

## VILLAGE OF FORT RECOVERY REGULAR COUNCIL

October 19,

09

**CALL TO ORDER:** Mayor Roger Broerman called to order the Regular Council Meeting on October 19, 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, Dave Kaup and Dave Bretz.

**Also Present;** Randy Diller, Dave Bruns, PG Jellison, Dean Zehringer, Ron Zehringer and Todd Burnett.

**Mayor Broerman led the Pledge of Allegiance and Prayer.**

**Reports to Council:** Village Administrator Report.

**Minutes:** **R Thobe** made a motion to accept the October 5, 2009 minutes noting change to meeting date in second line from Oct. 7<sup>th</sup> to Oct. 5<sup>th</sup>. This motion was seconded by D Kaup. Vote All Yes.

**Poll for visitor comment:** Ron & Dean Zehringer were present to discuss a parcel of land to the west of Dean's property at 311 E. Broadway Street. This parcel was a small piece of property that was never deeded out of the Roop family from the 1800's and as such is not dedicated as public right-of-way and is likely still legally owned by the Roop family descendants. The village has for sale a parcel just to the west of this Roop parcel and Dean wanted to know if the village had any intentions of straightening out the ownership chain of this Roop property. Randy, with assistance from Attorney Bruns, explained the process necessary to complete a quiet title process. It was suggested that any remaining known descendants of the Roop family be located and approached prior to any action being taken. It was also explained that there were no benefits to the village to pursue this action as we have no use for the parcels of land and want to sell what we do own.

Jared Ebbing, Mercer County Community Development Director arrived. Jared wanted to come down and introduce himself and briefly discuss his ideas and plans as the County Development Director. He also stated that he and Randy communicate regularly on various issues and will continue to provide the personal service to each of the county communities.

Todd Burnett then spoke regarding his involvement with the Fort Recovery Ambassador Club and their upcoming Civil War Reenactment in Sept. 2010. Todd wants to organize a local "Home Guard" made up of local people that may be interested in participating in the reenactment held annually in Fort Recovery. He stated that he had the blessings of the Ambassador Club but they stated that he should contact the village council for final approval. It was stated that no village monies will be required or used to establish this Home Guard. His request was to put out flyers as a call to arms for anyone interested to see if any locals wanted to be involved. Council stated that they had no opposition to his efforts to try to start a local Home Guard.

**R Staugler Fiscal Officer** was absent to attend training seminar but had provided the inter-department transfers for approval.

### **RESOLUTIONS**

2009-53 A RESOLUTION TO TRANSFER \$5,000.00 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 S Pearson Seconded by R Thobe to pass RESOLUTION 2009-53. Vote All Yes.

2009-54 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 D Garman Seconded by S Pearson to pass RESOLUTION 2009-54. Vote All Yes.

2009-55 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 2009-55. Vote All Yes.

2009-56 A RESOLUTION DECLARING THE VILLAGE TO BE A REIMBURSING EMPLOYER FOR THE PURPOSES OF UNEMPLOYMENT COMPENSATION. 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 2009-56. Vote All Yes.

**R Diller Village Administrator reported** on the following: The two lots have been advertised for sale by sealed bid on 11-13-2009 at 11:00 AM. These properties will be staked by Choice One Engineering to locate lot corners for better identification. Adjoining property owners have are being notified and signs are being placed on the

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lots. **Sewer Separation/Wayne-Elm:** USDA package has been submitted with approval forthcoming very shortly. We will advertise for bid as soon as they provide us with the necessary approvals. **Water Plant:** A quote was obtained from Poggemeyer for the engineering for the EPA permit and CO2 switch over at a cost \$5,800. The actual work will consist of pouring a concrete pad and completing some plumbing that will be done by village employees. It was approved to have Randy enter into that contract with Poggemeyers to proceed with the approvals for the CO2 switchover. Also, continuing to work on cost proposals to improve the aeration system and to prepare a sludge pond permit for OEPA.

**Finance Committee** met earlier this evening for Wage Reviews. **Zoning Board** also met and approved a variance request for Ron Jutte, 406 1<sup>st</sup> Street earlier tonight. **Wabash Communications** continues installing their communication lines. Nothing new to report.

**OEPA report** was received today regarding their recent inspection of our CSO's. There were some changes to our procedures that were requested along with a few different reporting requirements. Randy will work with Ryan and Jerry to follow their requests until our CSO's are eliminated. **Annexation:** A petition for annexation is being worked on by Randy with the Church and the Staugler's. Approval on the agreement has been received by the Gibson Township trustees. We will proceed with required actions with the county commissioners upon receipt of necessary petitions. **Newsletter:** Randy provided a draft copy of a newsletter to be mailed out to each local address. Issues covered include leaf & brush pickup, upcoming election of four council members and a replacement levy, sewer separation project and misc. notes. It is planned to be mailed early next week.

**Attorney Bruns** reported that he had filed for record Ordinance No. 371 dated January 16, 1961 to vacate Wagoner Street and a portion of an alley which is the site of the High School. It was found that this ordinance was not previously recorded and as such those right-of-ways were inaccurately still on record.

**Important Dates:** 10-31-09 Trick or Treat 4 pm to 6 pm. 11-3-09 Election Day with voting at Middle/Elementary School.

**Poll for Council Comment:** None.

**Council reviewed Vouchers #19426 thru 19465** including Then and Now Certificates. A Post made a motion to approve vouchers presented with a second by S Pearson. Vote All Yes.

**Wage Reviews:** Discussion was held with no action taken. Randy to meet with employees and additional discussion will be held at the Nov. 2<sup>nd</sup> meeting.

**D Kaup made a motion to adjourn the meeting** seconded by D Garman. Meeting adjourned at 9:43 pm.

Minutes recorded by Randy Diller, Village Administrator.

Attest:

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Roberta Staugler, Fiscal Officer

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Roger Broerman, Mayor