

RECORD OF PROCEEDINGS

Minutes of

Genoa Village Council

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held _____ in Council Chambers on May 21, _____, 2001
(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 for attendance: Mr. Adams, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodman, and Mrs. Slotnick. Also present were Mr. Adams, Village Administrator, and Mrs. Smith, Village Solicitor.

APPROVAL OF THE MINUTES

AMENDMENTS TO THE MINUTES OF MEETING OF MAY 7th

- None

Mr. Avery moved, second by Mr. Bittner to approve the minutes as written. Roll call vote: Mr. Adams, 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

- Written Administrator's report submitted
- Written Zoning report submitted
- Advised regarding receipt of liquor license transfer for Genoa Country Café by new owners, Raymond and Theresa St. Marie. Advised Council they have 30 days to object to the transfer.
- Advised that the building located at the corner of 6th Street and Main Street may be being remodeled for apartments. Asked for Council's direction on what position he should take upon probable receipt of "change of use" request for that building. Lengthy discussion ensued regarding this matter. It was decided that Council's position is that the building should not be used for living quarters.

CLERK/TREASURER'S REPORT

- Mr. Cremean presented invoices in the amount of \$185,005.00 for payment. Mrs. McLear moved, second by Mr. Avery to pay the invoices. Roll call vote: Mr. Adams, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodman and Mrs. Slotnick all yeas (6). Motion passed.

RECREATION ADVISORY BOARD

- Written report submitted

MAYOR'S REPORT

- Abatement proceedings have been started on the property located at 3rd and Superior Streets, the Avalos property on Wilson Street and possibly three or four more.

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- The Village was supposed to have a payment in the amount of \$488,000 to the City of Oregon, but have negotiated a \$300,000 payment this year and a \$265,440 payment in 2002. This will even out the payments over a two-year period.
- Construction on the Veterans Wall is going well, but will not be complete by Memorial Day. Completion is expected mid to late June. Tentatively have set July 4th at 4:00 for the dedication ceremony. If that day doesn't work, July 8th is the alternate date.
- Requested Council's authority to appoint Kenneth Brown of 205 Buckeye Street to the Zoning Board of Appeals to fill Dave Adams' position.
- Requested Council's authority to appoint Elizabeth Slotnick to the TMACOG Environmental Council.

Mr. Bittner moved, second by Mr. Avery to appoint Kenneth Brown to the Zoning Board of Appeals and Elizabeth Slotnick to the TMACOG Environmental Council. Roll call vote: Mr. Adams, Yes; Mrs. McLearn, Yes; Mr. Avery, Yes; Mr. Bittner, Yes; Mr. Goodeman, Yes; and Mrs. Slotnick, Abstain. Yeas (5); Abstain (1). Motion passed.

ANYONE WISHING TO ADDRESS COUNCIL

- **Kriston Bryston, 916 Washington Street, Genoa, Ohio.** Inquired whether there was an ordinance that pertained to kids' toys/noise. Indicated a Councilperson was making an inquiry. Mayor Verkin advised he would look into the situation.

COMMITTEE REPORTS

STREETS AND SIDEWALKS

- Tree Commission report submitted
- Mr. Adams presented complaint from resident on 4th Street regarding a tree in front of their house, specifically that it blocks the view of oncoming traffic. Mr. Adams advised that he sent a letter to Bill Richards requesting that the Tree Commission take a look at the tree and make a recommendation regarding relocating the tree or some other action. A discussion ensued regarding this matter. Mrs. Slotnick requested that it be noted for the record that Bill Welch has indicated that that tree cannot easily be transplanted and that if it is, it probably won't survive.

UTILITIES

- No report

FINANCE

- No report

SAFETY

- Written report submitted
- Allen-Clay Joint Fire District Chief's Report and minutes of Allen-Clay Joint Fire District Trustees Meeting submitted
- Mrs. Slotnick questioned whether any citations issued regarding noise ordinance violations would hold up in court. Wants to make sure that the Village is doing whatever it can to make sure citations hold up in Court. Discussion held.

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- Mrs. Slotnick questioned safety of parking on 9th Street, specifically whether or not there should be "no parking" on both sides of the street. Discussion held.
- Discussion held regarding ignoring of "no turn on red" signs at intersection of Route 51 and Genoa-Clay Center Road.

ADHOC

- Minutes of May 8, 2001, Design Review Board meeting submitted
- Advised that meetings will still be held the first Tuesday of each month at 4:30 p.m. at Genoa Custom Interiors.

INSURANCE

- No report

ORDINANCES/RESOLUTIONS/MOTIONS

Mr. Avery presented the second reading of Ordinance 43-01, *an Ordinance establishing a 50% surcharge for residents of Clay Township whose personal property is contiguous to the Village of Genoa's corporation lines, and wish to have the Village's water service, sanitary sewer service, or storm water collection service.*

Mr. Bittner presented Ordinance 48-01, *an Ordinance repealing Ordinance 22-01, and awarding a bid to B. Hill's Excavating, Inc., 8085 McCutchenville Road, Wayne, Ohio 43466, for downtown alley and parking lot improvements, in the amount of One Hundred Eight Thousand, Four Hundred Fifty-Seven Dollars and Seventy-Five Cents (\$108,457.75), and declaring an emergency.* Mr. Bittner 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: Mr. Adams, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodeman, and Mrs. Slotnick all yeas (6). Motion passed. Mr. Bittner moved, second by Mrs. Slotnick that Ordinance 48-01 be passed as an emergency measure in accordance with ORC 731.30. Roll call vote: Mr. Adams, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodeman, and Mrs. Slotnick all yeas (6). Motion passed.

Mrs. McLear presented Ordinance 49-01, *an Ordinance establishing fees within the Genoa Police Department, and declaring an emergency.* Mrs. McLear 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: Mr. Adams, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodeman, and Mrs. Slotnick all yeas (6). Motion passed. Mrs. McLear moved, second by Mrs. Slotnick that Ordinance 49-01 be passed as an emergency measure in accordance with ORC 731.30. Mrs. Slotnick presented a question regarding bike licenses. Roll call vote: Mr. Adams, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodeman, and Mrs. Slotnick all yeas (6). Motion passed.

Mrs. McLear presented Ordinance 50-01, *an Ordinance amending Chapter 373, Sections (373.13), (373.14), (373.15), (373.17), Bicycles and Motorcycles of the Codified Ordinances, and declaring an emergency.* Mrs. McLear 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: Mr. Adams, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodeman, and Mrs. Slotnick all

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yeas (6). Motion passed. Mrs. McLear moved, second by Mrs. Slotnick that Ordinance 50-01 be passed as an emergency measure in accordance with ORC 731.30. Roll call vote: Mr. Adams, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodeman, and Mrs. Slotnick all yeas (6). Motion passed.

Mrs. McLear presented Ordinance 51-01, an *Ordinance creating Section 337.32 of the Codified Ordinances of the Village of Genoa, regarding motor vehicle noise control, and declaring an emergency*. Mrs. McLear 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: Mr. Adams, Yes; Mrs. McLear, Yes; Mr. Avery, Yes; Mr. Bittner, Yes; Mr. Goodeman, Yes; and Mrs. Slotnick, No. Yeas (5); Nays (1). Motion passed. Mrs. McLear moved, second by Mr. Avery that Ordinance 51-01 be passed as an emergency measure in accordance with ORC 731.30. Mrs. McLear inquired as to Mrs. Slotnick's no vote. Mrs. Slotnick advised that she did not feel this should be passed as an emergency measure. She feels the residents should be more aware that this Ordinance is being passed. Roll call vote: Mr. Adams, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodeman, and Mrs. Slotnick all yeas (6). Motion passed.

Mrs. McLear presented the first reading of Resolution 52-01, a *Resolution establishing "no parking" on the south side of Ninth Street between Wilson Street and Washington Street*.

OTHER BUSINESS

- Mrs. Slotnick advised that she has not seen a letter from the Planning Commission regarding the June 18, 2001, public hearing.
- Mr. Avery and Mrs. McLear believes that Resolution 52-01 should read "no parking" on the south side of Ninth Street between Cherry Street and Washington Street to be consistent with committee's decision.

For a more detailed description of any of the items contained herein, please refer to the audiotape of this meeting on file in the Clerk/Treasurer's Office.

Mr. Bittner moved, second by Mr. Avery to adjourn. Roll call vote: Mr. Adams, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodeman, and Mrs. Slotnick all yeas (6). Motion passed and Council meeting was adjourned at 8:23 p.m.


CLERK/TREASURER


MAYOR