

## RECORD OF PROCEEDINGS

Minutes of Regular Council

Meeting

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

Held Council Chambers

7:30 P.M.

April 21, 19 80

Mayor Niehausmyer opened the meeting with the Pledge to the Flag. Clerk-Treasurer, Helen Coleman, called the Roll: Donald Spurgeon, Present; John Wyse, Present; John Fletcher, Absent; Eric Hise, Present; John Harbal, Present; Gladys Donley, Present. Five (5) Present, one (1) absent.

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

Mayor Niehausmyer reported a complaint from Mr. & Mrs. Kells Pugh. Mr. & Mrs. Pugh have rental property. Quite some time ago their tenants moved leaving utility bills unpaid. These bills were added to Mr. & Mrs. Pugh's taxes without notifying them that they were even delinquent. Solicitor, George Bowland, has set up a meeting with the Board of Public Affairs Clerk, Phyllis Camper, to explain how situations such as this are to be handled in the future.

Mayor Niehausmyer read Michael Padgett's resignation from the Park Board and the schools appointment of Bill Axe as his replacement.

John Harbal moved to accept Michael Padgett's resignation and also the school board's appointment of Bill Axe as his replacement, seconded by Eric Hise. Roll call vote: Donald Spurgeon, Yea; John Wyse, Yea; John Fletcher, Absent; Eric Hise, Yea; John Harbal, Yea; Gladys Donley, Yea. Five (5) Yeas, no (0) Nays, and one (1) Absent. The motion passed.

The Board of Public Affairs sent a letter to Council asking for permission to buy a new pick-up truck to replace the one that Margaret Lane drives. Eric Hise moved to reject the Board of Public Affairs request for a new pick-up truck, seconded by John Harbal. Roll call vote: John Wyse, Yea; Eric Hise, Yea; John Harbal, Yea; Gladys Donley, Yea; Donald Spurgeon, Yea; John Fletcher, Absent. Five (5) Yeas, no (0) Nays, and one (1) Absent. The motion passed.

Mayor Niehausmyer read a resolution from the American Legion asking for a \$25.00 donation to help pay expenses for Memorial Day. Gladys moved to pay \$25.00 to the American Legion to help pay expenses for Memorial Day, seconded by John Harbal. Roll call vote: Eric Hise, Yea; Donald Spurgeon, Yea; John Harbal, Yea; John Wyse, Yea; Gladys Donley, Yea; John Fletcher, absent. Five (5) Yeas, no (0) Nays, and one (1) Absent. The motion passed.

Eric Hise moved to accept the maintenance agreement on the Tax Office addressograph machine, seconded by John Wyse. Roll call vote: John Wyse, Yea; John Harbal, Yea; Eric Hise, Yea; Donald Spurgeon, Yea; Gladys Donley, Yea; John Fletcher, Absent. Five (5) Yeas, no (0) Nays, and one (1) Absent. The motion passed.

Jaan Mannik presented the new agreement for the Claj-Allen Township sewer system. He also reported that everything is in order for the Nursing Care Center on Cherry street. They recommend that a building permit be issued provided they agree to follow the EPA and the Fire Department's standards. Also the engineering fees should be paid before the permit is granted.

Donald Spurgeon moved to have Mannik and Schneider do the preliminary plans costs study for the Cherry Street improvement between 3rd and 4th Streets, seconded by Eric Hise. Roll call vote: Eric Hise, Yea; John Harbal, YEA; Gladys Donley, Yea; John Wyse, Yea; Donald Spurgeon, Yea, John Fletcher, Absent. Five (5) Yeas, no (0) nays, and one (1) absent. The motion carried.

Donald Spurgeon moved that it is agreeable with Council that the Gas Company discontinue service to the W.R.C. Hall in so far as the Village Council has authority to do so, seconded by John Wyse. Roll call vote: Eric Hise, Yea; John Harbal, Yea; Gladys Donley, Yea; John Wyse, Yea; Donald Spurgeon, Yea; John Fletcher, Absent. Five (5) Yeas, no (0) Nays, and one (1) Absent. The motion passed.

Eric Hise moved to allow the Board of Public Affairs to remove old iron from around the water plant. The iron is to be sold and proceeds turned over to the Village. The motion was seconded by John Harbal. Roll call vote:

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Minutes of Regular Council (cont.) Page 2

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Held Council Chambers 7:30 P.M. April 21, 1980

Gladys Donley, Yea; John Harbal, Yea; Eric Hise, Yea; John Fletcher, Absent; Donald Spurgeon, Yea; John Wyse, Yea. Five (5) Yeas, no (0) Nays, and one (1) Absent. The motion passed.

John Harbal gave a report from the Safety Committee. Spec's for a new Police Cruiser were submitted to Council. He reported that the Safety Committee agreed that at this time no part-time patrolman should be hired.

John Harbal moved that, at this time, we do not hire another part-time patrolman, seconded by Donald Spurgeon. Roll call vote: John Harbal, Yea; Gladys Donley, Yea; John Wyse, Yea; Eric Hise, Yea; Donald Spurgeon Yea; John Fletcher, Absent. Five (5) Yeas, no (0) Nays, and one (1) Absent. The motion passed.

John Harbal reported that Jane Hable has been working for the Village of Genoa on the CEPA program as a dispatcher for 2½ years. The Safety Committee feels she should now be hired on a full time basis.

Eric Hise moved to retain Jane Hable as a full time dispatcher, seconded by Donald Spurgeon. Roll call vote: Donald Spurgeon, Yea; John Wyse, Nay; John Fletcher, Absent; Eric Hise, Yea; John Harbal, Yea; Gladys Donley, Yea. Four (4) Yeas, one (1) Nay, and one (1) Absent. The motion passed.

Eric Hise presented Resolution 18-80. A RESOLUTION REPEALING RESOLUTION NO. 8-80 and PROVIDING A NEW RESOLUTION for a sewer facility plan. John Wyse moved that Resolution 18-80 be passed. The motion was seconded by Donald Spurgeon. Roll call vote: Eric Hise, Yea; John Harbal, Yea; Gladys Donley, Yea; Donald Spurgeon, Yea; John Wyse, Yea; John Fletcher, Absent. Five (5) Yeas, no (0) Nays, and one (1) absent. The motion passed.

Eric Hise presented Resolution No. 19-80. A RESOLUTION REPEALING RESOLUTION NO. 9-80 AND PROVIDING A NEW RESOLUTION, for the employment of Mannik and Schneider for the Clay Allen Township sewer project. John Harbal moved that Resolution No. 19-80 be passed. Roll call vote: John Harbal, Yea; Gladys Donley, Yea; Donald Spurgeon, Yea; John Wyse, Yea; John Fletcher, Absent; Eric Hise, Yea. Five (5) Yeas, no (0) Nays, and one (1) Absent. The motion passed.

The Park Board sent a statement asking Mayor Niehausmyer to sign the papers for the Park Grant.

Donald Spurgeon reported on the farm house repairs. Eric Hise moved to authorize Donald Spurgeon to go ahead with phase one of the repair project, seconded by John Harbal. Roll call vote: Gladys Donley, Yea; John Harbal, Yea; Eric Hise, Yea; Donald Spurgeon, Yea; John Wyse, Yea; John Fletcher, Absent. Five (5) Yeas, no (0) Nays, and one (1) Absent. The motion passed.

Gladys Donley reported on the Street Committee. The letter was read that was sent to Ed Olinger. The committee recommended that he be terminated. Council feels the correct procedure has been followed and he is terminated.

Donald Spurgeon moved that any village employee filling a position of a higher paid employee shall be paid at the higher rate of pay as long as he or she fills that position. The motion was seconded by Gladys Donley. Roll call vote: Donald Spurgeon, Yea; Gladys Donley, Yea; John Harbal, Yea; Eric Hise, Yea; John Wyse, Yea; John Fletcher, Absent. Five (5) Yeas, no (0) Nays, and one (1) Absent. The motion passed.

Gladys Donley reported to Council that the filler pipe on the Street Department's new pick-up has been tampered with to allow regular gas to be used.

Eric Hise reported that he is resigning from Council effective May 12, 1980. Eric will be going to school in Austria.

Donald Spurgeon moved to accept Eric Hise's resignation with regret and appreciation for his services, seconded by Gladys Donley. Roll call vote: John Harbal, Yea; Gladys Donley, Yea; John Harbal, Yea; Eric Hise, Abstain; John Wyse, yea; Donald Spurgeon, Yea; John Fletcher, Absent. Four (4) Yeas, one (1) Abstained, no (0) Nays, and one (1) Absent. The motion passed.

The meeting was recessed until Tuesday, April 29, 1980, at 8:15 P.M.

Hubert L. Coleman Clerk-Treas. Walter L. Niehausmyer Mayor