VILLAGE OF FORT RECOVERY SPECIAL COUNCIL

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October 5, 15

CALL TO ORDER: Mayor Roger Broerman called to order the Regular Council Meeting on October 5, 2015 at 7:30 pm at the Village of Fort Recovery Council Meeting Room to conduct regular business.

Roll call was conducted with the following Council members present: Rod Thobe, Cliff Wendel, Al Post, Dave Garman, Dave Kaup and Dave Bretz. **Also Present:** Randy Diller, Roberta Staugler, Kathryn Rubright, Neal Spencer, Dillon Schulze, PG Jellison, Bill Kincaid Dave Bruns, Erik Fiely and Erin Minor.

The Mayor led with Prayer and the Pledge of Allegiance.

Reports to Council: Village Administrators report, September Income Tax Report.

Minutes: Thobe made a motion to approve the September 21, 2015 minutes seconded by Wendel. Vote All Yes.

Poll Visitors: Dillon Schulze spoke. I was at Fort Site Park and noticed a drinking fountain with a broken pipe. **Randy:** I received a call; we checked it and it has been turned off. **Dillon:** You know why I am here. I will not be able to afford my house if you annex. I just don't understand the reason. I don't understand why you are forcing us to annex. What is the real reason? **Mayor:** This is the first situation we have had where an annexation would make a property an island. Council has decided that we don't want to create islands. Council has not changed their mind on this. **Randy:** We are setting a precedent. **Dillon**: I don't see why it is a problem. **Randy**: It is an obvious choice for us to be fair and consistent. You say that you wouldn't do anything that is a problem but that can change; we would be at that person's mercy. **Dillon:** I realize it is an inconvenience. I would have to uproot my family for the fifth time. **Bretz:** Do you have any options to sell part of your property? **Dillon:** I bought this property thinking the walnut trees could be my retirement; I don't want to do that. **Bretz:** Yes, you would lose some of it but you wouldn't have to move. **Mayor**: We are trying to give you reasons for our choice. I wish this would have not happened. Can Council change? Yes, but I don't think they want to do that. **Erin Minor:** I would be happy to talk about the process. **Dillon:** I understand the process.

***2015-23 RESOLUTION AMENDING APPRORIATIONS**. Bretz made a motion to suspend the rules seconded by Kaup. Vote all yes. Post made a motion to pass the resolution seconded by Thobe. Vote all yes.

***2015-24 RESOLUTION TRANSFERRING $150,000 FROM GENERAL FUND TO SCMR FUND.** Bretz made a motion to suspend the rules seconded by Kaup. Vote all yes. Post made a motion to pass the resolution seconded by Thobe. Vote all yes.

Erin Minor: Friday September 25th we filed the petition to annex certain properties with Mercer County Court. The Hearing is set for December 3rd at 7pm. We sent the required notices to Village of Ft Recovery Clerk of Council and Gibson Township Clerk. We also sent notices to all adjoining property owners. We published the Substance of the Petition in the Daily Standard. The Ordinance states that we will provide services to the proposed property owners.

***2015-10 ORDINANCE SETTING FORTH THE SERVICES TO BE PROVIDED TO THE 30.481 ACRES PROPOSED FOR ANNEXATION TO THE VILLAGE OF FORT RECOVERY**. Bretz made a motion to suspend the rules seconded by Post. Vote all yes with the exception of Dave Kaup who abstained. Post made a motion to pass the ordinance seconded by Wendel. Vote all yes with the exception of Dave Kaup who abstained.

Staugler presented the Memorandum of Public Funds for the St Henry Bank. Thobe made a motion to renew the $750,000 Public Funds Agreement for St Henry Bank seconded by Bretz. Vote All Yes

Randy Diller: The 49/119 intersection construction by Tumbusch Construction will begin soon. We have a meeting scheduled for tomorrow. Ottowa Oil will move their sign and then they can begin. If things fall in line in two or three weeks it should be completed.

Lagoons: Randy will be meeting with Steve Harris and Choice One to discuss the lagoon curtains. We have applied to EPA for the PTI to be ready for next spring installation.

49 Utility Extension: We received six bids. Beaverdam Contracting Inc submitted the lowest bid of $111,161. The engineers estimate was $133,148. Toms Construction was the next lowest bid at $129,000. Choice One does have work experience with Beaverdam Contracting. Randy talked with owner Andy Jones, he is not sure they will get the job done this fall. They would plan to finish in March with paving to be completed in April. Dollar General has said that they can't open until next spring anyway, they won't be waiting on us to complete the paving. We are recommending that Council award the contract.

Wendel made a motion to award the contract for the 49 Utility Extension to Beaverdam Contracting Inc in the amount of $111,161.00 seconded by Thobe. Vote all yes.
Randy: We will finish up the paperwork tomorrow morning for Beaverdam Contracting.
Street Overlay Project: We ended up having to do more grinding than we had planned. We had $4,000 in additional quantities. We put in some temporary curbing on Caldwell and Broadway Streets. On First Street by the Nazarene Church we ground down an additional six inches due to a bad area. It cost an additional $11,155, for a total of $247,542.08 which is $19,772.83 higher than the original contract.
Kaup made a motion to pay Wagner Paving Inc the total of $247,542.08 seconded by Wendel. Vote all yes.
Park Board: The bathhouse flooring is being worked on now. We will have preliminary plans for new restrooms to the Park Board next week.
Research Committee: Randy would like to have a meeting by the middle of November to do planning for 2016 projects.
Finance Committee: We met tonight prior to the Council Meeting to complete year end wage reviews. Randy will meet with the employees.
Brick Street: John Lindsey from Redding Rock is to meet with us.
JR Mfg: JR is constructing an 80 X 180 building in Industrial Park.
DP& L: We are working with them on things we can do as a community that will help them and won't cost us.
Community Plan: Paul has a draft that he is tweaking. The community questionnaire is up on the Village website. Anyone is welcome to go on our website and read the survey comments.
CSO's: We are getting close to eliminating the CSO's. Jerry wants to have them finished before this winter. We have eliminated the largest CSO.
Important Dates: This weekend is the Cruise In and the Friends of the Arts "Run with the Music 5K". The Brick Fest will be held October 18th and the Historical Society One of a Kind Auction will be October 25th. Merchant Halloween Parade October 29th with the parade beginning at 3:15pm and trick or treat from 4pm to 6pm.
Mayor: Tom Kaup resigned from the Design Review Board. Mayor has talked to Jill Andrews who is willing to join the board.
Thobe made a motion to approve the appointment of Jill Andrews to the Design Review Board fulfilling Tom Kaup's term which will end on December 31, 2015 seconded by Bretz. Vote all yes.
Mayor also read a resignation letter from Rod Thobe. Rod will resign his position as Council President and member effective December 31, 2015. Rod has been on council since 1981. Anyone that is interested in fulfilling Rod's official term which will end on December 31, 2017 is asked to contact Randy.
Poll Council: Bretz: Have you obtained quotes for the cost of a stop light? **Randy**: I am working on it.

Council Reviewed Invoices #25478 thru #25502 including then and now certificates, memo expenses and interdepartmental transfers. **Garman made a motion to approve as presented with a second by Wendel, vote all yes.**

Kaup made a motion to adjourn the meeting seconded by Thobe. Meeting adjourned at 8:48 pm.

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Roger Broerman Roberta Staugler