

RECORD OF PROCEEDINGS

Minutes of Regular Council

Meeting

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National Graphics Corp., Cols., O. Form No. 1697

Held Council Chambers 7:30 P.M. November 21 1983

Mayor Niehausmyer opened the meeting with the Pledge to the Flag. Clerk-Treasurer, Helen Coleman, called the Roll: Bill Peloquin, Present; John Wyse, Present; Barry Morrison, Absent; Mike Despones, Present; John Harbal, Present; Gladys Donley, Present. Five (5) members present, one (1) member absent.

Gladys Donley moved to dispense with the reading of the minutes of the previous meeting, seconded by John Wyse. Roll call vote: John Harbal, Yea; John Wyse, Yea; Bill Peloquin, Yea; Mike Despones, Yea; Gladys Donley, Yea; Barry Morrison, Absent. Five (5) Yeas, no (0) Nays, one (1) Absent.

John Wyse presented Ordinance No. 35-83, AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$46,000 NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING, IN ANTICIPATION OF THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS, THE PROPERTY OWNERS' 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. 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 705.16, Ohio Revised Code. The motion was seconded by Mike Despones. Roll call vote: Bill Peloquin, Yea; John Wyse, Yea; Barry Morrison, Absent; Mike Despones, Yea; John Harbal, Yea; Gladys Donley, 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 Wyse moved that Ordinance No. 35-83 be passed as an emergency measure, seconded by Mike Despones. Roll call vote: Barry Morrison, Absent; John Wyse, Yea; Bill Peloquin, Yea; Gladys Donley, Yea; John Harbal, Yea; Mike Despones, Yea. Five (5) Yeas, no (0) Nays, one (1) Absent. The motion passed. John Harbal moved that Ordinance No. 35-83 be passed. The motion was seconded by Gladys Donley. Roll call vote: John Harbal, Yea; John Wyse, Yea; Bill Peloquin, Yea; Mike Despones, Yea; Gladys Donley, Yea; Barry Morrison, Absent. Five (5) Yeas, no (0) Nays, one (1) Absent. The motion passed. The Clerk-Treasurer has rejected the offer of purchase.

Mike Despones presented an Ordinance No 42-83, AN ORDINANCE AUTHORIZING EXPENDITURE FOR CAPITAL IMPROVEMENTS TO CHERRY STREET WITHIN THE VILLAGE OF GENOA, OTTAWA COUNTY, OHIO. 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 705.16, Ohio Revised Code. John Harbal seconded the motion. Roll call vote: Mike Despones, Yea; Barry Morrison, Absent; John Harbal, Yea; John Wyse, Yea; Gladys Donley, Yea; Bill Peloquin, Yea. Five (5) Yeas, no (0) Nays, one (1) Absent. The motion passed. The Ordinance was then read for the first and second reading by title only. The Ordinance was then read for the third reading in full. John Harbal moved to pass Ordinance 42-83 as an emergency measure, seconded by Gladys Donley. Roll call vote: John Wyse, Yea; John Harbal, Yea; Bill Peloquin, Yea; Gladys Donley, Yea; Mike Despones, Yea; Barry Morrison, Absent. Five (5) Yeas, no (0) Nays, one (1) Absent. The motion passed. Bill Peloquin moved to pass Ordinance 42-83, seconded by Gladys Donley. Roll call vote: John Harbal, Yea; John Wyse, Yea; Bill Peloquin, Yea; Mike Despones, Yea; Gladys Donley, Yea; Barry Morrison, Absent. The motion passed.

Mike Despones presented Ordinance No. 39-83, AN ORDINANCE PROVIDING FOR THE INSTALLATION OF TRAFFIC CONTROL SIGNS AT VARIOUS LOCATION ON PUBLIC HIGHWAYS UNDER THE JURISDICTION OF THE VILLAGE IN ACCORDANCE WITH THE PROCEDURES ESTABLISHED FOR PHASE II OF THE SIGN DISTRIBUTION PROGRAM, AND DECLARING AN EMERGENCY. 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 705.16, Ohio Revised Code. John Harbal seconded the motion. Roll call vote: Mike Despones, Yea; John Harbal, Yea; Gladys Donley, Yea; Bill Peloquin, Yea; John Wyse, Yea; Barry Morrison, Yea. Six (6) Yeas, no (0) Nays, The motion passed. (Note: Councilman Morrison arrived at 8:10 P.M.) 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 39-83 be passed as an emergency measure, seconded by John Wyse. Roll call vote: Barry Morrison, Yea; Mike Despones, Yea; John Harbal, Yea; John Wyse, Yea; Bill Peloquin, Yea; Gladys Donley, Yea. Six (6) Yeas, no (0) Nays, the motion passed.

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Bill Peloquin moved that Ordinance No. 39-83 be passed, seconded by John Harbal. Roll call vote: John Harbal, Yea; John Wyse, Yea; Mike Despones, Yea; Barry Morrison, Yea; Gladys Donley, Yea; Bill Peloquin, Yea. Six (6) Yeas, no (0) Nays, the motion passed.

Barry Morrison presented Ordinance No. 40-83, AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH AMERICAN MUNICIPAL POWER-OHIO, INC. AND AUTHORIZING THE PURCHASE OF ELECTRICAL POWER AND ENERGY FROM AMERICAN MUNICIPAL POWER-OHIO, INC. AND BUCKEYE MEMBER COOPERATIVE, INC.; AND DECLARING AN EMERGENCY. Barry Morrison moved that the rule requiring ordinances to be fully and distinctly read on three different days be dispensed with, in accordance with Section 705.16, Ohio Revised Code. The motion was seconded by John Wyse. Roll call vote: John Harbal, Yea; John Wyse, Yea; Barry Morrison, Yea; Mike Despones, Yea; Gladys Donley, Yea; Bill Peloquin, Yea. Six (6) Yeas, no (0) Nays, 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. Barry Morrison moved that Ordinance No. 40-83 be passed as an emergency measure, seconded by John Harbal. Roll call vote: John Wyse, Yea; Bill Peloquin, Yea; Gladys Donley, Yea; John Harbal, Yea; Mike Despones, Yea. Six (6) Yeas, no (0) Nays, the motion passed. Barry Morrison moved to pass Ordinance 40-83, seconded by John Wyse. 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 presented an Ordinance No. 41-83, AN ORDINANCE FOR THE FORMATION OF A UNIFORM RATE COALITION FOR GAS RATES. 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 705.16, Ohio Revised Code. The motion was seconded by John Harbal. Roll call vote: Bill Peloquin, Yea; Gladys Donley, Yea; John Harbal, Yea; Mike Despones, Yea; John Wyse, Yea; Barry Morrison, Yea. Six (6) Yeas, no (0) Nays, 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. Mike Despones moved that the Ordinance No. 41-83 be passed as an emergency measure, seconded by John Harbal. Roll call vote: Barry Morrison, Yea; John Wyse, Yea; Bill Peloquin, Yea; Gladys Donley, Yea; John Harbal, Yea; Mike Despones, Yea. Six (6) Yeas, no (0) Nays, the motion passed. John Harbal moved that Ordinance 41-83 be passed, seconded by Gladys Donley. 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.

Ordinance No. 36-83, AN ORDINANCE AUTHORIZING A REQUEST TO THE OHIO BOARD OF BUILDING STANDARDS TO CERTIFY THE VILLAGE OF GENOA TO EXERCISE ENFORCEMENT AUTHORITY IN ACCORDANCE WITH THE OHIO BASIC BUILDING CODE WITH THE CONDITION THAT THE OTTAWA COUNTY BUILDING DEPARTMENT PERFORM ALL INSPECTIONS, AND AUTHORIZING AN AGREEMENT FOR SUCH ENFORCEMENT BETWEEN THE VILLAGE OF GENOA, AND OTTAWA COUNTY, OHIO., was presented for the first reading.

Ordinance No. 37-83, AN AGREEMENT BETWEEN THE VILLAGE OF GENOA AND OTTAWA COUNTY COMMISSIONERS RESPECTING SERVICES OF THE OTTAWA COUNTY DEPARTMENT OF BUILDING INSPECTIONS., was presented for the first reading.

Clarence Muggy gave his report to Council.

Council discussed refunding Jeff Weise the turn-on, turn-off fee. Mike Despones moved to refund Jeff Weise the turn-on, turn-off fee collected, taking \$25.00 of the fee from the Electric Fund, and \$10.00 from the Sewer Fund. The motion was seconded by John Harbal. Roll call vote: Barry Morrison, Yea; John Wyse, Yea; Bill Peloquin, Yea; Gladys Donley, Yea; John Harbal, Yea; Mike Despones, Yea. Six (6) Yeas, no (0) Nays, the motion passed.

There will be a pre-construction conference with Peerless Construction Company, Wednesday. Peerless was the low bidder for the Cherry Street cut-thru, (\$25,165.45), for the blacktopping. This amount will be taken from the Permissive Tax Fund. Mike Despones moved to authorize Clarence Muggy to enter into a contract with Peerless Construction Company for the blacktopping of Cherry Street. John Wyse seconded the motion. Roll call Vote: Barry Morrison, Nay; John Wyse, Yea; Bill Peloquin, Yea; Gladys Donley, Yea; John Harbal, Yea; Mike Despones, Yea. Five (5) Yeas, one (1) Nay, the motion passed.

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Negotiations should begin soon on a garbage contract.

Tim Feckley has offered a bid of \$50.00 for one of the dog pens behind the Police Department. These pens are no longer being used. The Safety Committee will make a decision as to whether to dispose of these pens or not.

There will be a meeting of the Regional Planning Commission on December 1, 1983, at the Court House. The purpose of this meeting is to discuss State Route #2.

Several area farmers were present at Council to discuss flooding of their property by Packer Creek. John Hirtzel was the spokesman for the group. ADHOC will check on this problem and report their findings and recommendations.

The Mayor appointed John Harbal and Mike Despones to the Firemen's Welfare Board.

It was announced that Santa Claus will be at the Town Hall on December 9, 1983, at 6:00 P.M.

The Mayor announced that she was giving the day after Thanksgiving as a holiday to all village employees.

The Mayor explained to Council that before a recall can be made on the position of Village Administrator a Charter form of Government must be established. At this time she read the Village Administrator, Clarence Muggy's, resignation. The Mayor expressed regret in this decision and refused to accept the resignation.

Committee Reports

ADHOC - John Harbal announced that there would be a meeting soon to discuss the problem with Packer Creek flooding.

Zoning - There will be an Ordinance drafted by the next meeting.

Mark Wheeler asked if the position of Village Administrator would be filled. The Mayor's answer was that that would be the decision of the new mayor for 1984.

Fran Balliet asked if it was a possibility to have a seven man council.

John Wyse moved to adjourn, seconded by Mike Despones. Roll call vote: John Harbal, Yea; Gladys Donley, Yea; Bill Peloquin, Yea; John Wyse, Yea; Barry Morrison, Yea; Mike Despones, Yea. Six (6) Yeas, no (0) Nays, the motion passed and the meeting was adjourned.

Hope L. Nicholasmyer

Mayor

Clerk-Treasurer

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