

Council Minutes
November 18, 2008

Meeting called to order at 6:00 followed by the pledge.

Attendance Mike Bowling, John Boroff, Judy Koesters, Kristina Boroff, April Grunden, Janice Clay, Sara Busacca, John Siano, Kevin Nuding, Rudy McMichael, Terry Sullinger.

Kevin Nuding was present to express an interest in the vacant zoning board seat. He was asked if he would be available to attend their meetings and put the time in required of the position. He said yes, and that he wants to help the village. The Mayor appointed Kevin Nuding to the zoning board. Wording on the website was discussed and will be corrected.

Minutes:

There was a motion by Mike with a second by April to waive the reading of the October minutes, roll call: Sara – yea, Janice – yea, April – yea, John – yea, Mike - yea. There was a motion by Janice with a second by John to accept the October minutes, roll call: Sara – yea, Janice – yea, April – yea, John – yea, Mike - yea.

Police:

There was a motion by John with a second by Sara to accept the October police report, roll call: Sara – yea, Janice – yea, April – yea, John – yea, Mike - yea.

Street Commissioner:

There was a motion by April with a second by Mike to approve the report, roll call: Sara – yea, Janice – yea, April – yea, John – yea, Mike - yea.

Zoning Board:

Judy brought the agreement with the Junods, Mr. Lammers had approved it. The trailer will likely be dismantled on site. The Junods must obtain a zoning permit in order to dismantle it, or they may pull the trailer out of town. The zoning permit will state that they have 30 days to dismantle and remove all trailer debris according to the agreement. Council discussed it and decided to add a penalty clause. There was a motion by Janice with a second by John to add a penalty clause that states that there will be a \$100 a day penalty after the 30 days are up until everything is cleaned up per the agreement, roll call: Sara – yea, Janice – yea, April – yea, John – yea, Mike - yea. This penalty amount would be subtracted from the final payment. The village decided at a special meeting to settle the lawsuit with a payment of \$3000 up front and the final \$3000 to be paid after the trailer and all related materials are removed but within 30 days. Mr. McMichael and Mr. Sullinger were present to ask the status of the trailer situation. The agreement was read. Mr. Sullinger expressed his dislike of the agreement and council proceeded to explain that a settlement was best for the village because we could end up paying more than \$6000 to get to court and still not win and have to pay Mr. Junod for lost rent and damages. Council did not enter into this agreement lightly, no one was happy to pay the

settlement. Council looks at this as a lesson learned and now improved zoning procedures. After a debate over the subject, council moved on to their next topic.

Some amendments to the zoning code were read. Judy will check on the rules for amending the code. Council would like more information from the zoning board on this subject. They were unhappy with some of the wording as well. Council wants to prepare questions for the board. Council also felt that calling the township inspector and Celina's inspector for advice would be a good idea. Council also reviewed the Plan of action from the board. It cannot be at the inspector's discretion to decide what is major and what is minor, and the word approximately needs taken out. This form needs a little work.

Judy will check on the legality of selling or giving the freezer away.

New Business:

There was a motion by Mike with a second by April to give \$50 to part time employees and \$75 to full time employees for Christmas this year, roll call: Sara – yea, Janice – yea, April – yea, John – yea, Mike - yea.

A retirement gift for Bill was discussed, tabled until next meeting.

Employee raises and appropriations will be discussed at next months meeting.

Old Business;

Property cleanup in the village was discussed. Several letters have gone out this month.

The audit report for 2006 and 2007 came back and everything was good.

The Mayor attended the meeting in Celina to vote for Celina in the Amp Ohio project.

There was a motion by Mike with a second by John to approve the October checks roll call: Sara – yea, Janice – yea, April – yea, John – yea, Mike - yea.

There was a motion by April with a second by Sara to approve the clerk's mileage for October, roll call: Sara – yea, Janice – yea, April – yea, John – yea, Mike - yea. The Clerk was asked about the seminar that she attended in Columbus and reported that it was very informative.

There was a motion by Mike with a second by John to adjourn.

Sara Busacca – Council President

John Siano – Mayor

Kristina Boroff

