

VILLAGE OF FORT RECOVERY REGULAR COUNCIL

November 7,

2016

CALL TO ORDER: Mayor Dave Kaup called to order the Regular Council Meeting on November 7, 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, Scott Pearson and Dave Bretz.

Also Present: Randy Diller, Erin Minor, Roberta Staugler, Neal Spencer, PG Jellison, Ed Gebert and Nathan Rubbelke. **The Mayor led with Prayer and the Pledge of Allegiance.**

Reports to Council: Village Administrators report; October Income Tax Report.

Minutes: Post made a motion to approve the October 17, 2016 minutes seconded by Wendel. Vote all yes

Roberta Staugler: Presented Resolutions and October Income Tax Report.

RESOLUTION 2016-31 A RESOLUTION TO AMEND APPROPRIATIONS. 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.

RESOLUTION 2016-32 A RESOLUTION TO TRANSFER \$7,000 FROM SEWER USER FUND TO RESERVE FUND. 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.

RESOLUTION 2016-33 A RESOLUTION TO ADVANCE \$25,000 FROM GENERAL FUND TO THE ODNR TRAIL FUND Pearson made a motion to suspend the rules seconded by Garman. Vote all yes. Post made a motion to pass the resolution seconded by Fiely. Vote all yes.

RESOLUTION 2016-34 A RESOLUTION TO TRANSFER \$70,000 FROM GENERAL FUND TO SEWER IMPROVEMENT FUND. Pearson made a motion to suspend the rules seconded by Garman. Vote all yes. Wendel made a motion to pass the resolution seconded by Fiely. Vote all yes.

ORDINANCE 2016-14 AN ORDINANCE SETTING FORTH SERVICES TO PROVIDE TO 8.732 ACRE TERRITORY PROPOSED FOR ANNEXATION. Pearson made a motion to suspend the rules seconded by Garman. Post made a motion to pass the ordinance seconded by Wendel. Vote all yes by roll call vote.

ORDINANCE 2016-15 AN ORDINANCE TO LEVY ASSESSMENTS ON PROPERTIES ABUTTING ELM STREET BETWEEN WIGGS AND MILLIGAN. Pearson made a motion to pass the ordinance on to the second reading seconded by Fiely. Vote all yes by roll call vote.

ORDINANCE 2016-16 AN ORDINANCE AUTHORIZING THE MAYOR AND FISCAL OFFICER TO EXECUTE A LEASE AGREEMENT FOR VILLAGE-OWNED FARM GROUND. Pearson made a motion to suspend the rules seconded by Garman. Post made a motion to pass the ordinance seconded by Fiely. Vote all yes by roll call vote.

Erin Minor: Nature Works Grant. We applied for a NatureWorks grant through the Ohio Department of Natural Resources. We requested \$15,883 to install rubber safety surfacing around the fort playhouse and merry-go-round at Community Park and to purchase Expression Swings. We received the grant. The total project costs are estimated to be around \$40,000. The village will need to contribute funds to complete the project. We may also request funds from local foundations to bridge the funding gap.

Capital Improvement Grant: This Grant will be for Tennis and Basketball courts. Erin is working with ODNR to finalize the grant contract.

Ohio Criminal Justice Grant: We applied for funding to upgrade FRPD's computer system. We will find out at the end of January whether our application was funded.

Local Government Safety Capital Grant: Erin is meeting with the Commissioners this week to discuss an application for a new ambulance that would be owned by the County and operated by St. Henry EMS.

Cooper Foundation: This grant has a December 1st deadline. We will submit an application soon.

Sharpsburg Road Annexation: We filed the Petition on Thursday October 27th. Tonight, we passed an ordinance outlining the services that will be provided to the territory proposed for annexation. Gibson Township has until November 21 to object to the petition; however, they will not object because they agreed not to in the settlement agreement that was signed in connection with the annexation litigation that was recently resolved. The Commissioners will pass a resolution approving the petition after November 21. Then, we will have to wait 60 days before we can pass an ordinance accepting the annexation.

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State Route 49 Annexation: Randy is in the process of getting signatures on this petition.

Randy Diller Project updates: Recreational Trail: The asphalt is complete. The dirt work is being roughed in. Tom's Construction is paving the driveway approach with concrete. They should be done tomorrow. The dirt work should be finished Thursday or Friday. We will begin installing the light poles as soon as the holes have been bored. Tom's Construction will be back in the spring to do seeding. We have received Draw #2 request in the amount of \$99,852.57 which we need approval for. Council asked if bicycles or golf carts are allowed on the trail. **Randy:** Non-motorized bicycles will be permitted; no motorized scooters or golf carts will be permitted. Exceptions will be made for motorized wheel chairs.

Pearson made a motion to authorize payment to Tom's Construction for Draw #2 in the amount of \$99,852.57 seconded by Fiely. Vote all yes.

Lagoons: A company was in to knock down the sludge in lagoon #1. Ryan from Choice One put together final specs. Bid packets for the curtains should go out this month.

Sharpsburg Road Utility: Bids were opened on November 3rd. The Engineers estimate was \$171,000 with three alternatives. The lowest bid was received at \$125,587.60 which included Certa-lok C900 water line. Shinn Brothers submitted the low bid. Randy has talked to other contractors, suppliers and builders about the Certa-lok C900 water lines and found no one with reasons we should not use it. We do have a section of open cut installation and it cost \$20 more per foot than directional bore. We will only have four or five places to seed by using directional bore of utilities.

Wendel made a motion to accept the bid from Shinn Brothers in the amount of \$125,870.60 for the Sharpsburg Road Utility Extension seconded by Fiely. Vote all yes.

Utility Improvements: We are considering whether to replace the in-ground caustic soda tank (which would not require the submission of a PTI to Ohio EPA) or install an aboveground tank (which would require a PTI). We've made some process changes that obviate the need to install new piping.

Restroom Renovation: The footers and floors have been poured. The block walls will be next.

Courts Project: We need to hire Choice One to do the engineering for the Courts Project. A nice pad has been started for the courts. The engineering will cost \$16,540 and it will include storm water prevention. Council had no objection to Randy entering into a contract with Choice One.

FEMA: Erin and Randy attended the County Hazard Mitigation meeting. The County is in the process of drafting a new county-wide plan and wanted our input.

Five year Plan: Randy is waiting on final input from department heads and will then be ready to set up a meeting with the Research Committee.

Storm Tile: The storm tile plans are on hold for Cooper Farms, Fort Recovery Industries and Mercer Electric. The cost estimates have been too high, and they are looking at other options.

Utility Rates: We are looking at redoing our utility rates. Some communities have integrated increases which we are considering. Any changes will be done by legislation.

Upcoming Events: November 13th Christmas Open House.

Randy requested an Executive Session to discuss possible litigation by the Tax Administrator and discuss Employee Wage and performance reviews.

Council Member Reports: None **Wendel made a motion to enter into Executive Session for the purpose of discussing possible litigation by the Tax Department and Employee Wage and Performance Reviews. Seconded by Bretz. All yes by roll call vote.** Minor, Weyerick and Staugler left the meeting at 8:14pm.

Wendel made a motion to go out of executive session seconded by Fiely. Vote all yes. Action taken: Authorize the Tax Administrator to take legal action as necessary for the collection of income taxes. Randy was authorized to meet with employees to discuss wage reviews and prepare the wage ordinance for the next meeting.

Council Reviewed Invoice #26455 to #26497, Memo expense 201653 and interdepartmental transfers. Wendel made a motion to approve as presented seconded by Fiely. Vote all yes.

Wendel made a motion to adjourn the meeting seconded by Fiely. Meeting adjourned at 9:30pm.

Mayor Dave Kaup

Roberta Staugler