

VILLAGE OF FORT RECOVERY REGULAR COUNCIL

JUNE 20,

16

CALL TO ORDER: Mayor Dave Kaup called to order the Regular Council Meeting on June 20, 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, PG Jellison, Ed Gebert, Calvin May, Ivo Wendel, Jerry Guggenbiller, Neal Spencer and Tim Buschur.

The Mayor led with Prayer and the Pledge of Allegiance.

Reports to Council: Village Administrators report, May Police Stats and FINX Bank, Fund and Expense Reports.

Minutes: Fiely made a motion to approve the June 6, 2016, minutes seconded by Bretz. Vote all yes.

Poll Visitors: Calvin May was present on behalf of the Wendelin Sports Club Bike Raffle. They will hold a Poker Run on July 16th. The Poker Run will begin at Thienman's Sports Bar at 11am. Calvin told council that there could be up to 300 bikes there. Calvin asked if bikes could park at Hein Amphitheatre and also on the first block of the brick street; the section from Butler Street to the alley by SNB. Calvin stated that he would watch to make sure they did not park past the alley. After some discussion Randy stated that he did not feel it was a problem, we would just need to get the word out to the Merchants. He also recommended that he contact Karen Meiring regarding parking in the Amphitheatre parking lot.

Tim Buschur: Tim was present to inform council of the upcoming 15 yr. .95 mil Tri Star Building Levy. The goal is to construct a centralized building to replace six locations in three communities. This new building would allow them to expand the programs to serve more high school and adult students. These training programs will help our communities to support future workforce needs. Tim also asked Council if they would prepare a proclamation in support of the levy. It was the consensus of Council to prepare a proclamation. Mayor stated that we would do so at the next meeting on June 27th. The special election will take place on August 2nd, with early voting at the Courthouse beginning on July 6th. Jared Laux arrived.

Jared Laux: Jared stated that things at the Jubilee went well. The speed trailer will be moved to
RESOLUTIONS: 2016-16 RESOLUTION TO RENEW A CURRENT EXPENSE LEVY IN EXCESS OF THE TEN MILL LIMITATION. Pearson made a motion to suspend the rules seconded by Garman. Vote all yes. Wendel made a motion to pass the resolution seconded by Post. Vote all yes.

2016-17 RESOLUTION TO RENEW A STREET REPAIR LEVY IN EXCESS OF THE TEN MILL LIMITATION. Pearson made a motion to suspend the rules seconded by Garman. Vote all yes. Fiely made a motion to suspend the rules seconded by Post. Vote all yes.

ORDINANCE: 2016-09 ORDINANCE RETROACTIVELY CHANGING HOW CURBING ASSESSMENTS FOR ADJOINING PROPERTY OWNERS ARE CALCULATED. Pearson made a motion seconded by Garman to suspend the rules. Vote all yes by roll call vote. Post made a motion to pass the ordinance seconded by Fiely. Vote all yes by roll call vote.

Roberta Staugler: presented the 2017 Budget for the second reading. Garman made a motion to approve the 2017 Budget as presented and pass onto final reading on June 27, 2016 seconded by Fiely. Vote all yes.

Minor: Recreation Trail Grant: We are finalizing the last details. We should be ready for submittal to ODNR soon.

Land & Water Conservation Fund: This fund provides assistance to other municipalities. This is a reimbursement grant funded by ODNR. The maximum grant that can be applied for is \$300,000. 50% of the project must be funded by the village. \$50,000 is the minimum grant that can be applied for. The application is due mid-November. We will talk about the grant in the coming weeks.

Pollinator Habitat: We are considering a pollinator habitat. Jason from Pheasants Forever will be at the Park Board Meeting talk about what it would take to construct a habitat. We have a corner in the Community Park that would make a nice area for such a project. A pollinator would consist of wild flowers that would be pleasing to the eyes and a nice addition to our parks. We have not made any plans at this point. Diller: We want to find out from Jason what would our commitment

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to maintenance be. Minor: This is an idea to get the community involved. Lesson plans are prepared for teachers to use in education.

Minor ended by requesting an executive session to discuss litigation.

Randy Diller: South Elm Street Reconstruction: Nothing new to report

Street Overlays: This project is completed. We may have a final cost amount due to additional work that needed to be completed.

SR 119 Overlay: The overlay is complete. They will be back to move the center line on the west end of Butler Street. Bretz asked if we can have the bumps taken out of 49. Diller: Yes we will have them do that.

Community Park Restrooms: We hope to finalize plans before the next meeting.

Cooper Foundation Grant: We submitted a request to Cooper's for funding for recycled plastic tables to replace the 20 year old tables we currently have.

Industrial Park: We have been unable to mow the current drainage ditch. Kahlig's were here to fix the drainage and complete some work around the bridges.

Regional Water Study: The Geologist said that based on three communities needs it doesn't make sense to have one well. They are looking at each community to see where the best place for new wells would be. We don't have a need for a new well at this point. We have a good supply as of now.

Storm Tile: Cooper's, Mercer Electric and Fort Recovery Industries are to begin the process. Fort Recovery Industries has begun the construction for access for truck traffic. They will decide who is sharing in the cost.

William Street. We have submitted the preliminary application and met with the school about dealing with the fencing. They have agreed to take the fence down. They area also planning for walkways. The new engineers estimated is just over \$400,000. The OPWC loan would be for \$268,000 and our investment would be \$140,000.

Utility Aggregation: It is in the lap of AEP to comeback with a reply to our statement of new contracts being offered at less than amount they want to increase our contract to. They have offered no response at this time.

Important Dates: Our next council meeting will be June 27th at 6:00pm in place of the July 4th regular meeting that canceled. FEMA is requiring communities to participate in a Mitigation Plan. The first meeting will be June 21st.

Poll Council:

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.**

Pearson made a motion to exit Executive Session seconded by Fiely. Vote all yes.

Fiely made a motion to request Minor to prepare a Settlement Agreement in accordance with Appellant's Settlement Offer. This motion was seconded by Post. Vote by poll: All yes with the exception of Wendel and Bretz whom voted no. Motion carried.

Council Reviewed Invoices #26120 thru #261 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.

Fiely made a motion to adjourn the meeting seconded by Post. Meeting adjourned at 9:22 pm.

Mayor Dave Kaup

Roberta Staugler