

RECORD OF PROCEEDINGS
VILLAGE OF FORT RECOVERY REGULAR COUNCIL

Minutes of

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO 10148

Held

March 6, 20 2017

CALL TO ORDER: Mayor Dave Kaup called to order the Regular Council Meeting on March 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, Roberta Staugler, PG Jellison, Jared Laux, Neal Spencer, Ray Cooney, Sydney Albert and Kathy Speelman.

The Mayor led with Prayer and the Pledge of Allegiance.

Reports to Council: Village Administrators Report and February Income Tax Report.

Minutes: Wendel made a motion to approve the February 20, 2017 minutes which was seconded by Fiely. Vote all yes.

Poll Visitors: Kathy Speelman was in attendance to introduce herself as a candidate running for the Mercer Municipal Court Judge opposing George Moore. Kathy has been an attorney for 32 years; 18 of those years she has been practicing with Judy Koesters. She has been acting judge on Fridays and at other times when Judge Scheer is not available. If elected, she would like to begin video arraignments. The equipment is already available in the sheriff's office; a monitor would just need to be installed at the judge's desk. This will save the Mercer County Sheriff's Department time and add to the safety of the courtroom. She would like to see the money saved from using video arraignments be utilized for starting a court advocate program.

RESOLUTION/ORDINANCES

RESOLUTION 2017-05 A RESOLUTION TO ESTABLISH AN OBWC GRANT FUND.

Pearson made a motion to suspend the rules seconded by Garman. Vote all yes. Post made a motion to pass the resolution. This was seconded by Wendel. Vote all yes.

RESOLUTION 2017-06 A RESOLUTION TO TRANSFER \$10,000 FROM GENERAL FUND TO THE SEWER IMPROVEMENT FUND. Pearson made a motion to suspend the rules seconded by Garman. Vote all yes. Post made a motion to pass the resolution. This was seconded by Wendel. Vote all yes.

RESOLUTION 2017-07 A RESOLUTION AMEND APPROPRIATIONS. Pearson made a motion to suspend the rules seconded by Garman. Vote all yes. Post made a motion to pass the resolution. This was seconded by Fiely. Vote all yes.

ORDINANCE 2017-04 AN ORDINANCE ADOPTING RATES AND CHARGES FOR THE WATER SYSTEM. Pearson made a motion to pass the ordinance on to the third reading. This was seconded by Fiely. Vote all yes by roll call vote.

ORDINANCE 2017-05 AN ORDINANCE ADOPTING RATES AND CHARGES FOR THE WASTEWATER AND STORM SEWER SYSTEMS. Pearson made a motion to pass the ordinance on to the third reading. This was seconded by Fiely. Vote all yes by roll call vote.

Diller: The next ordinance refers to changes discussed at our last council meeting. We will waive the re-inspection fees until 12/31/17 and after that the charge will be \$20. The charge will be \$20 for all those not previously inspected by FRPD. **Laux:** We added a \$5 charge for the replacement of destroyed or damaged replacement stickers. **Diller:** The new law states that out of state vehicles are no longer permitted. **Laux:** I have one person from Indiana that I will contact. We also have a few that are farm use vehicles that we will use common sense in regard to monitoring their use. **Mayor:** Will we reimburse those that obtained inspections that no longer qualify? **Laux:** They had a placard that we made a copy of. I feel that it is out of our control. We will make contact with them. Laux presented sample of stickers that we will order. They are small but you can see from a

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distance. **Neal:** What will you do for tractor pull campers that have golf carts? **Laux:** We have contacted the BMV. They could not come up with any way we can allow it.

ORDINANCE 2017-06 AN ORDINANCE AUTHORIZING UNDER-SPEED VEHICLE USE ON VILLAGE STREETS. Pearson made a motion to suspend the rules seconded by Wendel. Vote all yes by roll call vote. Post made a motion to pass the ordinance. This was seconded by Wendel. Vote all yes by roll call vote.

ORDINANCE 2017-07 AN ORDINANCE ACCEPTING ANNEXATION OF ST RT 49 PROPERTIES. 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. This was seconded by Post. Vote all yes by roll call vote.

Randy reported that the SR 49 Annexation will be finalized on April 5th. We will file paperwork when it is time to do so. The Sharpsburg Road annexation will be effective on March 8th. We will record paperwork this week.

Staugler: The 2016 Annual Report was placed in Council's dropbox for review. Also the February income tax report is down from prior years. The prior 2016 ytd funds included 2015 eoy and 2016 first quarter monies. We will continue to monitor.

Diller: Reporting for Erin. **Rec Trail Grant:** We will finalize the signage at the Park Board next week and then place the order.

BWC Grant: We received the BWC funds in the amount of \$40,000 for the purchase of a hydroexcavator. Randy will finalize the order of the hydroexcavator. It should be delivered in the next 6-8 weeks.

Picnic Tables: We received the Cooper Family Foundation funds in the amount of \$4,000. We have 12 new recycled lumber picnic tables ready to be put in place in shelter house #4. The existing tables will be moved to Fort Site Park as weather permits.

Jutte annexation: We are waiting until April 17, 2017 when the 60 days waiting period will expire and then present an ordinance to accept the Jutte annexation. It will become effective 30 days thereafter.

Diller: Lagoon Curtain Project: Randy talked to Dan Jutte. The curtains are in production. He will be in contact with Ryan to get site preparation completed.

Sharpsburg Road: Shinn Brothers will be here tomorrow or Wednesday if it is not raining. They will begin at Nathan Fortkamp's property and head east. They should have the sanitary installation complete in four days. The water line is scheduled to begin on March 20th. If things go right, it should be pretty well done soon except for seeding. It will be ready when the development construction begins.

Williams Street: We had to make more changes. The final print should be ready this week. We will set up a meeting of the Street Commission to review the plans.

First Street: The survey work is complete. The sewer and water has been reviewed with some alignments. We hope to be able to take the project out to bid by April.

Utility: We have been working with EPA on the NPDES permit renewal. We will meet with Airgas on the CO₂ tank. Things are moving along.

Restrooms at Community Park: The restrooms are under roof. Chuck was laying block today. He should finish by the end of the week. Our guys will do the plumbing and electrical. The final step will be the concrete. We will paint the block so that it matches with the existing portion of the building.

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Courts Project: Ryan of Choice One has the plans ready. He will bring them this week so we will be ready to show the Park Board at the next meeting.

Shelter House: The Shelter House committee met last week and will meet again next Monday. We will be obtaining quotes to draw up the prints.

FEMA: We have not met for a while. There will be a meeting March 20th at 9am here at the village office. It will be the second in a series of meetings to update the County Hazard Mitigation Plan.

Electric Aggregation: Our current agreement is set to expire on November 1st. We have a new agreement which includes a clause to allow us to enter into an agreement with Dynegy for 29 months. This will allow our contract to expire the same time as 20 other communities in hopes that with more volume we will obtain a better price. The new contract is .0529 cents; which is a good price if you look at the Apples to Apples Energy comparison rates. The aggregation is working as we had hoped on the electrical side. Erin will review the contract for us. We will get the word out. People are beginning to get calls because companies know our agreement is going to expire.

Annexation: We are waiting on the annexation map for the Fort Recovery Minster Road property. It should be here soon.

Important Dates: Tax Incentive meeting will be March 14th at 2pm for the J&M abatement. This is the only abatement in place right now. The Chamber Awards Banquet will be Sunday at 6pm. The Choice One Charity Cup will be March 29th at 5pm.

MC Regional Planning: We received our annual invoice for \$143.

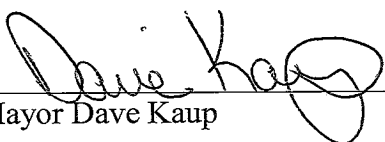
Poll Council: Bretz: Did we have much wind damage? **Diller:** Not to speak of, mostly branches which we picked up today.

Mayor requested a motion to enter into executive session to discuss possible hiring in accordance with the ORC 121.22(G)(1)? **Wendel made a motion to enter into executive session per ORC 121.22(G)(1) for possible hiring. This was seconded by Fiely. Vote all yes by roll call vote.**

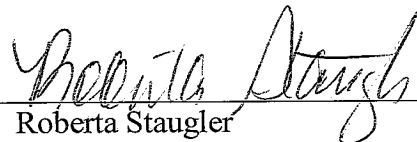
Wendel made a motion to exit executive session seconded by Fiely. Vote all yes. No action was taken from executive session.

Council reviewed invoices #026758 to #026769 including then and now certificates, inter-departmental transfers and memo expense #201711. Pearson made a motion to approve as presented seconded by Fiely. Vote all yes.

Pearson made a motion to adjourn the meeting seconded by Fiely. Meeting adjourned at 8:18 PM.



Mayor Dave Kaup



Roberta Staugler

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