

## RECORD OF PROCEEDINGS

Minutes of Regular Council

Meeting

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

Held May 3

7:30 P.M.

19 82

Mayor Niehausmyer opened the meeting with the Pledge to the Flag. The Clerk-Treasurer, Helen Coleman, called the Roll: Barry Morrison, Yea; Mike Despones, Yea; John Harbal, Yea; John Wyse, Yea; Bill Peloquin, Yea; Gladys Donley, Yea. Six (6) members present.

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

It was announced that there is now a new flag flying over the Town Hall. This flag was donated by the Pettingill family.

It was announced that on Sunday, May 16, 1982, 1:00 - 3:00 P.M., rabies shots will be given to dogs from the Genoa Area at a cost of \$3.00. This clinic will be held at the Genoa Area High School.

Barry Morrison moved to accept the mayor's recommendation that Sylvia Essman be appointed to the Zoning Committee, replacing Tim Harbal, who has resigned. John Wyse seconded the motion. Roll call vote: John Harbal, Yea; John Wyse, Yea; Barry Morrison, Yea; Gladys Donley, Yea; Bill Peloquin, Yea. Six (6) Yeas, no (0) Nays, the motion passed.

Tom Stuckey, Chairman of the Citizens Committee for the School Levy was present at Council to explain the proposed levy for the school system to be placed on the ballot in June .

Jerry Neff has requested of Council that Rex Diebert be hired in the Street Department until Jim Holcombe is released from the hospital.

John Harbal moved to hire Rex Diebert, to work in the Street Department for a period of two weeks. The motion was seconded by Gladys Donley. Roll call vote: John Harbal, Yea; John Wyse, Yea; Barry Morrison, Yea; Gladys Donley, Yea; Bill Peloquin, Yea; Mike Despones, Yea. Six (6) Yeas, no (0) Nays, the motion passed.

Patricia Harbal, Village Tax Commissioner, was present at Council to announce that Helen Bayer, Administrative Assistant in the Tax Office, will be retiring at the end of May. She would like to have a replacement for Mrs. Bayer. This replacement must have a knowledge of Federal Tax, be able to do some typing, and have a knowledge of accounting.

Gladys Donley moved that an Ordinance be drawn up to allow the Clerk-Treasurer to advertise for a replacement for Helen Bayer in the Tax Department. The motion was seconded by Barry Morrison. Roll call vote: John Wyse, Yea; John Harbal, Yea; Barry Morrison, Yea; Mike Despones, Yea; Bill Peloquin, Yea; Gladys Donley, Yea. Six (6) Yeas, no (0) Nays, the motion passed.

Mayor Niehausmyer read the garbage bids to Council. They were as follows:

1. County Line Industries - Fremont, Ohio \$4.29/stop.
2. H.J. Huston - Genoa, Ohio \$3.85/stop.
3. East Side Sanitation - Genoa, Ohio \$3.75/stop.

These bids were made on the basis of 800 customers. The free services offered in the bid from H.J. Huston were discussed.

Barry Morrison moved to table the garbage bids until the next meeting, seconded by Michael Despones. Roll call vote: Barry Morrison, Yea; Mike Despones, Yea; John Harbal, Yea; Gladys Donley, Yea; Bill Peloquin, Yea; John Wyse, Yea. Six (6) Yeas, no (0) Nays, the motion passed.

The question was asked who would be picking up garbage this week.

Mr. Ray Sangholtz was presented to Council. Mr. Stangholtz is a representative of Poggemyer Engineering who will replace Mr. Jack Jones of the same company as their representative for the village.

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Mr. Stangholtz explained the Hud Block Grant Program to Council and he also explained some projects of the village that would be eligible for this program.

Gladys Donley moved to have Mayor Niehausmyer sign and send the letter and request to the County Commissioners that our projects be accepted. John Harbal seconded the motion. Roll call vote: John Wyse, Yea; Gladys Donley, Yea; Mike Despones, Yea; Bill Peloquin, Yea; Barry Morrison, Yea; John Harbal, Yea. Six (6) Yeas, no (0) Nays, the motion passed.

Mayor Niehausmyer read a complaint presented by Mike Despones in protest of the Zoning Committee's decision that the Dollar General sign can be put up again.

Gladys Donley reported to Council the decision made by the Zoning Committee.

Gladys Donley moved to accept the decision of the Zoning Committee and allow the Dollar General Store to install their sign once again, and reject the appeal made by Mr. Despones. The motion was seconded by John Harbal. Roll call vote: John Wyse, Yea; Mike Despones, Nay; Bill Peloquin, Yea; John Harbal, Yea; Gladys Donley, Yea; Barry Morrison, Yea. Six (6) Yeas, one (1) Nay, the motion passed.

It was reported that there will be a Finance Committee meeting before the next Council Meeting.

It was also suggested that the heads of each department be requested to give a report to Council quarterly.

The MBE Audit was discussed.

Mike Despones moved to ask Mayor Niehausmyer to write a letter to the County Commissioners protesting the bill of \$350.00 for a public defender, seconded by John Harbal. Roll call vote: John Wyse, Yea; John Harbal, Yea; Barry Morrison, Yea; Bill Peloquin, Yea; Mike Despones, Yea; Gladys Donley, Yea. Six (6) Yeas, no (0) Nays, the motion passed.

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

The sewer by John Race's property was discussed.

Mike Despones moved to accept the garbage bid from H. J. Huston, Inc., seconded by John Harbal. Roll call vote: Gladys Donley, Nay; John Harbal, Yea; Mike Despones, Yea; Bill Peloquin, Yea; John Wyse, Nay; Barry Morrison, Nay. Three (3) Yeas, three (3) Nays, being a tie vote the Mayor was called upon to break the tie. Mayor Niehausmyer voted Yea making the vote four (4) Yeas, three (3) Nays, the motion passed.

Mike Despones presented Ordinance No. 14-82, AN ORDINANCE AMENDING ORDINANCE NO. 10-80 OF THE CODE OF ORDINANCES OF THE VILLAGE OF GENOA RELATING TO GARBAGE AND REFUSE. Mike Despones moved that the phrase not to exceed five (5) years be added to part 2 of Section 2 of this ordinance. The motion was seconded by John Harbal. Roll call vote: Gladys Donley, Yea; John Harbal, Yea; Mike Despones, Yea; Bill Peloquin, Yea; John Wyse, Yea; Barry Morrison, Yea. Six (6) Yeas, no (0) Nays, the motion passed. Mike Despones 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; John Wyse, Nay; Gladys Donley, Yea; Barry Morrison, Yea; Bill Peloquin, Yea; Mike Despones, Yea. Five (5) Yeas, one (1) Nay, the motion passed.

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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. 14-82 be passed as an emergency measure, in accordance with Section No. 731.30, Ohio Revised Code. The motion was seconded by Mike Despones. Roll call vote: John Harbal, Yea; Mike Despones, Yea; Gladys Donley, Nay; Barry Morrison, Yea; John Wyse, Nay; Bill Peloquin, Yea. Four (4) Yeas, two (2) Nays, the motion passed. Mike Despones moved that Ordinance No. 14-82 be passed, seconded by John Wyse. Roll call vote: Gladys Donley, Nay; John Harbal, Yea; Mike Despones, Yea; Bill Peloquin, Yea; John Wyse, Nay; Barry Morrison, Nay. Three (3) Yeas, three (3) Nays, there being a tie vote, the Mayor was once again called upon to break the tie. The Mayor voted yea. The motion passed with a vote of four (4) Yeas, and three (3) Nays.

Barry Morrison moved to adjourn. The meeting was adjourned at 10:30 P.M.

*John F. Harbal*  
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COUNCIL PRESIDENT

*Helen L. Coleman*  
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CLERK-TREASURER

I, *Helen 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 May 3, 1982.

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