

VILLAGE OF FORT RECOVERY REGULAR COUNCIL

February 1,

16

CALL TO ORDER: Mayor Dave Kaup called to order the Regular Council Meeting on February 1, 2016 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:** Cliff Wendel, (*corrected 2/15/16 add Erik Fiely*) Al Post, Dave Garman, Scott Pearson and Dave Bretz. **Also Present:** Randy Diller, Roberta Staugler, Kathryn Rubright, PG Jellison, Erin Minor, Jared Mauch and Neal Spencer.

Reports to Council: Village Administrators report.

The Mayor led with Prayer and the Pledge of Allegiance.

Minutes: Wendel made a motion to approve the January 18, 2015 minutes seconded by Post.

Vote All Yes. **Poll Visitors: Nothing to report**

No Resolutions or Ordinances

Erin Minor: Erin presented council with estimates for the purchase of tablets for council use. The tablets would allow council to use secure email without having to use personal computers. We would be able to control the information that council receives better and make public records retention easier. The cost for one 8" 32 GB tablet with a case would be \$220.97. Council authorized Erin to order one tablet for them to try out.

Council Training: Erin informed council that there is Ohio Municipal League training available that council members can attend.

Rec Trail Grant: Erin received an environmental review report today. They stated that the area where the proposed Recreational Trail will be located could endanger species of bats, birds or muscivores. Randy stated that this is fairly normal. We will coordinate with the US Fish & Wildlife Service to prove we will not be cutting down trees or conducting activities to harm these species.

Annexation: An appeal to the proposed annexation was filed Friday January 29th. Gibson Township (*corrected 2/15/16 add: Board of Trustees*), Dillon & Paige Schultze, Mike & Sue Thein and Lavern & Jane Weitzel are listed as ~~Plaintiffs~~ (*corrected 2/15/16: Appellants*) and The Village of Fort Recovery, (*corrected 2/15/16 add: Mercer Co Board of Commissioners, Randy Diller as Agent for Petitioner as Appellees*) ~~Defendants~~. A request for an Executive Session at the end of the meeting was made to discuss annexation litigation.

Randy Diller: We have not received the PTI for the Lagoon Curtain Project. The estimated cost is \$110,000. There will be six curtains installed by village employees. This project will finish the improvements we can see that will be helpful to our lagoons. We may need to do sludge removal at some point.

Beaverdam LLC: They were back today to complete the pressure test of the new sewer lines. Jerry monitored the testing which did pass. The original council approval for payment was subject to testing. The final bill received from Beaverdam LLC is for \$117,864.80. Randy requested that we withhold \$962.50 for seeding of the project area for a net of \$116,902.30. **Wendel made a motion to authorize payment of \$116,902.30 to Beaverdam LLC, seconded by Fiely. Vote all yes.**

Water Plant: The garage addition is ready to be inspected as soon as some electrical is completed.

Tennis Courts: Nothing new to report **Community Park Restrooms:** Nothing new to report.

Park Board: Dan Carr a member of the Board will be moving out of village limits. He will need to resign his village appointed seat to keep in line with the state residency law. Harold Fiely whom was appointed by the School Board could resign and be reappointed by council and Dan Carr could be reappointed by the School Board because their appointment does not require village residency. Council had no objections to proceeding with the change in appointments.

Planning Commission: The board met on January 21st to review two applications for a Zoning Map Amendment. Dan Carr owning three properties on Broadway and Wayne Street applied to have them rezoned from R-3 to C-1. This would allow for an extension of our downtown commercial area. The Community Plan sees this as the most obvious extension of the commercial district. Dan Carr also has one property in the Industrial Park currently zoned as Industrial. Previously it has been used for a propane storage lot. He wants to change part of this zoned as Industrial to R-3. We need to have a public hearing after giving 30-45 day notice to the public. Council decided to hold a Public Meeting on March 7th at 6:00pm and then go into regular session at 7:30pm.

Brick Street: Randy will meet with Engineer Don Pierce Wednesday evening at 6pm.

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Regional Water Study: We will have a meeting on Thursday afternoon with Poggemeyer and the other communities involved with the study.

Community Plan: Final report has not been received.

Elm Street Property: We are getting closer to completing the improvements but it is not ready yet.

Sidewalk Improvement Plan: Randy and Erin have been researching a sidewalk policy. Our preliminary Community Plan found that our residents want sidewalks. We will establish which streets have no sidewalks, which are in bad shape and which need repairs.

Streets: The last two things are overlay and paving. Choice One Engineering prepared an estimate for John, Fairlane and Blue Jacket Streets with an alternate of Blue Jacket the rest of the way and Little Turtle Street. The preliminary cost was approximately \$83,000. This does not include engineering, preparation of the bid packet & paperwork. Our guys could dig out the bad areas with \$5-\$6,000 in materials. We could use J Milling for grinding at a \$7,500 estimated cost. This would put the total right at \$100,000. We had a water leak on Elm/Butler Street. This is the last section of cast iron water line. We have had three leaks in the last 20 years. Ryan would like to go in before the state gets here to pave SR 119 and replace about 100' of the water line. We would do the trenching work. **Bretz:** Would it make more sense to replace the whole thing? **Diller:** We couldn't do it before May which is when the State should be coming through to overlay. If in a year we have more leaks then we could do the whole thing. This would take care of our biggest concerns.

Williams Street: The Original Estimate a couple of years ago gave us a budget price we were using. We ended up with an engineer's estimate of \$500,000. We went back and revisited the estimate. We took out the street lights at a cost of \$40,000, re-did a couple of other things and got the estimated cost down to \$398,000. We will be up for Public Works money next year and could get about \$220-230,000 in funding. We could handle the rest of Williams Street cost next year. Then maybe we could do another smaller job this year and hold over funds for next year. The School is interested in having the storm line done as it goes under the school and they would also like to close off some alleys. Randy suggested that we back off on Williams Street Construction and decide which streets to do this year instead. **Wendel:** Is there any grant money available because Williams Street is so connected to the school? **Diller:** There are other programs that fit safe school routes but we cannot do that kind of project in a year or two. We would need a full blown plan of what the safe routes are. **Garman:** I would feel better looking at it once we get cost estimates on the other streets. **Pearson:** I am more interested in going over and finishing up the south side of town. **Fiely:** Can we commit so the school can plan? **Diller:** Justin said he had a committee meeting. Their FYE is in July so they could make it work. Randy will obtain estimates for other streets for council to review.

Zoning: Meeting February 11th, Awards Banquet: March 8th, Mayor has suggested the Community Club for the Community Service Award.

Poll Council: **Fiely:** I attended the Fire Department Meeting. Their Sausage Breakfast will be February 28th. They did purchase a new Fire Truck for \$890,680. **Post:** I noticed Sunday there were some 4-wheelers racing through the industrial park. Are we liable? **Diller:** I will notify the Police Department. **Pearson:** What is our policy for removing snow in the alleys uptown? **Diller:** We get to them as soon as the streets are done.

Wendel made a motion to go into Executive Session to discuss the annexation litigation, seconded by Post. Vote all yes. D Kaup excused himself from the room to allow council to discuss information given to them by Minor. **Wendel made a motion to exit Executive Session seconded by Post. Vote all yes.** D Kaup reentered the council meeting. No action was taken from the Executive Session.

Council Reviewed Invoices #25728 thru #25753 including then and now certificates, memo expenses and interdepartmental transfers. Pearson made a motion to approve as presented with a second by Wendel vote all yes.

Wendel made a motion to adjourn the meeting seconded by Fiely. Meeting adjourned at 9:54 pm.

David Kaup

Roberta Staugler