

TOWN OF GENEVA COUNCIL
October 11, 2022 at 6:30 P.M.

The Council President asked those present to please rise for the Pledge of Allegiance.

President, Agnes Schoch, called the meeting to order. Roll call showed Council members Marvin Schwartz, Gary Hendershot, Arlen Mitchel, Agnes Schoch, Jim Timmons, Clerk-Treasurer Tony Davidson, and Town Attorney Dave Baumgartner present.

General Public: Tony Lothridge, Gabe Schwartz, Zach Hess, Trent Shaffer, Fred Gilbert, Bob Elzey, Carole Mathys, Olen Werst, Matt Tebbe, Adam Miller Shaun Fosnaugh, Mary Fields, Tressa Favel-Cox, Justin Ayers representing the Decatur Daily democrat and Jessica Miller Represented the Berne Witness.

On a motion by Marvin Schwartz 2nd by Gary Hendershot to approve of minutes from the September 13, 2022 meeting and passed unanimously.

Citizen: Bob Elzey spoke about having an issue with having tax dollars used to put a pavilion on the property that does not belong to the town. Agnes Schoch said that she knows nothing about anything being built on that sight. Bob also said that he was having a campfire and he was approached by his neighbor Tressa Favel Cox about it being it too close to her home. Tressa mentioned having the nuisance ordinance and read the last 3 things in relation to Bobs fire. It was right outside the window and she measured it was only 10 feet to her home and the ordinance states that it is to be 100 feet. Town Attorney Dave Baumgartner mentioned that the nuisance ordinance committee are looking at the current ordinances they are being looked at. Marvin Schwartz mentioned the committee looking at things like this and encouraged Bob and Terresa to get along with each other while the committee looks at it.

Geneva Chamber: Mary Fields let the council know that they want to continue the festival. Combining the Fire Department, Police Department and the Chamber on August 19th 2023. The Chamber and Fire Department and Police Department all working together to make this project a success.

On a motion by Marvin Schwartz 2nd by Arlen Mitchel to introduce Ordinance 2022-11 for ACMH rezoning and passed unanimously.

On a motion by Marvin Schwartz and 2nd by Arlen Mitchel to Waive and Suspend the Rules and Procedures to adopt Ordinance 2022-11 for ACMH rezoning and passed unanimously.

On a motion by Marvin Schwartz 2nd by Jim Timmons to Adopt Ordinance 2022-11 for ACMH rezoning and passed unanimously.

Unfinished Business: Town Attorney spoke that he is about 30% finished with the nuisance ordinance.

Matt Tebbe: Red Gold representative spoke about the planning commission having a public meeting and approving the building and rezoning for the Red Gold warehouse. Matt presented a drawing of the facility and invited the council or public to ask any questions. 13.5 Million dollars is the cost of the building.

On a motion by Gary Hendershot 2nd by Arlen Mitchel to introduce Ordinance 2022-12 Red Gold Warehouse rezone and passed unanimously.

On a motion by Gary Hendershot 2nd by Jim Timmons to Waive and Suspend the Rules and Procedures to adopt Ordinance 2022-12 Red Gold Warehouse rezone and passed unanimously.

On a motion by Gary Hendershot 2nd by Marvin Schwartz to adopt Ordinance 2022-12 Red Gold Warehouse rezone and passed unanimously.

On a motion by Gary Hendershot 2nd by Arlen Mitchel to allow a street closure for the Halloween Parade and Chili Supper and have the town trick or treat on Saturday October 29th from 4-7 pm and passed unanimously.

Clerk Treasurer Report: Ordinance 2022-9 for Adoption to be signed at the council meeting.

On a motion by Marvin Schwartz 2nd by Arlen Mitchel to approve ***Bank Recon for September 2022*** and passed unanimously.

On a motion by Marvin Schwartz 2nd by Gary Hendershot Approval ***Accounts Payable Vouchers for September 2022*** and passed unanimously.

Marshal Zach Hess asked the council about paying the vacation time left over as Tyler Ritter-Butz will have a weeks' vacation left and being down an officer and the yearly anniversary date is coming in October. Dave Baumgartner said that in the Employee handbook says that the handbook doesn't use the anniversary date any more it uses current year. Agnes also said the handbook said in 2018 that the rules changed as of then. Trent Shaffer questioned when that changed and why haven't we gone by that as they have always used anniversary date. Shaun Fosnaugh questioned Agnes on how that works, and according to the handbook it goes from January 1, December 31 of the current year. The council agreed with the Agnes and Dave that as of June 2018 the vacation schedule had changed and the employees signed it agreeing to receiving and following the rules in the handbook. Agnes mentioned that it also says that payment for vacation unused is not permitted via the handbook. Agnes told Zach Hess that Tyler Ritter-Butz has until December 31st to use the vacation.


Gary Hendershot asked about the last day of the town trash is, and Tony Davidson said Thursday October 27 is the last scheduled pickup.

Tony Davidson also reminded council about the hydrant flush is the last week of October.

Agnes Schoch asked about leaf pick up start date. Tony Davidson said that servicing on the leaf vac had began and we had planned on beginning leaf pickup on the last week of October.

Gary Hendershot asked about water station for the Fire Department, Trent Shaffer mentioned that he just received the quote today and hasn't really had a chance to go over it and see what it involves. Trent said that the quote came in at 51,000.00. After Discussion the council decided to keep it on the tabled items.

On a motion by Marvin Schwartz, seconded by Gary Hendershot and passed unanimously, the meeting was adjourned.

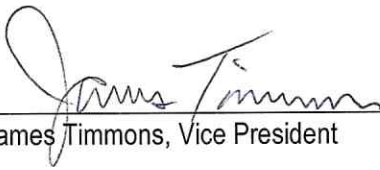


Agnes Schoch, President



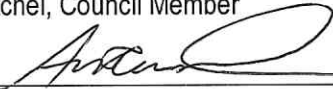
Marvin Schwartz, Council Member

Gary Hendershot, Council Member



James Timmons, Vice President

Arlen Mitchel, Council Member

Attest: 

Anthony Davidson, Clerk-Treasurer