

VILLAGE OF FORT RECOVERY REGULAR COUNCIL

February 15,

16

**CALL TO ORDER:** Mayor Dave Kaup called to order the Regular Council Meeting on February 15, 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:** Erik Fiely, Cliff Wendel, Al Post, Dave Garman and Dave Bretz. **Absent:** Scott Pearson **Also Present:** Randy Diller, Roberta Staugler, Kathryn Rubright, PG Jellison, Erin Minor, Bill Kincaid, Jared Laux, Jerry Guggenbiller and Neal Spencer.

**Reports to Council:** Village Administrators report, February Income Tax Report

**The Mayor led with Prayer and the Pledge of Allegiance.**

**Minutes:** Bretz made a motion to approve the February 1, 2015 minutes with the following **corrections:** Add Erik Fiely as present. Also correct line 23-26 to read: **Annexation:** An appeal to the proposed annexation was filed Friday January 29<sup>th</sup>. Gibson Township (corrected 2/15/16: 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. seconded by Post. Vote All Yes.

**Mayor Kaup** requested that Bill Kincaid pass on to the Standard that as Mayor and a resident of Ft Recovery he was not happy with the way the newspaper wrote the headline 2-13-16 after the recent shooting in Fort Recovery by people that were not from Ft Recovery.

**Tax report:** Staugler reported that with the new tax ordinance council should not compare the YTD reports too closely this year. **Diller:** Businesses will be required to report and pay monthly instead of quarterly as in the past. There will also be five quarters on this year's receipts.

**Jared Laux reported** that the speed trailer agreement with St Henry is ready to be presented to Council. Jared also reported that the shooting incident at the park is still under investigation.

**Erin Minor:** Ordinance 2016-03 is the Speed Trailer Maintenance agreement with St Henry. St Henry will provide insurance on the trailer and we will pay for half of the coverage.

**\*\*2016-04 RESOLUTION TO AMEND APPROPRIATIONS.** Bretz made the motion to suspend the rules seconded by Garman. Vote all yes. Post made a motion to pass the resolution seconded by Wendel. Vote all yes.

**\*\*2016-03 ORDINANCE AUTHORIZING THE MAYOR AND CHIEF OF POLICE TO ENTER INTO A JOINTLY OWNED EQUIPMENT AGREEMENT WITH ST HENRY.** Wendel made a motion to pass the ordinance to the second reading seconded by Fiely. Vote all yes.

**Minor: Trails Grant:** Working with the US Fish and Wildlife. There are no trees being disturbed and we will not be working in fresh water with this project. We hope to hear back in a couple of weeks. ODNR has informed us that we can incur fees for engineering the project.

**Nature Works Grant:** We are preparing to submit an application for a Nature Works Grant from ODNR. To seek funding for curtains for shelter house #4, two expression swings along with matting around the expression swings and the merry go round. Depending on the total cost we could also request money for transportable bleachers. We will have a public meeting March 14<sup>th</sup> at 7:00 pm at the beginning of the Park Board Meeting to allow the public to give feedback.

**Local Gov Grant:** The Ohio Development Service Agency has grants available to construct facilities and for public safety equipment which could include Police Department, Fire Department and the EMS. The application is coming out tomorrow. The grants are for \$100,000 or up to \$500,000 if you apply with other communities.

**Benches:** We are accepting donations for memorial park benches until the end of February.

**Council Tablets:** An Asus tablet and case was purchased at a cost of \$220. Fiely volunteered to take it home to try it out. Randy said we will email out the packet for the next meeting.

**Randy Diller:** Project Updates: Ryan from Choice One is working an estimate for lagoon curtains. We will then put together a bid packet.

**SR 49 Sanitary:** We have paid everything due to Beaverdam Construction except for the seeding cost.

**Utility Improvements:** The Water Plant Garage expansion passed the inspection with a few items to complete.

**Sharpsburg Road:** The water PTI was not submitted. It will be held up until the annexation can be completed. At a minimum sanitary can be done because is not crossing anything.

VILLAGE OF FORT RECOVERY REGULAR COUNCIL

February 15,

16

**Brick Street Maintenance:** I have not received a report from Don Pierce yet. He thinks it is a freeze thaw issue. He will write a report and then we will sit down with Redding Rock.

**Overlay:** We should have a bid packet this week. The price we received back on milling today was less than I estimated.

**2016 Street Reconstruction: Diller:** Instead of reconstructing William Street we have four different streets that could be done with the \$275,000 we have appropriated. Ryan from Choice One reviewed the previous estimate to make sure the estimate was high enough. **Fiely:** I like the Elm St option, people walking wouldn't have to walk on 49. **Bretz:** I like both the low bid options. **Diller:** I have a couple of concerns with Option #4 Gwendolyn Street because I am not sure of the condition of the sanitary and water lines. Option #4 Harrison Street, I hate to do this street and not do Caldwell Street which would help with baseball parking. I would rather get Option #1 S Main Street done. We know we have storm work on the edge of Caldwell St to do. **Wendel:** I am fine with that. **Fiely:** #1, its lower. **Bretz:** #1, people will see it. Council agreed with reconstructing the block of S Elm Street between Milligan and Wiggs Street at an estimated cost of \$125,000.

**Regional Water Study:** We met with the engineers and hydrologists. The best working well is east of Fort Recovery. Our well gives us 300 gallons a minute. This study will help us find out the best area for a new well. We may or may not be involved. There is a lot of water east of St Henry and Coldwater. This study incurred no out of pocket cost for us to participate.

**Park Board:** We received resignations effective 2-9-16 from Harold Fiely and Dan Carr. The School will reappoint Dan Carr at their next meeting. Harold will take Dan Carr's place as village resident representative once appointed by council.

**Wendel made a motion to appoint Harold Fiely to the Park Board to fill Dan Carr's unexpired term seconded by Bretz. Vote all yes.**

**Important dates:** Jubilee 225 Celebration will be holding a Business Industry Day sponsored by the Merchants. The Fort Recovery Merchants Association has requested to close the "Brick Street" on Monday June 13, 2016 from 12:00 pm to 9:00 pm for an event to be held in conjunction with the 225 celebration. **Fiely made a motion to authorize the closing of the 100 block of N. Wayne Street for the purpose of the "Taste of Fort Recovery" event to be held as part of the 225 Celebration from 12:00 pm until 9:00 pm on June 13, 2016. Wendel seconded the motion. Vote all yes.**

**Elm Street Rental:** This property is almost ready to rent. If you know of anyone interested please have them contact Randy.

**Community Plan:** Nothing to report.

**Chamber Citizen of the Year this year** is Brandon Wyerick for going above and beyond. Jared Laux was also nominated. Hall of Fame recipients were Roger Broerman and Rod Thobe. The Banquet will be held March 13<sup>th</sup>. Public Meeting March 7<sup>th</sup> for two zoning map amendments beginning at 6:00pm.

**Poll Council:** Nothing

**Wendel made a motion to go into Executive Session to discuss the annexation litigation, seconded by Post. Erin presented information for Council. Pearson arrived at 9:09pm. Mayor Kaup excused himself from the meeting to allow council to discuss information presented.**

**Wendel made a motion to exit Executive Session seconded by Fiely. Vote all yes.** D Kaup reentered the council meeting. No action was taken from the Executive Session.

**Council Reviewed Invoices #25754 thru #25791** including then and now certificates, memo expenses and interdepartmental transfers. Wendel made a motion to approve as presented with a second by Fiely. Vote all yes.

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

---

David Kaup

---

Roberta Staugler