

## RECORD OF PROCEEDINGS

Minutes of Regular Council Meeting

Meeting

national  
graphics

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

Held Council Chambers 7:30 P.M.. January 4, 1982

Mayor Niehausmyer gave the Oath of Office to the newly elected Council Members. These members are as follows: Barry Morrison, John Wyse, Michael Despones, and William Peloquin.

The Mayor then opened the meeting with the Pledge to the Flag. The Clerk-Treasurer, Helen Coleman, call the Roll: John Wyse, Present; John Harbal, Present; Gladys Donley, Present; Michael Despones, Present; Barry Morrison, Present; William Peloquin, Present. Six (6) members were present.

John Wyse moved to dispense with the reading of the minutes of the previous meeting, seconded by John Harbal. Roll call vote: Barry Morrison, Yea; John Wyse, Yea; John Harbal, Yea; Gladys Donley, Yea; Mike Despones, Yea; Bill Peloquin, Yea. Six (6) Yeas, no (0) Nays, the motion passed.

Andrew Kalgreen, from Squire, Saunders & Dempsey, was present at Council to discuss the loan agreement transfer from Mr. Gary Oerther to the McDonald Corp.

Gladys Donley presented Ordinance No. 1-82, AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF AN ASSIGNMENT, ASSUMPTION AND AMENDMENT OF OBLIGATIONS UNDER BOND PURCHASE AGREEMENT, LOAN AGREEMENT, PROJECT NOTE AND PROJECT BOND RELATING TO A CERTAIN LOAN AGREEMENT BY AND AMONG THE VILLAGE OF GENOA, OHIO AND GARY L. OERTHER AND JEAN OERTHER. 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. John Harbal seconded the motion. Roll call vote: John Harbal, Yea; Gladys Donley, Nay; Barry Morrison, Nay; John Wyse, Yea; Mike Despones, Nay; William Peloquin, Nay. Two (2) Yeas, four (4) Nays, the motion did not pass. Due to the vote on the emergency clause, the ordinance was then read for the first reading.

The mayor opened nominations for the position of President Pro-Tem of Council. Gladys Donley nominated John Harbal. Barry Morrison nominated John Wyse. John Wyse declined. John Wyse nominated Barry Morrison. Barry Morrison moved to close the nominations, seconded by Gladys Donley. Roll call vote: John Harbal, Yea; John Wyse, Yea; Gladys Donley, Yea; Mike Despones, Yea; Barry Morrison, Yea; Bill Peloquin, Yea. Six (6) Yeas, no (0) Nays, the motion passed. Sylvia Essman and Helen Coleman counted the ballots. John Harbal was elected President Pro-Tem of Council for the year 1982.

Barry Morrison presented Ordinance No. 2-82, AN ORDINANCE AMENDING ORDINANCES NO. 64-81, 24-81, AND 53-81, TO MAKE APPROPRIATIONS FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF GENOA, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 1982. 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, Ohio Revised Code. The motion was seconded by Gladys Donley. Roll call vote: John Wyse, Yea; John Harbal, Yea; Barry Morrison, Yea; Mike Despones, Yea; Gladys Donley, Yea; Bill Peloquin, Yea. The motion passed. The Ordinance was then read the first and second times by title only. The Ordinance was then read for the third time in full. John Harbal moved that Ordinance No. 2-82 be passed as an emergency measure, in accordance with Section 731.30, Ohio Revised Code. Roll call vote: John Harbal, Yea; John Wyse, Yea; Gladys Donley, Yea; Mike Despones, Yea; Barry Morrison, Yea; Bill Peloquin, Nay. Five (5) Yeas, one (1) Nay, the motion passed.

## RECORD OF PROCEEDINGS

Minutes of

Regular Council Meeting (con't)

Meeting

national  
graphics

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

Held

19

John Wyse moved that Ordinance No. 2-82 be passed, seconded by Mike Despones. Roll call vote: John Harbal, Yea; John Wyse, Yea; Barry Morrison, Yea; Bill Peloquin, Nay; Barry Morrison, Yea; Gladys Donley, Yea. Five (5) Yeas, one (1) Nay, the motion passed.

Gladys Donley moved to pay the bills, seconded by John Harbal. Roll call vote: John Harbal, Yea; John Wyse, Yea; Gladys Donley, Yea; Barry Morrison, Yea; Bill Peloquin, Yea; Michael Despones, Yea. Six (6) Yeas, no (0) Nays, the motion passed.

Mayor Niehausmyer appointed her committees for the year 1982.

Barry Morrison moved to approve the mayor's recommendation that Gladys Donley be appointed as chairman of the Zoning Committee, seconded by John Harbal. Roll call vote: Bill Peloquin, Yea; Gladys Donley, Yea; John Harbal, Yea; Mike Despones, Yea; John Wyse, Yea; John Harbal, Yea. Six (6) Yeas, no (0) Nays, the motion passed.

Gladys Donley moved to appoint Jerry Neff as the Street Commissioner for the year 1982, seconded by John Wyse. Roll call vote: John Wyse, Yea; John Harbal, Yea; Gladys Donley, Yea; Bill Peloquin, Yea; Barry Morrison, Yea; Mike Despones, Yea. Six (6) Yeas, no (0) Nays, the motion passed.

There will be a meeting with Council and the engineering firms interested in representing the village as consulting engineers for the year 1982. This meeting will be held on Thursday, January 7, 1982.

Ordinance No. 62-81A, pertaining to Police Mutual Aid with various surrounding areas was presented to Council for the second reading, by John Wyse.

Mike Despones moved that Walter Koenker again be hired as the Maintenance Supervisor for the year 1982, seconded by John Wyse. Roll call vote: Bill Peloquin, Yea; Mike Despones, Yea; Barry Morrison, Yea; John Harbal, Yea; Gladys Donley, Yea; John Wyse, Yea. Six (6) Yeas, no (0) Nays, the motion passed.

The Finance Committee will look into the carry over of employees' sick days from one year to another.

Gladys Donley asked about the parking tickets that were issued. The Safety Committee reported that all tickets are voided and the fines have been or will be refunded. Gladys Donley recommended that the officers involved in this matter be brought before Council. Mr. Pollex, the Legal Advisor for Council, explained that it was up to the Safety Committee to recommend to the Mayor any action taken against the Chief. Barry Morrison, John Wyse, and Mike Despones, all Safety Committee members agreed that the reprimand given to the Chief in this matter is sufficient and the matter is closed.

The mayor asked the ADHOC Committee to work on a "chain of command."

On the matter of the CIC Loan and McDonald's - The second reading will be at the Special Meeting, and third reading will be at the next regular Council Meeting. Mr. Pollex recommended that on the third reading the Ordinance be passed as an emergency measure.

Gladys Donley moved to adjourn the meeting. The meeting was adjourned at 9:10 P.M.

  
Clerk-Treasurer

  
President of Council