

# RECORD OF PROCEEDINGS

Minutes of GENOA VILLAGE COUNCIL

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held February 22, 2005

20

Mayor Perry called the meeting to order at 7:30, with the Pledge of Allegiance.

Roll called: present were: Mr. Avery, Mr. Bittner, Mr. McLargin, Mr. D. Adams, and Mrs. Slotnick. Mayor Perry stated that Mr. Hise had to be out of town on business for next few days and asked what Council would prefer. Mr. D. Adams moved, seconded by Mr. Bittner to excuse Mr. Hise. Roll called: Mr. Avery, Mr. Bittner, Mr. McLargin, Mr. D. Adams, Mrs. Slotnick. Yea 5, Nay 0. Motion passed.

Mayor Perry then introduced Chief Sheldon of the Allen-Clay Joint Fire District. Chief Sheldon passed out a run report. Also spoke on the reasons that the siren was not being used for every run. Explained that all fire/rescue carried pagers and that was how they were called to station. Chief Sheldon went on to explain that this was done to eliminate the confusion when siren would sound for bad weather. Also stated that the fire/rescue personnel were aware of the number of children on Washington Street during the summer months and safety was a prime concern.

#### APPROVAL OF MINUTES

Mr. Avery noted that in Anyone Addressing Council Mr. Hummel did not say on his property. Mr. Bittner moved, Mr. D. Adams seconded to accept minutes as corrected. Roll called: Mr. Avery, Mr. Bittner, Mr. McLargin, Mr. D. Adams, Mrs. Slotnick. Yea 5, Nay 0. Motion passed. Mr. D. Adams moved, Mr. McLargin seconded to accept minutes of February 7, 2005 Public Hearing. Roll called: Mr. Avery, Mr. Bittner, Mr. McLargin, Mr. D. Adams, Mrs. Slotnick. Yea 5, Nay 0.

#### ENGINEER'S REPORT

No report.

#### ADMINISTRATOR'S REPORT

Written report. Mayor Perry stated that the Administrator could not be at meeting as he was at the doctors.

#### ZONING REPORT

No report.

#### FISCAL OFFICER'S REPORT

Fiscal Officer has paid bills of \$30,339.93. Mr. McLargin moved to accept paid bills, seconded by Mr. Bittner. Roll called: Mr. Avery, Mr. Bittner, Mr. McLargin, Mr. D. Adams, Mrs. Slotnick. Yea 5, Nay 0. Motion passed.

#### RECREATION ADVISORY BOARD

No report. Minutes will be forthcoming.

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## MAYOR'S REPORT

Presented written report. Mayor Perry stated he was bringing in an Ordinance for creation of Safety Director and asked Council's support. Also, made appointments to Economic Development Committee of Mr. Hise, Mr. D. Adams, and Mr. McLargin and asked Council to approve. Moved by Mr. Bittner, seconded by Mrs. Slotnick to approve appointments. Roll called: Mr. Avery, Mr. Bittner, Mr. McLargin, Mr. D. Adams, Mrs. Slotnick. Yea 5, Nay 0. Mrs. Slotnick asked about signs still on Washington Street.

## ANYONE WISHING TO ADDRESS COUNCIL

Joanne Bankertz, 1517 Buckeye Street asked about talking about garage sale ordinance. Stated opposition and stated she felt it was violation of her rights. Wondered about which signs are covered and why limited to three garage sales a year. Christopher Simpkins of 304 Buckeye Street asked if setting his car at the end of his driveway was considered a garage sale. Elwood Parker of 207 17<sup>th</sup> Street stated that he also opposed the Ordinance, said signs should be handled in another way. Kim Diekman asked about the cost of permits. Informed there was no cost. Also, asked about needing to get permission to put up signs from neighbors. Elwood Parker asked about outsiders putting up, informed that Council was working with township on this matter. Joanne Bankertz wondered when records would be turned over to the IRS. Roger Hummel of 508 W 9<sup>th</sup> Street asked about the Park Board recommendation, informed that the recommendation would be presented shortly.

## STREETS/SIDEWALKS

No report.

## UTILITIES

No report. Mr. Bittner also presented fire run report.

## FINANCE COMMITTEE

No report.

## SAFETY COMMITTEE

No report.

## AD HOC COMMITTEE

No report.

## INSURANCE COMMITTEE

No report.

## ORDINANCES/RESOLUTIONS/MOTIONS

Mrs. Slotnick presented the first reading of Ordinance 12-05 *an Ordinance Adopting Chapter 722 of the Codified Ordinances of Genoa Regarding rules and Regulations for Garage Sales held within the Village of Genoa.*

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Mr. Avery presented the first reading of Ordinance 13-05, *an Ordinance to make Permanent Appropriations for Current Expenses and Other Expenditures of the Village of Genoa, State of Ohio, During the Fiscal Year Ending December 31, 2005.*

Mr. D. Adams presented Ordinance 14-05, *an Ordinance Enacting Section 131.02 of the Codified Ordinances of the Village of Genoa with respect to the Creation of the Position of Director of Public Safety to Supervise the Police Department, and to declare an Emergency.* Mr. D. Adams moved and Mr. D. McLargin seconded 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 called: Mr. Avery, Mr. Bittner, Mr. McLargin, Mr. D. Adams, Mrs. Slotnick. Yea 5, Nay 0. Motion passed. Mr. D. Adams moved, Mr. McLargin seconded that Ordinance 14-05 be passed as an emergency measure in accordance with ORC 731.30. Roll called: Mr. Avery, Mr. Bittner, Mr. McLargin, Mr. D. Adams, Mrs. Slotnick. Yea 5, Nay 0. Motion passed.

Mr. McLargin presented Ordinance 15-05, *an Ordinance Retaining Peter D. Gwyn, Attorney at Law, as Village Solicitor, for a Period of Two Years, and declaring an emergency.* Mr. McLargin moved and Mr. D. Adams seconded 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 called: Mr. Avery, Mr. Bittner, Mr. McLargin, Mr. D. Adams, Mrs. Slotnick. Yea 5, Nay 0. Motion passed. Mr. McLargin moved, Mr. D. Adams seconded that Ordinance 15-05 be passed as an emergency measure in accordance with ORC 731.30. Roll called: Mr. Avery, Mr. Bittner, Mr. McLargin, Mr. D. Adams, Mrs. Slotnick. Yea 5, Nay 0. Motion passed.

Mr. Bittner presented Ordinance 16-05, *an Ordinance Increasing the Revenues in the Waterworks Bond Fund (302), by Eighty Thousand Four Hundred Twenty one Dollars and Twenty-eight Cents (\$80,421.28) and declaring an emergency.* Mr. Bittner moved and Mr. McLargin seconded 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 called: Mr. Avery, Mr. Bittner, Mr. McLargin, Mr. D. Adams, Mrs. Slotnick. Yea 5, Nay 0. Motion passed. Mr. Bittner moved, Mr. McLargin seconded that Ordinance 16-05 be passed as an emergency measure in accordance with ORC 731.30. Roll called: Mr. Avery, Mr. Bittner, Mr. McLargin, Mr. D. Adams, Mrs. Slotnick. Yea 5, Nay 0. Motion passed.

Mr. McLargin presented Ordinance 17-05, *a Ordinance Establishing a Cellular Telephone Policy, and declaring an emergency.* Mr. McLargin moved and Mr. Bittner seconded 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 called: Mr. Avery, Mr. Bittner, Mr. McLargin, Mr. D. Adams, Mrs. Slotnick. Yea 5, Nay 0. Motion passed. Mr. McLargin moved, Mr. Bittner seconded that Ordinance 17-05 be passed as an emergency measure in accordance with ORC 731.30. Roll called: Mr. Avery, Mr. Bittner, Mr. McLargin, Mr. D. Adams, Mrs. Slotnick. Yea 5, Nay 0. Motion passed.

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Mrs. Slotnick presented Ordinance 18-05, a *Ordinance Authorizing the Mayor and Village Administrator to Enter into a Lease Agreement for Five(5) Years with the Genoa Federation of Clubs and the Genoa Civic Theatre Division, and declaring an emergency.* Mrs. Slotnick moved and Mr. D. Adams seconded 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 called: Mr. Avery, Mr. Bittner, Mr. McLargin, Mr. D. Adams, Mrs. Slotnick. Yea 5, Nay 0. Motion passed. Mrs. Slotnick moved, Mr. D. Adams seconded that Ordinance 18-05 be passed as an emergency measure in accordance with ORC 731.30. Roll called: Mr. Avery, Mr. Bittner, Mr. McLargin, Mr. D. Adams, Mrs. Slotnick. Yea 5, Nay 0. Motion passed.

Mayor Perry asked for an Executive Session to discuss personnel. Moved by Mr. Bittner, seconded by Mrs. Slotnick to go into executive session to discuss personnel. Roll called: Mr. Avery, Mr. Bittner, Mr. McLargin, Mr. D. Adams, Mrs. Slotnick. Yea 5, Nay 0. Motion passed.

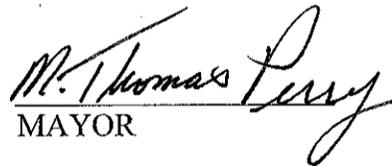
Entered Executive Session at 8:14 PM. Exited Executive Session at 8:31 PM.

Motion by Mrs. Slotnick, seconded by Mr. McLargin to grant Patrolman Michael Graalman request to resign and be paid seven hundred (700) hours of accumulated sick leave and health insurance for sixty (60) days from date of resignation. Roll called: Mr. Avery, Mr. Bittner, Mr. McLargin, Mr. D. Adams, Mrs. Slotnick. Yea 5, Nay 0. Motion passed.

## OTHER BUSINESS

Mr. Avery asked Ms.C. Smith about Village lawsuit versus Port Lawrence Title & Trust. Ms. C. Smith reviewed time line. Zoning change publication for Garage sale signs was discussed, with a tentative date of April 18, 2005 for Public Hearing. Mr. McLargin moved, seconded by Mr. Bittner to adjourn. Roll called: Mr. Avery, Mr. Bittner, Mr. McLargin, Mr. D. Adams, Mrs. Slotnick. Yea 5, Nay 0. Motion passed. Meeting adjourned at 8:55 PM.

  
FISCAL OFFICER

  
MAYOR