VILLAGE OF HAMERSVILLE

202 MAIN STREET P.O. BOX 146

HAMERSVILLE, OHIO 45130

REGULAR COUNCIL MEETING

NOVEMBER 6, 1995

PRESENT: MAYOR STEVEN BOWYER, CLERK TREASURER MARTHA HANES, COUNCIL MEMBERS: GLEN BOLING, JOYCE CRAIG, JESSE NESTER, DUANE NEU, SUE SOWERS, WYNDAL STAGGS. AND VILLAGE SOLICITOR GEORGE LEICHT.

ALSO PRESENT: MIKE LIPPERT FROM BRANDSTETTER CARROLL, KENNY GREEN, KAY ELLIOTT. MACK HANES, JAMES CANTER. AND ROGER ADKINS.

Mayor Bowyer called the meeting to order at 7:07 P.M.

Mayor Bowyer handed the clerk a check from Mayors court in the amount of Two Thousand Nine Hundred and Fifteen Dollars. ($2915.00)

Mayor Bowyer called for a motion to accept the minutes from the October 1995 meeting.

Mr. Nester motioned to accept the minutes seconded by Mr. Neu. Voting: NESTER: YEA. NEU: YEA. BOLING: YEA, CRAIG: YEA,, SOWERS: YEA. STAGGS: YEA. Voting NAY: None.

<u>MOTION CARRIED</u>

Mayor Bowyer introduced Mr. Roger Adkins who spoke to the council in regards to the Village accepting the addition to the street of Adkins Place. Mr. Adkins presented the village with a copy of the plat for Adkins place addition and asked that the village accept this street addition. (Mr. Adkins had presented a copy the specs at an earlier meeting)

Mr. Leicht told the council that in order for the village to accept and maintain this street the village must do so by ordinance .

Mr. Leicht prepared the following ordinance which will become part of these minutes on the last page.

ORDINANCE 1995-15:

AN ORDINANCE ACCEPTING THE 1995 EXTENSION OF ADKINS PLACE AND DECLARING IT AN EMERGENCY.

A motion to suspend the rules and declare it an emergency and to give the second and third reading by title only was made by Ms. CRAIG, seconded by Mr. STAGGS. Voting: CRAIG: YEA, STAGGS: YEA, BOLING: YEA, NESTER: YEA, NEU: YEA SOWERS: YEA. Voting: NAY: None. **MOTION CARRIED.**

A motion to adopt ***ORDINANCE 1995-15***

AN ORDINANCE ACCEPTING THE 1995 EXTENSION OF ADKINS PLACE AND DECLARING IT AN EMERGENCY. was made by Mr. NEU, seconded by Ms. CRAIG. Voting: NEU: YEA, CRAIG: YEA, BOLING: YEA, NESTER: YEA, SOWERS: YEA, STAGGS: YEA. Voting: NAY: None. **MOTION CARRIED.**

Mr. Adkins thanked the council for taking care of this matter for him and told the village if they had any problems with Adkins Place Addition they should call him.. He also presented the Village Board of Public Affairs with a copy of the "AS BUILT DRAWINGS OF THE NEW WATER LINE ON ADKINS PLACE .

Mr. Mike Lippert from Brandstetter and Carroll showed the council a copy of the proposed sewer system and pointed out the proposed location of the grinder pumps and the proposed location of the mains. It was noted that all lines and pumps would be located in the areas where there will be less street work involved and the lines will run where the old alleys are located if possible. The map showed the proposed area for the main pump to be placed on the West side of State Route 774 North near the intersection of Route 774 and North Ave.

Mr. Lippert told council that the plans will be submitted next week to all of the funding agencies.

Mr. Leicht prepared the following ordinance to be submitted with the applications.

ORDINANCE 1995-16

AN ORDINANCE AUTHORIZING THE MAYOR AND CLERK TO MAKE APPLICATION FOR FMHA GRANTS, LOANS, OR ASSISTANCE FOR INSTALLATION AND CONSTRUCTION OF A SEWER SYSTEM IN THE VILLAGE OF HAMERSVILLE AND DECLARING AN EMERGENCY FOR THE REASONS OF THE HEALTH SAFETY AND WELFARE OF THE RESIDENTS OF THE VILLAGE OF HAMERSVILLE.

Mr. Neu motioned to suspend the rules and give the second and third readings by title only. This was seconded by Ms. Sowers. Voting: NEU: YEA, SOWERS: YEA, BOLING: YEA, CRAIG: YEA, NESTER: YEA, STAGGS: YEA. Voting: NAY: None. MOTION CARRIED.

Mayor Bowyer presented ORDINANCE 1995-16 BY GIVING THE SECOND AND THIRD READINGS BY TITLE ONLY. Mr. Neu motioned to adopt this was seconded by Ms. Craig. Voting: NEU: YEA, CRAIG: YEA, BOLING: YEA, NESTER: YEA, SOWERS: YEA, AND STAGGS: YEA. Voting: NAY: None. MOTION CARRIED. (ORDINANCE 1995-16 WILL BECOME PART OF THESE MINUTES ON THE LAST PAGE)

A copy of the PRE DRAFT AGREEMENT WITH THE VILLAGE OF MT. ORAB WAS PRESENTED TO THE VILLAGE COUNCIL.

A sewer agreement with Mt. Oarb must finalized before the Village can apply for Funding for the sewers.

After a lengthy discussion it was decided to proceed with trying to finalize this agreement as soon as possible.

There are many questions that need to be addresses however it was noted that most of the questions are policy making decisions.

Mr. Lippert stated that Brandstetter Carroll thinks that only a few easements will be needed between Hamersville and Mt.Orab.

Mayor Boywer said that he had been contacted regarding the amount of garbage being hauled from the village and Rumpke thinks the village has too much garbage for a village the size of Hamersville.

Mr. Leicht said that he had called BFI and they appeared to be interested in the village garbage business. Mr. Leicht questioned what is the proper amount of garbage for a Village? Rumpke will be at the next Council meeting with a proposed contract for the garbage

Mr. Nester questioned the size of some of the lots in the village and stated that some of the lots are very small and perhaps the village should look at zoning to protect the village in the future.

Mr. Staggs said that the village should make your own rules regarding the size homes allowed in the village; and not mess with zoning.

Mr. Leicht suggested that the village use the title "LAND USE REGULATIONS" regarding the size homes, set back footage and other regulations. Mr. Leicht also suggested using some sort of minimum standards for the village.

It was suggested that the village check out the county specs and "DOVE TAIL" the village requirements with them.

Mayor Bowyer said we need to hammer out an agreement with Mt. Orab and be sure that our sewer discharge meets the standards for the Mt. Orab treatment plant.

Mr. Leicht wants to expand on the Mt. Orab Proposal including but not limited to the length of time and the tap in fees plus the amount of gallons allowed.

Mr. Adkins questioned can additional capacity be obtained from Mt. Orab at a later date in specified increments and will the tap in fees be more at a later date when new taps are ordered.

Mr. Leicht said that FMHA requires a Forty (40) YEAR agreement in order to obtain funding from them.

The tap fees and user fees for vacant lots is a policy decision to be decided.

Mr. Adkins thanked the council for their time and left the meeting.

Mr. Green reported that all signs are in place and the shoe assembly and the flashing lights have been installed on the village dump truck. The lights are up to D.O.T. Standards.

The village clerk requested a parking place near the village office since someone had complained to the police about her parking in a fifteen minute spot.

After a heated discussion a motion was made to remove the fifteen minute signs on Route 774 North in front of the Post Office. Mr. Boling motioned to remover the signs this was seconded by Mr. Neu. Mayor Bowyer called for a roll call of votes. Mr. Boling: YEA, Mr. NEU: YEA, MS. CRAIG: YEA, MR. NESTER: NAY:, MS. SOWERS: YEA, MR. STAGGS: YEA. MOTION CARRIED

Mr. Staggs reported that he had received complaints about the big black dog with a white chest running loose. It was suggested that the dog warden be called however the report was that the dog warden did not respond to the calls. Mr. Staggs said that perhaps we should all refuse to purchase dog tags.

Mr. Staggs also reported that he had a complaint from McKinney's regarding the "Kids" messing up the hoses on the gas pumps when they are closed. They reported that this causes them problems when they try to turn the pumps on in the mornings.

Martha and Mack Hanes donated the Village twelve(12) new flags to be used in the village. ten flags (10) on the street and two (2) on the front of the village hall.

Mr. Staggs motioned to pay the bills as presented. This was seconded by Ms. Sowers.

Voting: Staggs: YEA, SOWERS: YEA, BOLING: YEA, CRAIG: YEA, NESTER: YEA, NEU: YEA. MOTION CARRIED.

Mayor Bowyer asked if there was any further business to come before the council: hearing none Mr Staggs motioned to adjourn, this was seconded by Ms. Craig. Voting: STAGGS: YEA, CRAIG: YEA, BOLING: YEA, NEU: YEA, NESTER: YEA, SOWERS: YEA. VOTING: NAY: None.

MOTION CARRIED

Mayor Bowyer adjourned the meeting reminding everyone that the next regular meeting will be held on Monday December 4, 1995 at 7:00 P.M.

Martha Hanes

Martha Hanes Clerk Treasurer

Steven Bowyer Mayor