

RECORD OF PROCEEDINGS

Minutes of

VILLAGE OF FORT RECOVERY COUNCIL

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held May 4, 20 20

CALL TO ORDER: President Dave Kaup called to order the Regular Council Meeting on May 4, 2020 at 7:30 pm via Zoom VTC due to the COVID-19 restrictions to conduct regular business.

Roll call was conducted with the following council members present via Zoom: Erik Fiely, Cliff Wendel, Luke Knapke, Greg Schmitz, Scott Pearson and Al Post.

Also Present: via Zoom: Randy Diller, Roberta Staugler, Erin Abels, PG Jellison, Jared Laux, Neal Spencer, and Leslie Gartrel.

The Prayer and Pledge of Allegiance was dispensed.

Reports to Council: VA Report.

Minutes: Wendel made a motion to approve the April 20, 2020 minutes, Knapke seconded the motion. Vote all yes by roll call vote.

Mayor: It was neat to see the classic cars cruise around town on Saturday night. We might meet in village council chamber for the next meeting. Diller: I think we might try the pavilion for the next meeting. Kaup: I know the hospital is getting more COVID patients.

Chief: I was in contact with Bill Overla tonight. We are working with the school regarding graduation. We think we will do a walking parade, more than likely we will shut down Butler Street, probably on May 17 when graduation was scheduled to take place. We will have our cruisers and firetrucks there and will reroute what we can so seniors can have some type of ceremony, probably at around 2pm. We feel this is the best way we can do it and at the same time maintain social distancing. Mayor: Will they allow the valedictorian and salutatorian to do their speeches? Laux: They will have them do it later or earlier. The school IT department will probably have a DJ with music while they walk up; they are trying to do what they can to make it as real as possible. Diller: Jared, did Ivan get ahold of you to talk about his idea for a golf cart parade, kind of like what the old cars did? I told him the issue is congregating at the pool before they start. Police: They didn't adhere to the no peeling out rule. Diller: I told him, I don't care if they do, just talk to the chief about the traffic rules they must adhere to.

RESOLUTIONS/ORDINANCES

RES 2020-09: A RESOLUTION AMENDING 2020 APPROPRIATIONS. Pearson made a motion to suspend the rules seconded by Schmitz. Vote all yes by roll call vote. Schmitz made a motion to pass the resolution which was seconded by Pearson. Vote all yes by roll call vote.

RES 2020-10 A RESOLUTION TO TRANSFER \$70,000 FROM GENERAL FUND TO SCMR FUND. Pearson made a motion to suspend the rules seconded by Schmitz. Vote all yes by roll call vote. Post made a motion to pass the resolution which was seconded by Fiely. Vote all yes by roll call vote.

RES 2020-11 A RESOLUTION TO TRANSFER \$3,771.74 FROM GENERAL FUND TO VILLAGE SHARE-PROJECT FUND. Pearson made a motion to suspend the rules seconded by Schmitz. Vote all yes by roll call. Pearson made a motion to pass the resolution which was seconded by Post. Vote all yes by roll call vote.

Erin Abels: Nothing to report.

Diller: Projects: Cooper Farm Utility project is completed. The bacterial results for the water were tested and approved. Everything is finalized, it is live and there is water. The only thing left is seeding; there is no use until Coopers dig through to put in the taps.

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Broadway Street: There is nothing new to report. Jared has talked to the state things are still moving along.

Street paving: Randy has it lined up with the county to do Flaler and Sharpsburg roads. Post: How soon will this take place? Diller: It will be later, as they will do the northern part of the county first; I am guessing June or July.

Utility: Aeration: We reached out to them today as the order has been lifted for construction crews. They have the same set up we have, when they go back to their state, they will have to quarantine for 14 days. I left a message for them today; we will be working thru the details. Ryan is working on a few details in the water plant, nothing pushing.

Monument and Zoning: Nothing new to report.

COVID-19: We will keep the office closed for now as we don't have control on where people can go when they come in the office. We are not getting complaints; we are taking care of what they need. We had a more permanent drop box delivered last week. We needed something more secure and weather proof, it will be installed next week.

Parks and Pool: With the state Stay Safe Order we will be closed until the end of the month, this includes the rec leagues. If we keep getting pushed back it makes it that much harder. Mayor: I have had several calls, "Why can't we open up the parks?" I tell them there is nothing we can do locally other than follow the state and local rules. Post: I saw Preble Co got shut down. Diller: That was one commissioner who put the information out there, it was not an official resolution. Their local health dept said we can't do that; we are a part of the Ohio Dept of Health. Mayor: We get info from the health department all the time. As far as us having the ability to change it; I can't just say ok we don't want to wait, lets open it up! Laux: These are not guidelines, they are orders. Post: Does that make it law? Ables: It is not a law; it is a temporary order. Laux: It is enforceable. Abels: It is jailable and enforceable. Knapke: If you are licensed through the state it falls on deaf ears. Diller: I agree that would be the case for barbers, salons, massage and tattoo parlors licensed thru the state. Those people need their license, if they violate it, they are out of business. Diller: Can you imagine if every village made their own rules? Mayor: People ask me, "Why can't I run the track? St Henry their track open." Post: Our track was open tonight. Diller: Along that line, the question came up about why the crosses won't go up this year. This person heard the village was not going to put them up. I contacted that person directly. First off, it is not a village project, never has been. We store and haul them up there. It has always been a Project Recovery project. We determined, we won't have kids to lay them out and it is pretty much impossible to get a group and have social distancing while putting them up. There will be no Memorial Day program or parade so we decided to skip this year to be safe. I hope I cleared it up. I was upset that people questioned whether I was patriotic. It is a safety thing not a question of if I am afraid. I will not encourage people to congregate.

Budget: If you look at the last page of the agenda you will see the 2020 Budget. Obviously with things being a little unsettled we will pull back on about everything we can for now. When I think it is good business to put back on projects we will. The lime press is the only thing we are close to pulling the trigger on now. I will mark up the next one to show what we have done or plan to do. If this thing blows over and turns the other way quickly, we will have time to buy things we need.

Sidewalk policy: I have a maintenance draft policy for council to look at. I tried to decipher all the options from the last meeting. 1.) Village pay the full cost of the saw cutting and do the entire village at one time. Start the quadrant inspection and replacements the following year which would then be assessed to the property owner. The following years would allow saw cutting where applicable and total replacement where necessary. I would assume moving forward we would allow saw repairs? Some of the towns, like Minster, allow no grinding or saw cutting, if bad it is replaced. Period. 2.) Work this year on the full list of all necessary repairs (saw cutting and replacement) for the entire town; notify the property

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owners with estimated amounts and costs; provide them with a date (say June 15, 2021) to make the repairs themselves; have a contractor(s) follow up to do saw cutting where applicable and the remainder would be total replacement – all at the property owner's expense via assessment. -Possibly do the entire town every four years or -Start quadrants each year after that. 3.) Start next year with quadrant one and take care of all repairs and replacements necessary. It would be done with notices, self-install time period, and then a village contractor for those remaining. All costs would be assessed to the property owner. We could still allow saw cutting where applicable and total replacement where necessary. Complete one quadrant per year and rotate thereafter eventually starting back over on quadrant one. 4.) Village pay cost of all repairs/replacements for the first round – whether it be a one-time project or over a number of years. Thereafter, we follow the quadrant plan with all future work being fully assessed to the property owner.

Pearson: On saw cutting, is there an average number on the cost? Diller: It is probably a little lower than \$75 per cut. Pearson: Dave what is the cost to replace a section of sidewalk? Kaup: \$20 per foot. As long as you can do more, a 5' X 4' you won't get it done for that. Pearson: What if someone quoted the whole town? Kaup: There is a cool machine, it goes on front of a skid loader, if a section is cut down. What they would do is take a section cut it in half and suck it out, then form it with a steel frame. It won't disturb the dirt. It is a pretty awesome piece of machinery. If he could work on one quadrant, you could possibly do it in one day. The concrete is the cheaper part of that. I think putting whole new would be \$20, if small here and there it would probably be more. Pearson: If we send out a letter, maybe some people won't want theirs saw cut. Kaup: I agree. Diller: It is fairly smooth. We will ask them to come over so we can see what it will look like. Pearson: I would like to see it too. What about pumping them up with foam, would like it to be an option. Diller: In talking to other administrators, they say those will settle back down every time. Kaup: We had some pumped up and within four seasons it was right back down. I think there are places for it. Diller: The VA in Versailles did his sidewalk and said 2 years later it was back where it was. Kaup: Maybe someday they will have material that will work. Schmitz: Do we need that in our policy not to allow? Diller: Probably should be in our specs, we can add cutting if allowed. We can talk about grinding too.

Council was asked for thoughts on option 4. Pearson: What if someone drove over their sidewalk and crushed it? Diller: That will be what this project does. Or any section we deem hazardous. Obviously, our challenge is to get to the other side of this where we don't have 100 to do. Pearson: The drive by Kathy Staugler's driveway has a lip which is a tripping hazard. Diller: Driveways will either need to have the drive approach repaired or pick up the slab beside it to make it match. One other thought that I didn't put in the policy. If a saw cut cost \$75, I would hate to have assess someone \$75 if they don't pay us we have no option but to assess over 5 years. Kaup: If they don't pay, we have no choice but to assess. Diller: We could make it that if your cost is \$250 or less, they must pay it and not have it assessed. Kaup: I think that is fair. Diller Back to the possible plans, what are your thoughts?

Wendel: I vote #2. Pearson: #2. Post: I agree #2. Diller: The downside is there are 400 notices, and locations to be marked, measured, estimated and notices sent to owners all at one time. It will be a mountain of paperwork. Wendel: Could you break it down to ½ one year and 1/2 the next year? Fiely: What if we pay all then go to quadrant? Diller: I was for that, all reasonable time, but treating people differently, not all can have saw cut, I would have to answer all the questions. Fiely: I wouldn't want to answer all those, I am fine with #2. Diller: I like that, simply because we can get as much done as quick as we can. It isn't totally fair to everyone, but we would get it done quickly and it would be manageable. Pearson: Can we budget \$10,000 every year? Diller: If we get the first round done. Pearson: I am not saying we need to pay for everything but it would save aggravation too. Diller: I am not against #2 It will take a lot of work and I will need Kate work on it for a while. Fiely: Which one would you pick? Diller: I like #1, #2 would get it all done and #3 spreads the work out although a little more expensive. The problem we run into is you can't tell the contractors how many square feet to estimate because you don't know who is putting in their own. I will do what council thinks is best. Schmitz: What percent of people do you think

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will do it themselves? Diller: New 5% maybe if doing the whole sidewalk, a single 4' X 5' section and it is already busted, not hard to get out, could see more that would do that. Schmitz: I like #2 but I like the idea of quadrant by quadrant. Like our budget, we are putting things on back burner, because we don't know what is going to happen. Is it possible to do #2 next year: Diller: If we are going to do #2, we would do ½ one year and ½ the following year. We would not stretch it out over 4 years. The notice would be sent the first of April and they would have until the end of June to do it themselves. If we wait longer we won't find anyone to do it. Schmitz: My concern is if we are holding off on our budget can we ask community to pay for it? Diller: It is not going to cost a lot; some could have \$1,000 to pay for but the majority would have only one or two sections. We might have them come in and cut a few sample sections that belong to the village.

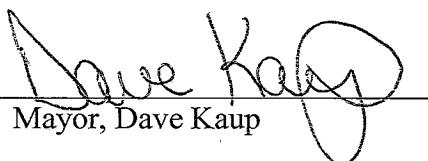
Diller: So, it looks like Fiely is for # 2 if split and Knapke #2. Looks like its #2 doing ½ the village over two-year period. So, everyone agrees that Cliff was right. I will reach out to Precision, Mayor you talk to Stachler Concrete to see what kind of cost and price by footage. Kaup: I think that would be perfect if someone has a section that needs done for him to come in to try the machine. Diller: I can find some that need done. Kaup: I will talk to him tomorrow; he might say let's try it. Diller: You check with him I will call Precision. Kaup: Getting rid of chunks of concrete will be expense. Diller: I will put together a draft and work with Erin. I think we are getting closer; it will be a lot of work for a couple of years. Pearson: Can we hire someone else? Randy: I will talk to her about it first.

Important Dates: Spring clean-up went well. We had a few tires etc. that shouldn't have been set out. May 11th: Park Board: will talk about meeting at the pavilion.

Poll Council: Pearson: On the pool, are we planning on opening? Diller: At this point yes, they anticipate it will be in the next phase in June. I don't have an answer on if we can open before the end of June. We hope we can, my concern is that we will lose people we did have hired. We will have to play it by ear. Schmitz: Across the street from me there are three walnut trees growing up into the lines, who is responsible? Diller: If it on their property and it is a power line DP&L will trim it and it will look ugly for a while. Schmitz, looks like it is splitting the wire, Diller: I will look at it and bring it up to DP& L, if it is the phone company, they won't do anything. Gartrell: Will there be some kind of street closure for graduation? Laux: Nothing definite. The village only has so much control and they must follow state law. Mayor: Leslie, if possible could you somehow write in your article that none of the local communities have any say in when things can open up?

Council reviewed invoices #29427 to #29442 including then and now certificates, inter-departmental transfers and memo expense 200032 to 200035. Pearson made a motion to approve as presented, this was seconded by Fiely. Vote all yes.

Wendel made a motion to adjourn the meeting, seconded by Schmitz. Meeting adjourned at 8:36 pm.


 Mayor, Dave Kaup


 Roberta Staugler