

VILLAGE OF FORT RECOVERY REGULAR COUNCIL

May 16,

16

CALL TO ORDER: Mayor Dave Kaup called to order the Regular Council Meeting on May 16, 2016 at 7:30pm at the Village of Fort Recovery Council Meeting Room.

Roll call was conducted with the following Council members **Present:** Erik Fiely, Cliff Wendel, Al Post, Dave Garman, Scott Pearson and Dave Bretz. **Also Present:** Randy Diller, Roberta Staugler, Erin Minor, Jerry Guggenbiller, Brandon Weyerick, PG Jellison and Ed Gebert.

The Mayor led with Prayer and the Pledge of Allegiance.

Reports to Council: Village Administrators report.

Minutes: Post made a motion to approve the May 2, 2016 with a correction adding Al Post as present at the meeting, seconded by Bretz. Vote all yes.

****2016-14 RESOLUTION AUTHORIZING GRANT ADMIN TO FILE APPLICATION FOR NatureWorks GRANT.** Pearson made a motion to suspend the rules seconded by Wendel. Wendel made a motion to pass the resolution seconded by Fiely. Vote all yes.

****2016-15 RESOLUTION TRANSFER \$100,000 FROM GENERAL TO SCMR FUND** Pearson made a motion to suspend the rules seconded by Wendel. Post made a motion to pass the resolution seconded by Pearson. Vote all yes.

****2016-08 ORDINANCE TO CHANGE ZONING CLASSIFICATION OF REAL ESTATE.** Pearson made a motion to suspend the rules seconded by Fiely. Roll Call Vote with Wendel abstaining. Fiely Yes, Post Yes, Garman Yes, Pearson Yes, Bretz Yes. Fiely made a motion to pass the ordinance seconded by Post. Roll call vote with Wendel abstaining. Fiely Yes, Post Yes, Garman Yes, Pearson No, Bretz Yes. Motion passed.

Bretz made a motion to increase the Water Department Emergency Contingency Plan Emergency Budget Statement from \$25,000 to \$50,000. This was seconded by Wendel. Vote all yes.

Minor: Recreation Trail Grant: We received the plan and specs back.

Nature Works Grant: Application is due June 1, 2016.

Local Government Grant: Awards will be made this Thursday. Expect to find out in the next few weeks.

Senate Capital Budget Bill: Bill passed the Senate and House. Governor is expected to sign the bill in the next few weeks.

Minor ended by requesting an executive session to discuss litigation.

Randy Diller: South Elm Street Reconstruction: We signed the contracts today. We have a Pre-construction meeting this Thursday at 10:00am. We will have a better idea on scheduling after this meeting.

Street Overlays: Buehler will be in to do overlays on John Street when they are here to complete the Dollar General parking lot which will be sometime in June.

SR 119 Overlay: They plan to pave tomorrow. It will take a few days to finish. There was one block on N Elm that they could have gone past which had a bad spot. Randy had them ground the whole street and patch the bad spot. It cost an additional \$11,251. We wanted to get it fixed while they were here.

Lagoon: Choice One was here staking. Once we know the alignment they can finish up paperwork and put the project out for bid.

49 Ground work: They should be here this week to finish.

Utility Improvements: The PTI is ready to go. We are working on the PTI to replace the caustic soda.

Lester Street: Randy is working on the cost to extend utilities to Lester Street properties.

Park Board: We anticipate the Scout Project, which includes additional concrete, two umbrellas, tables and chairs, to be ready by Pool opening day.

Zoning: We had a Variance Meeting on May 4th. The Variance request was for a 28' lot line on Luke Kahlig's middle apartment.

Buck Ditch: Don Kahlig and Jerry finished up the Buck Ditch project. A new plastic tile was installed.

Auction: The Village held an auction on May 7th. The net amount of the sale was \$10,431.29. \$250 of this will be paid to FRYSO for equipment that was sold at the auction.

Bucket Truck: The bucket truck has been purchased and is in service.

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16

Truck Route: We will apply for Small Gov't funds next year.

Community Plan: A Draft copy has been received and will be shared with council.

Storm Tile: Cooper Farms, Mercer Electric, Fort Recovery Industries will have a final discussion of documents received from Choice One on the storm tile project.

Wabash Road: In early 2018 the County plans to widen the road. We may need to pay for some of the cost.

Speed Trailer: The trailer is on Milligan Street now. It is posted as 25MPH. In 1983 it was voted to lower the speed limit to 20MPH. We will need to decide if we want to continue this speed limit.

Important Dates: June Park Board has been cancelled due to the 225 Celebration. May 24th we will be meeting with a representative about the State Purchasing Program. May 21st Mad Run. Memorial Day Crosses next Wednesday night.

Poll Council: Nothing to report.

Mayor: Do I have a motion to enter executive session to discuss litigation involving the Village that is currently pending before the Mercer County Court of Common Pleas, in accordance with Ohio Rev Code § 121.22(G)(3)? **Wendel made a motion to go into Executive Session to discuss litigation seconded by Fiely. Vote all yes by roll call vote.**

Fiely made a motion to exit Executive Session seconded by Wendel. Vote all yes. No action taken.

Randy discussed our recent street reconstruction project assessment. The cost of the assessment to land owners was considerably higher due to this being a small project and inflation. The contractor has costs for bringing in equipment that must be charged to a fewer number of owners, thus increasing the individual cost. Council discussed all the options presented by Randy. After discussing Council decided to change our curbing assessment calculations.

Fiely made a motion to average the three highest curbing costs in the prior ten year period as well as the average bid price to arrive at an adjusted price. If this adjusted price is more than the bid price the landowner will pay the bid price. If the adjusted price is less than the bid price the landowner will pay the adjusted price and the Village will absorb the difference. This motion was seconded by Wendel. Vote all yes.

Council Reviewed Invoices #26061 thru #26092 including then and now certificates, memo expenses and interdepartmental transfers. Pearson made a motion to approve as presented with a second by Fiely. Vote all yes.

Fiely made a motion to adjourn the meeting seconded by Wendel. Meeting adjourned at 9:38 pm.

Mayor Dave Kaup

Roberta Staugler