

# RECORD OF PROCEEDINGS

Minutes of

Genoa Village Council

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held \_\_\_\_\_ in Council Chambers on July 01, \_\_\_\_\_ 20<sup>2002</sup>

Acting Mayor Avery 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. Avery, Mr. Bittner, Mr. Goodeman, Mr. Ferguson, Mr. Perry and Mrs. Slotnick. Also present were Mr. Adams, Village Administrator, and Mrs. Smith, Village Solicitor.

Acting Mayor Avery called for nominations for Acting President of Council. Mr. Bittner moved to nominate Mrs. Slotnick as senior council member, seconded by Mr. Ferguson. Roll call vote: Mr. Avery, Mr. Bittner, Mr. Goodeman, Mr. Ferguson, Mr. Perry and Mrs. Slotnick all yeas (6). Motion passed.

## APPROVAL OF THE MINUTES

### AMENDMENTS TO THE MINUTES OF MEETING OF JUNE 17<sup>th</sup>

- None

Mr. Bittner moved, second by Mr. Perry to approve the minutes as written. Roll call vote: Mr. Avery, Mr. Bittner, Mr. Goodeman, Mr. Ferguson, Mr. Perry and Mrs. Slotnick all yeas (6). Motion passed.

## ENGINEER'S REPORT

- No report

## ADMINISTRATOR'S REPORT/ZONING REPORT

- Written Administrator's Report submitted.
- Presented letter from the Park Director summarizing the June 30, 2002, incident at the park.
- Regarding an appeal that has been filed from a recent zoning Board of Appeals' decision to grant a variance to allow a manufactured home to be placed on the corner of Wilson Street and 5<sup>th</sup> Street, advised Council that a special hearing had to be held within 30 days of receipt of the appeal, which was June 18, 2002. Solicitor Smith advised that this hearing would be a quasi-judicial hearing so a court reporter will be present, and further explained the procedure for the hearing. Mrs. Slotnick questioned the difference between a "special" hearing and a "public" hearing, and a discussion ensued regarding this matter. The special hearing was scheduled for Tuesday, July 9, 2002, at 7:30 p.m.
- Advised that the cost to the Village for the annual clean up was \$6,000.

## CLERK/TREASURER'S REPORT

- Mr. Cremean presented invoices in the amount of \$234,427.73 for payment. Mr. Bittner moved, second by Mr. Perry to pay the invoices. Roll call vote: Mr. Avery, Mr. Bittner, Mr. Goodeman, Mr. Ferguson, Mr. Perry and Mrs. Slotnick all yeas (6). Motion passed.
- Advised Council that Ordinance 48-02 up for passage was to approve sending the \$850,000.00 note issue out to bond. This Ordinance is pursuant to a recommendation by the Finance Committee. Advised that final interest cost numbers are \$40,000.00 less than original estimate received
- Advised will be on vacation from July 17 through July 27, 2002.

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## RECREATION ADVISORY BOARD

- Written report submitted

## MAYOR'S REPORT

- No report

## ANYONE WISHING TO ADDRESS COUNCIL

- **Ned Amons, Elmwood Park, Genoa, Ohio.** Requested on behalf of the American Legion 324 a donation by the Village of \$100.00 for arranging a better Memorial Day service. Presented a resume for a speaker, whose fee will be \$300. Acting Mayor Avery advised that the request would be presented to the Finance Committee for consideration.

## COMMITTEE REPORTS

### STREETS AND SIDEWALKS

- No report

### UTILITIES

- No report

### FINANCE

- No report

### SAFETY

- Minutes of June 26, 2002, meeting submitted and reviewed.
- Mrs. Slotnick questioned whether now that the Village has five officers, is there 24 hour a day/seven days a week coverage. Mr. Ferguson advised that to his knowledge there is such coverage, but would confirm it with Chief Graalman.
- Advised that a letter was received from the Las Vegas Police Department regarding a \$500,000 embezzlement case referred to it a year ago. The Chief of Police basically solved the case for them, and the individual has been arrested and is serving 5 years in prison.

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## ADHOC

- No report
- Mrs. Slotnick inquired whether an estimate had been received regarding the potential cost of updating the Downtown Design Review Board booklet. Acting Mayor Avery advised that he was not aware of the receipt of an estimate. Mrs. Slotnick recommended that Mr. Adams proceed with the update, which should be under \$15,000. Mr. Adams advised that the normal cost for purchasing a booklet was \$15.00 and that legislation should be brought in authorizing this update. A lengthy discussion ensued regarding this matter.

## INSURANCE

- No report

## ORDINANCES/RESOLUTIONS/MOTIONS

Mr. Bittner presented the first reading of Ordinance 44-02, *an Ordinance to appoint the Village Administrator to be the Village representative to AMP-Ohio, the Northwest Area Service Group of AMP-Ohio, MESA, OMEGA JV2 and OMEGA JV5.*

Mrs. Slotnick presented Ordinance 45-02, *an Ordinance appropriating Five Thousand Dollars (\$5,000.00) into the Park and Recreation Fund (204), and declaring an emergency.* Mrs. Slotnick moved, second by Mr. Bittner 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. Avery, Mr. Bittner, Mr. Goodeman, Mr. Ferguson, Mr. Perry and Mrs. Slotnick all yeas (6). Motion passed. Mrs. Slotnick moved, second by Mr. Perry that Ordinance 45-02 be passed as an emergency measure in accordance with ORC 731.30. Roll call vote: Mr. Avery, Mr. Bittner, Mr. Goodeman, Mr. Ferguson, Mr. Perry and Mrs. Slotnick all yeas (6). Motion passed.

Mrs. Slotnick presented Ordinance 46-02, *an Ordinance authorizing the Clerk/Treasurer to transfer Five Thousand Dollars (\$5,000.00) from the General Fund (101) into the Park and Recreation Fund (204), and declaring an emergency.* Mrs. Slotnick moved, second by Mr. Perry 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. Avery, Mr. Bittner, Mr. Goodeman, Mr. Ferguson, Mr. Perry and Mrs. Slotnick all yeas (6). Motion passed. Mrs. Slotnick moved, second by Mr. Perry that Ordinance 46-02 be passed as an emergency measure in accordance with ORC 731.30. Roll call vote: Mr. Avery, Mr. Bittner, Mr. Goodeman, Mr. Ferguson, Mr. Perry and Mrs. Slotnick all yeas (6). Motion passed.

Mr. Ferguson presented Ordinance 47-02, *an Ordinance declaring and imposing a moratorium on acceptance of applications for and issuance of licenses for sexually oriented businesses and massage establishments in the Village of Genoa, and declaring an emergency.* Mr. Ferguson moved, second by Mr. Bittner 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. Avery, Mr. Bittner, Mr. Goodeman, Mr. Ferguson, Mr. Perry and Mrs. Slotnick all yeas (6). Motion passed. Mr. Ferguson moved, second by Mr. Bittner that Ordinance 47-02 be passed as an emergency measure in accordance with ORC 731.30. Mrs. Slotnick pointed out that this Ordinance expired on March 15, 2003, and inquired whether that meant the Planning Commission intended to have something in place before or at that time. Acting Mayor Avery advised that it is

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Planning Commission's intent to have something in place by that date. Roll call vote: Mr. Avery, Mr. Bittner, Mr. Goodman, Mr. Ferguson, Mr. Perry and Mrs. Slotnick all yeas (6). Motion passed.

Mr. Bittner presented Ordinance 48-02, an Ordinance providing for the issuance of not to exceed \$900,000 of bonds by the Village of Genoa, Ohio, for the purpose of paying the cost of making improvements to the municipal water system, including a water tower, 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. Avery, Mr. Bittner, Mr. Goodman, Mr. Ferguson, Mr. Perry and Mrs. Slotnick all yeas (6). Motion passed. Mr. Adams pointed out that on the Certificate of Membership it should be noted as "Acting" Mayor and "Acting" President of Council, and also the emergency vote acknowledgment should be placed on page 4. Mr. Bittner moved, second by Mrs. Slotnick that Ordinance 48-02 be passed as an emergency measure in accordance with ORC 731.30. Roll call vote: Mr. Avery, Mr. Bittner, Mr. Goodman, Mr. Ferguson, Mr. Perry and Mrs. Slotnick all yeas (6). Motion passed.

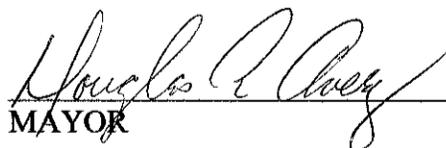
## OTHER BUSINESS

- Mrs. Slotnick inquired whether Chris Bergman was still a legal resident of the community, and if not, whether his resignation should be sought from the Zoning Board of appeals. Mr. Adams advised that Mr. Bergman has moved and that Mayor Verkin is attempting to get a letter of resignation from Mr. Bergman.
- Mrs. Slotnick pointed out that several years ago when the redesign of the intersection of 17<sup>th</sup> Street and Main Street were being discussed considering the construction of the new Genoa Savings & Loan branch, Council was informed that access to the bank would be off of 17<sup>th</sup> Street. It is apparent there is access off of Route 51, about which Council was not aware.
- Mrs. Slotnick complimented the improvements to Main Street.

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. Perry moved, second by Mr. Bittner to adjourn. Roll call vote: Mr. Avery, Mr. Bittner, Mr. Goodman, Mr. Ferguson, Mr. Perry and Mrs. Slotnick all yeas (6). Motion passed and Council meeting was adjourned at 8:17 p.m.

  
CLERK/TREASURER

  
MAYOR