

RECORD OF PROCEEDINGS

Minutes of

Genoa Village Council

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held In Council Chambers on January 20, 2004

Mayor Perry called the meeting to order at 7:30 p.m. with the pledge to the flag.

Clerk Michael McMillan called the roll for attendance: Mr. Avery, Mr. Bittner, Mr. Ferguson, Mr. Adams 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 January 5, 2004.

Amend minutes regarding nominations for Council President. Mr. Avery was nominated by Mr. Ferguson and Mrs. Slotnick was nominated by Mr. Bittner. Three (3) votes were cast for Mr. Avery and two (2) votes were cast for Mrs. Slotnick.

Amend minutes regarding acceptance of December 3, 2003 minutes. Mr. Avery moved, second by Mr. Bittner to approve minutes as read. Mr. Avery, Mr. Bittner and Mrs. Slotnick-yeas and Mr. Ferguson & Mr. Adams abstained.

Amend minutes regarding acceptance of December 15, 2003 minutes. Mr. Avery, Mr. Bittner-yeas, Mr. Ferguson, Mr. Adams and Mrs. Slotnick-abstained.

Amend minutes regarding acceptance of December 29, 2003 minutes. Mr. Avery and Mr. Bittner-yeas, Mr. Ferguson, Mr. Adams and Mrs. Slotnick-abstained.

Mr. Bittner moved, second by Mr. Avery to accept minutes as amended. Roll Call: Mr. Avery, Mr. Bittner, Mr. Ferguson, Mr. Adams and Mrs. Slotnick all yeas (5) motion passed.

ENGINEER'S REPORT

- Opening bids for Sewer Ponds Improvements.

ADMINISTRATOR'S REPORT/ZONING REPORT

- Written report submitted and is on file in the Clerk's Office.
- Income Tax Office will be open until 7:00 p.m. February 17th, March 1st & 15th, notice will appear on utility bills
- Safety Committee scheduled for January 26, 2004 at 7:00 p.m.
- New panel ordered for Men's Room in Town Hall and floor will be stripped.
- Name plates for council, solicitor, fiscal officer, administrator & mayor have been ordered.
- Discussion on permanent council seating & table.

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FISCAL OFFICER'S REPORT

- Michael McMillan presented bills in the amount of \$104,454.17. Mr. Avery moved, second by Mr. Bittner that the bills be paid. Roll Call: Mr. Avery, Mr. Bittner, Mr. Ferguson, Mr. Adams, and Mrs. Slotnick all yeas (5) motion passed.
- Mr. Avery questioned Mr. McMillan in regard to the income tax collections through the Mediation Program.

RECREATION ADVISORY BOARD

- NONE

MAYOR'S REPORT

- Mayor's Report on file in the Clerk's Office.
- Presented State of the Village of Genoa Report and Projections for 2004.
- Mayor appointed Robert Powers to the Design Review Board as of December 31, 2003 and his term will expire on December 31, 2007. Moved by Mrs. Slotnick, second by Mr. Bittner to accept Robert Powers' appointment. Roll Call: Mr. Avery, Mr. Bittner, Mr. Ferguson, Mr. Adams and Mrs. Slotnick all yeas (5) motion passed.
- Committee Appointments-Moved by Mr. Bittner, second by Mr. Avery to accept committee appointments. Roll Call: Mr. Avery, Mr. Bittner, Mr. Ferguson, Mr. Adams, and Mrs. Slotnick all yeas (5) motion passed.
- Appointed Dave Adams as Council Representative on the Zoning Board of Appeals.
- No parking on Main Street. Recommended to review this issue in the Committee of the Whole, Monday, January 26, 2004 at 7:45 p.m.
- Mayor recommended interviewing candidates for the vacant council seat. Clerk of Council will notify candidates by mail of date, time and place of interviews. Committee of the Whole meeting set for Tuesday, January 27, 2004 at 6:00 p.m. to conduct interviews.

ANYONE WISHING TO ADDRESS COUNCIL

- NONE

COMMITTEE REPORTS

STREETS AND SIDEWALKS

- No report

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UTILITIES

- No report

FINANCE

- Report presented by Mr. Avery. Amendment to seventh (7th) paragraph to read: "Senior Center asked Village to pay for carpet cleaning. Committee agreed to ask Administrator to authorize to pay half the expense for one time only." Mrs. Slotnick moved, second by Mr. Adams to accept minutes as amended. Roll Call: Mr. Avery, Mr. Bittner, Mr. Ferguson, Mr. Adams and Mrs. Slotnick all yeas (5) motion passed.

SAFETY

- No report

ADHOC

- Mrs. Slotnick presented a letter (legal opinion) from solicitor concerning council rules. Adhoc Committee meeting set for January 27, 2004 at 7:30 p.m.

INSURANCE

- No report

ORDINANCES/RESOLUTIONS/MOTIONS

Mr. Bittner presented the third reading of Ordinance 79-03, *an Ordinance accepting the application for the annexation of certain territory (Roger W. Sr. and Rochelle J. Habel), 22555 W State Route 163, Clay Township, Genoa, OH 43430*. Mr. Bittner moved, second by Mrs. Slotnick that Ordinance 79-03 be passed. Roll Call: Mr. Avery, Mr. Bittner, Mr. Ferguson, Mr. Adams and Mrs. Slotnick 4 yeas, Mr. Adams abstained, motion passed.

Mr. Avery presented the third reading of Ordinance 80-03, *an Ordinance establishing wage and salary levels of Employees, Mayor, Village Council, excluding Police Department*. Mr. Avery moved, second by Mr. Bittner that Ordinance 80-03 be passed. Roll Call: Mr. Avery, Mr. Bittner, Mr. Ferguson, Mr. Adams and Mrs. Slotnick 4 yeas, Mr. Adams abstained, motion passed.

Mrs. Slotnick moved, second by Mr. Avery to amend Ordinance 80-03 to include Police employees. Roll Call: Mr. Avery, Mr. Bittner, Mr. Ferguson, Mr. Adams and Mrs. Slotnick 4 yeas, Mr. Adams abstained, motion passed.

Mr. Avery presented the first reading of Ordinance 01-04, *an Ordinance increasing all village employees pay rates by 4%*.

Mr. Avery presented the first reading of Ordinance 02-04, *an Ordinance amending Ordinance 6-86, Section 1, increasing fees for the use of village ball fields by organized baseball and softball teams*.

Mr. Bittner presented the first reading of Ordinance 03-04, *an Ordinance establishing work schedules for village employees*.

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Mr. Ferguson presented Ordinance 04-04, *an Ordinance waiving the residency requirement and establishing a one-half (1/2) mile residency requirement for the chief that the rule requiring Ordinances to be fully and distinctly read on three different days be dispensed with in accordance with 731.17 Ohio Revised Code.* Roll Call: Mr. Avery, Mr. Bittner, Mr. Ferguson, Mr. Adams and Mrs. Slotnick all yeas (5). Mr. Ferguson moved, second by Mrs. Slotnick, that Ordinance 04-04 be passed as an emergency in accordance with Ohio Revised Code 731.30. Roll Call: Mr. Avery, Mr. Bittner, Mr. Ferguson, Mr. Adams and Mrs. Slotnick all yeas (5). Ordinance passed.

Mrs. Slotnick presented Ordinance 05-04, *an Ordinance amending Ordinance 108-01, Section 1, (A)(E), and declaring an emergency.* Mrs. Slotnick moved, second by Mr. Adams, that the rule requiring Ordinances to be fully and distinctly read on three different days be dispensed with in accordance with 731.17 Ohio Revised Code. Roll Call: Mr. Avery, Mr. Bittner, Mr. Ferguson, Mr. Adams and Mrs. Slotnick all yeas (5). Mrs. Slotnick moved, second by Mr. Adams, that Ordinance 05-04 be passed as an emergency in accordance with Ohio Revised Code 731.30. Roll Call: Mr. Avery, Mr. Bittner, Mr. Ferguson, Mr. Adams and Mrs. Slotnick all yeas (5). Ordinance passed.

Mrs. Slotnick presented Ordinance 06-04, *an Ordinance authorizing the Fiscal Officer to transfer fifteen thousand dollars (\$15,000.00) from the General Fund (101), into the Street Fund (201), and declaring an emergency.* Mrs. Slotnick moved, second by Mr. Adams, that the rule requiring Ordinances to be fully and distinctly read on three different days by dispensed with in accordance with 731.17 Ohio Revised Code. Roll Call: Mr. Avery, Mr. Bittner, Mr. Ferguson, Mr. Adams and Mrs. Slotnick all yeas (5). Mrs. Slotnick moved, second by Mr. Adams, that Ordinance 06-04 be passed as an emergency in accordance with Ohio Revised Code 731.30. Roll Call: Mr. Avery, Mr. Bittner, Mr. Ferguson, Mr. Adams and Mrs. Slotnick all yeas (5). Ordinance passed.

Mr. Adams presented the first ready of Ordinance 07-04, *an Ordinance to provide an effective means for protecting the public water system from contamination due to back-flow of contaminants through the water service into the public water system, and to repeal sections 936.06, and 936.07 of Ordinance 40-86, of the Codified Ordinances of the Village of Genoa.*

OTHER BUSINESS

- More agendas of council meetings requested for council attendees.
- Unidentified lady asked questions about an odor lingering around her home. EPA has been alerted to this problem. The source is outside the village corporate limits; therefore the problem has to be addressed with the township trustees.

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's Office.

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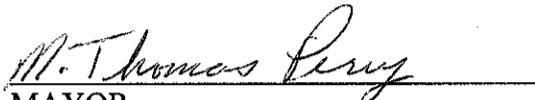
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Mr. Bittner moved, second by Mr. Avery to adjourn. Roll call vote: Mr. Avery, Mr. Bittner, Mr. Ferguson, Mr. Adams, and Mrs. Slotnick all yeas (5). Motion passed and Council meeting was adjourned at 8:50 p.m.


FISCAL OFFICER


MAYOR

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Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10149

Held _____

20 _____