

RECORD OF PROCEEDINGS

BEAR GRAPHICS 800-325-8094 FORM NO 10148

Held

October 18, 2021

CALL TO ORDER: Mayor Dave Kaup called to order the Regular Council Meeting on October 18, 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, Bailey Cline, PG Jellison, Neal Spencer, and Jared Laux.

The mayor led with prayer and the pledge of allegiance.

Reports to Council: VA Report, September Finance Report.

Chief: Local First Responders held a food drive this past Saturday at the Fire Station. There was a great turnout and all items were taken to the Sheriff's office for distribution.

Minutes: Knapke made a motion to approve the October 4, 2021 minutes. Wendel seconded the motion. Vote all yes.

RESOLUTIONS/ORDINANCES

RES 2021-19A RESOLUTION TO AMEND APPROPRIATIONS. Pearson made the motion to suspend the readings which was seconded by Schmitz. Vote all yes. Post made the motion to pass the resolution, seconded by Pearson. Vote all yes.

Abels: I reviewed the Zoning Regulations. I sent the questions I had in a draft back to Randy at end of the day. Diller: I did receive but didn't have time to fully review.

Diller: Projects: The Broadway/Elm Project has been closed out. I received the ok from Jared Ebbing to move forward with journal entry with ODOT; I am working with ODOT now. The initial feedback has been positive, I don't think there will be any issues. Most trucks go that way now. Kaup: What will you do with the stop sign? Diller: Basically, our decision will be if it should be a 4-way or a 2-way. Unless they come up with something different. The Planning Department reviews this, Randy Chevalley will not be involved with this process, he will sign off on it though. Probably at the next meeting we will discuss signage at that intersection. We may have to pass some legislation to change the signage.

Utility: The Lime Feed has been installed, it will be up and running tomorrow. Once it is finished, we will take a picture and complete our requirements. We commandeered one of the police officers to help lug it up the steps. Brandon and Alex were there to help the water department.

Water Tower Maintenance: This has been ongoing, they should finish the white paint tomorrow, if the weather is really good, it will be all done. We are not running the plant while they are painting the tower. We are running the plant at night, the next day it works its way down. It has helped that we didn't have high humidity this past week.

Zoning Ordinance: We are getting close on the new Zoning Ordinance. I will have what Erin's recommendations are, then I am just waiting on Choice One's parking recommendations. The final draft should happen this week, we will schedule a planning commission next to make a final recommendation prior to holding a public meeting.

Tap Grant: We have to make a decision or we won't hear what ODOT can or can't help us with. The engineering is not wasted, it is nothing more than is required. Kaup: I say we have to do it. Wendel: I agree. Pearson: How much is it? Diller: it is \$133,650. for phase-one which is about 50% of the cost of all engineering.

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VILLAGE OF FORT RECOVERY COUNCIL

Meeting

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Wendel made the motion to authorize Randy to sign a contract with Choice One Engineering to complete phase-one engineering for Butler Street, this was seconded by Knapke. Vote all yes.

GIS: The updating on GIS mapping continues. He was here in early October. There is a little more to do, not a lot. He will get it up to a point where he can't go any further then check back with us to complete final editing and see if there is anything else to add. Shortly after that we will get the paper work to review.

FEMA: Nothing new, it will take a few months.

Farm Ground: We received one bid from Mitch Hemmelgarn for the farm ground rent. The question, which we discussed at the last meeting, there has been discussion amongst the water department guys that we have no place to put lime sludge. We have used the four acres in industrial park. We are looking for someplace available for lime disposal. We could change it over to CRP ground after the first of the year. Mitch is under the understanding that CRP payment is 75% of cash rent price. This would mean giving up maybe \$800 per year. Kaup: Can we put it in hay? Diller: With CRP we would get a check. Our idea is with CRP we could let it grow up, mow it once a year and maintain a filter strip by the river. If the ground is not too wet, we can haul any time. I talked to Mitch Hemmelgarn, he understands and can appreciate it. It has always been a possibility that we would need to do something else. Post: Does that mean we won't lease it next year? Diller: I will apply next year. You have a choice of terms to sign up for. I will get the details. Kaup: Is it big enough for all our lime? Diller: Initially we will need more land for application, we have started making contacts. After the total pond cleaning is done, we should not have that much to haul, it will be pressed and put into dry form. There are farmers that will take it and land apply it. I am working with EPA now; it should be a simple process. If crops are on, we have limited places to go with it. My recommendation is to try, if we find out first of the year it won't work, we can rebid it. Council was in agreement. Diller: I need a motion to deny the bid.

Fiely made the motion to reject the farm ground bid, this was seconded by Schmitz. Vote all yes.

November 2nd the village has two separate renewal levies on the ballot. One for a 2.3 mill General Fund Levy and the second for a 2.5 mill Street Levy. We also have four council members running for election. They are all running unopposed.

Park Board: The board took a tour of the parks. They came away pleased with the things that are being done. We have a list of general yearly maintenance items. Work on the tennis courts and the basketball courts will be done early next year. The School Board is planning to make a board member appointment at their next meeting to start the first of the year.

Zoning: If you have been reading in the paper, there are a lot of communities dealing with Medical Marijuana Dispensaries. The state has doubled the number of dispensaries allowed in our district. We are now allowed two. We are getting at least one or two calls per week. The answers I have been giving are; "According to Ohio requirements, a dispensary cannot be with-in 500' of a church, school, park or library. In our whole down town, there is not a place to locate one with those requirements." We don't really need a moratorium at this point as they can't locate in our downtown anyway. Celina just passed a moratorium.

Vacation Rentals: I don't know if you have seen what is going on in Jefferson Township. I also received an inquiry about vacation rentals asking if there are regulations on them. The answer is no we don't. Is it going to be an issue? They are buying a house to have for when they come home to visit. She said it will be our house, we don't want people to junk it. We don't have a lake attraction, but it could happen, just so you are aware it is starting to come up. We have one at the edge of town, we have not heard of any issues. I am just making you aware of it. Are you in agreement that we don't need regulations at this time? Can we say you are not allowed? I just don't want to be caught off guard, not too many events in town which require vacation rentals.

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Finance Committee: We held a meeting ahead of this meeting tonight which we will discuss in Executive Session.

Important Dates: Halloween will be celebrated on October 31st with judging at 2pm and trick-or-treat from 3pm-5pm. The Merchants Open House will be Thursday November 11th thru Sunday November 14th. The tree lighting will be Thursday at the park beside Park National Bank.

Poll: Schmitz: Mr. Jutte was at the last meeting talking about the lot beside him. I noticed there is temporary electric there, do you have any plans? Diller: Yes, stone and temporary electric has been installed. They can do those things without permit. I still have not seen any plans.

Mayor: Can I have a motion to go into Executive Session to discuss compensation of employees in accordance with Ohio Rev. Code 121.22(G)(1) and also to discuss the purchase of property in accordance with Ohio Rev. Code 122.22(G)(2)?

Knapke made a motion to go into executive session to discuss compensation of employees and the purchase of property which was seconded by Wendel. Vote all yes by roll call vote.

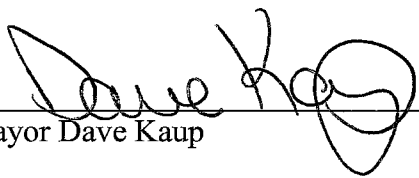
Wendel made a motion to exit executive session, this was seconded by Fiely. Vote all yes.

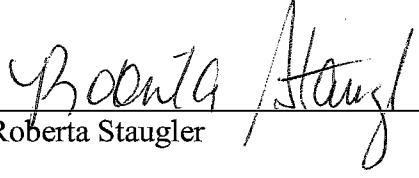
Wendel made a motion to hold a special council meeting at 5:30pm on October 27th to pass legislation in regard to real estate purchase which was seconded by Eric. Vote all yes.

There was a discussion regarding zoning / covenants and restrictions and the enforcement of these covenant and restrictions. Erin informed Randy that the village has no authority in these matters as it is not a part of our Zoning Ordinance and Regulations. This will continue to be explored.

Council reviewed invoices #30586 to #30609 including then and now certificates, inter-departmental transfers and memo expense 210099 to 210102. Schmitz made a motion to approve as presented, this was seconded by Knapke. Vote all yes.

Wendel made a motion to adjourn the meeting, seconded by Knapke. Meeting adjourned at 9:57pm.


Mayor Dave Kaup


Roberta Staugler