

## RECORD OF PROCEEDINGS

Minutes of Regular Council

Meeting

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National Graphics Corp., Cols., O. Form No. 1097

Held Council Chambers 7:30 P.M.

July 21, 19 80

Mayor Niehausmyer opened the meeting with the Pledge to the Flag. Clerk-Treasurer, Helen Coleman, called the Roll: Tom Boehler, Present; John Harbal, Present; Gladys Donley, Present; Donald Spurgeon, Present; John Wyse, Present; John Fletcher, Present. Six (6) Present.

John Wyse moved to waive the reading of the minutes of the previous meeting, seconded by Tom Boehler. Roll call vote: John Harbal, Yea; Gladys Donley, Yea; Tom Boehler, Yea; John Fletcher, Yea; John Wyse, Yea; Donald Spurgeon, Yea. Six (6) Yeas, no (0) Nays, so the motion passed.

Gladys Donley moved to pay the bills with the exception of the \$80.00 bill for schooling for a Special Auzilliary Patrolman. The village does not pay for this type of schooling. Mrs. Donley's motion was seconded by Donald Spurgeon. Roll call vote: Gladys Donley, Yea; John Harbal, Yea; Tom Boehler, Yea; Donald Spurgeon, Yea; John Wyse, Yea; John Fletcher, Yea. Six (6) no (0) Nays, the motion passed.

John Harbal feels we should adjust the Pay Ordinance to stipulate job classification and pay. Tom Peiffer mentioned that there is no way you can get good help for \$3.58 per hours.

Mayor Niehausmyer gave her Mayor's Court Report for the month of June.

Gladys read Ordinance No. 22-80 for the third reading. John Fletcher moved that Ordinance No. 22-80 be passed, seconded by John Wyse. Roll call vote: Donald Spurgeon, Yea; John Wyse, Yea; John Fletcher, Yea; Gladys Donley, Yea; John Harbal, Yea; Tom Boehler, Yea. Six (6) Yeas, No (0) Nays, the motion passed. Ordinance No. 22-80 is AN ORDINANCE TO VACATE THAT PART OF THE EAST AND WEST ALLEY BOUNDED ON THE WEST BY A LINE DRAWN FROM THE NORTHWEST CORNER OF LOT#9 TO THE SOUTHWEST CORNER OF LOT#7 AND ON THE EAST BY A LINE DRAWN FROM THE SOUTHEAST CORNER OF LOT #7 TO THE NORTHEAST CORNER OF LOT #9 IN THE UTHOFF SUBDIVISION "A" IN THE VILLAGE OF GENOA, OTTAWA COUNTY, OHIO AND BOUNDED ON THE SOUTH BY LOT #9 AND ON THE NORTH BY LOT #7 IN THE UTHOFF SUBSIDISION "A" IN THE VILLAGE OF GENOA, OTTAWA COUNTY, OHIO.

Gladys Donley read Ordinance No. 23-80 for the third reading. Ordinance No. 23-80 is AN ORDINANCE TO VACATE THAT PART OF THE EAST AND WEST ALLEY BOUNDED ON THE WEST BY THE NORTH-SOUTH ALLEY LYING BETWEEN MAIN STREET AND WASHINGTON STREET ON THE EAST BY WASHINGTON STREET ON THE SOUTH BY LOT #8, BLOCK 5 AND ON THE NORTH BY LOT #5, BLOCK 4 IN GANNON'S ADDITION TO THE VILLAGE OF GENOA, OTTAWA COUNTY, OHIO. John Wyse moved that Ordinance No. 23-80 be passed, seconded by Donald Spurgeon. Roll call vote: Donald Spurgeon, Yea; John Wyse, Yea; John Fletcher, Yea; Gladys Donley, Yea; John Harbal, Yea; Tom Boehler, Yea. Six (6) Yeas, no (0) Nays, so the motion passed.

George Bowland read Ordinance 37-80, AN ORDINANCE AMENDING ORDINANCE NO. 6-80, TITLE FIVE PART ONE, CHAPTER 145 PARAGRAPH 145.09 (3) LABORERS, BY ADDING A NEW SUB PARAGRAPH (3) (7) RATING F., AND DECLARING AN EMERGENCY. Donald Spurgeon moved that the rule requiring Ordinances to be fully and distinctly read on three different days be dispensed with, in accordance with Section 731.17, Ohio Revised Code. John Harbal seconded the motion. Roll call vote: Tom Boehler, Yea; John Harbal, Yea; Gladys Donley, Yea; Donald Spurgeon, Yea; John Wyse, Yea; John Fletcher, Nay. Five (5) Yeas, one (1) Nay. The Motion passed. The Ordinance was then read the first and second times by title only. The Ordinance was then read the third time in full. Donald Spurgeon moved that Ordinance No. 37-80 be passed as an emergency measure, in accordance with Section 731.30, ORC. John Harbal seconded the motion. Roll call vote: John Fletcher, Nay; John Wyse, Yea; Donald Spurgeon, Yea; Gladys Donley, Yea; John Harbal, Yea; Tom Boehler, Yea. Five (5) Yeas, one (1) Nay, the motion passed. John Harbal moved that Ordinance No. 37-80 be passed, seconded by Gladys Donley. Roll call vote: Donald Spurgeon, Yea; Gladys Donley, Yea; John Wyse, Yea; John Harbal, Yea; John Fletcher, Nay; Tom Boehler, Yea. Five (5) Yeas, one (1) Nay, the motion passed.

John Harbal moved to pay Tim Harbal and Tom Peiffer the difference of 92¢ from their previous checks. The motion was seconded by Gladys Donley. Roll call vote: Tom Boehler, Yea; John Harbal, Yea; Gladys Donley, Yea; John Fletcher, Abstain; Joh Wyse, Yea; Donald Spurgeon, Abstain. Four (4) Yeas, no (0) Nays, two (2) Abstsined. The motion carried.

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John Harbal presented Resolution No. 38-80, the proposed budget for 1981. John Harbal moved to adopt the 1981 proposed budget, seconded by John Fletcher. Roll call vote: John Harbal, Yea; Gladys Donley, Yea; Tom Boehler, Yea; John Fletcher, Yea; John Wyse, Yea; Donald Spurgeon, Yea. Six (6) Yeas, no (0) Nays, so the motion passed.

John Wyse read Ordinance No. 36-80 concerning permit fees for the second reading.

Jerry Neff was present at Council to report that the Massey-Ferguson tractor is in need of repairs. The cost of repairs on the tractor would be about \$1201.00. The price of a new tractor would be about \$4925.00. It is agreeable with the BPA that the Board will pay two thirds (2/3) of the cost of repairs or new tractor. John Wyse moved to repair the Street Department's Massey-Ferguson tractor at an approximate cost of \$1,201.00 with the Board of Public Affairs, paying two thirds (2/3) of the cost. The motion was seconded by Don Spurgeon. Roll call vote: John Fletcher, Yea; John Wyse, Yea; Donald Spurgeon, Yea; Gladys Donley, Yea; John Harbal, Yea; Tom Boehler, Yea. Six (6) Yeas, no (0) Nays, so the motion passed.

Jerry Neff also asked Mayor Niehausmyer about the tree in front of Pete Plantz's house. He wants to know what authority he needs to cut a tree. The Mayor will talk this matter over with the Street Commissioner.

There was discussion about future wedding receptions being held in the Town Hall. The Bergman family are having a wedding reception on August 22, 1980. (This date is also Councilman Fletcher's Birthday!) Donald Spurgeon moved that we rent the Council Room for weddings in conjunction with the upstairs rental, and the security deposit be raised to \$200.00. The cleaning expense will come out of the security deposit leaving the \$55.00 rental fee free and clear to the Village. This motion was seconded by John Fletcher. Roll call vote: John Fletcher, Yea; John Wyse, Yea; Donald Spurgeon, Yea; Gladys Donley, Nay; John Harbal, Nay; Tom Boehler, Yea. Four (4) Yeas, two (2) Nays, so the motion passed.

It was brought up that the Street Superintendent, Jerry Neff, feels that Bill Bauer's pay should be increased from \$4.70 per hour, to \$5.17 per hour.

Donald Spurgeon read Ordinance 32-80 for the third time. Ordinance No. 32-80 is AN ORDINANCE AMENDING ORDINANCE NO. 6-80, THE PAY ROLL ORDINANCE, SECTION (j) DEPARTMENT OF PUBLIC UTILITIES, SECTION 145.09 (j) (4) (5) and (5) (1). Donald Spurgeon moved that Ordinance No. 32-80 be passed, seconded by John Harbal. Roll call vote: Tom Boehler, Yea, John Harbal, Yea; Gladys Donley, Yea; Donald Spurgeon, Yea; John Wyse, Yea; John Fletcher, Nay. Five (5) Yeas, one (1) Nay. The motion passed.

Donald Spurgeon moved to authorize the Clerk-Treasurer to refund utilities assessments that had been added to taxes and also paid by Mr. & Mrs. Kells Pugh. Roll call vote: Donald Spurgeon, Yea; John Wyse, Nay; John Fletcher, Yea; Gladys Donley, Yea; John Harbal, Yea; Tom Boehler, Yea. Five (5) Yeas, one (1) Nay, so the motion passed.

John Wyse reported on the proposed Genoa Banking Center. The Zoning Committee met and agreed that the plans are acceptable. Jaan Mannik ok'd the plans with a few small changes. The plans were returned to Mr. Mannik.

John Wyse moved to authorize the site plans for the Genoa Banking Center as soon as the small changes requested by Mannik & Schneider are made and acceptable to them. The motion was seconded by Donald Spurgeon. Roll call vote: John Fletcher, Yea; John Wyse, Yea; John Harbal, Yea; Donald Spurgeon, Yea; Gladys Donley, Yea; Tom Boehler, Yea. Six (6) Yeas, no (0) Nays, so the motion passed.

John Wyse moved to adjourn, seconded by Donald Spurgeon. The time was 12:00.

Attest:

Valen L. Coleman  
Clerk-Treasurer

Wesley L. Niehausmyer  
Mayor