

# 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.

November 5

19 84

Mayor Despones called the meeting to order with the Pledge to the Flag. Acting Clerk-Treasurer, Judi Bastubee, called the Roll: Norman Klee, Present; John Harbal, Present; Gladys Donley, Present; Bill Peloquin, Present; John Wyse, Absent. Four (4) members present, one (1) member absent.

Ordinance No. 24-84 was presented by Gladys Donley and read for the second reading.

Ordinance No. 25-84 was presented by John Harbal for the first reading.

The construction of the new Clinic was discussed by Council. There are several problems to be solved on this project. The matter was referred to the Zoning Committee. The Zoning Committee will meet on Wednesday.

The mayor received a letter from the Chamber of Commerce pertaining to repairs to the roof on the WRC Hall. Gladys Donley moved to have the necessary repairs done to the roof on the building, seconded by John Harbal. Roll call vote: John Harbal, Yea; Gladys Donley, Yea; Bill Peloquin, Yea; Norman Klee, Yea; John Wyse, Absent. Four (4) Yeas, no (0) Nays, one (1) Absent, the motion passed. This matter will be handled by the Maintenance Committee.

Council has been notified that their rates will be going up.

Gladys Donley moved to dispense with the reading of the minutes of the previous meeting, seconded by Bill Peloquin. Roll call vote: John Harbal, Yea; Bill Peloquin, Yea; Norman Klee, Yea; Gladys Donley, Yea; John Wyse, Absent. Four (4) Yeas, no (0) Nays, one (1) Absent, the motion passed.

Bill Peloquin discussed with Council the cleaning of Ashery Ditch. There is a fence in the way. This problem has been discussed with the property owners and they agree to have the section that is in the way removed and enclose the backside of the fence with a gate. The expense of this to be the village's. Bill Peloquin moved to have Sears (original installers) remove the section of fence to the last poles and use it to enclose the backside of the yard and add a gate, to be paid for by the village, seconded by Gladys Donley. Roll call vote: Norman Klee, Yea; John Harbal, Yea; Gladys Donley, Yea; Bill Peloquin, Yea; John Wyse, Absent. Four (4) Yeas, no (0) Nays, one (1) Absent, the motion passed.

Gladys Donley moved to pay the approved bills, seconded by Norman Klee. Roll call vote: John Harbal, Yea; John Wyse, Absent; Bill Peloquin, Yea; Norman Klee, Yea; Gladys Donley, Yea. Four (4) Yeas, no (0) Nays, one (1) Absent, the motion passed.

County Commissioner Darell Opfer and Ottawa County Sanitary Engineer, Kelly Freye were present at Council and asked that a meeting be scheduled with

# RECORD OF PROCEEDINGS

Meeting

Minutes of

national  
graphics

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

Held

19

Council and the Board of Public Affairs to discuss the take over of the water system. A meeting was set up for Tuesday, November 13, 1984, at 7:30 P.M.

AdHoc - Norman Klee, Chairman, reported to Council that he is still looking into prices for a sound system for the Council Chambers.

Finance - No Report

Police - No Report, there will be a Safety Committee Meeting soon.

Maintenance - Gladys Donley, Chairman, reported to Council that there are some repairs needed to the furnace in the Town Hall. Joe Verkin estimated that they will be in the range of \$300-\$350. Council having no objection, the necessary repairs will be made.

Sewer - No Report

Streets - West Street work is completed.

Utilities - No Report

Zoning - No Report

Insurance - John Harbal, Chairman, reported to Council that bids have been received for the village insurance. There was only one bid received, and it was opened at noon today. This Bid was from the Westfield Insurance Company, in the amount of \$19,203.00/year. John Harbal moved to accept the bid from the Westfield Insurance Company in the amount of \$19,203.00/year, seconded by Gladys Donley. Roll call vote: John Harbal, Yea; Gladys Donley, Yea; Bill Peloquin, Yea; Norman Klee, Yea; John Wyse, Absent. Four (4) Yeas, no (0) Nays, one (1) Absent, the motion passed. Council also have the option to pay this premium annually, semi-annually, or quarterly. It is the opinion of the Finance Chairman to pay the premium annually.

Street Superintendant - Gibsonburg has been here and finished the sewer cleaning project.

Utilities Superintendant - No Report

Police Chief - The new cruiser is on the road and all work complete with the exception of the partition between the front and back seat.

The Clerk-Treasurer explained to Council that legislation is necessary to sell sewer bonds. The ordinance has to be passed as an emergency tonight to keep everything on schedule so that they may be sold at the proper time. This could not be done at this meeting because it is necessary to have five votes to pass an ordinance as an emergency. After some discussion, the mayor said he felt that this was the time to read the following, effective immediately, Councilman John Wyse, has submitted his resignation from Council. After much discussion and the acting Clerk calling Squires, Sanders, and Dempsey, it was decided that new Council member, Karen Hosley would return from vacation on Friday evening and could be sworn in on Saturday morning, and a special meeting be held at that time to pass the necessary legislation for the selling of the bonds.

# RECORD OF PROCEEDINGS

Minutes of

Meeting

national  
graphics

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

Held

19

Norman Klee asked about police protection for the village and if there was going to be a Safety Committee Meeting soon to discuss this matter. The Chairman of the Safety Committee is now Mike Despones, and it was decided that this discussion could take place at the Special Meeting to be held on Saturday morning.

Ray Sangeholtz, of Poggemeyer Engineering, was at Council to report on the street work being done by Peerless Construction Co. There is a change order and Ray will need a motion from Council to accept this change order. Norman Klee moved to accept the change order, seconded by Gladys Donley. Roll call vote: Norman Klee, Yea; John Harbal, Yea; Bill Peloquin, Yea; Gladys Donley, Yea. Four (4) Yeas, no (0) Nays, the motion passed.

It was also explained to Council that Dunn Excavating has rejected our latest offer, and we are still negotiating.

Gladys Donley moved to adjourn Council to Executive Session, seconded by John Harbal. Roll call vote: Bill Peloquin, Yea; John Harbal, Yea; Gladys Donley, Yea; Norman Klee, Yea, four (4) Yeas, no (0) Nays, the motion passed. Council adjourned to executive session.

Council resumed regular session. Norman Klee moved to allow the Acting Clerk-Treasurer to hire temporary help to bring the village books up to date, seconded by Gladys Donley. Roll call vote: Bill Peloquin, Yea; Gladys Donley, Yea; John Harbal, Yea; Norman Klee, Yea. Four (4) Yeas, no (0) Nays, the motion passed.

John Harbal moved to make a claim to be filed against a bond issued by the Buckeye Union Insurance Company relative to Hope L. Niehausmyer, Mayor, as ordered by the Auditor of the State of Ohio resulting from regular examination covering period of August 1, 1981 through December 31, 1982, Fiscal Year Audited under GAAS: 1982, Cash Count October 17, 1983. As a result of examination covering these dates a Finding for Recovery against Mayor's Court was brought forth and requirement of recovery for funds stipulated in the audit. The Auditors Department is requiring recovery from Mrs. Hope L. Niehausmyer, Mayor, and the Buckeye Union Insurance Company, her bonding company, jointly and severally in the amount of \$2931.50 in favor of the Treasury of the Village of Genoa. This motion was seconded by Gladys Donley. Discussion - There was much discussion on this motion. Mrs. Niehausmyer explained that she had been advised by the State Auditor's office that there was no indication of fraud on her part and that any action taken would be the responsibility of the Village Solicitor. Mrs. Donley explained that this was not directed at Mrs. Niehausmyer and that this is what she was directed to do. Bob Skilliter asked if this matter would involve a lawsuit wouldn't the village be responsible for the expense of Mrs. Niehausmyer's legal counsel? After much discussion and disagreement, Mrs. Donley explained that she had spent a lot of time and expense on this matter. When asked by a citizen why she had taken it upon herself to go into this matter, she explained that it was not just her but four Council Members

# RECORD OF PROCEEDINGS

Minutes of

Meeting

national  
graphics

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

Held

19

who went to the Insurance Company and met with the Bonding Company. Council explained that this is why village officials were bonded and they did not feel that the bonding company would come back on Mrs. Niehausmyer. It was suggested that the motion be tabled until the next Council Meeting. There was no response. Roll call vote: John Harbal, Yea; Gladys Donley, Yea; Bill Peloquin, Yea; Norman Klee, Yea. Four (4) Yeas, no (0) Nays, the motion passed.

The Mayor asked if there was any more business to be brought to Council. Mr. Padgett expressed his objection to the NO PARKING signs in front of his house. This was discussed by Council and will be reviewed by the Street Committee.

Norman Klee moved to adjourn. The meeting was adjourned at 11:35 P.M.

  
Mayor

  
Acting Clerk-Treasurer