

## RECORD OF PROCEEDINGS

Minutes of

Regular Council

Meeting

national  
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National Graphics Corp., Col., O. Form No. 1097

Held Council Chambers

August 4, 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 Harbal moved to waive the reading of the minutes of the last meeting, seconded by John Wyse. Roll call vote: John Harbal, Yea; Gladys Donley, Yea; Tom Boehler, Yea; John Fletcher, Yea; John Wyse, Yea; Don Spurgeon, Yea. Six (6) Yeas, no (0) Nays, the motion passed.

Gladys Donley moved to pay the bills, seconded by Donald 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, the motion passed.

Tom Singler was introduced to Council. Mr. Singler is running for State Representative from the 84th District. He is running against Mr. Fred Dehring. Mr. Singler is the former Vice Mayor of Sandusky.

Jerry Neff, Street Superintendent, was present at Council to report that he found it necessary to fire Dan Shields. He also reported to Council that the old Chevy dump truck's crank is worn. He was advised to talk this matter over with the Street Committee.

Gladys Donley present Ordinance No. 39-80, AN ORDINANCE APPOINTING EMPLOYEES FOR THE Street Department, FOR THE VILLAGE OF GENOA, OTTAWA COUNTY, OHIO, AND DECLARING AN EMERGENCY. John Harbal 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, ORC. The motion was seconded by Donald Spurgeon. Roll call vote: John Harbal, Yea; Gladys Donley, Yea; Tom Boehler, Yea; Donald Spurgeon, Yea; John Wyse, Yea; John Fletcher, Yea; Six (6) Yeas, no (0) Nays, so 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. John Harbal moved that Ordinance No. 39-80 be passed as an emergency measure, in accordance with Section 731.30, ORC. The motion was seconded by Tom Boehler. Roll call vote: Tom Boehler, Yea; John Harbal, Yea; Gladys Donley, Yea; Donald Spurgeon, Yea; John Wyse, Yea; John Fletcher, Yea. Six (6) Yeas, no (0) Nays, so the motion passed. John Fletcher moved that Ordinance 39-80 be passed. John Wyse seconded the motion. Roll call vote: John Wyse, Yea; John Harbal, Yea; Donald Spurgeon, Yea; John Fletcher, Yea; Tom Boehler, Yea; Gladys Donley, Yea. Six (6) Yeas, no (0) Nays, so the motion passed.

Gladys Donley moved to have a four (4) way stop at the West and 5th Street intersection at the request of Robinson Funeral Home. The motion was seconded by John Harbal. Roll call vote: Gladys Donley, Yea; John Harbal, Yea; Tom Boehler, Yea; John Fletcher, Nay; John Wyse, Nay; Donald Spurgeon, Nay. Three (3) Yeas, three (3) Nays. Since it was a tie vote the Mayor voted; her vote being a Nay vote the motion was not carried. The Street Superintendent will be asked to put a "Stop Ahead" sign up in the location.

The Mayor gave her monthly report on Mayor's Court.

John Harbal presented Ordinance No. 37-80, AN ORDINANCE PROVIDING FOR MUTUAL AID WITH VARIOUS SURROUNDING POLITICAL SUBDIVISIONS BY THE VILLAGE COUNCIL OF THE VILLAGE OF GENOA. John Wyse 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, ORC. John Harbal seconded the motion. Roll call vote: John Fletcher, Abstained; John Wyse, Yea; Donald Spurgeon, Yea; Tom Boehler, Yea; John Harball, Yea; Gladys Donley, Yea. Five (5) Yeas, no (0) Nays, one (1) Abstained. 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. John Fletcher moved that Ordinance No. 37-80 be passed as an emergency measure, in accordance with Section 731.30, ORC. Donald Spurgeon seconded the motion. Roll call vote: Donald Spurgeon, Yea; John Harbal, Yea; John Wyse, Yea; John Fletcher, Yea; Gladys Donley, Yea; Tom Boehler, Yea. Six (6) Yeas, no (0) Nays, so the motion passed. John Wyse moved that Ordinance No. 37-80 be passed. Donald Spurgeon seconded the motion. Roll call vote: Donald Spurgeon, Yea; Gladys Donley, Yea; John Wyse, Yea; John Harbal, Yea; John Fletcher, Yea; Tom Boehler, Yea; Six (6) Yeas, no (0) Nays, so the motion passed.

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Tom Boehler moved that the Village of Woodville, Woodville Township, and the Ottawa County Firemen's Association be added to Ordinance No. 37-80. The motion was seconded by John Harbal. Roll call vote: Donald Spurgeon, Yea; John Wyse, Yea; John Fletcher, Yea; Gladys Donley, YEA: John Harbal, Yea; Tom Boehler, YEA. The motion carried and the additions will be made to the original ordinance.

Ordinance No. 34-80, AN ORDINANCE ESTABLISHING PARKING RESTRICTIONS ACCORDING TO CODE 351.03 (PROHIBITED STANDING OR PARKING PLACES) ON MAIN STREET IN THE VILLAGE OF GENOA, BETWEEN EIGHTH STREET SOUTH TO 510 S. MAIN STREET, was read for the first reading.

Ordinance 36-80 AN ORDINANCE AMENDING SECTION 1306.03 REGARDING PERMIT FEES OF PART 13 BUILDING CODE, CODIFIED ORDINANCE OF GENOA, WAS read for the third time. John Wyse moved that Ordinance 36-80 be passed, seconded by John Harbal. Mike Despones feels it is a conflict of interest for Gladys Donley to discuss or vote on this issue. Village Solicitor, George Bowland, said that it would depend on rather she would be biased. John Fletcher moved to table the vote on Ordinance 36-80, seconded by Tom Boehler. Roll call vote: Tom Boehler, Yea; John Harbal, Nay; Gladys Donley, Nay; John Fletcher, Yea; John Wyse, Yea; Donald Spurgeon, Yea. Four (4) Yeas, two (2) Nays, the motion passed.

Tom Boehler's committee will look over plans for the Park Grant that we have received.

John Fletcher would like to call a Finance Committee Meeting next Tuesday morning, at 10:00A.M.

Don Spurgeon reported that there was a Toledo Edison Meeting at the Toledo Press Club.

Donald Spurgeon moved to ask the B.P.A. to contribute, from the Electric Fund, \$150,00 for legal fees to go along with Bryan, Napoleon and Bowling Green, to investigate the raise Toledo Edison has proposed. The motion was seconded by Tom Boehler. Roll call vote: Tom Boehler, Yea; John Fletcher, Yea; John Wyse, Yea; Donald Spurgeon, Yea; Gladys Donley, Yea; John Harbal, Yea; Six (6) Yeas, no (0) Nays, so the motion was passed. Mayor Niehausmyer will talk to the Board of Public Affairs about this matter.

Walter Koenker has checked with two different contractors about screens for the windows for the Council Chambers. The top price is \$60.00 per window.

Donald Spurgeon moved that Council purchase six (6) screens and channels for the Council Chambers windows not to exceed \$60.00 each. The motion was seconded by John Fletcher. Roll call vote: Gladys Donley, Yea; Donald Spurgeon, Yea; John Wyse, Yea; John Fletcher, Yea; Tom Boehler, Yea; John Harbal, Nay. Five (5) Yeas, one (1) Nay, so the motion passed.

Wayne Vogel was present at Council. Copies of a petition concerning Mr. Vogel's property was handed to all Council Members. The Board of Health was called in and Mr. Vogel was given so many days to clean up his property. They are about done doing this and have found no evidence of rats or mice. Several signers of the petition have now said that they had not seen rats or mice. Mr. Vogel who lives at 204 - 6th Street, feels that he has been singled out and made to do something no one else has to do. Mayor Niehausmyer asked the Safety Committee to bring this up at their committee meeting Tuesday, August 5, 1980.

Gladys Donley wishes to withdraw the motion on the Building Permit Ordinance, 36-80, and bring it up at another date.

John Fletcher moved to adjourn, seconded by John Harbal. The meeting was adjourned at 10:55.

*Hope L. Niehausmyer*  
Mayor

Attest:

*Helen L. Coleman*  
Clerk-Treasurer