

# RECORD OF PROCEEDINGS

Minutes of

GENOA VILLAGE COUNCIL

Meeting

DAYTON LEGAL BLANK CO., FORM NO. 1014B

Held COUNCIL CHAMBERS OCTOBER 7, 1996

MAYOR SKILLITER CALLED THE MEETING TO ORDER AT 7:33 P.M. WITH THE PLEDGE TO THE FLAG. CLERK/TREASURER MOTTER CALLED THE ROLL. MRS. McLEAR, MR. VERKIN, MR. GLADDEN, MR. AVERY AND MRS. SLOTNICK. ALSO PRESENT WERE MRS. SMITH AND MR. ADAMS. COUNCILMAN BOWER WAS ABSENT.

## APPROVAL OF THE MINUTES

### SEPTEMBER 16TH MINUTES

ON THE 1ST PAGE THE LAST PARAGRAPH "LEGAL MATTERS" SHOULD BE CHANGED TO "PENDING LITIGATION".

MR. GLADDEN MOVED, SECOND BY MRS. SLOTNICK TO APPROVE THE MINUTES AS AMENDED. ROLL CALL VOTE: MRS. McLEAR, MR. VERKIN, MR. GLADDEN, MR. AVERY AND MRS. SLOTNICK ALL YEAS (5). MOTION PASSED.

### ENGINEERS REPORT

MR. ADAMS REPORTED THAT POGGEMEYER DESIGN WAS STILL WORKING ON THE WATER LINE EASEMENT ON THE HERMAN PROPERTY .

### ADMINISTRATOR'S REPORT

MR. ADAMS REPORTED ON ORDINANCE 58-96 WHICH WILL ALLOW THE VILLAGE TO EMPLOY AMP-OHIO FOR DISTRIBUTION, TRANSMISSION AND ENGINEERING SERVICES AT A LOWER RATE. THE REST OF MR. ADAMS REPORT IS ON FILE.

### CLERK/TREASURER'S REPORT

MR. MOTTER REPORTED THE THE AUDITORS HAD FINISHED. MR. MOTTER PRESENTED INVOICES IN THE AMOUNT OF \$163,218.08 FOR PAYMENT. MR. AVERY MOVED, SECOND BY MRS. McLEAR TO PAY THE INVOICES. ROLL CALL VOTE: MRS. McLEAR, MR. VERKIN, MR. GLADDEN, MR. AVERY AND MRS. SLOTNICK ALL YEAS (5). MOTION PASSED.

### RECREATION BOARD NO REPORT

### ZONING BOARD

MR. AVERY REPORTED THAT ZONING BOARD ISSUED 10 PERMITS AT THEIR SEPTEMBER MEETING. MR. AVERY ALSO REPORTED THAT THEY WOULD LIKE TO HAVE AN OFFICE FOR THE ZONING INSPECTOR. A COPY OF MINUTES OF THE SEPTEMBER 24TH IS ON FILE.

### MAYOR'S REPORT

MAYOR SKILLITER ASKED THAT COUNCIL APPROVE TERRY SIEVERT AS THE CHAIRMAN OF THE TREE COMMISSION REPLACING MRS. ELLEN BERGMAN. HE ALSO NOTED THAT MRS. BERGMAN WOULD STAY ON AS A COMMITTEE PERSON. MRS. SLOTNICK MOVED, SECOND BY MRS. McLEAR TO APPROVE THE RECOMMENDATON OF TERRY SIEVERT AS CHAIRMAN OF THE TREE COMMISSION. ROLL CALL VOTE: MRS. McLEAR, MR. VERKIN, MR. GLADDEN, MR. AVERY AND MRS. SLOTNICK ALL YEAS (5). MOTION PASSED.

### ANYONE WISHING TO ADDRESS COUNCIL

KARA SMITH OF CIC ADDRESSED COUNCIL REGARDING THE SIGNING OF A CONTRACT WITH CIC FOR THEIR HELP WITH ECONOMIC DEVELOPMENT FOR GENOA. NO DECISION WAS MADE AND OUR SOLICITOR WILL LOOK OVER THE CONTRACT TO SEE IF ANY CHANGES NEED TO BE MADE. THERE WAS A QUESTION ON LIABILITY INSURANCE THAT NEEDS TO BE CLARIFIED.

STEVE ARNDT ALSO ADDRESSED COUNCIL REGARDING HIS BID FOR RE-ELECTION FOR COUNTY COMMISSIONER. MR. ARNDT REVIEWED THE PROGRESS ON THE ALLEN-CLAY TOWNSHIP SEWER LINE.

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AT 8:48 P.M. MR. VERKIN MOVED, SECOND BY MRS. SLOTNICK TOO GO INTO EXECUTIVE SESSION TO DISCUSS PENDING LITIGATION.

REGULAR COUNCIL MEETING RECONVENED AT 9:03 P.M.

## COMMITTEE REPORTS

STREETS & SIDEWALKS NO REPORT

## UTILITIES

AT THE UTILITY MEETING ON SEPTEMBER 16TH, IT WAS DISCUSSED THAT APPLICANTS FOR UTILITIES WOULD SIGN AN AGREEMENT, THE HOME OWNER WOULD BE RESPONSIBLE AND WOULD HAVE THE RIGHT TO CHECK AND SEE IF THE TENANT WAS PAYING THE BILL.  
A COPY OF THE MINUTES IS ON FILE.

WATER NO REPORT

## SEWER

MR. AVERY BROUGHT UP THE ISSUE ON THE DUNN RESIDENCE ON MAIN ST. IT WAS NOTED THAT THEY HAVE NOT AS YET BEEN TIED INTO A NEW SEWER AND NO ONE IS TIED INTO THEIR PRESENT LINE.

## ELECTRIC

MR. GLADDEN REPORTED THAT THEY WERE WORKING ON EASEMENTS SO WE CAN GET POWER TO McDONALDS.

FINANCE NO REPORT

## SAFETY

AT THE SEPTEMBER 18TH MEETING THERE WAS DISCUSSION ON THE POLICE BUDGET SHRINKING OVER THE LAST THREE YEARS, HAVING A BLOCK WATCH AND ADDING ANOTHER FULL OR PART TIME POLICEMAN.  
A COPY OF MINUTES IS ON FILE.

## MAINTENANCE

MR. VERKIN HAS WORKED ON THE FURNANCE AND IF THE REPAIR JOB DOESN'T WORK THERE ARE THREE OTHER OPTIONS TO TRY TO SEE IF IT WILL OPERATE PROPERLY.

## ADHOC

THE COMMITTEE MET ON SEPTEMBER 25TH AND AT THE RECOMMENDATION OF THE BOARD AGREED TO PUT VETERANS MEMORIAL PARK UNDER THE VILLAGE ADMINISTRATOR. THE COMMITTEE RECOMMENDS THAT COUNCIL REPEAL ORDINANCE 11-62 AND ESTABLISH A PARKS AND RECREATION DEPARTMENT UNDER THE VILLAGE ADMINISTRATOR.  
A COPY OF MINUTES OF THE MEETING IS ON FILE.

ECONOMIC DEVELOPMENT NO REPORT

## INSURANCE

MR. AVERY REPORTED THAT THERE WILL BE COMMITTEE MEETING OCTOBER 16TH AT 6:30 P.M.

MR. AVERY ALSO REPORTED ON THE INSURANCE BIDS. TITAN HOLDING INC. WAS THE LOW BIDDER BUT DID NOT FURNISH A BID BOND WHICH RESULTED IN THE BID GOING TO HYLANT-MacLEAN.

## ORDINANCES/RESOLUTIONS/MOTIONS

MR. GLADDEN PRESENTED THE 1ST READING OF ORDINANCE 58-96 AN ORDINANCE APPROVING THE FORM AND AUTHORIZING THE THE EXECUTION OF AN INTERGOVERNMENTAL JOINT VENTURE AGREEMENT (MESA) BY THE VILLAGE OF GENOA, OHIO, WITH OTHER OHIO MUNICIPALITIES AND TAKING CERTAIN OTHER ACTIONS IN CONNECTION THERE WITH.

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MRS. SLOTNICK PRESENTED ORDINANCE 59-96 AN ORDINANCE AUTHORIZING THE CLERK/TREASURER TO CHANGE THE BEGINNING OF YEAR BALANCES IN THE GENERAL FUND (101), CAPITAL IMPROVEMENT FUND (403), WATER FUND (601), SEWER FUND (602), ELECTRIC FUND (603) AND SEWER CAPITAL IMPROVEMENT FUND (611) PER THE ATTACHED DOCUMENT FROM THE AUDITORS, AND DECLARING AN EMERGENCY. MRS. SLOTNICK MOVED, SECOND BY MR. VERKIN, THAT THE RULE REQUIRING ORDINANCES TO BE FULLY AND DISTINCTLY READ ON THREE DIFFERENT DAYS BE DISPENSED WITH IN ACCORDANCE ORC 731.17. ROLL CALL VOTE: MRS. McLEAR, MR. VERKIN, MR. GLADDEN, MR. AVERY AND MRS. SLOTNICK ALL YEAS. MRS. SLOTNICK MOVED, SECOND BY MR. VERKIN ORDINANCE 59-96 BE PASSED IN ACCORDANCE WITH ORC 731.30. MRS. SLOTNICK RAISED THE QUESTION THAT MR. MOTTER HAD NOT FOLLOWED THE PROPER PROCEDURE PER ORDINANCE 3-93. IN VIEW OF THIS ACTION THERE WAS NO VOTE ON THE ORDINANCE AND IT WAS NOTED TO BE THE 1ST READING.

MR. GLADDEN PRESENTED ORDINANCE 60-96 AN ORDINANCE ESTABLISHING A TAP IN FEE FOR UNDERGROUND ELECTRICAL POWER WITHIN THE VILLAGE OF GENOA, AND DECLARING AN EMERGENCY. MR. GLADDEN MOVED, SECOND BY MR. AVERY THAT THE RULE REQUIRING ORDINANCES TO BE FULLY AND DISTINCTLY READ ON THREE DIFFERENT DAYS BE DISPENSED WITH IN ACCORDANCE WITH ORC 731.17. ROLL CALL VOTE: MRS. McLEAR, MR. VERKIN, MR. GLADDEN, MR. AVERY AND MRS. SLOTNICK ALL YEAS. MR. GLADDEN MOVED, SECOND BY MRS. SLOTNICK THAT ORDINANCE 60-96 BE PASSED IN ACCORDANCE WITH ORC 731.30. NO DISCUSSION. ROLL CALL VOTE: MRS. McLEAR, MR. VERKIN, MR. GLADDEN, MR. AVERY AND MRS. SLOTNICK ALL YEAS (5). MOTION PASSED.

MR. VERKIN PRESENTED ORDINANCE 61-96 AND ORDINANCE ESTABLISHING A TAP IN FEE OF TWO HUNDRED DOLLARS (200.00) FOR THE STORM SEWER COLLECTION SYSTEM WITHIN THE VILLAGE OF GENOA AND DECLARING AN EMERGENCY. MR. VERKIN MOVED, SECOND BY MRS. SLOTNICK THAT THE RULE REQUIRING ORDINANCES TO BE FULLY AND DISTINCTLY READ ON THREE DIFFERENT DAYS BE DISPENSED WITH IN ACCORDANCE WITH ORC 731.17. ROLL CALL VOTE: MRS. McLEAR, MR. VERKIN, MR. GLADDEN, MR. AVERY AND MRS. SLOTNICK ALL YEAS. MR. VERKIN MOVED, SECOND BY MRS. SLOTNICK THAT ORDINANCE 61-96 BE PASSED IN ACCORDANCE WITH ORC 731.30. NO DISCUSSION. ROLL CALL VOTE: MRS. McLEAR, MR. VERKIN, MR. GLADDEN, MR. AVERY AND MRS. SLOTNICK ALL YEAS (5). MOTION PASSED.

MR. GLADDEN PRESENTED ORDINANCE 62-96 AN ORDINANCE ESTABLISHING A FEE FOR A JOINT TRENCH AND SERVICE DROP FOR THE INSTALLATION OF UNDERGROUND PUBLIC UTILITIES WITHIN THE VILLAGE OF GENOA'S RIGHT-A-WAY OR EASEMENTS, AND DECLARING AN EMERGENCY. MR. GLADDEN MOVED, SECOND BY MR. VERKIN THAT THE RULE REQUIRING ORDINANCES TO BE FULLY AND DISTINCTLY READ ON THREE DIFFERENT DAYS BE DISPENSED WITH IN ACCORDANCE WITH ORC 731.17. ROLL CALL VOTE. MRS. McLEAR, MR. VERKIN, MR. GLADDEN, MR. AVERY AND MRS. SLOTNICK ALL YEAS. MR. VERKIN MOVED, SECOND BY MR. AVERY THAT ORDINANCE 62-96 BE PASSED IN ACCORDANCE WITH ORC 731.30. ROLL CALL VOTE: MRS. McLEAR, MR. VERKIN, MR. GLADDEN, MR. AVERY AND MRS. SLOTNICK ALL YEAS (5). MOTION PASSED.

MR. VERKIN PRESENTED ORDINANCE 63-96 AN ORDINANCE AUTHORIZING THE VILLAGE OF GENOA TO ENTER INTO A SETTLEMENT WITH ROBIN MARKO REGARDING CERTAIN CIVIL LITIGATION, AND DECLARING AN EMERGENCY. MR. VERKIN MOVED, SECOND BY MR. AVERY THAT THE RULE REQUIRING ORDINANCES TO BE FULLY AND DISTINCTLY READ ON THREE DIFFERENT DAYS BE DISPENSED WITH IN ACCORDANCE WITH ORC 731.17. ROLL CALL VOTE: MRS. McLEAR, MR. VERKIN, MR. GLADDEN, MR. AVERY AND MRS. SLOTNICK ALL YEAS. MR. VERKIN MOVED, SECOND BY MR. AVERY THAT ORDINANCE 63-96 BE PASSED IN ACCORDANCE WITH ORC 731.30. NO DISCUSSION. ROLL CALL

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VOTE: MR. VERKIN, MR. AVERY AND MRS. SLOTNICK ALL YEAS. MRS. McLEAR NO AND MR. GLADDEN ABSTAINED. MOTION FAILED AND THIS WAS CONSIDERED THE 1ST READING.

MR. GLADDEN PRESENTED ORDINANCE 64-96 AN ORDINANCE AUTHORIZING THE VILLAGE ADMINISTRATOR TO ADVERTISE FOR BIDS FOR TREE REMOVAL, AND TREE TRIMMING WITHIN THE VILLAGE OF GENOA DURING 1977, AND DECLARING AN EMERGENCY. MR. GLADDEN MOVED, SECOND BY MRS. SLOTNICK THAT THE RULE REQUIRING ORDINANCES TO FULLY AND DISTINCTLY READ ON THREE DIFFERENT DAYS BE DISPENSED WITH IN ACCORDANCE ORD 731.17. ROLL CALL VOTE: MRS. McLEAR, MR. VERKIN, MR. GLADDEN, MR. AVERY AND MRS. SLOTNICK ALL YEAS. MR. GLADDEN MOVED, SECOND BY MRS. SLOTNICK THAT ORDINANCE 64-96 BE PASSED IN ACCORDANCE WITH ORC 731.30. MRS. SLOTNICK NOTED THAT SHE WOULD LIKE THE BIDDERS TO HAVE AN ARBORIST WHO IS ADEPT IN TREE TRIMMING. ROLL CALL VOTE: MRS. McLEAR, MR. VERKIN, MR. GLADDEN, MR. AVERY AND MRS. SLOTNICK ALL YEAS (5). MOTION PASSED.

MR. GLADDEN PRESENTED ORDINANCE 65-96 AN ORDINANCE AUTHORIZING THE VILLAGE ADMINISTRATOR TO ADVERTISE FOR BIDS FOR THE PURCHASE OF HOT MIX ASPHALT FOR MAINTENANCE OF VILLAGE STREETS AND ALLEYS AND DECLARING AN EMERGENCY. MR. GLADDEN MOVED, SECOND BY MR. AVERY THAT THE RULE REQUIRING ORDINANCES TO BE FULLY AND DISTINCTLY READ ON THREE DIFFERENT DAYS BE DISPENSED WITH IN ACCORDANCE WITH ORC 731.17. ROLL CALL VOTE: MRS. McLEAR, MR. VERKIN, MR. GLADDEN, MR. AVERY AND MRS. SLOTNICK ALL YEAS. THERE WAS A DISCUSSION THAT THE BIDDER SHOULD BE ABLE TO PRODUCE THE MATERIAL WHEN WE NEED IT. MR. GLADDEN MOVED, SECOND BY MR. VERKIN THAT ORDINANCE 65-96 BE PASSED IN ACCORDANCE WITH ORC 731.30. ROLL CALL VOTE: MRS. McLEAR, MR. VERKIN, MR. GLADDEN, MR. AVERY AND MRS. SLOTNICK ALL YEAS (5). MOTION PASSED.

MR. VERKIN PRESENTED ORDINANCE 66-96 AN ORDINANCE AUTHORIZING THE VILLAGE ADMINISTRATOR TO ADVERTISE FOR BIDS FOR LIMESTONE SCREENINGS, AND DECLARING AN EMERGENCY. MR. VERKIN MOVED, SECOND BY MRS. McLEAR THAT THE RULE REQUIRING ORDINANCES TO BE FULLY AND DISTINCTLY READ ON THREE DIFFERENT DAYS BE DISPENSED WITH IN ACCORDANCE WITH ORC 731.17. ROLL CALL VOTE: MRS. McLEAR, MR. VERKIN, MR. GLADDEN, MR. AVERY AND MRS. SLOTNICK ALL YEAS. MR. VERKIN MOVED, SECOND BY MRS. McLEAR THAT ORDINANCE 66-96 BE PASSED IN ACCORDANCE WITH ORC 731.30. NO DISCUSSION. ROLL CALL VOTE: MRS. McLEAR, MR. VERKIN, MR. GLADDEN, MR. AVERY AND MRS. SLOTNICK ALL YEAS (5). MOTION PASSED.

MRS. SLOTNICK PRESENTED ORDINANCE 67-96 AN ORDINANCE AUTHORIZING THE VILLAGE ADMINISTRATOR TO ADVERTISE FOR BID FOR GASOLINE AND DIESEL FUEL FOR VILLAGE VEHICLES AND EQUIPMENT, AND DECLARING AN EMERGENCY. MRS. SLOTNICK MOVED, SECOND BY MR. AVERY THAT THE RULE REQUIRING ORDINANCE TO BE FULLY AND DISTINCTLY READ ON THREE DIFFERENT DAYS BE DISPENSED WITH IN ACCORDANCE ORC 731.17. ROLL CALL VOTE: MRS. McLEAR, MR. VERKIN, MR. GLADDEN, MR. AVERY AND MRS. SLOTNICK ALL YEAS. MRS. SLOTNICK MOVED, SECOND BY MR. AVERY TO PASS ORDINANCE 67-96 IN ACCORDANCE WITH ORC 731.30. NO DISCUSSION. ROLL CALL VOTE: MRS. McLEAR, MR. VERKIN, MR. GLADDEN, MR. AVERY AND MRS. SLOTNICK ALL YEAS (5). MOTION PASSED.

MR. VERKIN PRESENTED ORDINANCE 68-96 AN ORDINANCE TO APPROPRIATE FUNDS IN THE WATERWORKS FUND (601), AND DECLARING AN EMERGENCY. MR. VERKIN MOVED, SECOND BY MRS. McLEAR THAT THE RULE REQUIRING ORDINANCE TO BE FULLY AND DISTINCTLY READ ON THREE DIFFERENT DAYS BE DISPENSED WITH IN ACCORDANCE WITH ORC 731.17. ROLL CALL VOTE: MRS. McLEAR, MR. VERKIN, MR.

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MRS. McLEAR MOVED, SECOND BY MR. AVERY TO ADJOURN. ROLL CALL VOTE: MRS. McLEAR, MR. GLADDEN, MR. AVERY AND MRS. SLOTNICK ALL YEAS (4). MR. VERKIN VOTED NO. MOTION PASSED AND COUNCIL MEETING WAS ADJOURNED AT 10.55 P.M.

Russell Motter  
CLERK/TREASURER

Robert T. Shillito Jr  
MAYOR

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19