

VILLAGE OF FORT RECOVERY REGULAR COUNCIL
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February 16,

09

CALL TO ORDER: Mayor Roger Broerman called to order the Regular Council Meeting on February 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 Garman, and Dave Kaup. Dave Bretz was out of town. Also Present; Randy Diller, Dave Bruns, Jared Laux, PG Jellison, Jerry Guggenbiller and Roberta Staugler.

Mayor Broerman led the Pledge of Allegiance. **Reports to Council:** Village Administrator Report, January Police Stats, February Fund Balances.

Minutes: The February 2, 2009 minutes were approved with a motion by Rod Thobe seconded by Al Post. Vote All Yes.

Public Hearing: The New Proposed Zoning Ordinance has been through two readings with the third and final reading due at this meeting. The zoning map included classification changes to four properties. As advertised a request by the Mayor was made from those present for any questions or comments. No questions were received. After the final reading the new Ordinance will take effect in 30 days (3-16-09), until then the existing Zoning Ordinance will be in effect.

Poll for Visitors Comments: Jared Laux, Police Chief reviewed January stats and the letter prepared for Council in regard to possible purchase of tasers. After discussing the use, training and cost of tasers, it was decided to table this request until all Council Members were able to give their input. Scott Pearson will not be at the next meeting but stated that he is not against the purchase but expressed concern about them being used only when absolutely necessary. Jared will work on a policy so if purchase is approved it will be ready.

RESOLUTIONS:

2009-04 A RESOLUTION TO APPROVE 2009 PERMANENT APPROPRIATIONS. Final Reading. A Motion by Scott Pearson seconded by Rod Thobe to pass RESOLUTION 2009-4. Vote All Yes.

2009-05 A RESOLUTION TO TRANSFER \$5,000.00 FROM THE WATER REVENUE FUND TO THE WATER BOND RETIREMENT FUND. A motion to suspend the rules for three readings was made by Dave Kaup, seconded by Dave Garman. Vote All Yes. A Motion by Rod Thobe seconded by Al Post to pass RESOLUTION 2009-5. Vote All Yes.

2009-06 A RESOLUTION TO TRANSFER \$3,500.00 FROM THE INCOME TAX FUND TO THE INDUSTRIAL PARK DEBT FUND. A motion to suspend the rules for three readings was made by Dave Kaup, seconded by Dave Garman. Vote All Yes. A Motion by Al Post seconded by Scott Pearson to pass RESOLUTION 2009-6. Vote All Yes.

ORDINANCE:

2009-01 A ORDINANCE TO ADOPT NEW ZONING REGULATIONS. Final Reading. A Motion by Dave Garman seconded by Rod Thobe to pass ORDINANCE 2009-01. Vote All Yes.

2009-03 A ORDINANCE AUTHORIZING THE VILLAGE ADMINISTRATOR TO EXECUTE AN ENCROACHMENT EASEMENT AGREEMENT A motion to suspend the rules for three readings was made by Scott Pearson, seconded by Al Post. Vote All Yes. A Motion by Rod Thobe seconded by Dave Garman to pass ORDINANCE 2009-03. Vote All Yes.

Village Administrator Randy Diller reported on the following: Project Update; The Small Government 2-11-09 meeting was rescheduled for 2-24-09. The request was also submitted for the Stimulus Package, which are projects that are shovel ready, this includes Phase I of the Sewer Separation Project. **Water Plant;** currently is producing an additional 30,000 gal of water per day due to an unknown leak, searching for source of leak. Ryan submitted the last water test and will be ready for Pogemeyer to return to complete their report. Dick Heyman may put together a suggestion for project the Plant could use that could be submitted for a grant or loan request. Ryan & Mitch are also working on changing over the CO2. Randy will ask Ryan to attend a council meeting.

Park Board; Now accepting applications for lifeguards and maintenance workers.

Zoning; A meeting will be scheduled to review Ordinance passed tonight. **Tax Incentive Review Committee;** Meeting was held on 2-4-09. This was the fifth and sixth review of the Fort Recovery Industries abatements. A correction was made to the payroll amounts stated in the minutes. The number of employees and payroll is not quite high enough due to the economy. The TIRC recommended the abatements continue. Rod made a motion to approve the continuance of the Fort Recovery Industries Abatements as recommended by the Committee. This motion was seconded by Dave Garman. Vote All Yes. **Farm**

Ground; One bid was returned by Mitch Hemmelgarn at a price of \$115.00 per acre for three years. Randy recommended that we approve it. Dave Kaup made a motion to authorize Randy to enter into a written lease with Mitch Hemmelgarn for \$115 per acre, Scott Pearson seconded this. Vote All Yes. **Wabash Telephone;** Lease paperwork was filed. **Town Hall;** New windows are in. They will be replaced, with the siding to be completed when warmer weather returns.

Poll for Council Comment: Rod Thobe reported receiving complaints about messes on sidewalks uptown. Scott Pearson questioned whether property on Caldwell Street was zoned for Body Shop Business. Randy will check on this. Roger Broerman stated that he has received questions about when the brick street will be resurfaced. Randy stated that plans are to complete this after Elm Street has been repaired. An estimate has been received for Freemont Street at a cost of approximately \$50,000.00.

Council reviewed invoices and signed the check register. Scott Pearson made a motion with a second by Al Post to approve bills as presented. Vote All Yes.

There being no further business a motion was made by Dave Kaup seconded by Scott Pearson to adjourn the February 16, 2009 meeting at 8:42 p.m.

Attest:

Roberta Staugler

Roger Broerman, Mayor