

RECORD OF PROCEEDINGS
GENOA VILLAGE COUNCIL

Minutes of

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held _____ March 1, 2010 _____ 20 _____

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

Roll called: present were: Mr. Bittner, Mr. Lewis, Mr. Adams and Mr. Brown.

Mr. Adams stated that Mr. St Marie and Mr. Hise would be late.

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

APPROVAL OF MINUTES

Minutes of the February 16, 2010 meeting were presented.

Moved by Mr. Lewis, seconded by Mr. Bittner to accept the minutes of the February 16, 2010 meeting as presented.

Roll called: Mr. Bittner, Mr. Lewis, Mr. Adams and Mr. Brown, all Yeas.

Vote: Yea 4, Nay 0. Motion passed.

Mr. St Marie arrived at 7:37 PM.

ENGINEER'S REPORT

No report this meeting.

ADMINISTRATOR'S REPORT

Written report was presented.

Mr. Lewis asked about the duties of the Tree Commission and the grant application. Mr. Reynolds stated that the Tree Commission has worked to have the Village receive "Tree City USA" status for the past several years.

A question concerning the submittal of a grant to the Ohio Department of Natural Resources, Division of Forestry, was asked. Mr. Reynolds stated that that grant request, if approved, would provide matching funds to the Village's Tree Commission for the removal of diseased ash trees still remaining in the Village. The grant is a 50% match.

FISCAL OFFICER'S REPORT

Mr. Brinkman presented paid bills of \$166,394.96.

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

Roll called: Mr. St. Marie, Mr. Bittner, Mr. Lewis, Mr. Adams and Mr. Brown all Yeas.

Vote: Yea 5, Nay 0. Motion passed.

RECREATION ADVISORY BOARD

Mr. Reynolds stated no report.

MAYOR'S REPORT

Mayor said he had a couple of items.

Mayor has received an invitation to a meeting of TMACOG on March 15, 2010 at Owens Community College from 8:30 AM until noon.

Also, there is discussions to hold a county wide garage sale the first of June and the organizers are asking if the Village would be interested in participating.

Mayor asked if there was anyone from the Genoa Homecoming Committee that would like to speak on the fireworks program. Mr. Grosjean stated the Homecoming Committee is considering either the \$10,000 or \$15,000 options. The program would last between 35-40 minutes. Mr. Grosjean stated the Committee is working to raise more money and would like to know that the Village will support the efforts.

Moved by Mr. St Marie, seconded by Mr. Adams to donate \$5,000.00 for the fireworks show at this year's Homecoming.

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Roll called: Mr. St. Marie, Mr. Bittner, Mr. Lewis, Mr. Adams and Mr. Brown all Yeas.
Vote: Yea 5, Nay 0. Motion passed.

ECONOMIC DEVELOPMENT COMMITTEE

Mr. St Marie stated no report.

STREETS/SIDEWALKS COMMITTEE

Mr. Brown stated no report, but asked for a meeting on March 16, 2010 at 6:30 PM in Village Town Hall.

UTILITIES COMMITTEE

No report as Mr. Hise was absent.

FINANCE /INSURANCE COMMITTEE

Mr. Adams stated no written report, but the budget was approved by the Committee and will have a first reading on the budget tonight.

SAFETY COMMITTEE

Mr. Bittner made a motion to override the disciplinary action and to make Sargeant Mocniak whole and remove the items related to this action from his personnel file, seconded by Mr. Adams. Mrs. Smith stated that Council could not override this action as the procedure was followed from the Ohio Revised Code and was not open to be appealed to Council. Mr. Bittner withdrew this motion.

Mr. Adams moved, seconded by Mr. Brown that Council does not approve of the Mayor's handling of the discipline of ~~these~~ employee. *4 h.s*

Roll called: Mr. St. Marie, Mr. Bittner, Mr. Lewis, Mr. Adams and Mr. Brown all Yeas.
Vote: Yea 5, Nay 0. Motion passed.

AD HOC COMMITTEE

Mr. Lewis no report.

PERSONNEL COMMITTEE

Mr. Brown changed the meeting on March 16, 2010 from 6:30 PM to 7:30 PM in Village Town Hall.

ANYONE WISHING TO ADDRESS COUNCIL

Bobbi Kehlmeier, mother of Emily Kehlmeier, wished to thank Sgt. Mocniak for his help in recovering Emily's bike. Ms. Kehlmeier thought that the Mayor and Chief Hill have not acted in the matter the way most would like and it is upsetting to Emily.

Tammy Williams, aunt of Emily, stated that Emily feels it is her fault for the actions taken against Sgt. Mocniak.

Mr. Bittner stated to let her know that it was not her fault.

Mr. Lewis asked why if BCI or the county prosecutor found no fault that anything was done.

Mrs. Smith stated that BCI was just looking at the case as a criminal matter.

Mr. St Marie asked Chief Hill for a point by point explanation of things that were wrong. Chief Hill explained the violation. Chief Hill explained that the negotiation of a monetary settlement instead of issuing a citation for a criminal charge was the violation.

Mr. Lewis asked if everyone was happy why the suspension?

Mr. St Marie asked if the County had suspended anyone? Mr. St Marie then commented no, because they used common sense.

Mr. Lewis told Sgt. Mocniak he did an excellent job.

ORDINANCES/RESOLUTIONS/MOTIONS

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Mr. Adams presented the first reading of **Ordinance 03-10**, 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, 2010, and Declaring an Emergency.

Mr. Brown presented the first reading of **Resolution 04-10**, a Resolution in Honor of Arbor Day on the 30th of April 2010.

Mr. Lewis presented **Resolution 05-10**, a Resolution Authorizing the Village of Genoa to Participate in the Ohio Department of Transportation Cooperative Purchasing Program for the Year 2010, and Declaring an Emergency.

Mr. Lewis moved and Mr. Adams seconded that the rule requiring Resolutions to be fully and distinctly read on three different days be dispensed with in accordance with ORC 731.17.

Roll called: Mr. St Marie, Mr. Bittner, Mr. Lewis, Mr. Adams and Mr. Brown, all Yeas. Yea 5, Nay 0.

Mr. Lewis moved, Mr. Adams seconded that **Resolution 05-10** be passed as an emergency measure in accordance with ORC 731.30.

Roll called: Mr. St Marie, Mr. Bittner, Mr. Lewis, Mr. Adams and Mr. Brown, all Yeas. Yea 5, Nay 0.

OTHER BUSINESS

Mr. Brinkman reminded Council of the OML seminars for new Council members and asked to notify him if they would be attending.

Mr. Adams moved, seconded by Mr. Lewis to enter executive session per ORC 121.22 G (1) for the discipline of a public employee.

Roll called: Mr. St. Marie, Mr. Bittner, Mr. Lewis, Mr. Adams and Mr. Brown, all Yeas. Vote: Yea 5, Nay 0. Motion passed.

Entered executive session at 8:02 PM; exited executive session at 9:05 PM.

Mr. Hise arrived at 8:02 PM.

Mr. Hise moved, seconded by Mr. St Marie to abolish all private telephone lines used by the Village and all Village employees are forbidden to have personal laptops on Village property, *at once.*

Roll called: Mr. St. Marie, Mr. Bittner, Mr. Lewis, Mr. Adams, Mr. Brown and Mr. Hise, all Yeas.

Vote: Yea 6, Nay 0. Motion passed.

Mr. St Marie questioned Mr. Reynolds about being behind locked and closed doors much of the time as this appears secretive. Mr. Reynolds stated that being just off the lobby you need quite time to concentrate.

Motion to adjourn the meeting was made by Mr. Adams, seconded by Mr. St Marie.

Roll called: Mr. St. Marie, Mr. Bittner, Mr. Lewis, Mr. Adams, Mr. Brown and Mr. Hise, all Yeas.

Vote: Yea 6, Nay 0. Motion passed.

Meeting adjourned at 9:16 PM.


FISCAL OFFICER


MAYOR

No tape of this meeting is available due to malfunction in the recording.

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