

## VILLAGE OF FORT RECOVERY SPECIAL COUNCIL

February 6,

2017

**CALL TO ORDER:** Mayor Dave Kaup called to order the Regular Council Meeting on February 6, 2017 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, PG Jellison, Jared Laux, Neal Spencer, Ray Cooney, George Moore and Sydney Albert.

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

**Reports to Council:** Village Administrators Report, January Police Reports

**Minutes:** Wendel made a motion to approve the January 16, 2017 minutes which was seconded by Fiely. Vote all yes.

**Poll Visitors: George Moore** was present to introduce himself to Council. George is running for Municipal Court Judge with the election to be held May 2nd. George is serving in his sixth year as Municipal Court Prosecuting Attorney. He has a five point plan with a new vision for the court. He would like to create a Probation Department and hold court a few evenings a month for folks that can't make it to court during the day. He would also like to upgrade the technology and have the records on-line for public access. He would fund these changes by increasing the court fees. This means the people using the courts would be paying for the improvement costs.

**Chief Laux:** Jared referred Council to the January police stats. No members had any questions or comments. Jared also discussed the purchase of new tasers with council. Four options were given: (1) three tasers – five year warranty; (2) three tasers – 1year warranty; (3) two tasers – 5 year warranty; and (4) two tasers – 1 year warranty. Council discussed the different options. If we purchase two tasers, our part-time police officer would use one of the tasers we currently have until it no longer works. The purchase comes with a one year warranty. The Police department has received \$1,500 in donations for Taser purchases from the VFW and the K of C. **Fiely:** I think we should purchase two tasers with the warranty decision to be made by police dept. **Pearson:** option 3. **Wendel:** option 3. **Post:** option 3. Jared and Randy will make the final decision on which option to choose.

**Jared:** We included the purchase of body cameras in the 2017 budget. I would like to wait until August or September to make this purchase, when a new type of camera with upgraded technology is supposed to be coming out.

**Police Department Computers:** We did not receive a grant for the computer upgrades. We need to move forward because we are out of space on the server and the programs we need for the body cameras are not compatible. The current computers were purchased in 2009. Jared will be taking care of purchasing two new desktop computers and a new server. The existing laptop will be moved to the evidence room. We are planning to purchase the computers from Dell. **Staugler:** The Appropriations Amendment to be presented tonight will include the purchase of new computers since the grant was not approved.

**Golf Cart Inspections:** The laws have changed. Erin will be reviewing our current ordinance. We will add an information packet to our website to be available for download to make it easier for anyone wanting to get their carts inspected. **Minor:** We will provide some background at the next meeting. The new law was passed a few years ago and became effective on January 1 of this year. We will revise our rules to comply. **Post:** Will we continue to provide inspections? **Laux:** As long as council wants us to. **Pearson:** How many inspections did we do last year? **Laux:** 30 or so, I can email you the exact number.

**ALICE presentation:** Jared will be making a presentation to the Nazarene Church on February 19<sup>th</sup>. The church has asked Jared to teach them what to do in case of a violent intruder or shooter.

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### **RESOLUTION 2017-02 A RESOLUTION TO AMEND THE 2017 APPROPRIATIONS.**

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 2017-03 A RESOLUTION TO ADVANCE \$15,883 FROM GENERAL FUND TO ODNR GRANT FUND.**

**Staugler:** This advance will allow us to pay for park equipment and then request a reimbursement from ODNR. Funds will be moved back to the General Fund when they are received. 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.

### **RESOLUTION 2017-04 A RESOLUTION TO TRANSFER \$21,500 FROM THE GENERAL FUND TO VILLAGE SHARE PROJECT 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.

### **ORDINANCE 2017-03 AN ORDINANCE ACCEPTING THE ANNEXATION OF 8.732 ACRES IN GIBSON TWP.**

**Minor:** This is the Sharpsburg Road Annexation. We are nearing the end of this process. If you pass this ordinance, the annexation will become effective in 30 days. **Pearson made a motion to suspend the rules seconded by Garman. Vote all yes by roll call vote. Fiely made a motion to pass the ordinance seconded by Wendel. Vote all yes by roll call vote.**

**Diller:** The annexed territory will be zoned R-1A. The last step will be to accept the Plat with the improvements of infrastructure. At that time the Village would become responsible for maintenance.

**Erin Minor: Cooper Family Foundation:** The village will be receiving a donation from the Cooper Family Foundation in the amount of \$20,000; funds are expected this spring. This will help us complete the \$40,000 Playground Equipment Project. About \$16,000 was received from ODNR to help with the project.

**Capital Budget Bill Grant:** The Historical Society received a \$75,000 grant. They are running into problems getting the project up and running. Erin will be providing assistance to them.

**Walkway:** We purchased trash cans and pet waste stations. We will install these in the spring. Randy and Erin will meet Wednesday with Display Craft to discuss signage for the rec trail.

**Bureau of Workers Comp:** We hope to hear soon if we received funding for the purchase of a hydro excavator.

**Sharpsburg Road:** Council accepted the annexation tonight. This will become effective March 8<sup>th</sup>.

**State Route 49:** We plan to present an ordinance March 6<sup>th</sup> for acceptance of the annexation.

**Jutte Annexation:** We expect the Commissioners to grant the petition tomorrow. **Garman:** will this need a waiting period too? **Minor:** Yes. Once we receive the transcript from the Commissioners, we must wait 60 days to present an ordinance to Council to accept the annexation. If the ordinance is passed, the annexation would become effective 30 days thereafter. **Laux:** When the 30 days are up, will the Sharpsburg Road speed limit become 25mph? **Minor:** Yes, when the Sharpsburg Road annexation becomes effective, the speed limit from Industrial Drive to State Route 49 will automatically become 25 mph by operation of law. **Diller:** The speed limit per ORC for a street in corporate limits is 25mph. If we want a higher limit we would have pay for a speed study. It is going to be hard for people to go 25 mph. **Laux:** I will let St Henry know that we will need the speed trailer and possibly borrow the Sheriff's Department trailer also when the new speed limit becomes effective. **Diller:** We have been working with Choice One and ODOT so that when the State Route 49 annexation becomes effective, we can get the speed limit from

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Commerce Street into town reduced to 35 mph. **Minor:** Choice One did a study and that was their conclusion. ODOT agreed with Choice One's conclusions. After the State Route 49 annexation becomes effective, we will send ODOT all the previously submitted documentation, along with confirmation of the annexation, and request that they change the speed limits. **Diller:** We would hang new corporation limit signs too.

**Randy Diller: Project Updates: Lagoons:** I spoke with Dan Jutte. They are planning on a mid-March installation which is fine with us. We hope to have the curtains up and running sometime in April.

**Park Recreational Trail:** Nothing new to report.

**Sharpsburg Road Utilities:** Shinn Bros. delivered some materials. We will probably see them begin construction next week.

**William Street:** We have had a few meetings with the school. We are looking at a 34' street with parking on two sides of the street. We will probably lose three of the ten trees along the street. We have most of the details worked out and are putting final plans together. We will then give plans to the utility companies to review. The phone company does not need the poles that are there, and they will remove all except one which is on the corner of Butler Street. I feel we are ahead of the game. We received a notice today of official funding from OPWC. We can't do anything until July 1<sup>st</sup> which is when OPWC's new fiscal year begins and the funds are appropriated.

**EPA:** EPA recently did a site visit. They are excited about the improvements we are making to the lagoons. We talked about cheaper operating aerators which are 1-hp motors instead of the 20-hp motors we are currently using. We will continue to use the old ones for a while. The test results from water samples collected from the lagoons show things are going well. CW Egg had no surcharge for the first time last month. A third lagoon could be necessary, and if so, we have plans ready to go if we need to. Council was presented with the EPA water report. Nothing dramatically new from what we have already discussed. We had four violations, three of which we already knew about: (1) replacement of the filter media; (2) replacement of the carbon dioxide tank; and (3) replacement of the caustic soda tank. We are in the process of replacing the filter media and carbon dioxide tank. We hope to hold off on replacing the caustic soda tank for a few years because we are not having any problems with it. The fourth violation concerned well-head protection. Randy will be discussing the issue with adjoining property owners.

**Utility Rates:** Council was presented with some Cost Analysis with better information incorporated into proposed revenue increases. This analysis shows that over a five year period I feel confident that a 5% rise in operating cost would be covered. I don't want to go crazy on increases but at a minimum take care of operating and improvements. There is very little chance we can make enough to cover large expenses. The biggest costs are the expansions, which is not a bad thing. The cost to produce water is in the report. Randy marked up the ordinances. If council wants to build escalators in we will need to change the ordinances. The utility worksheet raises the tap fees, utility deposits, turn-on/off fees and the minimum bulk water fee. **Mayor:** How many people get bulk water? **Diller:** In the past contractors would snap off the cap on hydrants and fill up their tank. EPA does not like this. We set up a feed at the water plant with a check valve. We have some that fill their pools in the spring. Randy would like to present the ordinance at the next meeting with three reads, which will give us time to make adjustments. **Wendel:** Residents will see a \$3 increase on average. **Fiely:** It is closer to where it needs to be. **Diller:** The 2015 EPA survey shows where we fall in comparison to other towns. Our sewer is cheaper, our water not so much but not the highest. Randy asked council for comments. **Wendel:** When comparing that our sewer rates are lower and our water rates are higher did that factor in with the proposed raises? **Diller:** The proposed raises were based on costs and how much revenue we need to generate to cover our costs. **Wendel:** How are towns covering their operating costs if they aren't charging as much as we are? Or do we assume they are not covering their costs? What are they doing different? **Diller:** Lime soda as a softener is not cheap. It is effective but not cheap. If you have new technology it is cheaper to run. Some towns don't soften their water. We will need to set

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aside a good chunk of money for future new plant needs. I would like to increase the out-of-town fee to \$20. If everyone is ok, we will present the ordinance at the next meeting.

**Annexation:** We are working on a new annexation on the east side of town on Fort Recovery Minster Road. The annexation is a utility based decision for them. Hooking them into our system is something that our crew can handle.

**First Street Annexation:** There is a way to extend utilities cheaper but if we do it the way we are planning to do it, we are setting ourselves up better for the future. We should be prepared to go up to Wabash Road. This would make a loop system and eliminate the dead end water system we have now. We can go under the river and the railroad. I have an agreement with Choice One for the First Street Engineering which will be \$14,950. **Bretz:** Does Wabash Road get fed from the north or the south? **Diller:** All lines are fed from Railroad Street. Having to work with the railroad adds to the cost. **Fiely made a motion to authorize Randy Diller to enter into a contract with Choice One in the amount of \$14,950 for engineering the First Street project, seconded by Wendel. Vote all yes.**

**Important Dates:** 2/9/17 Diller, Minor and Staugler will be attending Ethics training in Tipp City. The Chamber Awards Banquet will be March 12<sup>th</sup>. The Mayor will be presenting a Community Service Award.

**Poll Council:** Nothing to report.

**Council reviewed invoices #026642 to #026665 including then and now certificates, inter-departmental transfers and memo expense #201705 to #201709. Wendel made a motion to approve as presented seconded by Fiely. Vote all yes.**

**Fiely made a motion to adjourn the meeting seconded by Bretz. Meeting adjourned at 9:01 PM.**

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Mayor Dave Kaup

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Roberta Staugler