

VILLAGE OF FORT RECOVERY REGULAR COUNCIL

November 16,

09

CALL TO ORDER: Mayor Roger Broerman called to order the Regular Council Meeting on November 16, 2009 at 7:30 p.m. at the Village of Fort Recovery Council Meeting Room. Roll call was conducted with the following present: Rod Thobe, Scott Pearson, Allen Post, Dave Kaup and Dave Bretz. Dave Garman arrived at 7:31 p.m.

Also Present; Randy Diller, Dave Bruns, PG Jellison, Jared Laux & Jerry Guggenbiller.

Mayor Broerman led the Pledge of Allegiance and Prayer.

Reports to Council: Village Administrator Report, Fund Balance Report.

Minutes: R Thobe made a motion to accept the November 2, 2009 minutes noting a change from Nov. 18th to Nov. 14th as the date for the Christmas Open House. This motion was seconded by A Post. Vote All Yes.

Poll for visitor comment: None.

R Staugler Fiscal Officer provided Inter-department transfers for approval. Also the Bank Reconciliation for October was reviewed and approved by the Village Council

J. Laux, Police Chief discussed the October stats as provided to council. Jared also provided information about the possible purchase of a Portable Alarm System at a cost of \$2,200 plus a monthly fee and/or the purchase of a Speed Trailer that would operate from solar batteries and record traffic information at an estimated cost of \$10,000. If council had any interest he would pursue any grant funding that may be available.

Marc's Radios: Jared spoke about the problems we are having with communication being very unclear. The county is supposed to be working with the vendor to provide a repeater system in this area to clear up our problems, along with those experienced by the fire department and EMS personnel. Sheriff Grey had spoken with Randy and Monte Deigel is to be in contact on Nov. 17th to discuss what will be needed and the best location. Also, Jared continues to work with the Civil War Reenactment committee and the State Fire Marshall to make sure all activities are approved prior to the event in Sept. 2010. **Jerry Guggenbiller, Street Superintendent** no report.

RESOLUTIONS

2009-58 A RESOLUTION TO TRANSFER \$14,120.00 FROM WATER REVENUE FUND TO WATER BOND RETIREMENT FUND. A Motion by D Bretz seconded by D Kaup to suspend the rules for three readings. Vote All Yes. A motion by R Thobe Seconded by D Garman to pass RESOLUTION 2009-58. Vote All Yes.

2009-59 A RESOLUTION TO TRANSFER \$3,500.00 FROM INCOME TAX FUND TO INDUSTRIAL PARK DEBT FUND. A Motion by D Bretz seconded by D Kaup to suspend the rules for three readings. Vote All Yes. A motion by R Thobe Seconded by A Post to pass RESOLUTION 2009-59. Vote All Yes.

2009-60 A RESOLUTION TO AMEND THE 2009 APPROPRIATIONS. A Motion by D Bretz seconded by D Kaup to suspend the rules for three readings. Vote All Yes. A motion by A Post Seconded by S Pearson to pass RESOLUTION 2009-60. Vote All Yes.

2009-61 A RESOLUTION AUTHORIZING A VILLAGE CHRISTMAS PARTY AND PAYMENT OF EXPENSES INCURRED. A Motion by D Bretz seconded by D Kaup to suspend the rules for three readings. Vote All Yes. A motion by A Post Seconded by S Pearson to pass RESOLUTION 2009-61. Vote All Yes.

ORDINANCES

2009-11 AN ORDINANCE ESTABLISHING A PAY SCHEDULE FOR ALL HOURLY AND SALARIED EMPLOYEES. A Motion by D Kaup seconded by R Thobe to pass Ordinance 2009-11 to the second reading. Vote All Yes.

2009-12 AN ORDINANCE FIXING SALARIES OF ELECTED OFFICIALS. A Motion by R Thobe seconded by D Kaup to pass Ordinance 2009-12 to the second reading. Vote All Yes.

2009-13 AN ORDINANCE RETAINING ATTORNEY DAVID WM. BRUNS AS VILLAGE SOLICITOR. A motion by A Post seconded by D Garman to pass Ordinance 2009-13 to the second reading. Vote All Yes.

R Diller Village Administrator reported on the following: **Sewer Separation;** Andy from Choice One Engineering reported that the USDA state engineer had contacted him with a few minor changes to the prints and specs. He will make these changes at which time we will get the approval to go ahead and bid the project. Motion by D Kaup, Seconded by D Garman to authorize Randy to put project out to bid upon final USDA approval. Vote All Yes. **Water Plant;** Poggemeyer representative to visit water plant and work

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with Ryan Thien, Water Superintendent, to begin process of designing CO2 switchover. We will continue to proceed with aeration and sludge pond improvements over the next year. **Park;** Scoreboard is now wired and is working. Village personnel will complete lettering over the winter months and the board will be ready for use by spring. **GovDeals;** Excess computers and equipment have been listed and bid closings were this afternoon. We received six bids totaling 177.11 and all items were sold upon approval of bids by Randy. **Wabash Communications:** Equipment that has been back ordered arrived this past week and will be installed very quickly which will allow them to start making their service available along the main line coming into town. All other work will continue as weather permits. **Lot Sales:** Bid openings were held on Nov. 13th and the following bids were received: Washington Street Lot 1) Brett Ellenberger - \$15,150, 2) Dave & Patti Stahl - \$ 12,500, 3) Clint Bertke - \$3,500. Broadway Street Lot 1) Dean Zehringer - \$500, 2) Clint Bertke - \$500, 3) Dale Klosterman - \$450. Working with Attorney Bruns, Randy decided to have a bid off between the two high bidders on the Broadway Street Lot. Dean place a bid of \$505 and Clint chose not to bid again; thus Dean is now the high bidder at \$505, as evidence by signed document in file. Dave Bretz read a letter from the Stahls stating their displeasure with how the sale was handled and the fact that they did not get the high bid as they have maintained the property since 1986. Attached to the letter was an invoice from the Stahls for mowing over the past 23 years. Attorney Bruns indicated that we have no legal obligation to pay the invoice as there was no written or verbal agreement to reimburse or pay for this mowing. It was also noted that there currently is no water tap to that lot from Washington Street and sanitary service will have to come from the rear alley. After much discussion, Motion by R Thobe, Seconded by D. Kaup to accept the bids of Dean Zehringer, \$505 for the Broadway St. lot and Brett Ellenberger, \$15,150 for the Washington St. lot. Vote – Thobe – yes, Post – yes, Garman – yes, Kaup – yes; Bretz – no, Pearson – no. Motion carried. **Announcements:** The Village Christmas party will be held on Tuesday, December 15th at Thienmans beginning at 6:00 p.m. due to conflicts with other dates being considered.

Poll for Council/Mayor Comment: Roger stated that he had spoken with Della Link who resides at the corner of Caldwell and Water Streets and she had complained about the amount of dust during summer months coming from Water Street. This is a stone drive back to our village water plant and street department but is on property owned by the school. We have discussed chip & seal previously but chose to utilize blue stone instead. Randy will check into prices on chip & seal and at a minimum we will place additional blue stone in the spring. Roger will convey this information to Della. Dave Garman thanked the council for the flowers received for his father-in-laws funeral.

Council reviewed Vouchers #19497 thru 19523 including Then and Now Certificates. A Post made a motion to approve vouchers presented with a second by S Pearson. Vote All Yes.

D Kaup made a motion to adjourn the meeting seconded by D Bretz. Meeting adjourned at 9:25 pm.

Minutes recorded by Randy Diller, Village Administrator.

Attest:

 Roberta Staugler, Fiscal Officer

 Roger Broerman, Mayor