

## RECORD OF PROCEEDINGS

Minutes of

VILLAGE OF FORT RECOVERY COUNCIL

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

June 21, 2021

Held

**CALL TO ORDER:** Mayor Dave Kaup called to order the Regular Council Meeting on June 21, 2021 at 7:30 pm in the Village of Fort Recovery Council Chambers to conduct regular business.

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

**Also Present:** Randy Diller, Roberta Staugler, Erin Abels, Leslie Gartrel, Neal Spencer, Jared Laux, Mitch Leuthold.

The Mayor led with prayer and the pledge of allegiance.

**Reports to Council:** VA Report

**Minutes:** Wendel made a motion to approve the June 7, 2021 minutes, Knapke seconded the motion. Vote all yes.

**Mayor:** Nothing new on the Southern Mercer Squad District. We had some excitement Friday night with the tornado, the village was pretty well unharmed unlike the nearby rural area. I want to thank everyone that showed up and helped with clean up. The Jubilee had a nice parade and a nice job was done by the Jubilee Committee.

**Chief:** A new young man was sworn in last weekend. His parents and sister were here for the ceremony. We got him qualified at the Coldwater Range. He rode in the parade Sunday with Alex. Today was his first day with Jared. We have National Night out planned for July 18<sup>th</sup> from 5-8pm at the pool. The Fire Dept, EMS and Police will also be there. We have two big events down two to go.

**Mitch:** We will have a new lime feeder system in July. We are using our lime press, the ponds getting pretty full. we are waiting on wrench to come in from NC to finish fixing hydrants.

**Diller:** We have two levies expiring at the end of the year. We are putting them on the ballot the prior year to receipt of the final year of funds. We have a 2.3 mil current expense levy and a 2.5 mill street maintenance levy. If council wants them to be renewed, we need to pass resolutions tonight to renew them. We will file them and then have them put on the ballot.

**RESOLUTIONS/ORDINANCES**

**RES 2021-06 A RESOLUTION DECLARING IT NECESSARY TO RENEW A CURRENT EXPENSE LEVY IN EXCESS OF THE TEN MILL LIMITATION AND DECLARING AN EMERGENCY.**

Pearson made the motion to suspend the rules for three readings which was seconded by Schmitz. Vote all yes. Post made the motion to pass the resolution which was seconded by Wendel. Vote all yes.

**RES 2021-07 A RESOLUTION DECLARING IT NECESSARY TO RENEW A STREET REPAIR LEVY IN EXCESS OF THE TEN MILL LIMITATIONS AND DECLARING AN EMERGENCY.**

Pearson made the motion to suspend the rules for three readings which was seconded by Schmitz. Vote all yes. Post made the motion to pass the resolution which was seconded by Wendel. Vote all yes.

**ORD 2021-08 A RESOLUTION AMENDING APPROPRIATIONS AND DECLARING AN EMERGENCY.**

Pearson made the motion to suspend the rules for three readings which was seconded by Schmitz. Vote all yes. Post made the motion to pass the resolution which was seconded by Wendel. Vote all yes.

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**Staugler:** We continue to the process for the refinance of the Rural Development Loan. The projected date is around July 15<sup>th</sup>.

**Abels:** Nothing to report other than preparing documents for the Tax Levy.

**Diller: Projects:**

**Broadway / Elm Street Project update.** All the work is pretty much complete with exception of First St. This should be done in early July and will still be a part of the project. Randy reached out to ODOT; they are to call back to see what we need to do. I don't want to go too fast before it is closed out. We are obviously keeping an eye on the seeding work. There are a lot of weeds. All the landscape guys say, keep mowing don't spray, wait until this fall to spray. I talked to Roger and Dan Post. A final draw request at the end of the month for PAB, and then more for paving of First Street. Pearson: How are we going to treat truck traffic? Diller: Right now, they can use both ways. The local trucks will figure it out pretty fast. Wendel: Have there been any accidents? Laux: I heard of some close calls. Kaup: Is the Shell turn like before? Diller The oncoming traffic does not stop. The initial feedback has been that it is nice.

**Water Department:** On July 19<sup>th</sup> they should the Lime Feed Equipment. The lime sludge press has been in operation. Still no word on the OEPA permit. When done, we will have training.

**Meters:** We are waiting on details on the software. Meters will be ordered when final pricing has been determined.

**Lagoons:** From last report, levels are pretty good. We hope we can keep the DO levels up.

**Water tower maintenance** – The recoating should start within the next month. Randy emailed him today, Randy's guess is they will be here shortly. They will be color coating the tower with the purple lettering to be repainted.

**Sidewalk:** We are still waiting.

**TAP Grant:** Choice One has provided us with updated numbers regarding cost. ODOT will pay some additional items, they took off \$180,000. When more details have been received, we will discuss further.

**GIS System:** Nothing new to report. Final date not set up, Mitch, Ryan & Jerry will be trained.

**Rail Road Crossing:** We are still waiting to hear back from RJ Corman regarding the possibility of exempting the railroad crossing on SR49. Randy called again; you can only leave a message.

**Paving:** Buellers is scheduled to be here the first weekend of July to complete First Street and State Route 119.

**Weather:** We have gotten calls; we are careful not to say we didn't know. For damage information contact EMA director. Randy talked to First Responders, to let them know if they needed anything, such as equipment from the village that they could call us. We are lucky to live in an area where there was so much equipment available in such a short time from farmers and contractors who were there quickly.

**Park Board:** Pool seems to be going pretty well, swim team season has completed ½ their season with no more home meets. We are still trying to keep things regulated with the new chlorine system. We are not losing water thus far; we think we found the culprit.

This week is league championship week with tournaments and pony league games.

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**Records Commission:** Met tonight, nothing to report, pending training due to covid cancellations.

**Important Dates:** Next Council Meeting. Employee holiday. July 6<sup>th</sup> 7:30pm.  
Sunday Concert this Sunday 7pm. They have a pretty good line up.

**Mayor:** Do I have a motion to enter executive session to discuss Personnel in accordance with Ohio Rev. Code 121.22(G)(1)

**Fiely** made the motion to enter into executive session seconded by **Knapke**. Vote all yes by roll call vote.

**Wendel** made the motion to exit executive session which was seconded by **Knapke**. Vote all yes.

No action was taken from executive session.

**Poll Council:** Schmitz; I see there are trees on the trail that are dead. Diller: We are talking about which ones need to come down.

**Diller:** We have a decision to make in regard to the Tap Grant which we were approved for. The engineers estimate on the project was \$3,827,868.80. If we don't use this grant 1.2 million will be taken off the estimated cost due to permits and inspection that would not be required, were it not a ODOT Grant in District 7. Another \$266,000 will covered by the homeowner, which is almost \$900,000 off of the estimate. The down side to not taking the grant is the homeowners would not get their free sidewalk & curb and street lights, traffic lights, sidewalk, and curb removal. It doesn't matter how much the rest of the project costs; those are eligible items. I don't think that is feasible. We would be at 2.3 mil. It will probably be \$2-300,000 under. We have a couple options; If we accept, we have to move forward, if not then we would probably make ourselves ineligible for the next round of funding. We can tell them we are going to pass because we cannot raise that much money.

**Kaup:** I thought we took it. **Diller:** We were awarded, we have not accepted. The items they require are Right-of-Way and construction inspection fees. **Kaup:** I think this needs to go to the state reps. **Diller:** District 7 is following the ODOT rules, District 8 and 2 don't use the same requirements. District 7 says; we are following the rules. District 7 once had a lawsuit about a right away. District 8 allows contractors and administrators to sign off. Just like any other project we go in and fix up anything that was damaged. If we were to throw out ODOT we could go after small government funds and split it into three projects. The advantage would be that we won't have to pay the fees. If we have to apply for it in the next phase all expenses are happening again. **Kaup:** If we take their money and go by ODOT rules and it turns into what we have now, will they repair it? If they are going to inspect it? **Diller:** If it is done wrong, they might go back 5 maybe 10 years.

**Diller:** We need to make a decision tonight. If we turn it down by end of the month, there are no ramifications. After that is done, we can address the issues. **Wendel:** What is out of pocket with the TAP Grant? **Diller:** It is just under 3.8 million, 2.3 million of that we have to fund somehow. If we stop short of the intersection, it takes out our stop light. **Knapke:** What if we turn it down and re-apply in 4 years? From the stop light to out of the corporation? **Diller:** We could. They would pay for the stop light; we must pay for curbs and sidewalks. If we were going to take, it saves \$250,000 which is tough for some to take. **Choice One** said if we want to stay in good terms, we should wait a month, ODOT does not have a deadline. **Kaup:** What other towns that take this money? **Diller:** District 8 doesn't require the inspections. Urbana just recently accepted.

**Fiely:** If tonight we don't take it can we wait until next meeting? **Diller:** If we wait until July 6<sup>th</sup> to get a conversation started. **Wendel:** It's a lot but we have to fix the road. **Kaup:** I think it is worth phone calls, if another district doesn't have to do it, I think we can wait one more meeting. **Diller:** If we are struggling, if we take it, we probably won't use it in phase II. Our approach was let's see if get tap monies, then see what else is available. **Post:** Is 2 weeks

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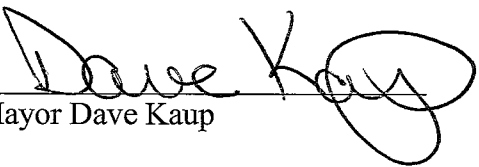
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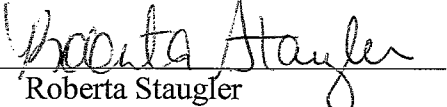
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going to make a difference? If they change, we won't go for another ODOT Grant. Mayor: Then only other districts are taking the money. I think everyone will be required to require the inspections. Diller: Going to Huffman and Manchester, not sure what would come out of it. We have been looking for three months for other funds, other districts don't follow the rules. Mayor: We have to give it back to others that don't follow rules? Diller: I don't know that it is not just a couple of other districts, I do know 2 and 8. I will get them to stretch it out.

Council reviewed invoices #30327 to #30361 including then and now certificates, inter-departmental transfers and memo expense 210051-210052. Fiely made a motion to approve as presented, this was seconded by Wendel. Vote all yes.

Pearson made a motion to adjourn the meeting, seconded by Wendel. Meeting adjourned at 9:19pm.

  
Mayor Dave Kaup

  
Roberta Staugler