

**RECORD OF PROCEEDINGS**  
**GENOA VILLAGE COUNCIL**

Minutes of

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held \_\_\_\_\_ August 2, 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, Mr. Brown and Mr. Hise.

Mayor had received word that Mr. St Marie is on vacation and unable to attend Council meeting and asked to be excused.

Moved by Mr. Adams, seconded by Mr. Bittner to excuse Mr. St Marie from Council meeting of August 2, 2010.

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

Vote: Yea 5, Nay 0. Motion passed.

Also present were Garth Reynolds, Village Administrator, Brian Ballenger, Village Solicitor and Charles Brinkman, Fiscal Officer.

APPROVAL OF MINUTES

Minutes of the July 19, 2010 meeting were presented.

Mr. Lewis stated he had one change. On page 2, under Safety Committee, Line 3, change "but" to "be".

Moved by Mr. Adams, seconded by Mr. Bittner to accept the minutes of the July 19, 2010 Council meeting as amended.

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

Vote: Yea 5, Nay 0. Motion passed.

ENGINEER'S REPORT

Mr. Rich Hertzfeld of Poggemeyer Design Group reported on four items:

1. 2009 Curb Ramp Replacement

Four bids were received and the contract was awarded to Quinn Concrete, Inc. Preconstruction meeting will be held on August 9, 2010. Construction is to start this summer.

2. 2010 Street Resurfacing Program

Preparations are completed. Project will be advertised and bid opening is scheduled for August 24, 2010 at noon. Project is to be completed by November 1, 2010.

3. North Coast Inland Trail Extension

Planning activities are moving forward.

4. Ohio Public Works Commission, Round 25 Funding Applications

Applications for funding are due September 3, 2010. Poggemeyer and Village Administrator are working to submit an application for funding for Northwest Area Storm Sewers, Phase 4.

Mayor asked when the Village would be notified. Mr. Hertzfeld stated that a verbal would come this winter, but project could not start until July 1, 2011.

ADMINISTRATOR'S REPORT

Written report was presented.

Mr. Reynolds reported on the Cruise In with 175 cars attending. A new procedure of staging the cars in the park until 4:00 PM was implemented in order to allow the downtown merchants to have the least amount of disruption during the event.

Aqua Line has completed the leak detection of the Village and found leaks of about 5000 gallon per day.

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Mr. Reynolds asked Mr. Lewis to report on the Ohio Conference of Community Development that awarded three counties including Ottawa County and Izach Inc., Ray's Café for their recovery after the major fire in 2008. In addition, the cooperation of all parties, use of local contractors, and the expansion of employment exceeded expectations. These were all factors in winning this award for Ray's Café and Ottawa County. It was also noted that Ray St Marie and his staff were instrumental in coming to the aid of the Ottawa county tornado victims.

The Village was awarded a grant by the Ohio Department of Natural Resources for tree removal, paperwork is being completed and the project will move forward.

In Council packets was a copy of the resolution in support of the Rails-to-Trails that is needed to apply for funding. Next meeting is August 4, 2010 in Elmore.

American Municipal Power is recommending the passage of an ordinance approving the efficiency smart power plant schedule to spread the costs of closing the Gorsuch Project over several years.

Mr. Reynolds reported that Crain, Langer & Co. have recommended that only a "desk audit" of the Village's coverage be completed and no request for proposals until 2011.

The brick in front of Town Hall will be repaired in the near future.

Mr. Hise asked when the desk audit would be done. Mr. Reynolds stated that details have not been completed but it would be completed before renewal.

Mr. Hise stated that the Lake School and their carrier are in a tug of war over their replacement of the school.

Mr. Ballenger reported that Lake Township is having no problems with their loss.

## FISCAL OFFICER'S REPORT

Mr. Brinkman presented paid bills of \$179,767.36.

## RECREATION ADVISORY BOARD

Mr. Reynolds stated no report.

## MAYOR'S REPORT

Mayor wished to thank the Administrator, Public Works Department, Chamber of Commerce and Downtown Merchants for their assistance in holding the Cruise In. Council has a letter of thanks from the Genoa Chamber of Commerce for the Village's sponsorship of the Genoa Homecoming.

Mayor reminded Council of Graymont open house to be held August 10, 2010 from 11:00 AM to 3:00 PM.

Mayor has received a request through Chief Hill from Lisa Myers for sponsorship for her to the police academy. This would include a background check and letter of recommendation paid for by the Village. Mr. Hise asked if there was a problem in funding on the individuals part. Mayor stated not sure. Mr. Hise does not want to put stamp of approval without meeting the individual.

Mr. Hise than asked where was Chief Hill, before the Chief made every meeting not only once. Mr. Hise stated about to place Chief's face on a milk carton.

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Mr. Hise then asked about the RITA information. Mayor stated Finance should look into this. Mr. Brinkman then stated he had talked to RITA and not one of the 177 members has eliminated the position of Tax Administrator.

Mr. Hise thanked Mr. Brinkman for his input.

ECONOMIC DEVELOPMENT COMMITTEE

No report as Mr. St Marie was not present.

STREETS/SIDEWALKS COMMITTEE

Mr. Brown stated no report but would like to schedule a meeting before the Council meeting of September 7, 2010 at 6:45 PM.

Mr. Brinkman stated that Mr. Brown brings a good point of moving Council meeting due to a holiday and to eliminate any confusion as to when the meeting will be held. In discussions with Mr. Ballenger, the suggestion to make a motion to move all Council meetings that fall on a holiday to Tuesday for that session would be an excellent idea; a motion to move the rest of the Council meetings for this year would solve the confusion. Moved by Mr. Adams, seconded by Mr. Bittner to move all Council meetings that fall on a holiday to the Tuesday immediately following the holiday for the rest of the session. Roll called: Mr. Bittner, Mr. Lewis, Mr. Adams, Mr. Brown and Mr. Hise, all Yeas. Vote: Yea 5, Nay 0. Motion passed.

UTILITIES COMMITTEE

Mr. Hise stated that a meeting was held before Council this evening. There was discussion on landlord shut off notices and who is responsible. Mr. Brinkman is to discuss with the auditors the possibility of findings if not using the lowest cost and with Genoa Bank their proposal. Mr. Reynolds is looking into the charging of garbage pickup for Elderlife and that they contract to have a dumpster. Mr. Hise would like to see a cost estimate on the Village supplying electric to the sewer ponds.

FINANCE /INSURANCE COMMITTEE

Mr. Adams stated no report.

SAFETY COMMITTEE

Mr. Bittner stated no report.

AD HOC COMMITTEE

Mr. Lewis stated there is a meeting on August 4, 2010 in Elmore at 6:00 PM for further discussions on extending the Rails-to-Trails from Elmore to Genoa.

PERSONNEL COMMITTEE

Mr. Brown presented the minutes of the July 20, 2010. There is a meeting scheduled for August 3, 2010 at 6:00 PM.

Mr. Hise asked Mr. Brown who was bonded and asked Mr. Ballenger who should be bonded.

Mr. Ballenger stated anyone who was handling money should be bonded. Mr. Hise asked if this would be department wide.

Mr. Hise stated that anyone in Income Tax handling money or having access to public files should be bonded.

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Mr. Reynolds stated there are two ways to handle this situation, a person can be bonded or covered by our liability coverage for criminal misconduct. Mr. Reynolds bonding is stricter and gets into more personal areas.

Mr. Hise stated that bonding is a cost effective way to keep the Village's nose clean. Mr. Hise stated the Village has always had bonding and if Mr. Reynolds is hesitate he would like to know. Mr. Ballenger is to look into this for the next Finance Committee meeting.

### ANYONE WISHING TO ADDRESS COUNCIL

Kevin Pliska of 913 Superior Street asked about the water leak at 900 Superior and West Street in the alley. Will the repair cause the residents a problem? Mr. Gladden stated at the curb box and will not affect anyone but the one who has service from the curb box. Mr. Pliska stated that the alley has been torn up for many years and asked when something would be done to correct the problem. Mr. Gladden stated the water line is due to an upgrade. Mr. Pliska asked about the ramp to the alley as it is quite steep. Mr. Pliska asked if a meeting could be held on location to review the steep incline.

Lisa Cowell of Lei J stated that RITA is very difficult to work with and asked that be cut off as soon as possible.

Mark Martin of Elderlife asked about the refuse collection. The St Johns Church is looking to cut cost and would like to drill a well for water for the air conditioners Mayor stated that Mr. Reynolds will review and get back with him.

Mr. Hise stated that if a well is used for non potable uses, it would be allowed. Mr. Hise stated that the Church was built before water system. Mr. Lewis stated that the water line goes right by his property and there is no we'll on the St Johns property. Mayor stated that the situation will be reviewed.

### ORDINANCES/RESOLUTIONS/MOTIONS

Mr. Lewis presented **Resolution 22-10**, a Resolution by the Council of the Village of Genoa in Support of the Elmore to Genoa Segment of the North Coast Inland Trail Project and the Submission of an Application to the Clean Ohio Trail Fund by the Ottawa County Park District for Funding to Assistance for this Project, And Declaring an Emergency.

Motion by Mr. Lewis and seconded by Mr. Bittner 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. Bittner, Mr. Lewis, Mr. Adams, Mr. Brown and Mr. Hise, all Yeas.  
Vote: Yea 5, Nay 0. Motion passed.

Motion by Mr. Lewis and seconded by Mr. Bittner that **Resolution 22-10** be passed as an emergency measure in accordance with ORC 731.30.

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

Mr. Lewis moved, seconded by Mr. Adams that **Resolution 22-10** be passed.

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

Mr. Brown presented **Resolution 23-10**, a Resolution Authoring the Village Administrator to Prepare and Submit as Application to Participate in the Ohio Public Works Commission State Capital Improvement and/or Local Transportation Improvement Program(s), and to Execute Contracts as Required, And Declaring an Emergency.

Motion by Mr. Brown and seconded by Mr. Bittner 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. Bittner, Mr. Lewis, Mr. Adams, Mr. Brown and Mr. Hise, all Yeas.

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Vote: Yea 5, Nay 0. Motion passed.

Mr. Lewis moved, Mr. Bittner seconded that **Resolution 23-10** be passed as an emergency measure in accordance with ORC 731.30.

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

Vote: Yea 5, Nay 0. Motion passed.

Mr. Lewis moved, seconded by Mr. Adams that **Resolution 23-10** be passed.

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

Vote: Yea 5, Nay 0. Motion passed.

Mr. Hise presented the first reading of **Ordinance 24-10**, an Ordinance to Approve the Execution of an Efficiency Smart Power Plant Schedule Gorsuch Participant with American Municipal Power, Inc. and Declaring an Emergency.

Mr. Brown presented **Ordinance 25-10**, an Ordinance Amending Chapter 131, Titled Mayor, Designating the Mayor of the Village of Genoa as the Appointing Authority for All Village Employees Subject to the Concurrence of the Village Council, And Declaring an Emergency.

Motion by Mr. Brown and seconded by Mr. Adams 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. Bittner, Mr. Lewis, Mr. Adams, Mr. Brown and Mr. Hise, all Yeas.

Vote: Yea 5, Nay 0. Motion passed.

Mr. Lewis moved, Mr. Bittner seconded that **Ordinance 25-10** be passed as an emergency measure in accordance with ORC 731.30.

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

Vote: Yea 5, Nay 0. Motion passed.

Mr. Lewis moved, seconded by Mr. Adams that **Ordinance 25-10** be passed.

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

Vote: Yea 5, Nay 0. Motion passed.

Mr. Lewis presented **Ordinance 26-10**, an Ordinance Authorizing the Fiscal Officer to Enter into a Memorandum of Agreement for the Deposit of Public Funds with First Federal of Midwest 22020 W. State Route 51, Genoa, Ohio; Genoa Banking Company 801 Main Street, Genoa, Ohio and Huntington Bank 1504 Main Street, Genoa, Ohio And Declaring an Emergency.

Motion by Mr. Lewis and seconded by Mr. Brown 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. Bittner, Mr. Lewis, Mr. Adams, Mr. Brown and Mr. Hise, all Yeas.

Vote: Yea 5, Nay 0. Motion passed.

Mr. Lewis moved, Mr. Brown seconded that **Ordinance 26-10** be passed as an emergency measure in accordance with ORC 731.30.

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

Vote: Yea 5, Nay 0. Motion passed.

Mr. Lewis moved, seconded by Mr. Brown that **Ordinance 26-10** be passed.

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

Vote: Yea 5, Nay 0. Motion passed.

OTHER BUSINESS

No other business.

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

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

Vote: Yea 5, Nay 0. Motion passed.

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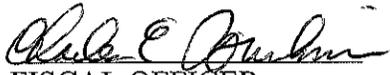
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For a more detailed description of any of the items contained herein, please refer to the CD recording of this meeting on file in the Clerk's Office.

Meeting adjourned at 8:26 PM.

  
FISCAL OFFICER

  
MAYOR