

# RECORD OF PROCEEDINGS

Minutes of

Genoa Village Council

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 16148

Held \_\_\_\_\_ in Council Chambers on August 21 \_\_\_\_\_, 2000  
(YEAR)

Mayor Verkin called the meeting to order at 7:30 p.m. with the pledge to the flag. Clerk/Treasurer Cremean called the roll: Mr. Bower, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodman, and Mrs. Slotnick. Also present was Mr. Adams, Village Administrator, and Mrs. Smith, Village Solicitor.

## APPROVAL OF THE MINUTES

## AMENDMENTS TO THE MINUTES OF MEETING OF AUGUST 7<sup>th</sup>

None.

Mr. Bittner moved, second by Mr. Bower to approve the minutes as amended. Roll call vote: Mr. Bower, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodman and Mrs. Slotnick all yeas (6). Motion passed.

## ENGINEER'S REPORT

No report.

## ADMINISTRATOR'S REPORT/ZONING REPORT

Mr. Adams advised that he submitted a written Administrator's Report .

Mr. Adams wanted to advise that the low-level topo that was to be done on Superior Street and 13<sup>th</sup> has been cancelled. Instead, the Village will file for an Issue II application with the O.P.W.C., not only for the Superior Street and 13<sup>th</sup> Street intersection, but also for this whole area, including Superior Street and Buckeye Street.

Mr. Adams advised that should any Council members receive telephone calls from residents regarding the gas activation program, feel free to call the Utilities Office. They have the information that you may need regarding this program.

Mr. Adams requested that a public hearing be called for September 6<sup>th</sup> at 7:00 p.m. in Town Hall. This hearing would be for residents affected with the electrical system upgrade.

Mr. Adams advised that the Zoning Board approved a variance for the Ramirez family to build a new house on 4<sup>th</sup> Street.

A copy of Mr. Adams' Administrator's report is on file in the Clerk/Treasurer's Office.

## CLERK/TREASURER'S REPORT

Mr. Cremean presented invoices in the amount of \$286,913.55 for payment. Mr. Bower moved, second by Mrs. McLear to pay the invoices. Roll call vote: Mr. Bower, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodman and Mrs. Slotnick all yeas (6). Motion passed.

## RECREATION ADVISORY BOARD

Mr. Adams advised that he submitted a written Recreation Report to Council.

## MAYOR'S REPORT

No report.

## ANYONE WISHING TO ADDRESS COUNCIL

The following individuals addressed Council specifically stating their concerns regarding

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Ordinance 60-00 and requesting that Council vote against it:

**John Lewis, 1209 Main Street, Genoa, Ohio**  
**Don Cowell, 1308 Superior Street, Genoa, Ohio**  
**Mark Schrader, 4007 Windsor Court, Genoa, Ohio**  
**Joan Samsen, 507 4<sup>th</sup> Street, Genoa, Ohio**

**Dawn Angel, [No Address Given].** Ms. Angel stated that it is her property that is the subject of the rezoning requested in Ordinance 60-00, and that she has been involved in the process for several months. Ms. Angel stated her beliefs in support of Ordinance 60-00 and requested Council's affirmative vote for it.

**Don Cowell, 1308 Superior Street, Genoa, Ohio.** Mr. Cowell pointed out that the car wash in town was beginning to look "like a dump," and requested that Council take some action to get this property cleaned up. Mr. Adams advised that he would look into this matter.

**David Stone, 804 Main Street, Genoa, Ohio.** Mr. Stone inquired of Mr. Cremean whether he had received the message regarding postings being removed. Mr. Cremean advised that he received the message on Sunday. Mr. Stone also inquired whether Mr. Cremean had received his request for records, which he had. Mr. Stone added that he had forgotten to request some records and presented Mr. Cremean with an additional request.

Mr. Stone asked if the Village is still with Paramount Health Insurance. Mr. Stone expressed his concerns as to Paramount's financial stability and how that may affect the Village employees. Mr. Adams advised that the employee would be responsible for payment of the bill if the hypothetical situation Mr. Stone presented occurs. Mr. Adams stated that he has received a letter from Paramount indicating they are financially stable, and at this point the Village has to rely on that statement.

## COMMITTEE REPORTS

### STREETS AND SIDEWALKS

Mr. Bittner advised that he received a report from the Tree Commission and has submitted a copy to Council.

### UTILITIES

Mr. Avery advised that the Utility Committee held a meeting on August 15, 2000, at which time the topic was the two substations and the electrical upgrade that is underway. Mr. Avery advised that he has provided minutes of that meeting to Council. Mr. Avery specifically pointed to page 2 of those minutes which shows the statement of cash flows done by Mr. Trippe, the financial director from AMP-Ohio. Mr. Trippe has shown the projected revenues for the Village covering the years 1995 to 2002. Mr. Avery pointed out that in years 1999, 2000, 2001 we have in place a 3% increase in rates to help fund the project. Also that the debt coverage ratio shows that when projected out for 2004 and 2005, there might be another need for a 3% increase in electrical rates. Mr. Avery pointed out that since the project has been expanded, there is two substations where they have put feeder lines underneath Route 51 and Route 163, which is specifically set out on page 3, top right corner, of the minutes. These items are additions that have been done to the electrical program which is estimated at \$399,182. With that information, Mr. Avery requested that the Administrator bring in appropriate legislation for the borrowing of an additional \$400,000 for the substations project, which would cover the expansion of the project.

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Mr. Avery moved, second by Mr. Bittner that the Administrator bring in necessary legislation for the Village to borrow an additional \$400,000 to continue the substations project. Roll call vote: Mr. Bower, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodeman and Mrs. Slotnick all yeas (6). Motion passed.

## FINANCE

No report.

## SAFETY

Mrs. McLear advised that another police officer interview would be held on August 22 at 7:00 p.m.

## ADHOC

Mrs. Slotnick advised that she has submitted the approved minutes of the June 6<sup>th</sup> meeting and a draft of the minutes from the August 9<sup>th</sup> meeting of the Downtown Design Review Board.

Mrs. Slotnick advised that the request to place the Veterans' Memorial Wall on the north side of the lawn in front of the Town Hall came up. It is the Design Review Board's opinion that it cannot support the location in front of the Town Hall and denied the request. The Board recommended that different options be considered that would still fit in with the grant. A discussion was held concerning the Downtown Design Review Board's reasoning for denying the request and the different options for the location of the Memorial Wall.

Mrs. Slotnick advised that the next meeting of the Downtown Design Review Board would be Wednesday, September 6, 2000, at 4:30 p.m. at Genoa Custom Interiors.

Mrs. McLear advised that she talked with Dan of BFI. He reported that the reason the broken toy was not picked up was because BFI has been required to replace toys that kids leave by the garbage cans. Dan also advised that they have a problem with some people leaving their garbage cans uncovered and they fill up with water and this makes it very difficult to pick up the bag contained in the garbage can. Mrs. McLear suggested that a notice be put in the paper that these cans should be covered to avoid them filling with water, and that people make sure toys are not left near the garbage cans to avoid mistaken pick-ups. Mrs. Slotnick stated that it was her impression that any garbage can that is put out before 6:00 p.m. on Sunday is to be covered and only garbage that is placed in plastic bags or in cans is to be picked up.

## INSURANCE

No report.

Mr. Avery stated that the Planning Commission met August 14<sup>th</sup> and the two topics discussed was E.S. Wagner applying for the permit for the asphalt plant. No one showed up from E.S. Wagner so that issue was tabled. The other issue was Rosfort Enterprises inquiry regarding the development of the lot between the library and Lucky Farmers with two and three-family condos. Rosfort was advised that there would be zoning changes necessary for that request, and they were referred back to the Zoning Committee.

Mr. Avery advised that he received a call from Royce Buehler concerning the property located next to his property. He was complaining because the grass is three or four feet high and has been left unattended. Mr. Adams requested Mr. Avery to obtain an address for this property and advised that he would send a notice out.

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DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held \_\_\_\_\_ in Council Chambers on August 21 \_\_\_\_\_, 2000  
(YEAR)

## ORDINANCES/RESOLUTIONS/MOTIONS

Mrs. Slotnick presented the third reading of Ordinance 60-00, an Ordinance rezoning from R-1 to R-4 part of Parcel No. 101-08472-18355-000, east 10 acres of the south west quarter of the south east quarter of section 34, 330' frontage, depth 1320' area, 10 acres more or less. Mrs. Slotnick moved, second by Mr. Bittner that Ordinance 60-00 be passed. Mr. Bower pointed out that the one concern he has is the fact that Council has no guarantee as to what exactly is going to go in on this property. All Council has been told is that they are manufactured homes, etc. Mr. Bower feels that the Village should have a written guarantee from the people proposing this development specifically stating that it will be used for manufactured homes. Mr. Avery added that this matter continues to refer to Mr. Blausey and that in the year and a half this matter has been discussed, Mr. Blausey has never appeared at any Council meeting. Mr. Avery voiced a concern about the development of the other 40 acres located in the area, and stated that if we start with manufactured homes, then we have set up a direction for the rest of the 40 acres. Roll call vote: Mr. Bower: No; Mrs. McLear: Yes; Mr. Avery: No; Mr. Bittner: Yes; Mr. Goodeman: Yes; and Mrs. Slotnick stated that we are elected to represent the people of Genoa and the people of Genoa have requested a no vote: No. 3 Yeas; 3 Nays. Mayor Verkin did not cast a vote, stating that it didn't make a difference. Motion failed.

Mr. Bower presented Ordinance 70-00, an Ordinance authorizing the Clerk/Treasurer to reduce the estimated revenues in the Waterworks Fund (601) by Six Hundred Thousand Dollars (\$600,000.00), and the Electric Fund (603) by Nine Hundred Ten Thousand Four Hundred Twenty-Four Dollars and Sixty-Nine Cents (\$910,424.69), and declaring an emergency. Mr. Bower 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: Mr. Bower, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodeman, and Mrs. Slotnick all yeas (6). Motion passed. Mr. Bower moved, second by Mrs. McLear that Ordinance 70-00 be passed as an emergency measure in accordance with ORC 731.30. Roll call vote: Mr. Bower, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodeman, and Mrs. Slotnick all yeas (6). Motion passed.

Mr. Bower presented Ordinance 71-00, an Ordinance amending Ordinance Number 24-00 authorizing the Clerk/Treasurer to reduce the permanent appropriations in the Electric Fund (603) by Six Hundred One Thousand Six Hundred Dollars (\$601,600.00), and declaring an emergency. Mr. Bower 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: Mr. Bower, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodeman, and Mrs. Slotnick all yeas (6). Motion passed. Mr. Bower moved, second by Mrs. McLear that Ordinance 71-00 be passed as an emergency measure in accordance with ORC 731.30. Roll call vote: Mr. Bower, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodeman, and Mrs. Slotnick all yeas (6). Motion passed.

Mr. Bower presented Ordinance 72-00, an Ordinance appropriating Eight Hundred Seventy-One Dollars and Seventy-Three Cents (\$871.73) into the Permissive Tax Fund (208), and declaring an emergency. Mr. Bower 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: Mr. Bower, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodeman, and Mrs. Slotnick all yeas (6). Motion passed. Mr. Bower moved, second by Mrs. McLear that Ordinance 72-00 be passed as an emergency measure in accordance with ORC 731.30. Roll call vote: Mr. Bower, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodeman, and Mrs. Slotnick all yeas (6). Motion passed.

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## OTHER BUSINESS

Mrs. Slotnick advised that she was missing various sections from her book of codified ordinances. Mrs. Slotnick further advised that Mrs. McLear has commented to her that she felt she was missing sections as well. Mrs. Slotnick stated that she believes it would be a good idea if this year as we are proceeding we make sure that all the books are complete so that we know what our ordinances are.

Mr. Adams' suggestion was to have a committee meeting, bring the codified ordinance books in, and go through them and make sure they are the same.

A member of the audience requested more information regarding the asphalt plant. Mr. Avery and Mr. Adams explained the situation involving E.S. Wagner.

Mr. Avery brought up the fact that Elmore places an ad in their paper setting forth the "hot topics" for the month, and inquired whether that was something the Village could do with the *Suburban Press*. A lengthy discussion was held regarding this matter.

Mrs. Slotnick did inquire whether any information about public hearings and meetings was being placed on the Village of Genoa's website. Mr. Cremean advised that to the best of his knowledge it was not. Mrs. Slotnick stated that the Village's website could be another source of information for the residents.

Mr. Bower moved, second by Mr. Avery to change the regularly scheduled Monday Council meeting to Tuesday, September 5, 2000, at 7:30 p.m. Roll call vote: Mr. Bower, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodeman, and Mrs. Slotnick all yeas (6). Motion passed.

Mr. Bower moved, second by Mr. Avery to adjourn. Roll call vote: Mr. Bower, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodeman, and Mrs. Slotnick all yeas (6). Motion passed and Council meeting was adjourned at 8:38 p.m.

  
CLERK/TREASURER

  
MAYOR

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Held \_\_\_\_\_,

\_\_\_\_\_  
(YEAR)