

VILLAGE OF FORT RECOVERY SPECIAL COUNCIL

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October 19,

15

CALL TO ORDER: Mayor Roger Broerman called to order the Regular Council Meeting on October 19, 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 & Paige Schultz, PG Jellison, Bill Kincaid Dave Bruns, Erik Fiely, Erin Minor, Jared Laux, Jessie Pollack, Jerry Guggenbiller, Scott Pearson, Amanda Wyerick, Roger Braun and Boy Scouts Michael Braun, Luke Klingshirn and Luke Keller.

The Mayor led with Prayer and the Pledge of Allegiance.

Reports to Council: Village Administrators report, September Finance Expense & Bank Report & Police Report.

Minutes: Thobe made a motion to approve the October 5, 2015 minutes seconded by Wendel. Vote All Yes.

Poll Visitors: Luke Keller, Luke Klingshirn and Michael Braun were present to earn points toward a communication badge.

Dillon Schultz: I refuse to believe why we are being annexed. Is it to make Randy's job easier? I looked at what I have made year to date, we are struggling. What else can I do? **Paige Schultz:** I don't see why us not being in town will hurt the town. **Dillon:** Rockford and Celina have islands and they are doing fine. Why are you taking an aggressive stance against islands? You would be limiting my ability to make extra money. You are forcing us out. How does it benefit someone on Milligan Street? **Bretz:** It has nothing to do with Randy. We are sorry you are in this situation. It doesn't change what we are going to do. **Diller:** We are trying to be consistent. If we allow grandfathering then down the road it will cause problems. Why would we want to do that? **Thobe:** It will cause nothing but trouble. It will cause the town problems. We have other people that live in town that we have to consider. **Bretz:** We do things for 1,200 people. We have to do what is right for all. **Thobe:** It will have an effect, maybe not tomorrow but it will have an effect. **Dillon:** I can't take advantage of any services. **Bretz:** We are not changing our mind. **Thobe:** For us to make any other decision would be wrong. **Paige:** So anyone else living close that doesn't want to be in town should sell out? **Diller:** You are not alone. Residents on Flaler Road know it will happen. **Dillon:** You are making plans? How far do you plan to expand? **Diller:** We aren't making plans. **Paige:** We are not trying to stop progress. We just want to keep what is ours. **Diller:** When you were looking at that property you did not know that it would eventually be in town? What is the increase in cost that you will have? I got the information from the Auditor. Your taxes will increase \$383 per year. **Dillon:** My taxes will go up because the purchase price has not yet been added. **Diller:** You don't know that the value of your property will go to what you paid for it. **Dillon:** We would have to put in a sidewalk. **Diller:** That could be 5 or 10 years down the road. Do you know what you will be making then? If you were looking at putting in chickens, is that the property you should have purchased? **Paige:** We're not saying a lot of chickens. **Diller:** We are not going to rehash the same things. The process has begun; you can come to the meeting on December 3rd.

Amanda Wyerick presented the new Tax Ordinance for discussion to Council. House Bill V was passed to make Municipal Income Tax more uniform. This new Ordinance is 45 pages and is based on ORC 718. The due date on estimated tax and withholding has been changed. The five year NOL that we currently have will be required to be phased in even though we already have it and the Occasional Entrance Rule is changing from 12 day to 20 days. Small Employers making less than \$500,000 will not need to withhold. Other items that will be changing: extensions, minimum reporting, refund minimum amount, Indiana credit, Board of Review term limits and penalty fees.

Garman: So will businesses be able to pay weekly? **Amanda:** I prefer monthly. You can pay through OBG. I will need to check the process but businesses paying weekly would increase my office workload. **Diller:** The irony is that the uniformity was pushed by businesses. **Amanda:** I plan to make personal visits or phone calls to businesses to explain the changes.

****2015-12 ORDINANCE AMENDING INCOME TAX ORDINANCE.** Post made a motion to pass the ordinance on to the second reading seconded by Thobe. Vote all yes.

****2015-11 ORDINANCE VACATING AN ALLEY WITHIN THE VILLAGE.** Thobe made a motion to pass the ordinance to the second reading seconded by Wendel. Vote all yes.

Randy Diller: Project Update: Work on the intersection of 119/49 is underway. They will get started on the Shell Station side and hope to get sidewalks done before they pour pavement. They hope to have completed by November 1st.

VILLAGE OF FORT RECOVERY REGULAR COUNCIL

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Traffic Signal Cost: We can go several different ways. I am working on a vendor for a solid cost. Coldwater has black mast arms at their intersections. Eric said it cost them \$500,000 for two intersections including benches. I believe it will be \$100,000 to \$150,000. I will continue to get prices.

Lagoon Improvements: I am working to set up a meeting with Steve Harris.

State Route 49: Beaverdam Contracting is hopeful to complete their work this fall. They are having trouble getting manholes to complete their projects.

Utility Improvements: We have begun the work on the building at the Water Plant. After today it will be enclosed.

Park Board: The bath house floors are supposed to be done this year.

Zoning Board: We will meet on 10/28/15 for a variance set back hearing.

Tree Commission: Trees have been ordered and will be planted before year end. We have five trees on our list that will be cut down.

Brick Street: Randy still has not heard back from Don Pierce. We have supplied additional pictures and hope to have a meeting set up yet in October.

Combined Sewer Overflows: We will have all CSO's eliminated this year.

Community Plan: Randy talked to Paul. He has the report compiled and hopes to have it here to meet with him next week.

Annexation: Erin Minor spoke. We have filed a copy of the Annexation with the Board of Commissioners. We have the affidavit of publishing. The hearing is scheduled for December 3rd. I am preparing for the hearing.

Indian Hills Subdivision: The Preliminary Plat has been received including overlays with utilities. The Preliminary estimate for utilities has been obtained. The plat is not yet annexed. We will run it through the Planning Commission.

Reminders: This is the next to the last meeting before the election. We have a 2.5 mil five year General Levy for Operating Expenses dedicated for Street Lighting, Police and Security.

Randy: I also need an Executive Session for Personnel and Annual Reviews.

Poll Council: I have had a couple of people contact me about the Council empty seat effective 12/31/15. **Randy:** Have them contact me.

Jared Laux: I issued a press release concerning the Pursuit the police department handled. The Mutual Aid Agreement we have in place with other departments was used that night. Coldwater and St Henry came to our aid.

Mayor: Has Council thought any more about a part time police officer? **Kaup:** Can we have him come over so we can talk to him about it? **Jared:** I will set something up with him.

Wendel made a motion to go into executive session to discuss Personnel and Annual Reviews seconded by Post. Vote all yes.

Bretz made a motion to go out of executive session seconded by Wendel. Vote all yes. Diller will have the Wage Ordinances prepared and the Ordinance for the Attorney.

Council Reviewed Invoices #25503 thru #25526 including then and now certificates, memo expenses and interdepartmental transfers. Wendel made a motion to approve as presented with a second by Garman, vote all yes.

Wendel made a motion to adjourn the meeting seconded by Kaup. Meeting adjourned at 9:48 pm.

Roger Broerman

Roberta Staugler