

RECORD OF PROCEEDINGS
GENOA VILLAGE COUNCIL

Minutes of

Meeting

DAYTON LEGAL BLANK, INC. FORM NO. 10148

Held _____ January 3, 2011 _____ 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 notice that Mr. St Marie would not be able to attend the Council meeting of January 3, 2011.

Moved by Mr. Bittner, seconded by Mr. Hise to excuse Mr. St Marie from the January 3, 2011 meeting.

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

Vote: Yea 5, Nay 0

Mayor requested a motion from Council to amend agenda to add Ordinance 03-11.

Moved by Mr. Adams, seconded by Mr. Hise to amend agenda to add the Ordinance 03-11.

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

Vote: Yea 5, Nay 0

Mayor requested a motion from Council to go out of order of the agenda to read Ordinance 02-11.

Moved by Mr. Adams, seconded by Mr. Brown to go out of order from the agenda to read Ordinance 02-11.

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

Vote: Yea 5, Nay 0

Mr. Brown presented **Ordinance 02-11**, an Ordinance Approving Title Three – Legislative Chapter 121 and 123 of the Genoa Codified Ordinance Titled Council and Ordinances, Resolutions and Contracts for the Year 2011, 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. Brown moved, Mr. Adams seconded that **Ordinance 02-11** 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. Brown moved, seconded by Mr. Adams that **Ordinance 02-11** be passed.

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

Vote: Yea 5, Nay 0. Motion passed.

Mayor asked for nominations for Council President. Mr. Lewis nominated Mr. Adams, seconded by Mr. Brown. No other nominations.

Roll called: Mr. Bittner, Mr. Lewis, Mr. Brown and Mr. Hise, all Yeas. Mr. Adams abstained. Vote: Yea 4, Nay 0, Abstain 1.

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

Mayor then introduced Brian Hall who installed the sound system. Mr. Hall complimented Mr. Lewis on his use of the microphone. Mr. Hall gave a short presentation on how to best utilize the microphones and sound system so that the recordings are the best possible.

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APPROVAL OF MINUTES

Minutes of the December 20, 2010 Council meeting were presented.

Mr. Lewis stated that on Page 2, under Administrator's Report, Line 2, and remove the second "for".

Under Fiscal Officer Report, clarify that that Charles E. Harris & Associates Inc was awarded the contract by the State of Ohio. Mr. Brinkman stated this was correct, but the Village had some input into their selection.

Mr. Lewis stated that on Page 3, under Anyone Wishing To Address Council, Line 1; remove "Main Street" and insert "Superior Wire"; also add "to their building on Industrial Drive".

Moved by Mr. Adams, seconded by Mr. Brown to accept the minutes of the December 20, 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.

ENGINEER'S REPORT

Mr. Rich Hertzfeld of Poggemeyer Design Group could not attend meeting, but had contacted Kevin Gladden on some items.

Poggemeyer has approved copies of water line extension plans for Industrial Drive.

Drainage profile for Dan Pucnell will be looked into in the near future.

Also, catch basin repairs in the Village will be looked into for 2011.

ADMINISTRATOR'S REPORT

A written report was presented.

Mayor stated that Item #4, flood plain looks like it could be a problem going forward.

Mr. Ballenger stated that flood insurance is not required, but is the responsibility of the homeowner and their mortgage company.

Mr. Hise offered his assistance in working with FEMA.

Mr. Gladden thanked Council for the purchase of automatic meter reader. Mr. Gladden was able to read out of town books and some in town books in a short period of time. Before, Wildflower addition would take one person one day, now took about fifteen minutes.

Mr. Gladden stated that Public Works employees have asked that the Personal Procedure Manual be passed as soon as possible, less job descriptions as they have not been discussed by the Personnel Committee.

FISCAL OFFICER'S REPORT

Mr. Brinkman presented paid bills of \$190,385.29.

RECREATION ADVISORY BOARD

Mayor stated no report.

MAYOR'S REPORT

Mayor stated no written report but a few items to discuss.

Mayor asked for Council approval for a space agreement with the Ottawa County Commissioners for a lease of 514 Main Street for use by Ottawa County Resource Program for period of January 1, 2011 to December 31, 2011. Village will donate space; value is \$8100.00 per year.

Mr. Hise asked why the Village is in the real estate business.

Mayor stated he had no idea.

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Mr. Hise stated with a signed lease, this would be an attractive property for an investor. Mayor stated that Council or a Committee should look into the options.

Moved by Mr. Hise, seconded by Mr. Bittner to approve space agreement with Ottawa County Commissioners for lease of 514 Main Street.

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

Vote: Yea 5, Nay 0. Motion passed.

Mayor asked for a motion to change any 2011 Council meetings that fall on a holiday to be held on the next business day.

Moved by Mr. Lewis, seconded by Mr. Adams to have any Council meetings in 2011 that fall on a holiday to be held on the next business day.

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

Vote: Yea 5, Nay 0. Motion passed.

Mayor stated that TMACOG is having its annual General Assembly meeting on January 26, 2011. Meeting is day long with dinner at 6:00 PM. Please notify the Mayor or Mr. Brinkman by January 18, 2011 if you plan to attend.

Mayor stated that there are openings on the Tree Commission and Audit Committee. If Council member knows of anyone interested, please let him know.

A thank you letter was received from Joyful Connections for donation given by the Village.

Mayor presented the letter from the EPA, noting the sale of bulk water from the well at Public Works.

Mr. Gladden stated that the Village can not sell water from a well that has not been tested. Without back flow prevention, bulk water sales are prohibited. There were only three customers who were using this option. Mr. Gladden stated he had not sold bulk water for a couple of years and will not be doing it in the future. The well needs to be capped.

ECONOMIC DEVELOPMENT COMMITTEE

No report as Mr. St Marie was absent.

STREETS/SIDEWALKS COMMITTEE

Mr. Brown stated no report.

UTILITIES COMMITTEE

Mr. Hise stated no report.

FINANCE /INSURANCE COMMITTEE

Mr. Adams stated no report.

SAFETY COMMITTEE

Mr. Bittner presented the minutes of the December 29, 2010 meeting.

Mr. Brown stated that Sheriff Bratton had been of assistance and suggested using a consultant to set guidelines for what the committee and community would like in a Police Chief.

Mr. Brown moved, seconded by Mr. Bittner to enter into an agreement with a consultant to assist in the hiring of a Police Chief.

Mr. Adams stated that was the way the last Chief was hired and did not want to go down that path again.

Mr. Brown stated it would be a local person.

Mr. Bittner stated that Mr. Lewis has suggested Mark Putman, a retired officer who worked for Clay Township, Ottawa County Sheriff and Perrysburg Township.

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Mayor stated this would be someone to help the Committee in setting qualifications and then in the selection process.

Mr. Bittner stated no rate of pay has been discussed, hoping for a volunteer.

Mr. Adams stated did not like the term consultant.

Mr. Brown withdrew the motion.

Mr. Bittner scheduled a meeting for January 11, 2011 at 5:30 PM.

AD HOC COMMITTEE

Mr. Lewis stated no report. Mr. Lewis stated the next Rails-to-Trails meeting will be January 5, 2011 in Elmore at 6:00 PM.

PERSONNEL COMMITTEE

Mr. Brown stated no report. Mr. Brown will schedule a meeting later when all Committee members can be present.

Mayor presented the letter from the Administrator on the extension of the water line on Industrial Drive.

ANYONE WISHING TO ADDRESS COUNCIL

Jack Warner addressed Council about stop signs on Washington Street. When Mr. Warner would stop at one of these stop signs, he wondered why he should stop when there is no traffic. With the help of former Mayor Perry, he was able to get them removed. Mr. Warner stated that as he understands it, it is illegal to use stop signs to control speed by state law. Also, Mr. Warner stated that St John's Church did not want them as it slowed down exiting traffic. Using the same rationale, Mr. Warner asked that stop signs at the corner of 10th and Washington Street be removed.

Mr. Lewis

Mr. Lewis stated he could not find anyone at St John's that did not want the stop sign.

Tim Reed stated it still was not safe for the children to be out playing. Cars are not doing 35MPH, but closer to 55 MPH.

Mayor stated that Streets and Sidewalks will work on a solution.

Mr. Brown stated that caution signs had been put up about two months ago.

Mayor had forwarded to Mr. Brown a survey from the Chief Hill that showed no one going close to the 55 MPH.

Mr. Reed stated that there is a school bus stop there also.

Mr. Adams stated there is no stop signs for the school bus stop.

Mayor stated Streets and Sidewalks will try to come up with a solution.

ORDINANCES/RESOLUTIONS/MOTIONS

Mr. Hise presented **Ordinance 01-11**, an Ordinance Authorizing the Fiscal Officer to Transfer One Hundred Thirty Thousand Dollars (\$130,000.00) from the Electric Fund (603), to the Generation/Substation Debt Fund (301), and Declaring an Emergency. Motion by Mr. Hise 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. Hise moved, Mr. Brown seconded that **Ordinance 01-11** be passed as an emergency measure in accordance with ORC 731.30.

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

Mr. Hise moved, seconded by Mr. Brown that **Ordinance 01-11** 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. Adams presented **Ordinance 03-11**, an Ordinance Authorizing the Mayor to Enter Into a Severance Agreement with Garth L. Reynolds, Village Administrator; and Declaring an Emergency.

Motion by Mr. Adams and seconded by Mr. Lewis 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. Adams moved, Mr. Hise seconded that **Ordinance 03-11** 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. Adams moved, seconded by Mr. Lewis that **Ordinance 03-11** be passed.

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

Mayor read a letter of resignation from Garth L. Reynolds.

Mayor asked Council to approve Kevin Gladden as Acting Village Administrator until the first Council meeting in February, 2011.

Moved by Mr. Hise, seconded by Mr. Lewis to approve appointment of Mr. Gladden as Acting Village Administrator.

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

OTHER BUSINESS

Mr. Lewis asked about the landscaping for Joanne Sayen at 211 E. Eleventh Street.

Mr. Gladden stated he would look into this matter on January 4, 2011.

Mayor stated it was his understanding that the Village has not received a response yet to the proposal for the landscaping.

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

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

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 8:31 PM.


FISCAL OFFICER


MAYOR

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