

**VILLAGE OF HAMERSVILLE
COUNCIL - REGULAR MEETING
SEPTEMBER 8, 1993
7:00 P.M.**

Mayor Bowyer called the meeting to order. Mayor Bowyer informed Council that he had appointed Barbara J. Craig as interim Clerk Treasurer for a period of a maximum of 120 days. Mayor Bowyer told Council he had received information from the Auditor's office pertaining to this appointment. Mayor Bowyer told Council he swore Barbara J. Craig in September 1, 1993 and asked Council to confirm her appointment.

Staggs moved. Johnston seconded the motion to confirm Barbara J. Craig as interim Clerk Treasurer. **VOTING: YEA: Staggs, Johnston, Neu. NAY: None ABSTAINED: Cheryl Craig. MOTION CARRIED.**

Mayor Bowyer appointed Jesse Nester to Council to fill the vacancy created by Pat Hanselman's resignation. Jesse Nester is also a candidate seeking election for a seat on Council in the November 1993 election. Mayor Bowyer administered the Oath of Office to Mr. Nester and asked him to take a seat at this meeting.

The next order of Business was to accept the minutes of the August 11 meeting. Johnston moved, Neu seconded the motion to approve the minutes as presented. **VOTING: YEA: Johnston, Neu, Staggs, Craig, Nester. NAY: None. MOTION CARRIED.**

At this point Mayor Bowyer addressed the visitors and explained to them that he would answer questions verbally to their letter the Village Council received. Mayor Bowyer said there was not a 20 year plan for Sewers; that Council is looking only at Sewers for the Village; and that a location for a lagoon has not yet been determined.

Larry Lindsey said that O'Brien Engineering and Eugene Worthington wanted to have sewers in the entire county, and that his group was against that. Mayor Bowyer said that Village Council was only planning for sewers within the Village and was not aware of other plans for the county. Another visitor threatened to sue the Council for malfeasance. At this point Councilman Staggs said he was not going to listen to any more questions or complaints from the residents of the surrounding townships.

Staggs continued that due to the fact the sewers were for Village residents ONLY, he would make a motion that there be no more questions answered from the township group that night or in the future. Johnston seconded the motion. **VOTING: YEA: Staggs, Johnston, Neu, Craig, Nester. NAY: None MOTION CARRIED.**

Councilman Staggs and Mayor Bowyer made it clear that they were not barring any township people from attending any Council Meetings. Mayor Bowyer asked if the visitors would curtail their chatter so that the Village Council could continue with the meeting. Most visitors left at this point.

Mayor Bowyer reported to Council that he had sent certified letters to those who lots were in need of mowing.

Solicitor George Leicht entered the meeting.

Mr. Johnston asked Solicitor Leicht if Council had overstepped their bounds by not answering any more questions or listening to any more complaints by the Larry Lindsey group who do not live within the Village of Hamersville. Leicht replied no and continued saying the group could be there under the Sunshine Law, but Council did not have to allow them to disrupt their meeting.

Mayor Bowyer reported under old business the subject of resolution 1993-18 "SF15 Supplement to Ohio Revised Code". Resolution has already had one reading. Staggs moved to suspend the rules and read by resolution only. Resolution 1993-18. Craig seconded the motion. VOTING: YEA: Staggs, Craig, Johnston, Neu, Nester NAY: None. MOTION CARRIED.

Neu moved to adopt Resolution 1993-18. Staggs seconded the motion. VOTING: YEA: Neu, Staggs, Craig, Johnston, Nester NAY: None MOTION CARRIED.

Mayor Bowyer told Solicitor Leicht that one of his certified letters for mowing the lot was not yet delivered, because of no forwarding address. Solicitor Leicht suggested we may need to amend mowing ordinance to include "people who occupy lot" or put notice on vacant lot.

Mayor Bowyer asked Solicitor Leicht if Village purchased 79 acres of adjacent land, would the Village need to annex the property. Solicitor Leicht said that the purchase of the property would make it Village Property.

Mayor Bowyer informed Council that the BPA had passed two Resolutions: 1993-19, placing \$500.00 per month in an Emergency Electric Fund and Resolution 1993-20, increasing the amount currently being place in the Water Replacement and Improvement Fund by \$50.00. Discussion followed. Council understands the necessity of having money set aside in an emergency electric fund but was surprised that money was now available for this. It was just March of 1993 that an ordinance was passed increasing electric rates ten percent as the Electric Fund was going into deficit. These two Resolutions were tabled until Council gets further input form the BPA.

Councilman Johnston brought Council up to date on a meeting he had with Coaxial concerning the new FCC rules and regulations and their new billing format.

Discussion was held on repair of doors at the Police Garage. Also discussion was held on the installation of the safe that the BPA recently purchased.

Staggs moved to pay bills as presented with the exception of pay for William Dean, Jr. Mr. Dean was not in attendance at the August meeting. Johnston seconded the motion. VOTING: YEA: Staggs, Johnston, Craig, Neu, Nester NAY: None MOTION CARRIED.

Discussion was held on the necessity of purchasing file cabinets for the Village Office. The former Clerk Treasurer removed her file cabinets upon her resignation. Johnston moved. Staggs seconded the motion allowing interim Clerk Treasurer Craig to purchase file cabinets but not to exceed \$300.00 VOTING: YEA: Johnston, Staggs, Craig, Neu, Nester NAY: None MOTION CARRIED.

Craig moved, Neu seconded the motion to go into executive session to discuss matters of personnel. VOTING: YEA: Craig, Neu, Nester, Johnston, Staggs NAY: None MOTION CARRIED.

Staggs moved, Craig seconded the motion to come out of executive session. VOTING: YEA: Staggs, Craig, Johnston, Neu, Nester NAY: None MOTION CARRIED.

Discussion was held again on sewers. Mayor Bowyer appointed Johnston, Neu and Staggs to serve as a sewer committee.

Staggs moved, Craig seconded the motion to adjourn the meeting. VOTING: YEA: Staggs, Craig, Johnston, Neu, Nester NAY: None MOTION CARRIED.


Mayor


Interim Clerk Treasurer