

RECORD OF PROCEEDINGS

Minutes of Regular Council

Meeting

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

Held Council Chambers 7:30 P.M.

December 15, 19 80

Mayor Niehausmyer opened the meeting with the pledge to the Flag. Roll call vote: John Fletcher, Present; John Wyse, Absent; Donald Spurgeon, Present; Gladys Donley, Present; John Harbal, Present; Tom Boehler, Present. Five (5) present, one (1) Absent.

John Harbal moved to waive the reading of the minutes, seconded by Gladys Donley. Roll call vote: Donald Spurgeon, Yea; John Wyse, Absent; John Fletcher, Yea; Tom Boehler, Yea; John Harbal, Yea; Gladys Donley, Yea. Five (5) Yeas, no (0) Nays, and one (1) Absent. The motion passed.

John Fletcher moved to pay the bills, seconded by Donald Spurgeon. Roll call vote: Gladys Donley, Yea; John Harbal, Yea; Tom Boehler, Yea; Donald Spurgeon, Yea; John Wyse, Absent; John Fletcher, Yea. Five yeas, no nays, one absent. The motion passed.

Donald Spurgeon moved to pay Stark, Bauer, & Lashbrook \$3000.00 as agreed by them. This will pay the balance due in full. The \$3000.00 will come from the Capital Improvement Fund. The motion was seconded by John Fletcher. Roll call vote: Gladys Donley, Yea; John Harbal, Yea; Tom Boehler, Yea; John Fletcher, Yea; John Wyse, Absent; Donald Spurgeon, Yea. Five (5) yeas, no (0) Nays, and one (1) Absent. The motion passed.

Tim Harbal was present at Council representing the Park Board. He discussed using the quarry for ice skating. Tim also explained to Council the Park Board's proposal to hire Michael Padgett again for 1081 as the Park Director. This year Mike was hired for the months of April thru December at a salary of \$6800.00. The Park Board proposed hiring him again at a salary of \$6800.00 for a full year. In doing this they suggested eliminating a maintenance position. They would like to also classify the Park Director's position as full-time with hospital benefits, etc. John Fletcher suggested a combined meeting with the Finance Committee and the Park Board on December 22, 1980, at 7:30 P.M. The above proposal will be discussed.

Gordon McCammon and Jaan Mannik from Mannik & Schneider Engineering were at Council to discuss the proposed grant for the Americare Nursing Home.

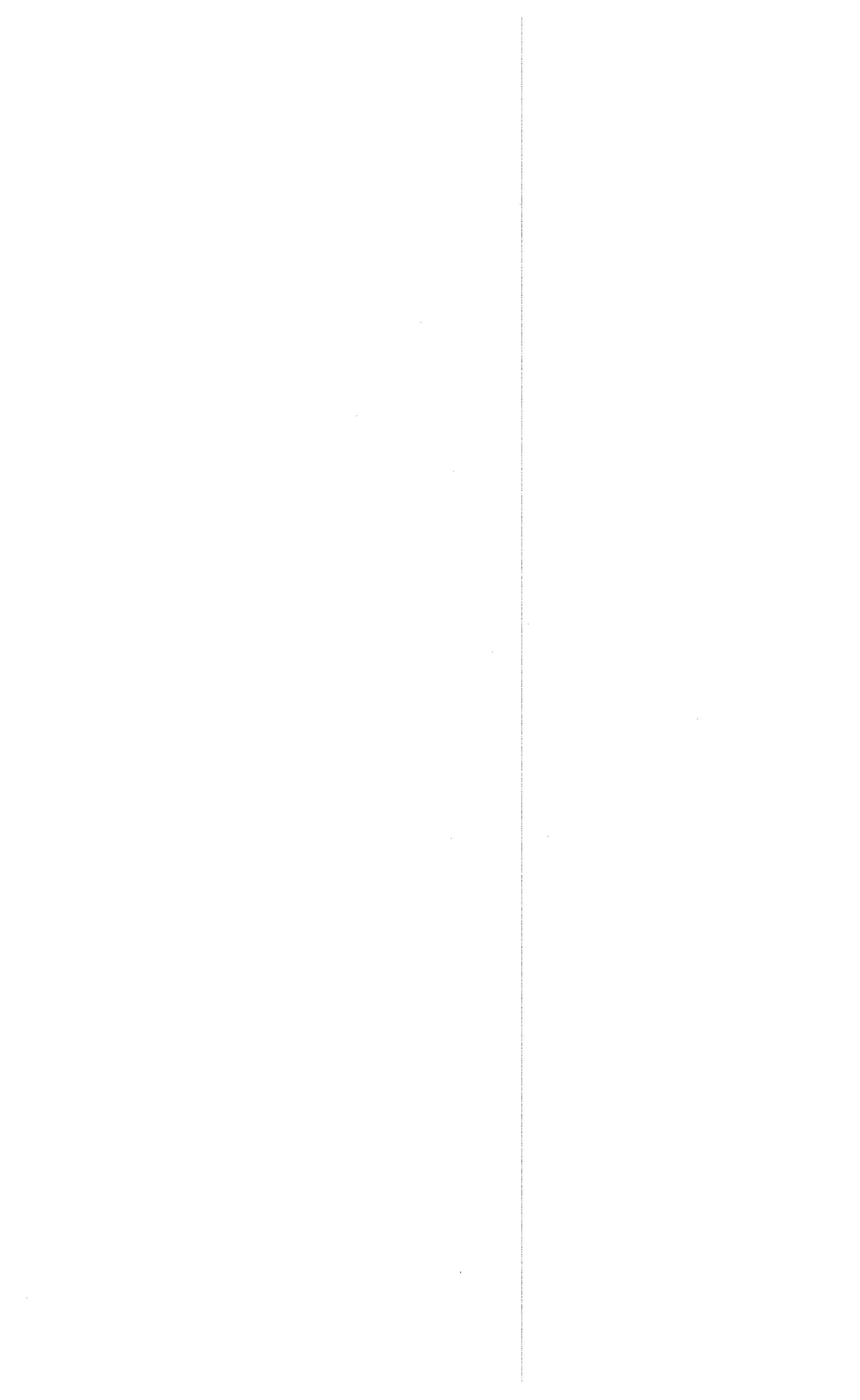
It was decided to check ^{with} the Clay Township Trustees concerning the contract between the Genoa Police Department and the Clay Township Police Department.

The Board of Public Affairs requested a reconsideration of the 15 minute parking restriction and signs in front of the Municipal Building. Donald Spurgeon moved to request the Mayor to establish a thirty (30) minute parking restriction on the north side of 6th Street from the Police parking zone to Washington Street, Monday thru Friday, from 9:00 A.M. to 5:00 P.M. The motion was seconded by John Harbal. Roll call vote: Donald Spurgeon, Yea; John Wyse, Absent; John Fletcher, Nay; Tom Boehler, Yea; John Harbal, Yea; Gladys Donley, Yea. Four (4) Yeas, one (1) Nay, and one (1) Absent. The motion passed.

Council received a letter from the Genoa Area School Board informing them that a special committee is being formed and they have requested that a member of Council sit on this committee. Mayor Niehausmyer recommended that Tom Boehler be appointed to this special committee. John Harbal moved that Council accept the Mayor's recommendation to appoint Tom Boehler to serve on the School Board's special committee. The motion was seconded by Donald Spurgeon. Roll call vote: Gladys Donley, Yea; John Harbal, Yea; Tom Boehler, Yea; Donald Spurgeon, Yea; John Wyse, Absent; John Fletcher, Yea. Five (5) Yeas, no (0) Nays, and one (1) Absent. The motion passed.

The General Certificate for the sale of \$66,000.00 Sanitary Sewer Notes has been presented to Council. The Fiscal Officer's Certificate has been duly executed by Helen L. Coleman, Clerk-Treasurer, and presented to Council.

Ordinance No. 60-80 AN ORDINANCE TO PROVIDE FOR THE ISSUANCE OF \$66,000.00 OF NOTES OF THE VILLAGE OF GENOA, OHIO, IN ANTICIPATION OF THE ISSUANCE OF BONDS TO PAY THE PROPERTY OWNERS' PORTION, IN ANTICIPATION OF THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS, AND THE VILLAGE'S PORTION OF THE COST OF IMPROVING SECOND STREET AND VARIOUS ALLEYS BETWEEN CERTAIN TERMINI BY CONSTRUCTING A SANITARY SEWER AND ALL NECESSARY APPURTENANCES, AND DECLARING AN EMERGENCY, WAS presented to Council. Donald Spurgeon moved that the rule



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requiring Ordinances to be fully and distinctly read on three different days be dispensed with, in accordance with Section 731.17, ORC. Tom Boehler seconded the motion. Roll call vote: Tom Boehler, Yea; John Harbal, Yea; Gladys Donley, Yea; Donald Spurgeon, Yea; John Wyse, Absent; John Fletcher, Yea. Five (5) Yeas, no (0) Nays, one (1) Absent. 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. 60-80 be passed as an emergency measure, seconded by Donald Spurgeon. Roll call vote: Tom Boehler, Yea; John Harbal, Yea; Gladys Donley, Yea; Donald Spurgeon, Yea; John Wyse, Absent; John Fletcher, Yea. Five (5) Yeas, no (0) Nays, and one (1) Absent. John Fletcher moved that Ordinance No. 60-80 be passed, seconded by Gladys Donley. Roll call vote: Gladys Donley, Yea; Donald Spurgeon, Yea; John Harbal, Yea; John Wyse, Absent; Tom Boehler, Yea; John Fletcher, Yea. Five (5) Yeas, no (0) Nays, and one (1) absent. The motion passed.

The Clerk-Treasurer, Helen L. Coleman, signed and presented to Council the Rejection Certificate.

John Fletcher moved that we accept Prescott, Ball & Turbin's offer to purchase the \$66,000.00 Sewer Notes at an interest rate of 10.48%, seconded by John Harbal. Roll call vote: Donald Spurgeon, Yea; John Wyse, Absent; John Fletcher, Yea; Tom Boehler, Yea; John Harbal, Yea; Gladys Donley, Yea. Five (5) Yeas, no (0) Nays, and one (1) Absent. The motion passed.

Chief Gary Truman reported to Council that there is a State Patrol Car available for us in Columbus. Donald Spurgeon moved to authorize Chief Truman to go to Columbus, taking a qualified mechanic to go over the car, to check on the purchase of this car to be used as a police cruiser in the Village of Genoa; also to authorize the Clerk-Treasurer to write a check for the amount of \$2000. to pay for the car, seconded by John Harbal. Roll call vote: Gladys Donley, Yea; John Harbal, Yea; Tom Boehler, Yea; John Fletcher, Yea; John Wyse, Absent; Donald Spurgeon, Yea. Five (5) Yeas, no (0) Nays, and one (1) Absent. The motion passed.

John Fletcher moved to recess thirty (30) minutes to conduct the CIC meeting. The motion was seconded by Gladys Donley.

CIC Meeting

John Fletcher nominated Hope Niehausmyer as temporary Chairman. The nomination was seconded by Donald Spurgeon. John Harbal moved that the nominations be closed, seconded by Tom Boehler. Mayor Niehausmyer is the temporary Chairman Of the CIC. Mayor Niehausmyer appointed Helen Coleman as temporary Secretary of the CIC. Donald Spurgeon nominated the six Council members, Mayor, and Clerk-Treasurer to be members of the CIC. The motion was seconded by John Fletcher. John Fletcher nominated John Richards and Russell Rice as citizen members of the CIC. The nomination was seconded by Gladys Donley. John Fletcher moved that the nominations be closed, seconded by Tom Boehler. Voice Vote - All voted Yea. Election of Officers will be January 5, 1981. John Harbal moved to adjourn the CIC Meeting, seconded by John Fletcher. Vote - All Yea.

Council reassembled

Ordinance No. 64-80 AN ORDINANCE ESTABLISHING RATES AND REGULATIONS FOR THE COLLECTION OF GARBAGE, REFUSE, AND SOLID WASTE WITHIN THE VILLAGE OF GENOA, OTTAWACOUNTY, OHIO AND REPEALING ORDINANCES NUMBERS 2-78, 18-78, and 4-80. Roll call vote: John Harbal, Yea; Gladys Donley, Yea; Tom Boehler, Yea; Donald Spurgeon, Yea; John Wyse, Absent; John Fletcher, Yea. Five (5) Yeas, no (0) Nays, and one (1) Absent. The Ordinance was passed.

Donald Spurgeon presented Ordinance No. 61-80 AN ORDINANCE ADOPTING NEW ELECTRIC POWER RATES, AUTHORIZING THE BOARD OF PUBLIC AFFAIRS TO CHARGE THESE RATES TO ITS ELECTRIC POWER CUSTOMERS 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 Harbal seconded the motion. Roll call vote: Tom Boehler,

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Yea; John Harbal, Yea; Gladys Donley, Yea; Donald Spurgeon, Yea; John Wyse, Absent; John Fletcher, Yea. Five (5) Yeas, no (0) Nays, and one (1) Absent. 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. 61-80 be passed as an emergency measure, seconded by Gladys Donley. Roll call vote: John Fletcher, Yea; John Wyse, Absent; Donald Spurgeon, Yea; Gladys Donley, Yea; John Harbal, Yea; Tom Boehler, Yea. Five (5) Yeas, no (0) Nays, one (1) Absent. The motion passed. John Harbal moved that Ordinance No. 61-80 be passed. The motion was seconded by Gladys Donley. Roll call vote: Gladys Donley, Yea; Donald Spurgeon, Yea; John Harbal, Yea; John Wyse, Absent; Tom Boehler, Yea; John Fletcher, Yea. Five (5) Yeas, no (0) Nays, and one (1) Absent. The motion passed.

Ordinance No. 64-80 (the garbage collection contract) on page 3 of the minutes was passed as an emergency measure. 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 Harbal seconded the motion. Roll call vote: John Fletcher, Yea; John Wyse, Absent; Donald Spurgeon, Yea; Gladys Donley, Yea; John Harbal, Yea; Tom Boehler, Yea. Five (5) Yeas, no (0) Nays, and one (1) Absent. 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. 64-80 be passed as an emergency measure, seconded by Donald Spurgeon. Roll call vote: Donald Spurgeon, Yea; Gladys Donley, Yea; John Harbal, Yea; John Wyse, Absent; John Fletcher, Yea; Tom Boehler, Yea. Five (5) Yeas, no (0) Nays, and one (1) Absent. The motion passed. (The vote on the passage of Ordinance No. 64-80 is on page 3 of these minutes.)

John Fletcher presented Ordinance No. 63-80 AN ORDINANCE GRANTING A CONDITIONAL USE FOR A MEDICAL OFFICE IN AN R-3 ZONING DISTRICT AT 108 EIGHTH STREET IN THE VILLAGE OF GENOA, OTTAWA COUNTY, OHIO, AND DECLARING AN EMERGENCY. John Fletcher 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: Gladys Donley, Yea; Donald Spurgeon, Yea; John Harbal, Yea; John Wyse, Absent; John Fletcher, Yea; Tom Boehler, Yea. Five (5) Yeas, no (0) Nays, and one (1) Absent. The motion passed. The Ordinance was then read the first and second times by title only. The motion was then read the third time in full. John Fletcher moved that Ordinance No. 63-80 be passed as an emergency measure in accordance with Section 731.30, ORC. Donald Spurgeon seconded the motion. Roll call vote: Tom Boehler, Yea; John Fletcher, Yea; John Harbal, Yea; John Wyse, Absent; Donald Spurgeon, Yea; Gladys Donley, Yea. Five (5) Yeas, no (0) Nays, and one (1) Absent. The motion passed. John Harbal moved that Ordinance No. 63-80 be passed, seconded by Donald Spurgeon. Roll call vote: John Harbal, Yea; John Wyse, Absent; John Fletcher, Yea; Donald Spurgeon, Yea; Gladys Donley, Yea. Five (5) Yeas, no (0) Nays, and one (1) Absent. The motion passed.

John Harbal moved to recess the meeting until December 29, 1980, seconded by Gladys Donley. The meeting was recessed at 12:15.

Attest:

Walter L. Coleman
Clerk-Treasurer

Hope S. Niehausmyer
Mayor

I, Walter L. Coleman
Clerk of the Council of the Village of Genoa, hereby certify that this is a true and accurate copy of the minutes of the Genoa Village Council's regular meeting of December 15, 1980.