

RECORD OF PROCEEDINGS

Minutes of

GENOA VILLAGE COUNCIL

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held August 18, 2008

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, Mrs. Cynthia Smith, Village Solicitor, Kevin Gladden, Public Works Director and Todd Mocniak, Acting Police Chief.

APPROVAL OF MINUTES

Minutes of August 4, 2008 meeting were presented. Mrs. Slotnick noted that under Other Business, second paragraph, second line "Yea 6, Nay 0" should read "Yea 5, Nay 0" as Mr. Bialorucki was not present. Moved by Mr. Adams, seconded by Mr. Fryman to accept the minutes as amended of the August 4, 2008 meeting. Roll called: Mr. Fryman, Mr. Bittner, Mr. Adams, Mrs. Kreager and Mrs. Slotnick. Mr. Bialorucki abstained as was not present for the meeting. Yea 5, Nay 0, Abstain 1.

Mayor stated that he had invited department heads to come to Council meetings to be available for questions and welcomed Kevin Gladden and Todd Mocniak.

ENGINEER'S REPORT

No report.

ADMINISTRATOR'S REPORT

Written report. Mr. Reynolds stated he had some additional items to bring to Council's attention. The back up generator at the water plant has been installed and is available if needed. Also, the traffic light at 13th and Main Street has been activated.

Mrs. Slotnick stated she had just found out that the Village is not testing the water but having other people do this. Mrs. Slotnick asked Mr. Gladden why Village employees were not testing the water. Mr. Gladden stated that Village employees collect and test the water daily. Presently the Village does not have a dedicated employee that is classified as an operator. The Village employs Industrial Fluid Management, a division of Poggemeyer Design, who signs our monthly reports. The Ohio EPA allows smaller water systems to contract out these types of services, which make it easier (less costly) on our smaller type operation. Generally, a dedicated operator works on water systems only.

Recently the Village's water system was reclassified as a Distribution system through the elimination of a chemical additive to the water. Instead of needing a Class 1 Operator, the Village of Genoa can utilize a Distribution License, and thereby reduce some of the cost associated with Industrial Fluid Management. Charlie Genzman possesses a Distribution License and we are exploring with Charlie Genzman his interest in taking on the additional responsibility of being the licensed operator (Distribution License). It should be noted; Charlie is close to being able to retire and is not sure he wants to do this at this time.

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Mrs. Slotnick was concerned that some savings could occur if Village personnel were doing the testing and signing the required reports. Mr. Gladden responded that in the operations of Public Works having a dedicated employee doing just water and with the overhead costs of this employee the savings may be minimal.

FISCAL OFFICER'S REPORT

Fiscal Officer, Mr. Brinkman, presented paid bills of \$191,759.52. Mr. Adams moved to accept paid bills, seconded by Mr. Bittner. Roll called: Mr. Fryman, Mr. Bittner, Mr. Bialorucki, Mr. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0.

RECREATION ADVISORY BOARD

Written report. The park has had a good year. The Mayor asked if all the picnic tables would be removed from the park. Mr. Gladden stated some would be removed initially, then in October the rest would be stored in the fenced in area. Mrs. Slotnick asked if it was possible to have trash cans available in the park all year round.

MAYOR'S REPORT

Written report. Mayor presented a letter from Lee Nissen, President of Genoa Little League, praising Mike Thomas and the park staff for their extra work in saving the July 4th tournament. Also, Mayor presented an announcement from the Brown Welcome Center that they will be having an open house on August 20, 2008 at 5:30 PM. Mayor asked for a motion to move the next Council meeting from September 1 to September 2 due to Labor Day holiday. Moved by Mrs. Slotnick, seconded by Mr. Bittner to move meeting of September 1, 2008 to September 2, 2008 due to Labor Day holiday. Roll called: Mr. Fryman, Mr. Bittner, Mr. Bialorucki, Mr. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0. Motion passed.

ECONOMIC DEVELOPMENT COMMITTEE

No report. Called a meeting for September 8, 2008 at 7:00 PM in Village Town Hall.

STREETS/SIDEWALKS COMMITTEE

No report. Presented minutes of July 10, 2008 meeting of the Tree Commission.

UTILITIES COMMITTEE

No report. Will have minutes from the meeting held at 6:00 PM before Council meeting.

FINANCE COMMITTEE/INSURANCE

Presented minutes of the August 14, 2008 meeting. Moved by Mrs. Slotnick, seconded by Mr. Bialorucki to accept minutes of August 14, 2008 meeting. Roll called: Mr. Fryman, Mr. Bittner, Mr. Bialorucki, Mr. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0.

SAFETY COMMITTEE

Presented the minutes of the August 6, 2008 meeting along with Chiefs report from August 14, 2008. Moved by Mr. Adams, seconded by Mrs. Slotnick to accept minutes of August 6, 2008 meeting. Roll called: Mr. Fryman, Mr. Bittner, Mr. Bialorucki, Mr. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0.

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AD HOC COMMITTEE

No report.

PERSONNEL COMMITTEE

No report.

ANYONE WISHING TO ADDRESS COUNCIL

Carolyn Huffman of the Farmers Market reported that there is a new venture in town called Beadyize. It is part of Ivy's Vine, where people can make necklaces out of either new or old beads. Also, presented Farmer's Market bags, which have the Town Hall on one side and local businesses on the other; available from any of the businesses or at the Farmer's Market for \$5.00. Ms. Huffman stated that The Dog Days were held on August 16, 2008 and went very well, and will probably have Dog Days again next year. Ms. Huffman stated there are two big days left in the Farmer's Market season; September 20, the Street Fair which will have a salsa contest; and the antique tractors on October 25, 2008 which is the last day for the Farmer's Market.

Mrs. Kreager stated she thought the people behind the Farmer's Market were doing a fabulous job.

Mr. Gladden had been asked by the meter readers to discuss with Council the problem of vicious dogs in town making it difficult to read some meters. Mr. Mocniak is aware of the problem. Mrs. Kreager asked if the Village has an ordinance addressing this problem. Mr. Mocniak is working with the Ottawa County Dog Warden and will keep Mr. Gladden informed. Mrs. Smith suggested that the Mr. Mocniak have the Dog Warden inform owners of vicious dogs of the owner's responsibilities and requirements.

ORDINANCES/RESOLUTIONS/MOTIONS

Mr. Bialorucki presented the first reading of **Ordinance 42-08**, an Ordinance Authorizing the Village Administrator to Approve American Municipal Power-Ohio, Inc. Purchases of Long Term Power Resources for NWASG Pool.

Mrs. Kreager presented **Ordinance 43-08**, an Ordinance Amending Ordinance Number 32-08 an Ordinance Establishing Wage and Salary Levels for All Village Employees, Mayor, and Village Council, and Declaring An Emergency. Mrs. Kreager moved and Mrs. Slotnick seconded 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. Fryman, Mr. Bittner, Mr. Bialorucki, Mr. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0. Mrs. Kreager moved, Mrs. Slotnick seconded that **Ordinance 43-08** 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. Yea 6, Nay 0. Motion passed.

Mr. Adams presented **Ordinance 44-08**, an Ordinance Authorizing the Village Administrator to Enter Into A Contract Without Formal Bidding and Advertising Pursuant to Revised Code Section 735.051, with T & R Electric Supply Company Incorporated, P.O. Box 180, Colman, South Dakota 57017, to Purchase, an Electric Transformer in the Amount of Ninety-Six Thousand Dollars (\$96,000.00), and Declaring An Emergency. Mr. Adams moved and Mrs. Slotnick seconded that the rule requiring

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Ordinances to be fully and distinctly read on three different days be dispensed with in accordance with ORC 731.17. Roll called: Mr. Fryman, Mr. Bittner, Mr. Bialorucki, Mr. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0. Mr. Adams moved, Mrs. Slotnick seconded that **Ordinance 44-08** be passed as an emergency measure in accordance with ORC 731.30. Mrs. Smith noted some housekeeping measures that needed to be completed before passage. Add to Section 1 "that pursuant to the Revised Code Section 735.051 a real and present emergency exists in connection with the operation and maintenance of the Department of Public Works, requiring the Village Administrator to enter into a contract for work to be done or purchase of supplies or materials without formal bidding and advertising". Roll called: Mr. Fryman, Mr. Bittner, Mr. Bialorucki, Mr. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0. Motion passed.

Mrs. Slotnick presented **Resolution 45-08**, a Resolution Authorizing the Village Administrator to Prepare and Submit an 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. Mrs. Slotnick moved and Mr. Adams seconded 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. Fryman, Mr. Bittner, Mr. Bialorucki, Mr. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0. Mrs. Slotnick moved, Mr. Adams seconded that **Resolution 45-08** be passed as an emergency measure in accordance with ORC 731.30. Mrs. Smith noted some housekeeping measures that needed to be completed before passage. Add to Section 4 after measure; "in the interests of public peace, health and safety of this Village". Roll called: Mr. Fryman, Mr. Bittner, Mr. Bialorucki, Mr. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0. Motion passed.

Mr. Fryman presented **Resolution 46-08**, a Resolution of Support to Maintain the Operation of the Oak Harbor Bureau of Motor Vehicles, Agency 6204, and Declaring An Emergency. Mr. Fryman moved and Mrs. Slotnick seconded 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. Fryman, Mr. Bittner, Mr. Bialorucki, Mr. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0. Mr. Fryman moved, Mrs. Slotnick seconded that **Resolution 46-08** be passed as an emergency measure in accordance with ORC 731.30. Mrs. Smith noted some housekeeping measures that needed to be completed before passage. Add to Section 4 after measure; "in the interests of public peace, health and safety of this Village". Roll called: Mr. Fryman, Mr. Bittner, Mr. Bialorucki, Mr. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0. Motion passed.

Mr. Fryman asked about the letters of support to be included with the Resolution. Mayor stated he had them and would pass around for Council to sign.

OTHER BUSINESS

Mayor stated Farmer's Market would like to use the Gordon Lumber building to house the vendors, having Economic Development consider this proposal. Mr. Gladden is to have the building open for the Economic Development meeting on September 8, 2008.

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Mrs. Smith asked for a motion to support payment to Marc Tupper in an OVI case. Mr. Tupper was the arresting officer and has been subpoenaed. Mrs. Slotnick moved to pay Marc Tupper for his time at last rate of pay with the Village of Genoa. Mr. Fryman moved to amend to pay Mr. Tupper his rate of pay at Ottawa Hills, less any compensation he may receive from the Village of Ottawa Hills. Roll called: Mr. Fryman, Mr. Bittner, Mr. Bialorucki, Mr. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0. Motion passed.

Mr. Mocniak stated that the Police Department is working on cleaning up some of the junk vehicles from the Village.

Moved by Mr. Bittner, seconded by Mr. Adams to adjourn meeting. Roll called: Mr. Fryman, Mr. Bittner, Mr. Bialorucki, Mr. Adams, Mrs. Kreager and Mrs. Slotnick. Yea 6, Nay 0. Motion passed.

Meeting adjourned at 8:28 PM.

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



FISCAL OFFICER



MAYOR