

# RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. \_\_\_\_\_ Passed \_\_\_\_\_, 20 \_\_\_\_\_

## August 7, 2017 REGULAR MEETING

- Mayor Harsanje, Sr. called the meeting to order at 7:00 p.m. and asked all to stand for the Pledge of Allegiance to the Flag.
- Mayor Harsanje, Sr. then asked for the roll call:
- Council members in attendance included, Mr. Bittner, Mr. Lewis, Mr. Huston, and Mr. Reed, Mr. Diebert and Mr. St. Marie.
- Also in attendance were Village Solicitor Brian Ballenger, Village Administrator Kevin Gladden, and Fiscal Officer Julie Van Nest.
- Mr. Harsanje Sr. asked for a motion to approve the minutes for the July 17th, 2017 regular Council meeting.
- Mr. Lewis made a motion to accept the minutes for the July 17<sup>th</sup>, 2017 regular Council meeting; seconded by Mr. Bittner. Roll call:

Yeah: Mr. Lewis, Mr. Bittner, Mr. St. Marie, and Mr. Huston.

Nay: 0

Abstained: Mr. Diebert and Mr. Reed.

Motion carried.

### ENGINEER'S REPORT – Kevin Gladden

- Mr. Gladden reported that the bid opening for the Water Booster Pump Station improvements have been moved back one week until Wednesday August 16<sup>th</sup> at noon due to schedule conflicts with Poggemeyer Design. All packet holders were notified and an extension on the contract completion date has been approved by Mr. Gladden.
- Mr. Huston asked if there were grants available through Poggemeyer Design or elsewhere for interested businesses within the Village.
- Mr. Gladden stated he did not think there were free grants available but that there may be grants with a cost involved and he would check on it.

### ADMINISTRATOR'S REPORT - Kevin Gladden

- Mr. Gladden stated that the Public works crew have been trimming trees and clearing sidewalks. They also did a couple rounds of spraying for mosquitos.
- Public Works did a water main sewer tap for a large barn on Genoa Clay Ct. Rd. and water tap across the road from Tony Simon's property.
- Mr. Gladden reported they had a water line repair at 1500 West St. scheduled the next day.
- A contractor contacted Mr. Gladden about the property at 1317 Superior St. which will be demolished in October, and shortly after the house at 1817 S.

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Railroad, which may have to wait until spring when the land bank replenishes their money.

- The house at 1416 Washington is going into foreclosure, Mr. Gladden stated he believes the County will be taking it over, foreclosing on it, and putting the house into the Land Bank. He mentioned they were also working on adding the property at the dead end Washington St. to the Land Bank.
- In Zoning Mr. Gladden did a stop work notice with a contractor at 403 Castle Cove for a fence without a permit and being 10 feet into the neighbor's property. Property stakes were located and the fence will be corrected.

## **FISCAL OFFICERS REPORT** – Julie Van Nest

- Mrs. Van Nest stated on July 20<sup>th</sup> she took the Ordinances down to the Board of Elections, everything is a go and should be on the ballot in November for the two levies.
- Mrs. Van Nest gave Brent Huston \$ 128,000 in invoices for his review.
- The Audit Committee Met on August the 5<sup>th</sup> and they will have a report to follow on what they came up with.
- In Council packets Mrs. Van Nest submitted the June Financial statements including the Month to date Fund Report, the Year to date Fund Report, the Bank Reconciliation for the Month, and the Revenue and Expense Balancing Reports.
- Mrs. Van Nest reported they have started looking at Health Insurance options for the employees.
- Next meeting Mrs. Van Nest will have adjustments in appropriations for end of year.
- Mrs. Van Nest met with the speaker (investor) from a conference she attended on investments, and they are looking into options the Village may have.
- Ms. Van Nest stated she needed the reservations for Experience Ottawa Co. from those employees who are attending.
- Mr. Huston asked Mrs. Van Nest what procedure was followed by the County on the Ordinances she submitted, and Mrs. Van Nest replied that they give her the ballot language and she checks to make sure it is correct.

## **MAYORS REPORT** – Ken Harsanje Sr.

- Mayor Harsanje Sr. attended the Safety Council meeting for Ottawa Co. on Wednesday July 19<sup>th</sup> on OSHA.
- Tuesday July 25<sup>th</sup> was the Chamber of Commerce Car show with 146 vehicles registered. The next Chamber Car show will be August 29<sup>th</sup>.
- Mr. Keaton will be donating \$2,000 toward the next Chamber Car show on August 29<sup>th</sup>, including trophies and raffles, along with an estimate of possibly 250 cars.
- July 29<sup>th</sup> the Drake family donated a bench in memory of the Drake family who have had their family reunion at the Park for 50 years.
- Tuesday August 1<sup>st</sup> Genoa Merchants met and discussed preparations for winter and Santa Claus.
- Thursday August 3<sup>rd</sup> Chamber of Commerce met and discussed the Car show.

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- Friday/Saturday August 11 & 12 is the Community Garage Sale.
- Monday August 14 Mayor Harsanje Sr. will be attending the Lake Erie Day at Put-in-Bay on the Ottawa Water Shed.
- Wednesday August 16<sup>th</sup> is the next Safety Council Meeting.
- Thursday August 17<sup>th</sup> is Experience Ottawa County at Put-In-Bay. Reservations need to be turned in to Julie if you plan to attend.
- Teal ribbons will be going up in town for Ovarian on September 1<sup>st</sup> and will remain until the end of the month.

## COMMITTEE REPORTS

ECONOMIC DEVELOPMENT - Mr. St. Marie – No written report.

- Mr. St. Marie stated Lisa and Rebecca will be meeting this Saturday at 8:00 a.m. The location has not been decided yet but Mr. St. Marie stated he would find out for anyone who needed to know. There is discussion on changing the meetings to a weeknight to help improve attendance.

STREETS & SIDEWALKS - Mr. Bittner – no report

UTILITIES - Mr. Diebert

- Mr. Diebert stated that a Utilities meeting was held prior to Council meeting.
- Mr. Diebert made a motion asking Mr. Ballenger to put together legislation/ Ordinance on special utility rates for Millers New Market and Riverside Machine that are within the Village, seconded by Mr. Bittner Roll call:

Yeah: Mr. Diebert, Mr. Bittner, and Mr. Huston, Mr. Lewis, Mr. Reed, and Mr. St. Marie  
Nay 0  
Motion carried.

FINANCE/INSURANCE - Mr. Huston - No report

- Mr. Huston called for a Finance meeting on August 21<sup>st</sup> at 6:30.

SAFETY - Mr. Bittner

- Mr. Bittner stated ACJFD has hired a new Fire Chief, Mike Musolf and will be sworn in on Thursday August 10<sup>th</sup>. Mr. Musolf has been on the Fire Department for 10 year.

AD/HOC - Mr. Lewis – no report

PERSONNEL - Mr. St. Marie – No report

Residents were asked and there were none, who wished to address Council.

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At this time, Mr. Huston presented Ordinance # 36-2017 to Council: **(As an Emergency)**

**ORDINANCE / RESOLUTIONS - Ordinance #36-2017** AN ORDINANCE AUTHORIZING THE VILLAGE ADMINISTRATOR TO ADVERTISE FOR BIDS FOR THE VILLAGES WATER BOOSTER PUMP STATION IMPROVEMENTS, AND DECLARING AN EMERGENCY.

Mr. Huston made a motion that the rule requiring three distinct readings for Ordinance #36-2017 be dispensed with in accordance with O.R.C. section 731.17; seconded by Mr. Diebert. Roll call:

Yeah: Mr. Huston, Mr. Diebert, Mr. Bittner, Mr. St.Marie Mr. Reed, and Mr. Lewis.  
Nay: 0  
Motion carried.

Mr. Huston made a motion to pass Ordinance #36-2017 as an emergency measure according to ORC section 731.30; seconded by Mr. Diebert. Roll call:

Yeah: Mr. Huston, Mr. Diebert, Mr. St. Marie, Mr. Reed, Mr. Lewis, and Mr. Bittner.  
Nay: 0  
Motion carried.

Mr. Huston made a motion to adopt Ordinance #36-2017; seconded by Mr. Diebert. Roll call:

Yeah: Mr. Huston, Mr. Diebert, Mr. Bittner, Mr. Lewis, Mr. Reed, and Mr. St.Marie  
Nay: 0  
Motion carried.

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At this time, Mr. Lewis presented Ordinance # 37-2017 to Council: **(As an Emergency)**

**ORDINANCE / RESOLUTIONS - Ordinance #37-2017** AN ORDINANCE AUTHORIZING THE DONATION OF A 1964 GALION GRADER TO THE WOOD COUNTY INDUSTRIAL EQUIPEMENT MUSEUM; AND DECLARING AN EMERGENCY.

Mr. Lewis made a motion that the rule requiring three distinct readings for Ordinance #37-2017 be dispensed with in accordance with O.R.C. section 731.17; seconded by Mr. Diebert. Roll call:

Yeah: Mr. Lewis, Mr. Diebert, Mr. Bittner, Mr. Lewis, Mr. Reed, and Mr. St.Marie.  
Motion carried.

Mr. Lewis, made a motion to pass Ordinance #37-2017 as an emergency measure according to ORC section 731.30; seconded by Mr. Diebert. Roll call:

Yeah: Mr. Lewis, Mr. Diebert, Mr. Bittner, Mr. St.Marie, Mr. Reed, and Mr. Huston.  
Nay: 0  
Motion carried.

Mr. Lewis made a motion to adopt Ordinance #37-2017; seconded by Mr. Diebert. Roll call:

Yeah: Mr. Lewis, Mr. Diebert, Mr. St.Marie, Mr. Reed, Mr. Huston, and Mr. Bittner.  
Nay: 0  
Motion carried.

# RECORD OF PROCEEDINGS

Minutes of

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held

20

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At this time, Mr. St.Marie presented Ordinance # 38-2017 to Council: **(Second Reading)**

**ORDINANCE / RESOLUTIONS - Ordinance #38-2017 AN ORDINANCE CREATING AN ELECTRIC UTILITY CASH RESERVE POLICY; AND DECLARING AN EMERGENCY.**

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At this time, Mr. Diebert presented Ordinance # 39-2017 to Council: **(AS an Emergency)**

**ORDINANCE / RESOLUTIONS - Ordinance #39-2017 AN ORDINANCE AUTHORIZING THE FISCAL OFFICER TO TRANSFER FIFTY SEVEN THOUSAND DOLLARS (\$57,000) FROM THE ELECTRIC FUND (603), TO THE GENERATION SUBSTATION DEBT FUND, (301), AND DECLARING AN EMERGENCY**

Mr. Diebert made a motion that the rule requiring three distinct readings for Ordinance #39-2017 be dispensed with in accordance with O.R.C. section 731.17; seconded by Mr. Huston. Roll call:

Yeah: Mr. Diebert, Mr. Huston, Mr. Lewis, Mr. Bittner, Mr. Reed, and Mr. St.Marie.  
Motion carried.

Mr. Diebert, made a motion to pass Ordinance #39-2017 as an emergency measure according to ORC section 731.30; seconded by Mr. Huston. Roll call:

Yeah: Mr. Diebert, Mr. Huston, Mr. Lewis, Mr. Reed, Mr. St.Marie, and Mr. Bittner.  
Nay: 0  
Motion carried.

Mr. Diebert made a motion to adopt Ordinance #39-2017; seconded by Mr. Huston. Roll call:

Yeah: Mr. Diebert, Mr. Huston, Mr. St.Marie, Mr. Bittner, Mr. Lewis, and Mr. Reed.  
Nay: 0  
Motion carried.

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- There was discussion on Ordinance #40-2017 with Mr. Gladden explaining the situation within the Village that brought the need for this Ordinance to come to Councils attention. The discussion pertains to the outcome of a BZA decision and the Councils options to, Concur, modify, alter, or turn down the decision made by BZA in this particular case.
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At this time, Mr. Lewis presented Ordinance # 40-2017 to Council: **(As an Emergency)**

**ORDINANCE / RESOLUTIONS - Ordinance #40-2017 AN ORDINANCE CONCURRING WITH THE DECISION OF THE GENOA BOARD OF ZONING APPEALS DENYING A VARIANCE REQUEST FOR A ZERO "0" FOOT FENCE OFFSET.**

Mr. Lewis made a motion that the rule requiring three distinct readings for Ordinance #40-2017 be dispensed with in accordance with O.R.C. section 731.17; seconded by Mr. Diebert. Roll call:

Yeah: Mr. Lewis, Mr. Diebert, Mr. Bittner, Mr. Huston, Mr. Reed, and Mr. St.Marie.  
Motion carried.

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Meeting

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Held \_\_\_\_\_ 20\_\_\_\_\_

Mr. Lewis, made a motion to pass Ordinance #40-2017 as an emergency measure according to ORC section 731.30; seconded by Mr. St.Marie. Roll call:  
Yeah: Mr. Lewis, Mr. St.Marie, Mr. Reed, Mr. Huston, Mr. Diebert, and Mr. Bittner.  
Nay: 0  
Motion carried.

Mr. Lewis made a motion to amend Ordinance #40-2017; to allow the existing fence to be moved within 1-3 inches of the existing property line and, allowing the neighbor to build their privacy fence within 1-3 inch radius; seconded by Mr. Bittner.  
Roll call:  
Yeah: Mr. Lewis, Mr. Bittner, Mr. Diebert, Mr. Huston, Mr. Reed, and Mr. St.Marie.  
Nay: 0  
Motion carried.

Mr. Lewis made a motion to adopt Ordinance #40-2017 as amended; seconded by Mr. Bittner. Roll call:  
Yeah: Mr. Lewis, Mr. Bittner, Mr. St.Marie, Mr. Reed, Mr. Huston, and Mr. Diebert.  
Nay: 0  
Motion carried.

- Mr. Gladden requested a Planning Commission Meeting on Monday August 14<sup>th</sup> at 6:30 p.m. to specifically talk about fences.

With no further business of the Council, Mr. Huston made a motion to adjourn the meeting; seconded by Mr. Diebert. Roll call:

Yeah: Mr. Huston, Mr. Diebert, Mr. Bittner, Mr. Lewis, Mr. Reed, and Mr. St.Marie.  
Nay: 0  
Motion carried.

Meeting adjourned at 7:42 pm.  
An audio recording of this meeting is available upon request.

ATTEST: Jewel A. Vandus FISCAL OFFICER SIGNED: Kenneth L. Hawange Mayor

APPROVED: AS CORRECTED 8-21-17