AT 7:00 P.M.

THE MAYOR INFORMED COUNCIL THAT MR. HENDERSON BOUGHT THE LACROSS PROPERTY AND WAS GOING TO FIX UP THE HOUSE FOR RENTAL. HENDERSON WAS GOING TO DONATE A 50 X 240 FEET SECTION TO THE VILLAGE TO BE USED FOR PARKING. THE TREES WOULD BE TRANSPLANTED. BETSY MOVED MOTTER SECONDED TO GIVE GRISWOLD THE AUTHORITY TO NEGOTIATE WITH HENDERSON. ROLL CALL: BOWER, MCLEAR, VERKIN, FINTEL, MOTTER, SLOTNICK ALL YEAS.

ECONOMIC DEVELOPMENT-VERKIN AREA ECONOMIC DEVELOPMENT MEETING ON AUGUST 17TH AT 7:00 P.M.

INSURANCE-MOTTER NO REPORT.

ORDINANCES/RESOLUTIONS/MOTIONS:

ORDINANCE 47-94 REPEALING RESOLUTION 33-94 MCLEAR MOVED AND MOTTER SECONDED 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: BOWER, MCLEAR, VERKIN, FINTEL, MOTTER, AND SLOTNICK. ALL YEAS. MCLEAR MOVED AND BOWER SECONDED THAT ORDINANCE BE PASSED AS AN EMERGENCY MEASURE IN ACCORDANCE WITH ORC 731.20. SLOTNICK ASKED IF THEY INTENDED TO PROCEED WITH THE PROJECT? SLOTNICK WAS TOLD THAT THE PROJECT WOULD HAVE TO BE REBID LATER. FINTEL ASKED IF A ORDINANCE COULD BE USED TO REPEAL A RESOLUTION? THE SOLICITOR SAID THAT IT DIDN'T MATTER. ROLL CALL: BOWER, MCLEAR, VERKIN, FINTEL, MOTTER AND SLOTNICK. ALL YEAS.

ORDINANCE 48-94 AWARDDING TENNIS COURTS BID. SLOTNICK MOVED AND MOTTER SECONDED THAT THE RULE REQUIRING ORDINANCES TO BE FULLY AND DISTINCTLY READ ON THREE DIFFERENT DAYS BE DISPENSE WITH IN ACCORDANCE WITH SEC. 731.17 ORC. ROLL CALL: BOWER, MCLEAR, VERKIN, FINTEL, MOTTER AND SLOTNICK. ALL YEAS. SLOTNICK MOVED AND VERKIN SECONDED THAT ORDINANCE BE PASSED AS AN EMERGENCY MEASURE IN ACCORDANCE WITH ORC 731.20. BOWER COMMENTED THAT BERGMAN'S BID WAS A LOT LOWER THIS TIME THAN BEFORE. GRISWOLD STATED THAT SOME OF THE ITEMS LIKE THE FENCE WERE TAKEN OUT OF THIS PROPOSAL SINCE THE EMPLOYEES COULD DO IT CHEAPER. ROLL CALL: BOWER, MCLEAR, VERKIN, FINTEL, MOTTER, AND SLOTNICK. ALL YEAS

ORDINANCE 49-94 AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO A CONTRACT WITH POGGEMEYER FOR PHASE 8 OF THE SEWER SEPARATION VERKIN MOVED AND MCLEAR SECONDED 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: BOWER, MCLEAR, VERKIN, FINTEL, MOTTER AND SLOTNICK. ALL YEAS. VERKIN MOVED AND MCLEAR SECONDED THAT ORDINANCE BE PASSED AS AN EMERGENCY MEASURE IN ACCORDANCE WITH ORC.731.20. NO DISCUSSION. ROLL CALL: BOWER, MCLEAR, VERKIN, FINTEL, MOTTER AND SLOTNICK. ALL YEAS.

ORDINANCE 50-94 LEVYING SPECIAL ASSESSMENTS ON PHASE 6 OF THE SEWER SEPARATION VERKIN MOVED AND BOWER SECONDED 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: BOWER, MCLEAR, VERKIN, FINTEL, MOTTER AND SLOTNICK ALL YEAS. VERKIN MOVED AND MCLEAR SECONDED THAT ORDINANCE 50-94 BE PASSED AS AN EMERGENCY MEASURE IN ACCORDANCE WITH ORC. 731.20 ROLL CALL: BOWER, MCLEAR, VERKIN, FINTEL, MOTTER, AND SLOTNICK ALL YEAS.

ORDINANCE 51-94 AUTHORIZING THE ADMINISTRATOR TO APPLY FOR ISSUE II FUNDS VERKIN MOVED AND MOTTER SECONDED THAT THE RULE REQUIRING ORDINANCES TO BE FULLY AND DISTINCTLY READ ON THREE DIFFERENT DAYS BE DISPENSED WITH IN ACCORDANCE WITH

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SEC. 731.17 OF THE ORC. ROLL CALL: BOWER, MCLEAR, VERKIN, FINTEL, MOTTER, SLOTNICK. ALL YEAS. VERKIN MOVED AND MCLEAR SECONDED THAT ORDINANCE BE PASSED AS AN EMERGENCY MEASURE IN ACCORDANCE WITH ORD. 731.20. SLOTNICK ASKED GRISWOLD GO FOR THE NEXT ROUND. GRISWOLD SAID THAT THIS IS FOR THE NEXT ROUND OF ISSUE II. ROLL CALL: BOWER, MCLEAR, VERKIN, FINTEL, MOTTER, SLOTNICK ALL YEAS.

FINTEL MOVED VERKIN SECONDED TO GO INTO EXECUTIVE SESSION ON PERSONNEL MATTERS. ROLL CALL: BOWER, MCLEAR, VERKIN, FINTEL, MOTTER, SLOTNICK ALL YEAS. TIME 8:40 P.M. STONE WAS ASKED TO LEAVE DURING THE MIDDLE OF THE EXECUTIVE SESSION.

RECONVEANED AT 8:50 P.M.

THE MAYOR TOLD STONE TO PUT HIS RESIGNATION IN WRITING AND TO DATE IT FOR THAT DAY. THERE WAS FURTHER DISCUSSION ON HIS RESIGNATION. VERKIN MOVED AND SLOTNICK SECONDED TO ACCEPT THE DATE AS REQUESTED IN HIS RESIGNATION. NO DISCUSSION. ROLL CALL: BOWER, MCLEAR, VERKIN, FINTEL, MOTTER AND SLOTNICK ALL YEAS.

THERE BEING NO FURTHER BUSINESS BOWER MOVED AND MCLEAR SECONDED TO ADJOURN. ROLL CALL. BOWER, MCLEAR, VERKIN, FINTEL, MOTTER AND SLOTNICK ALL YEAS. TIME 9:17

*David R. Stone*

CLERK/TREASURER

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MAYOR