

RECORD OF PROCEEDINGS

Minutes of Regular Council

Meeting

national
graphics

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

Held Council Chambers 7:30 P.M. October 20, 1980

In the absence of Mayor Niehausmyer, Council President, John Harbal, called the meeting to order with the Pledge to the Flag. Clerk-Treasurer, Helen Coleman, called the Roll: John Fletcher, Present; John Wyse, Present; Donald Spurgeon, Present; Gladys Donley, Present; John Harbal, Present; Tom Boehler, Present. Six (6) Present, no (0) Absent.

John Fletcher moved to dispense with the reading of the minutes, seconded by Gladys Donley. 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 carried.

After discussion, it was agreed that the statement @Due to the Mayor's refusal to listen to a citizen", be added to the last sentence of the minutes for the meeting of October 6, 1980.

Mr. Larry Reetz came to Council with plans for the new sign for his business Star & Lil's. Mr. Reetz agreed that it did not comply with the Ordinance. President John Harbal will refer this matter to the Zoning Committee.

Mr. William W. Kenneweg from The Walter H. Drane Co., was present at Council to speak to the members about undating our Codified Ordinances. We are short of copies at the present time. Mr. Kenneweg explained that we have two options in this matter. One option is to have an attorney come and go over our Ordinances. The cost will be about \$6,000.00 This will be for about 50 copies, 25 in binders and 25 in plastic covers. The second option is to just go over and reprint and incorporate the new Ordinances. This will cost approximately \$4,000.00, \$2000.00 to insert the new pages into the copies we have now. Tom Boehler asked if this would have to be put out for bid. John Fletcher asked if the Building Code and Sub Division Code would be in this price. The answer was no.

Mayor Niehausmyer arrived at 8:15 P.M.

Donald Spurgeon moved to pay the bills, seconded by John Harbal. Roll call vote: John Wyse, Yea; John Harbal, Yea; John Fletcher, Yea; Tom Boehler, Yea; Donald Spurgeon, Yea; Gladys Donley, Yea. Six (6) Yeas, no (0) Nays, so the motion carried.

Jerry Neff, the Village Street Superintendent, was present at Council. He reported that a citizen is trimming trees as a side line job. This citizen leaves the brush for the town to pick up. Jerry saw him haul brush in and leave it on his property for the Street Department to dispose of. Jerry will talk to this citizen and ask him to stop. Jerry also asked if a security light could be installed in back of the Municipal Building. He was advised to talk to Wayne Smith about this matter and see if one couldn't be erected. Jerry inquired about the section of the Ordinance that stipulates that an employee has to be employed by the village for a period of twelve (12) months before he is eligible for sick days. Mr. Neff explained that he has CEFTA employees who get sick days from the first day of hire. It was pointed out that not too many employees are able to go thirteen (13) months without taking a sick day.

Gladys Donley moved that the sick pay section of the pay Ordinance be gone over and a recommendation be given to Council. 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. Six (6) Yeas, no (0) Nays, so the motion passed. The Finance Committee will report on this at the next meeting.

Donald Spurgeon moved to accept the recommendation of the Street Committee and Street Superintendent to raise William Bauer from class "C" to class "B" seconded by Gladys Donley. 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, so the motion passed.

Mayor Niehausmyer asked the Finance Committee to study the possibility of a general operating levy for the next election.

RECORD OF PROCEEDINGS

Minutes of Regular Council page 2

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John Fletcher said that he felt that we should not have replaced Mike Abramczyk at this time thus saving some expense in the gross payroll of the Street Department.

Mrs. Bergman came to Council to ask about replacement of the lamp posts that were taken from the barn on the farm. The Clerk-Treasurer will check with John Fletcher of Johnston Langmaid Insurance Company about the possibility of these being covered by our insurance.

Donald Spurgeon moved to accept the new Kerscher Elevator rate of \$48.50 for a two months period, and authorize the mayor and clerk-treasurer to pay all billings for this amount for the service contract, seconded by John Fletcher. Roll call vote: Gladys Donley, Yea; John Harbal, Yea; Tom Boehler, Yea; Donald Spurgeon, Yea; John Wyse, Yea; John Fletcher, Yea. Five (5) Yeas, no (0) Nays, so the motion passed.

The Mayor announced that she has had complaints from citizens living on south Main Street, about the truck traffic. Mr. Papcun told her that all we need to do is to post a sign at the corporation limits.

Tom Boehler presented Resolution No. 51-80, A RESOLUTION DECLARING IT NECESSARY TO IMPROVE VETERAN'S MEMORIAL PARK EXTENSION BY CONSTRUCTING A STORM DRAINAGE OUTLET AND DECLARING AN EMERGENCY. Tom Boehler moved that Resolution No. 51-80 be passed, seconded by Donald Spurgeon. Roll call vote: John Harbal, Yea; John Fletcher, Yea; Donald Spurgeon, Yea; Tom Boehler, Yea; John Wyse, Yea; Gladys Donley, Yea. Six (6) Yeas, no (0) Nays, so the motion passed.

Tom Boehler presented Ordinance No. 52-80, AN ORDINANCE DETERMINING TO PROCEED WITH THE IMPROVEMENT OF VETERAN'S MEMORIAL PARK EXTENSION BY CONSTRUCTION A STORM DRAINAGE OUTLET AND DECLARING AN EMERGENCY. Tom Boehler 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, 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 carried. 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. 52-80 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 Wyse, Yea; John Fletcher, Yea; Gladys Donley, Yea; John Harbal, Yea; Tom Boehler, Yea. Six (6) Yeas, no (0) Nays, so the motion passed. Tom Boehler moved that Ordinance No. 52-80 be passed. 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, Yea. Six (6) Yeas, No (0) Nays, so the motion passed.

Tom Boehler moved to direct the Clerk-Treasurer to advertise for bids based on Ordinance No. 52-80. The motion was seconded by Gladys Donley. Roll call vote: Donald Spurgeon, Yea; Gladys Donley, Yea; John Wyse, Yea; John Harbal, Yea; John Fletcher, Yea; Tom Boehler, Yea. The motion passed. Vote: Six (6) Yeas, no (0) Nays.

John Wyse presented Ordinance No. 54-80 AN ORDINANCE ACCEPTING A GRANT FROM THE OHIO DEPARTMENT OF NATURAL RESOURCES, STATE OF OHIO, AND DECLARING AN EMERGENCY. 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, Ohio Revised Code. Donald Spurgeon seconded the motion. 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. 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. 54-80 be passed as an emergency measure in accordance with section 531.30, ORC. Gladys Donley seconded the motion. Roll call vote: Gladys Donley, Yea; Donald Spurgeon, Yea; Tom Boehler, Yea; John Fletcher, Yea; John Wyse, Yea; John Harbal, Yea. Six (6) Yeas, no (0) Nays, so the motion passed. Tom Boehler moved that Ordinance No. 54-80 be passed. The motion was seconded by John Harbal. Roll call vote: John Harbal, Yea; John Wyse, Yea; Tom Boehler, Yea; John Fletcher, Yea; Gladys Donley, Yea; Donald Spurgeon, Yea. Six (6) Yeas, no (0) Nays, so the motion passed.

RECORD OF PROCEEDINGS

Minutes of Regular Council

page 3

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Donald Spurgeon presented Ordinance No. 55-80, AN ORDINANCE AUTHORIZING THE PAYMENT TO THE BOARD OF COUNTY COMMISSIONERS OF OTTAWA COUNTY, OHIO A SUPPLEMENTARY SUM OF SIXTY-FIVE CENTS (65¢) PER HOUR FOR CETA EMPLOYEE, THOMAS SAYED, TO MAINTAIN THE AVERAGE WAGE REQUIRED OF OTTAWA COUNTY COMMISSIONERS 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, ORC. John Wyse seconded the motion. Roll call vote: John Harbal, Yea; John Wyse, Yea; Gladys Donley, Yea; Donald Spurgeon, Yea; Tom Boehler, Yea; John Fletcher, Nay. Five (5) Yeas, one (1) Nay, 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. Tom Boehler moved that Ordinance No. 55-80 be passed as an emergency measure, in accordance with Section 731.30, ORC. The motion was seconded by John Harbal. Roll call vote: Tom Boehler, Yea; John Fletcher, Nay; John Harbal, Yea; John Wyse, Yea; Donald Spurgeon, Yea; Gladys Donley, Yea. Five (5) Yeas, one (1) Nay, so the motion passed. Tom Boehler moved that Ordinance No. 55-80 be passed, seconded by John Harbal. Roll call vote: Gladys Donley, Yea; Donald Spurgeon, Yea; John Harbal, Yea; John Wyse, Yea; John Fletcher, Nay; Tom Boehler, Yea. Five (5) Yeas, one (1) Nay, so the motion passed.

Gladys Donley presented Ordinance No. 56-80, AN ORDINANCE APPOINTING WILLIAM BAUER TO A RATING OF "B" FROM A RATING OF "C" AND ESTABLISH HIS SALARY, AND DECLARING AN EMERGENCY. Gladys Donley 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. Donald Spurgeon seconded the motion. Roll call vote: John Fletcher, Nay; Tom Boehler, Yea; John Wyse, Yea; John Harbal, Yea; Gladys Donley, Yea; Donald Spurgeon, Yea. Five (5) Yeas, one (1) Nay, 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 56-80 be passed as an emergency measure, in accordance with Section 731.30, ORC. Donald Spurgeon seconded the motion. Roll call vote: Gladys Donley, Yea; Donald Spurgeon, Yea; John Harbal, Yea; John Wyse, Yea; John Fletcher, Nay; Tom Boehler, Yea. Five (5) Yeas, one (1) Nay, so the motion passed. John Harbal moved that Ordinance No. 56-80 be passed, seconded by Gladys Donley. Roll call vote: John Harbal, Yea; John Wyse, Yea; John Fletcher, Nay; Tom Boehler, Yea; Gladys Donley, Yea; Donald Spurgeon, Yea. Five (5) Yeas, one (1) Nay, so the motion passed.

Jim Purney, Clay-Genoa Volunteer Fire Chief, reported to Council that the cost of a new ambulance for the Fire Department would cost approximately 35 to 40 thousand dollars. The Clay Township Trustees suggested the purchase of a used one. The cost of a used ambulance can be taken from the operating levy. The Genoa Banking Company will finance it and monthly payments will be made. The Township Trustees asked for a letter to proceed with this arrangement. They are interested in purchasing a 1980 demonstrator, that will cost \$25,800.00.

Donald Spurgeon moved to authorize the Trustees to use their own discretion in purchasing and financing the ambulance, and to authorize the Clerk-Treasurer to send a letter to the Trustees to this effect. The motion was seconded by John Fletcher. 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.

Mayor Niehausmyer presented a need for an eight foot step ladder to be used at the Town Hall. The price will not exceed \$90.00. Donald Spurgeon moved to purchase an eight foot step ladder for maintenance use at the Town Hall, seconded by John Fletcher. Roll call vote: John Wyse, Yea; John Harbal, Yea; Tom Boehler, Yea; John Fletcher, Yea; Gladys Donley, Yea; Donald Spurgeon, Yea. Six (6) Yeas, no (0) Nays, so the motion passed.

John Harbal moved to adjourn at 11:40, seconded by Tom Boehler.

Attest:

Helen L. Coleman
Clerk-Treasurer

Hope L. Niehausmyer
Mayor

