

# RECORD OF PROCEEDINGS

Minutes of

Genoa Village Council

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held \_\_\_\_\_ in Council Chambers on July 16,

2001

(YEAR)

Mayor Verkin called the meeting to order at 7:30 p.m. with the pledge to the flag.

Clerk/Treasurer Cremean called the roll for attendance: Mr. D. Adams, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodman, and Mrs. Slotnick. Also present were Mr. George Adams, Village Administrator, and Mrs. Smith, Village Solicitor.

## APPROVAL OF THE MINUTES

## AMENDMENTS TO THE MINUTES OF MEETING OF JULY 2<sup>nd</sup>

- On second page, under Anyone Wishing to Address Council, change "Colpert" to "Fulkert", and "Nafer" to "Niefer".

Mr. Bittner moved, second by Mrs. McLear to approve the minutes as amended. Roll call vote: Mr. D. Adams, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodman and Mrs. Slotnick all yeas (6). Motion passed.

## ENGINEER'S REPORT

- No report

## ADMINISTRATOR'S REPORT/ZONING REPORT

- Received zoning application from Brine Family Investments to put a new restaurant on Route 51 next to McDonald's. Applicants will provide plans and specifications to the Planning Commission, which is meeting July 23, 2001.

## CLERK/TREASURER'S REPORT

- Mr. Cremean presented invoices in the amount of \$177,197.51 for payment. Mrs. McLear moved, second by Mr. Avery to pay the invoices. Roll call vote: Mr. D. Adams, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodman and Mrs. Slotnick all yeas (6). Motion passed.
- Advised that Ottawa County Commissioners have set a hearing date of September 6, 2001, at 10:00 a.m. for consideration of the annexation petition of the Genoa Mini Mart. Mr. G. Adams requested copies of all correspondence regarding this matter.

## RECREATION ADVISORY BOARD

- No report

## MAYOR'S REPORT

- No report
- Mrs. Slotnick inquired regarding the minutes of the public hearing for the Phase XI Sewer Separation on May 21<sup>st</sup>. Mayor Verkin advised he would attend to this.

## ANYONE WISHING TO ADDRESS COUNCIL

- **Dennis Slotnick, 915 Washington Street, Genoa, Ohio.** Presented concerns regarding his opposition to Ordinance 61-01, the "No Plantings" ordinance.

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- Don Fulkert, 206 Court Street, Genoa, Ohio. Voiced support of Ordinance 61-01.
- Bill Richards, 106 E. 5<sup>th</sup> Street, Genoa, Ohio. Inquired regarding the park levy and future funding.

## COMMITTEE REPORTS

### STREETS AND SIDEWALKS

- Written report of Tree Commission submitted

### UTILITIES

- Called attention to the third reading of Ordinance No. 61-01.

### FINANCE

- No report

### SAFETY

- Written report submitted
- Mrs. Slotnick inquired regarding police officers on salary versus hourly
- Mrs. McLear advised on attendance at the Allen-Clay Joint Fire District Trustees Meeting

### ADHOC

- No report

### INSURANCE

- No report

## ORDINANCES/RESOLUTIONS/MOTIONS

Mr. Bittner presented the third reading of Ordinance 60-01, an Ordinance amending Ordinance number 19-01, Section 531.06, Removal of Weeds; Notice; and Costs. Mr. Bittner moved, second by Mrs. Slotnick that Ordinance 60-01 be passed. Roll call vote: Mr. D. Adams, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodeman, and Mrs. Slotnick all yeas (6). Motion passed.

Mr. Bittner presented the third reading of Ordinance 61-01, an Ordinance establishing no plantings within the Village's right-of-way other than a tree recommended by the Tree Commission and approved by the Village Administrator. Mr. Bittner moved, second by Mr. Avery that Ordinance 61-01 be passed. Mr. Avery and Mayor Verkin voiced their support of the ordinance and reasons therefor. Roll call vote: Mr. D. Adams, No; Mrs. McLear, No; Mr. Avery, Yes; Mr. Bittner, No; Mr. Goodeman, Yes; and Mrs. Slotnick, No. Yeas (2), Nays (4). Motion failed.

Mrs. McLear presented Ordinance 69-01, an Ordinance establishing a fifth full time police officer position within the Genoa Police Department, and declaring an

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*emergency.* Mrs. McLear moved, second by Mr. D. 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 call vote: Mr. D. Adams, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodman, and Mrs. Slotnick all yeas (6). Motion passed. Mrs. McLear moved, second by Mr. D. Adams that Ordinance 69-01 be passed as an emergency measure in accordance with ORC 731.30. Roll call vote: Mr. D. Adams, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodman, and Mrs. Slotnick all yeas (6). Motion passed.

Mr. Avery presented Ordinance 70-01, an Ordinance authorizing the Clerk/Treasurer to transfer Sixty-Seven Thousand Two Hundred Sixty Dollars (\$67,260.00) from the Electric Fund (603), into the Electric Bond Debt Fund (308), and declaring an emergency. Mr. Avery moved, second 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. Roll call vote: Mr. D. Adams, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodman, and Mrs. Slotnick all yeas (6). Motion passed. Mr. Avery moved, second by Mrs. Slotnick that Ordinance 70-01 be passed as an emergency measure in accordance with ORC 731.30. Roll call vote: Mr. D. Adams, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodman, and Mrs. Slotnick all yeas (6). Motion passed.

## OTHER BUSINESS

- Mr. G. Adams inquired of Council whether they wanted to bring in legislation regarding the public hearings held on July 16, 2001, specifically the rezoning requests of Genoa Bank and Mr. Blausey.

Mrs. Slotnick moved, second by Mrs. McLear that legislation be brought in on a non-emergency basis regarding the rezoning requests of Genoa Bank and Mr. Blausey. Roll call vote: Mr. D. Adams, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodman, and Mrs. Slotnick all yeas (6). Motion passed.

- Mr. Avery inquired whether the "no plantings" ordinance should be sent back to committee. A discussion was held regarding this matter. In this regard, Mr. G. Adams requested the Solicitor to provide a legal opinion of whether, pursuant to Ohio Revised Code, the Village Administration has any "right of enforcement" authority regarding right-of-way plantings.
- Paul Blausey inquired regarding ordinance issues.

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/Treasurer's Office.

Mrs. McLear moved, second by Mr. D. Adams to adjourn. Roll call vote: Mr. D. Adams, Mrs. McLear, Mr. Avery, Mr. Bittner, Mr. Goodman, and Mrs. Slotnick all yeas (6). Motion passed and Council meeting was adjourned at 8:15 p.m.

  
CLERK/TREASURER

  
MAYOR

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