

# RECORD OF PROCEEDINGS

Minutes of GENOA VILLAGE COUNCIL

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held February 6, 2006

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. Williams, Mr. D. Adams, Mrs. Kreager and Mrs. Slotnick.

Also present was Mr. G. Adams, Village Administrator and Mrs. Smith, Village Solicitor.

## APPROVAL OF MINUTES

Mayor Perry noted that in Recreation Advisory Board line 3, "parks" should be "lights". Also, in Mayor's Report line 5; "they" should be "there"; also, "tow" should be "two". In Other Business, line 10; "arbors" should be "arborists", and in line 15 "was" should be "were". Then in line 20, first "Mrs. Slotnick" should be "Mrs. Kreager". Mrs. Slotnick noted in Approval of Minutes that "Mt. Hise" should be "Mr. Hise". Under Mayor's Report line 4 stated should add "and Mr. Matt Weaver". Also line 7, "my" should be "by". Moved by Mr. D. Adams, seconded by Mr. Bittner to accept minutes as amended. Roll called: Mr. Avery, Mr. Bittner, Mr. Williams, Mr. D. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0.

## ENGINEER'S REPORT

No report.

## ADMINISTRATOR'S REPORT

Written report. Late this afternoon, talked to Chief Moritz and he will be having a class on National Incident Management System (NIMS) on Wednesday February 8 at 6:30 PM at his office for new council people and patrolman at his office. Will introduce Permanent Budget at next meeting, will have three readings and then be approved as an emergency measure. Council needs to set a public hearing. Mrs. Slotnick asked about a company working on poles and wires near her house, she did not know who they were but thought probably the cable company.

## FISCAL OFFICER'S REPORT

Fiscal Officer presented paid bills of \$300,375.08. Mr. Avery moved to accept paid bills, seconded by Mr. Williams Roll called: Mr. Avery, Mr. Bittner, Mr. Williams, Mr. D. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0.

## RECREATION ADVISORY BOARD

No report. Mr. G. Adams stated the board had met with the ADHOC Committee.

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MAYOR'S REPORT

Written report. State of the Village will be presented at the next meeting. Mrs. Slotnick asked why eight members were now on Tree Commission. Mayor Perry stated that Debra Angelbeck is no longer on committee, just has not been removed from list. Mrs. Slotnick then asked Village Solicitor to read Section 121.13. Mrs. Smith read sub-section (a) "In addition to the duties outlined in Revised Code Section 705.11 the Solicitor may, when requested by a Council Member, give a verbal opinion on any question of law concerning municipal affairs in open Council, which shall be recorded in the minutes. The Mayor, Council Members and the Village Administrator may request written legal opinions from the Solicitor." Sub-section (b) Ordinances and resolutions may be prepared and reviewed by the Solicitor before final passage. Any Council member, the Mayor or Clerk-Treasurer may request preparation of an ordinance, resolution or proclamation." Sub-section (c) The Solicitor shall attend all regular sessions of Council and any special session or committee meeting as requested by the Mayor or a majority of the Council members assigned to the committee." Mrs. Slotnick stated this gave Council legal authority to go to the Solicitor. Mayor asked for a call as a courtesy.

Mayor stated that next meeting falls on President's Day, asked for a motion to move meeting from February 20 to February 21. Moved by Mr. D. Adams, seconded by Mr. Bittner to move Council meeting from February 20 to February 21. Roll called: Mr. Avery, Mr. Bittner, Mr. Williams, Mr. D. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0.

ECONOMIC DEVELOPMENT

No report. Meeting scheduled for February 16, 2006 at 6:30 PM.

STREETS/SIDEWALKS

No report.

UTILITIES

No report. Presented budget from Fire District and proposal for the next year.

FINANCE COMMITTEE/INSURANCE

No report. Mr. Avery scheduled a meeting for February 8, 2006 at 7:00 PM at Village Town Hall.

SAFETY COMMITTEE

No report.

AD HOC COMMITTEE

Written report. Mrs. Kreager scheduled a meeting with Park Advisory Board and Clay Township Trustees on February 16 at 7:00 PM in the Village Town Hall. Mrs. Kreager reported on the meeting earlier that evening where Mrs. Bankertz's request for Halloween activity was discussed. Mrs. Smith asked if Mrs. Bankertz had liability insurance to cover this activity. Mr. G. Adams stated he did not think it was a good idea for the Village to become involved in this private endeavor. Mrs. Kreager asked Solicitor about the liability; Mrs. Smith will look into this. After more discussion, AD HOC will reconsider this matter.

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Moved by Mr. D. Adams, seconded by Mrs. Slotnick to accept the minutes of ADHOC. Roll called: Mr. Avery, Mr. Bittner, Mr. Williams, Mr. D. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0.

### ANYONE WISHING TO ADDRESS COUNCIL

Mr. Eric Hise asked about the public right of way. 4th Street was whacked way back. Mayor Perry stated he would look into the problem.

### ORDINANCES/RESOLUTIONS/MOTIONS

Mrs. Kreager presented Ordinance 03-06, an Ordinance Authorizing the Village Administrator to Award a Bid to Underground Utilities, Inc, 416 W. Monroe Street, Monroeville, Ohio 44847, to Make Improvements to the Village's 9th Street Pump Station Sanitary Force Main Replacement in the Amount of Three Hundred Twenty-nine Thousand, Eight Hundred Eighty-one Dollars and Fifty Cents,(\$329,881.50), and declaring an emergency. Mrs. Kreager moved and Mrs. Slotnick 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. Williams, Mrs. Kreager and Mrs. Slotnick. Yea. Mr. D. Adams abstained. Yea 5, Nay 0, Abstain 1. Mrs. Kreager moved, Mr. Slotnick seconded that Ordinance 03-06 be passed as an emergency measure in accordance with ORC 731.30. Roll called: Mr. Avery, Mr. Bittner, Mr. Williams, Mrs. Kreager and Mrs. Slotnick. Yea. Mr. D. Adams abstained. Yea 5, Nay 0, Abstain 1. Motion passed.

Mr. Bittner presented Ordinance 04-06, an Ordinance Amending Section 1(a) of Ordinance Number 39-05, and declaring an emergency. Mr. Bittner moved and Mr. Avery 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. Williams, Mr. D. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0. Mr. Bittner moved, Mr. Avery seconded that Ordinance 04-06 be passed as an emergency measure in accordance with ORC 731.30. Roll called: Mr. Avery, Mr. Bittner, Mr. Williams, Mr. D. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0. Motion passed.

Mr. Avery presented Ordinance 05-06, an Ordinance Authorizing the Fiscal Officer to Transfer One Hundred Four Thousand Dollars (\$104,000.00) from the Electric Fund (603) Into the Generator/Substation Debt Fund (301), and declaring an emergency. Mr. Avery 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. Williams, Mr. D. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0. Mr. Avery moved, Mrs. Slotnick seconded that Ordinance 05-06 be passed as an emergency measure in accordance with ORC 731.30. Roll called: Mr. Avery, Mr. Bittner, Mr. Williams, Mr. D. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0. Motion passed.

Mr. D. Adams presented Ordinance 06-06, an Ordinance Establishing a Debt Fund (303), Genoa Bank Note, and declaring an emergency. Mr. D. Adams moved and Mr. Williams seconded that the rule requiring Ordinances to be fully and distinctly read on three

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different days be dispensed with in accordance with ORC 731.17. Roll called: Mr. Avery, Mr. Bittner, Mr. Williams, Mr. D. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0. Mr. D. Adams moved, Mr. Bittner seconded that Ordinance 06-06 be passed as an emergency measure in accordance with ORC 731.30. Roll called: Mr. Avery, Mr. Bittner, Mr. Williams, Mr. D. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0. Motion passed.

Mr. Williams presented Resolution 07-06, an Resolution Authorizing the Village of Genoa to Participate in the Ohio Department of Transportation Cooperative Purchasing Program for the Year 2006, and declaring an emergency. Mr. Williams 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. Williams, Mr. D. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0. Mr. Williams moved, Mr. D. Adams seconded that Resolution 07-06 be passed as an emergency measure in accordance with ORC 731.30. Roll called: Mr. Avery, Mr. Bittner, Mr. Williams, Mr. D. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0. Motion passed.

OTHER BUSINESS

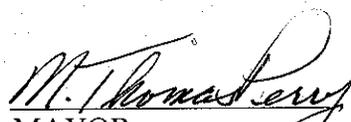
Mrs. Slotnick issued invitation to all for dinner on Saturday.

Motion by Mr. Bittner, seconded by Mr. Avery to adjourn meeting. Roll call vote: Mr. Avery, Mr. Bittner, Mr. Williams, Mr. D. Adams, Mrs. Kreager and Mrs. Slotnick, Yea 6, Nay 0. Motion passed.

Meeting adjourned at 8:04 PM.

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.

  
FISCAL OFFICER

  
MAYOR