

# RECORD OF PROCEEDINGS

Minutes of

GENOA VILLAGE COUNCIL

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held November 2, 2009 20

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

Roll called: present were: Mr. Fryman, Mr. Bittner, Mr. Bialorucki, Mr. Adams, Mrs. Kreager and Mrs. Slotnick.

Also present were Garth Reynolds, Village Administrator, Randy Hill, Police Chief, Charles Brinkman, Fiscal Officer, and Cindy Smith, Village Solicitor.

## APPROVAL OF MINUTES

Minutes of the October 19, 2009 were presented.

Moved by Mr. Adams, seconded by Mr. Bittner to accept the minutes of the October 19, 2009 meeting.

Roll called: Mr. Fryman, Mr. Bittner, Mr. Bialorucki, Mr. Adams and Mrs. Slotnick, all Yeas. Mrs. Kreager. Abstained.

Vote: Yea 5, Nay 0, Abstain 1. Motion passed.

## ENGINEER'S REPORT

Mr. Gregory Telecky of Poggemeyer Design Group was present, and presented the written report prepared by Mr. Hertzfeld.

Washington Street Reconstruction Phase 1. The contractor, Henry W. Bergman Co., Inc., is well underway. Storm sewer installation, waterline relocation, excavation, placement of aggregate base and concrete curb and gutters is completed. Work should be substantially completed in the next couple of weeks. Final seeding will be done in the spring.

Street Resurfacing Program 2009. The 2009 street resurfacing program advertising and bidding is completed. Henry W. Bergman Co., Inc. submitted the lowest bid. The contractor informs the Village that paving will take place in the next couple of weeks.

2009 Bridge Inspections. The 2009 bridge inspections were completed in the last several weeks for:

Wilson Street  
Cherry Street  
Ninth Street  
Washington Street.

Annual inspections are required by Ohio Revised Code. All four bridges are in generally good condition with minor maintenance issues to be addressed in the near future.

## ADMINISTRATOR'S REPORT

Written report was presented. Mr. Reynolds stated that he was available to answer any questions.

Mr. Bittner thanked Mr. Reynolds for all the time he has spent with the residents Affected by the reconstruction of Washington Street. Mr. Reynolds has been able to answer most of their questions and the people have gotten to know Mr. Reynolds.

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FISCAL OFFICER'S REPORT

Mr. Brinkman presented paid bills of \$60,506.55.

Mr. Bittner moved to accept paid bills, seconded by Mr. Fryman.

Roll called: Mr. Fryman, Mr. Bittner, Mr. Bialorucki, Mr. Adams, Mrs. Kreager and Mrs. Slotnick, all Yeas.

Vote: Yea 6, Nay 0. Motion passed.

Mr. Brinkman informed Council of the "Summit on Local Government Sustainability" being present by Auditor of State Mary Taylor, CPA on November 19, 2009 in Columbus. Mr. Brinkman stated that this was presented at the Fiscal Officer's training and all local officials were encouraged to attend.

RECREATION ADVISORY BOARD

Mr. Reynolds stated no report.

MAYOR'S REPORT

No written report, but a couple of items to mention for Council.

Mayor reported that on November 12, 2009 is the Genoa Chamber of Commerce dinner. Please have reservations to Mr. Brinkman by November 10, 2009. Mr. Fryman asked if spouses could attend at their own cost. Mr. Reynolds stated he would check on this at the Chamber meeting on Tuesday, November 3, 2009.

Mayor stated he would like to see Council involved with the Salvation Army bell ringing at Millers Market. He is suggesting either November 28 or December 12, 2009. Please check schedules and inform the Mayor of availability.

ECONOMIC DEVELOPMENT COMMITTEE

Mr. Fryman stated no report.

STREETS/SIDEWALKS COMMITTEE

Mrs. Slotnick stated that a meeting was held before Council's meeting. The Committee had approved and is sending to Council for adoption three letters and two policies proposed by the Tree Commission. Letters will be sent to citizens to cover three areas:

1. Trees in the Village right-of-way, which are not hazardous, but the resident would like to remove and replace with a different tree at their expense.
2. Hazardous trees on private property that could cause damage to Village right-of-way which would open the Village to negligent charges.
3. A resident who desires to plant a tree where no tree is currently planted.

Policies that were approved were:

1. Discussion of undesirable but not dangerous trees on Village right-of-way.
2. Emerald Ash Borer.

Mr. Bialorucki questioned sending an unsolicited letter without an explanation of the background of the Tree Commission. Mr. Fryman thought a generic cover letter to cover the extent of the Tree Commission would to a good idea. Mr. Reynolds pointed out that these letters would be sent to citizens after they had contacted the Tree Commission for assistance. Mrs. Slotnick stated the only the letter dealing with hazardous trees on private property would be sent out without the resident contacting Tree Commission and therefore a cover letter would be appropriate.

UTILITIES COMMITTEE

Mr. Bialorucki has received copy of wind study by the Village of Elmore. The information is very detailed and he has not broken it all down as of this time. The weather for the year seemed to be very mild, and the wind turbine proposed was a large one which

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is not what Mr. Bialorucki envisioned for the Village. Mr. Bialorucki will continue to study and will have an update later. Also, he reminded Council of the joint meeting with Finance/Insurance on November 9, 2009 at 6:45 PM.

#### FINANCE /INSURANCE COMMITTEE

Mr. Adams stated no report. Mr. Adams reminded Council of meeting scheduled for November 9, 2009 at 6:00 PM and joint meeting with Utilities at 6:45 PM in Village Town Hall.

#### SAFETY COMMITTEE

Mr. Bittner stated no report, but commended the police and fire departments on their joint protection of the children on Halloween night.

Police Chief Randy Hill presented his report to Council.

#### AD HOC COMMITTEE

Mrs. Kreager was not present.

#### PERSONNEL COMMITTEE

Mrs. Slotnick stated no report but that there was an Ordinance adopting the Personnel Policy and Procedure Manual. Mrs. Slotnick asked if there were any questions and/or comments for discussion of the Personnel Policy and Procedure Manual.

#### ANYONE WISHING TO ADDRESS COUNCIL

No one wishing to address Council

#### ORDINANCES/RESOLUTIONS/MOTIONS

##### **Ordinance 37-09** Second Reading by Mrs. Slotnick.

Mrs. Slotnick presented the second reading of **Ordinance 37-09**, an Ordinance Adopting the Village of Genoa, Ohio Personnel Policy and Procedure Manual.

##### **Ordinance 38-09** Second Reading by Mr. Fryman.

Mr. Fryman presented the second reading of **Ordinance 38-09**, an Ordinance Repealing Ordinance Number 54-04 An Ordinance Establishing a Residency Requirement for the Village of Genoa Police Officers Excluding the Chief of Police.

##### **Ordinance 39-09** Second Reading by Mr. Bittner.

Mr. Bittner presented the second reading of **Ordinance 39-09**, an Ordinance Waiving the Residency Requirement for the Chief of Police and Establishing a Twenty (20) Minute Drive Time to the Village Corporation Limits.

##### **Ordinance 40-09** Second Reading by Mrs. Slotnick.

Mrs. Slotnick presented the second reading of **Ordinance 40-09**, an Ordinance Waiving the Residency Requirement for the Village Administrator and Establishing a Twenty (20) Minute Drive Time to the Village Corporation Limits.

##### **Ordinance 41-09** Second Reading by Mr. Adams.

Mr. Adams presented the second reading of **Ordinance 40-09**, an Ordinance Waiving the Residency Requirement for the Village Fiscal Officer and Establishing a Twenty (20) Minute Drive Time to the Village Corporation Limits.

##### **Ordinance 43-09**

Mrs. Kreager presented **Ordinance 43-09**, an Ordinance Approving the Recodification, Editing and Inclusion of Certain Ordinances as Parts of the Various Component Codes of the Codified Ordinances of Genoa, Ohio, And Declaring an Emergency.

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Motion by Mrs. Kreager and seconded 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.

Mr. Adams asked why this Ordinance was being presented as an emergency. Mrs. Smith stated this is an annual housekeeping measure. Village of Genoa ordinances passed in the past year and updated Ohio Revised Code was included as required. Mr. Reynolds asked Mr. Brinkman about the procedure. Mr. Brinkman stated all new ordinances were given to Walter H Drane & Company who included those necessary ordinances along with updated Ohio Revised Code to arrive at the new Codified Ordinances.

Roll called: Mr. Fryman, Mr. Bittner, Mr. Bialorucki, Mrs. Kreager and Mrs. Slotnick, all Yeas. Mr. Adams. Nay.

Vote: Yea 5, Nay 1. Motion passed.

Mrs. Kreager moved, Mrs. Slotnick seconded that **Ordinance 43-09** be passed as an emergency measure in accordance with ORC 731.30.

Roll called: Mr. Fryman, Mr. Bittner, Mr. Bialorucki, Mr. Adams, Mrs. Kreager and Mrs. Slotnick, all Yeas.

Vote: Yea 6, Nay 0. Motion passed.

OTHER BUSINESS

Mrs. Slotnick stated that the Council had received an update from the Ottawa County Visitors Bureau that included a quarterly update.

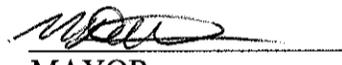
Motion to adjourn the meeting was made by Mr. Bittner, seconded by Mrs. Kreager.

Roll called: Mr. Fryman, Mr. Bittner, Mr. Bialorucki, Mr. Adams, Mrs. Kreager and Mrs. Slotnick, all Yeas.

Vote: Yea 6, Nay 0. Motion passed.

Meeting adjourned at 8:10 PM.

  
FISCAL OFFICER

  
MAYOR