

**RECORD OF PROCEEDINGS**  
**VILLAGE OF FORT RECOVERY REGULAR COUNCIL**

Minutes of

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held

April 17, 20 2017

**CALL TO ORDER:** Mayor Dave Kaup called to order the Regular Council Meeting on April 17, 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, Erin Minor, PG Jellison, Sydney Albert and Jared Laux.

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

**Reports to Council:** Village Administrators Report, March Police, Finance & Bank Reports.

**Minutes:** Wendel made a motion to approve the April 3, 2017 minutes which was seconded by Fiely. Vote all yes.

**Mayor:** I would like to appoint Charles Etzler to the Cemetery Board to replace Mike Fullenkamp. Charles's term will expire 12-31-2022. **Pearson made a motion to approve Charles Etzler's appointment to the Cemetery Board seconded by Fiely. Vote all yes.**

**Jared Laux:** Council was asked for questions about March Stats; they had none. The Police Dept is now completing inspections and re-inspections of golf carts. **Minor:** We issued a press release and placed some signs around town to get the word out about our new laws for golf carts and side-by-sides. **Laux:** Has the SR49 annexation complete? **Minor:** Yes, but we are waiting on ODOT approval to lower the speed limit. **Mayor:** The speed limit on Sharpsburg Road is now 25MPH, can this be raised to 35MPH? **Minor:** We would need to have a formal speed study conducted (which concludes that the appropriate speed limit is 35 MPH for Sharpsburg Road), as well as ODOT approval. It is difficult to get ODOT approval to raise (as opposed to lower) a speed limit. **Laux:** The speed trailer is effective, but I can't leave it there all the time. We are looking at a flashing light warning of lower speed limit. **Mayor:** Maybe that could be done for 119 too? I get lots of complaints. **Laux:** They would be effective.

#### RESOLUTION/ORDINANCES

**RESOLUTION 2017-09 A RESOLUTION DECLARING IT NECESSARY TO CONSTRUCT CURBS AND SIDEWALKS ON WILLIAM STREET.**

**Minor:** We are required to pass a resolution of necessity for all street reconstructions. This is the first step in the process. The second step is to send out notices to adjoining property owners.

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

**RESOLUTION 2017-10 A RESOLUTION TO AMEND APPROPRIATIONS.** Pearson made a motion to suspend the rules seconded by Fiely. Vote all yes. Wendel made a motion to pass the resolution seconded by Post. Vote all yes.

**RESOLUTION 2017-11 A RESOLUTION TO TRANSFER \$2,500 FROM GENERAL FUND TO WATER CAPITAL 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 2017-12 A RESOLUTION TO AUTHORIZE GRANTS ADMINISTRATOR TO FILE APPLICATION FOR NATUREWORKS GRANT.**

**Minor:** We are applying for a \$15,883 grant from Nature Works. We are seeking funding to replace the chain-link fence that goes around the pool with a vertical aluminum fence.

**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 2017-08 AN ORDINANCE ACCEPTING ANNEXATION OF 5.101 ACRES IN RECOVERY TOWNSHIP.** Pearson made a motion to suspend the rules seconded by

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**Garman. Vote all yes by roll call. Post made a motion to pass the ordinance seconded by Wendel. Vote all yes by roll call.**

**Minor: Rec Trail:** The recreational trail entrance sign was delivered last week.

**Courts Project:** We have advertised for bids for the courts project. The bid opening will be April 27<sup>th</sup>.

**Nature Works Grant:** I am preparing the application for the May 1<sup>st</sup> deadline. It will be to replace the fencing around the pool.

**State Route 49:** The annexation was finalized April 5, 2017. We submitted a request to ODOT to reduce the speed limit on State Route 49 to 35MPH on the south side of town. We have every indication that the approval is forthcoming.

**Jutte annexation:** The annexation will become effective on May 17th.

**Ft Recovery Minster Road annexation:** This annexation request is on hold. We are not sure if it will go forward.

**Diller:** We received \$20,000 from the Cooper Family Foundation for the new playground project. This will pretty much close the funding gap for the project. As a reminder, we received almost \$16,000 in grant funds from ODNR for the project as well. The total project cost is estimated to be \$40,000.

**Lagoon Curtain Project:** The curtains will be installed as soon as they arrive.

**Park Rec Trail:** They will be working on seeding the week of April 17<sup>th</sup>.

**Sharpsburg Road Utility Extension:** The work is pretty much done except for the seeding. The testing is done. We will allow it to settle then they will come back in the fall to do the seeding work. We received the first pay request of \$98,754.70 from Shinn Brothers. Ryan Lefeld and Randy reviewed the request and Randy is requesting Council's approval for payment.

**Fiely made a motion to authorize payment of Shinn Brothers pay request in the amount of \$98,754.70. This was seconded by Pearson. All vote yes.**

**Williams Street:** We would like to set up an adjoining property owners meeting on May 1<sup>st</sup> at 6:30pm prior to the council meeting. Council street committee should attend. **Minor:** Some of the adjoining land owners have quite a bit of road frontage. The more road frontage they have, the greater their sidewalk and curbing costs. **Diller:** One thing we need to discuss is the width of the sidewalks. When installing sidewalks, we typically install a 4 foot sidewalk. However, under the Safe Routes to School Grant Program, sidewalks must be 5 foot wide. In other words, to be eligible for grant funding for areas that connect to William Street, we have to install 5 foot sidewalks along William Street. However, we don't think it's fair to charge the homeowners along William Street for 5 foot sidewalks when everyone else in town that has had sidewalks installed along their properties has had to pay for 4 foot sidewalks. We think a good compromise is to require the installation of 5 foot sidewalks, with the Village paying for the additional foot.

**Bretz:** But there's no guarantee we are going to get this grant. **Minor:** There's no guarantee that we are going to get any particular grant. However, installing 5 foot sidewalks now puts us in a much better position to get Safe Routes to School funding in the future, if we choose to pursue such funding. **Mayor:** I agree it makes sense if the grant is out there. **Diller:** It may be 10-12 years before we pursue the funding. **Bretz:** If it is 10-12 years down the road why should we put money in now? **Diller:** So we don't have to tear out the sidewalks at that time and replace them with 5 foot sidewalks. **Wendel:** How much would the additional foot cost the Village? **Diller:** About \$8,000. **Laux:** Would it look better on the grant application if you can show that we have installed 5' sidewalks? **Minor:** Definitely. **Minor:** The bottom line is we are looking at \$8,000 additional cost to the Village. **Wendel:** I could find other things to spend that on. **Mayor:** I can

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see advantages. Wouldn't it be nice when we have football games? Absolutely. **Wendel:** Is the school going to put 5' sidewalks on their side? **Diller:** Yes. The school is going to pay for all 5 feet. The Village won't cover any portion of their sidewalks. Minor asked if council wanted to vote on three options for sidewalks on Williams Street. The three options are: 1.) Five-foot sidewalk with the homeowner paying all costs. 2.) Five-foot sidewalk with village paying for one foot of the cost. 3.) Four-foot sidewalk with the homeowner paying all costs. Council voted as follows: **Fiely-#2, Wendel-#3, Post-#2, Garman-#2, Pearson-#3, Bretz-#3 Council was split on their decision. The mayor was asked to break the tie vote. Mayor:** I think the 5' sidewalk would be handy. I see no reason not to do it if it will improve the chance of obtaining the grant, and I think 5 foot sidewalks will be nice for kids walking to school and people attending football and basketball games. Also, if the school is installing a 5 foot sidewalk on their side, then both sides would match up.

**Diller:** Bid opening for the courts project and First Street Utilities projects will be on April 27<sup>th</sup>. There were four sets of prints out on the Courts project and three on the First Street project.

**Utility Dept:** We haven't received a response from Dana of Ohio EPA. We continue to work through things that we need to do. The long term CO<sub>2</sub> contract has been canceled. Erin wrote a letter asking them to void the contract; they agreed to do so. We have looked at purchasing a new CO<sub>2</sub> tank as opposed to renting one. If we buy a tank, anyone can supply the product. Lefeld's has given us a decent price on a tank and product. We would see a 6-7 year break-even on purchase vs rental. This tank is needed as part of the treatment process for our water plant. If we purchase a \$45,000 tank, in the long term it will save us money. **Fiely:** How long will it last? **Diller:** It should last a long time with proper maintenance. The Airgas rep they sent out said the one we have now is the worst tank he has ever seen. It was used when we got it. If we buy a tank, we can bid out the product for a year or two at a time.

**Diller: Community Park Restroom:** We are open for business. Katelyn Jutte will do the floor soon and Warnock will paint the outside walls. When the concrete pad is poured, the concession will be ready to go.

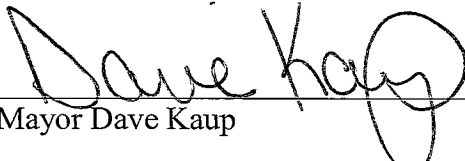
**Important Dates:** Courts Project and First Street Project bid opening April 27<sup>th</sup>. Zoning variance meeting April 19<sup>th</sup> for Ross Wendel property set-back. Tree Commission banquet May 4<sup>th</sup>, Janet McCain will be attending. Brick Street Cruise-In will be May 12<sup>th</sup>.

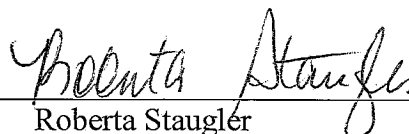
**Diller:** The truck re-route is again coming to the forefront of items to address. More information will be forthcoming.

**Poll Council: Garman:** When will the town clean-up be? **Diller:** It will be April 29<sup>th</sup> beginning at 6:00AM.

**Council reviewed invoices #026845 to #026876 including then and now certificates, inter-departmental transfers and memo expense #201720-#201723. Wendel made a motion to approve as presented seconded by Pearson. Vote all yes.**

**Fiely made a motion to adjourn the meeting seconded by Wendel. Meeting adjourned at 8:39 PM.**

  
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 Mayor Dave Kaup

  
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 Roberta Staugler