

Held at 7:30 p.m. at the Waterville Township Hall on October 10, 2007

ROLL CALL:

Chairman A. Leslie Disher - Excused absence - Business out of town
Vice-Chairman Kyle J. Hertzfeld - Present
Trustee Brett T. Warner - Present

OFFICIALS:

D.A.R.E. Officer Kathleen M. Hartle - Present
Fiscal Officer Kay Ann Robertson - Present

GUESTS:

Tamara J. Urbas, 5845 Berkey-Southern Road, Whitehouse, Ohio
Anton J. Urbas, 5845 Berkey-Southern Road, Whitehouse, Ohio
Joe Fausnaugh, District Supervisor - Metroparks

PLEDGE OF ALLEGIANCE:

Vice-Chairman Kyle J. Hertzfeld called the meeting to order at 7:30 p.m. All those present were asked to join Vice-Chairman Hertzfeld in reciting the Pledge of Allegiance. Roll was called and Trustees Kyle Hertzfeld and Brett Warner were present. Trustee Leslie Disher was excused because he was out of town due to business.

AGENDA:

The Agenda had been prepared by Fiscal Officer Kay Ann Robertson at the direction of Chairman Leslie Disher:

Brett T. Warner made a motion to approve The Agenda for the October 10, 2007, meeting as it had been prepared by Fiscal Officer Kay Ann Robertson. Seconded by **Kyle J. Hertzfeld**.

Motion Carried.

MINUTES:

The minutes for the September 26, 2007, meeting had been prepared by Fiscal Officer Kay Ann Robertson and sent to each trustee prior to the meeting:

Kyle J. Hertzfeld made a motion to dispense with the reading of the minutes for the September 26th meeting and to approve the minutes with no additions or corrections. Seconded by **Brett T. Warner**.

Motion Carried.

RECEIPTS:

187-07 - State of Ohio Office of Budget - Sept. Rollback/Homestead	\$ 28,631.39
188-07 - Fifth Third Bank of NW Ohio - Sept. interest on autosweep	835.48
189-07 - Sylvania Township - Reimburse for DUI Task Force	599.55
190-07 - Rock of Ages - Beuschlein foundation - Wakeman Cemetery	115.20
191-07 - Lucas County Auditor - September allocation	4,634.83
192-07 - Peinert Funeral Homes - Al Siczekowski opening - Wakeman	250.00
193-07 - Wells Funeral Home - Richard Thayer opening - Wakeman	300.00
194-07 - Lucas County Auditor - September allocation	5,954.50
195-07 - Timothy D. Monroe - Nancy Monroe cremation - Wakeman	200.00
196-07 - Maumee Municipal Court - September police fines	556.50
197-07 - Roland W. Hugill - Lot 28 SW 1/4 - Wakeman Cemetery	800.00
198-07 - Joseph Coyle - Ida Bruch foundation - Whitehouse Cemetery	89.60
199-07 - Lucas County Juvenile Clerk - Sept. juvenile police fines	37.50

Total \$ 43,004.55

WARRANTS:

#30781 - Chad T. Amstutz - Police wages	\$ 202.63
#30782 - Kathleen M. Hartle - Police and D.A.R.E. wages	971.97
#30783 - Bonnie L. Hearndon - Police wages	1,572.29
#30784 - Russell E. Heger - Police wages	212.13
#30785 - Harry Richard Kellett III - Police wages	206.82
#30786 - David L. Kregg - Police wages	1,394.65
#30787 - Kenneth M. Kristoff - Police wages	73.81
#30788 - Richard A. Ludwig - Supt. wages	923.08
#30789 - Dennis H. Meyer - Road labor	545.66
#30790 - Kay Ann Robertson - Fiscal Officer salary and zoning wages	708.29
#30791 - Kent M. Robertson - Cemetery labor	88.54
#30792 - Melissa M. Taylor - Police wages	1,023.69
#30793 - B. Eric Varner - Police wages	1,015.34
#30794 - Adam J. Warnecke - Cemetery labor	338.60
#30795 - Ohio Public Employees Retirement System - Sept. retirement	7,546.03
#30796 - Celley & Sanderson LLP - September solicitor fees	731.50

continued.....

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Continued:

#30797 - Medical Mutual of Ohio - November hospitalization	\$ 2,978.15
#30798 - Treasurer of State of Ohio - 2005-2006 audit fees	1,524.20
#30799 - Treasurer of State of Ohio - 3rd qtr computer support	795.00
#30800 - Village of Waterville - October water/sewer payment	43.40
#30801 - Waterville Gas Company - October heat payment	54.58
#30802 - Toledo Edison - October street lighting	158.47
#30803 - General Pro Hardware - September maintenance/cemetery	371.35
#30804 - Lucas County Road Engineers - 2007-2008 road salt	5,250.00
#30805 - Hanson Aggregates - Cemetery foundation stone	62.57
#30806 - Allied Waste Services - October trash and recycling	3,466.77
#30807 - Steve Rogers Ford - Police vehicle maintenance parts	81.16
#30808 - Whitehouse Auto and Hardware - Police vehicle maintenance	442.92
#30809 - Anthony Wayne Board of Education - October gasoline payment	2,273.22
#30810 - Alltel - October police mobile phones	135.91
Total	\$ 35,192.73

Brett T. Warner made a motion to pay the warrants that had been prepared and presented for payment by Fiscal Officer Kay Ann Robertson. Seconded by Kyle J. Hertzfeld.

Motion Carried.

PUBLIC COMMENTS:

Joe Fausnaugh, a District Supervisor for four (4) area Metroparks was present to invite the Trustees to tour the barn at Blue Creek on Schadel Road. They would like to have the Trustees see how/what they are trying to accomplish at the barn site. Mr. Fausnaugh says they are getting mixed answers to the questions they have asked in regards to what requirements need to be met. Trustee Brett Warner asked if they had received a letter from the Whitehouse Fire Chief Daryl McNutt. The Trustees agreed to further discuss the issue at the October 24th meeting.

PUBLIC HEARING:

None.

OLD BUSINESS:

Trustee Brett Warner had just received the prices from Steve Rogers Ford for a new truck. All Trustees were given a copy of the prices and agreed to table the matter until everyone had a chance to review the prices.

SPECIAL PRESENTATION:

None.

NEW BUSINESS:

With the upcoming printing of the Township Newsletter, there is a need to set a night for "Trick or Treating" in the township:

Brett T. Warner made a motion to hold "Trick or Treat" night on October 31, 2007, from 6 to 8 p.m. in the unincorporated portion of Waterville Township. Seconded by Kyle J. Hertzfeld.

Motion Carried.

FISCAL OFFICER - CORRESPONDENCE:

- 1) From the Waterville Fire Department, the incident report for the third qtr. There were eight (8) runs with thirteen (13) incidents.
- 2) From O.T.A.R.M.A., a notice that Fire Prevention Week is October 7-13. They enclosed a brochure which informs employees on how to prevent fires at work.
- 3) From Maumee Municipal Court, check number 23217 in the amount of \$556.50 for police fines collected for the month of September, 2007.
- 4) From Mary Taylor, CPA, Auditor of State, a copy of the audit for Waterville Township for the years 2005 and 2006. Government Auditing Standards require a reporting of significant internal control deficiencies, fraud and illegal acts (including noncompliance with laws and regulations) and also abuse and non-compliance with contracts and grant agreements that could directly and materially affect the determination of financial statement amounts. There were no citations issued. However, there were two (2) noncompliance findings that were not a part of the audit report but were mentioned in the Management Letter to the Trustees:

continued.....

Held _____ at 7:30 p.m. at the Waterville Township Hall on October 10, 2007

Continued:

NONCOMPLIANCE FINDINGS

1. **Ohio Revised Code §5705.10** states that money paid into a fund must be used only for the use which such fund has been established. Local Governmental revenues for the General Fund were accidentally receipted to the Motor Vehicle License Tax Fund in the amount of \$278.00 during fiscal year 2005. The Township Fiscal Officer posted this adjustment to the Townships records and it is reflected in the audit report.
2. **Ohio Revised Code §5735.29** states that each Township shall use at least ninety per cent of all Fuel Excise Taxes to supplement, rather than supplant, other local funds used for highway-related purposes. Local fund disbursements for public works decreased \$25,716 from 2005 to 2006. This decrease was in excess of ten percent of the 2006 fuel excise taxes received (\$8,356.00). This situation indicates the Township used the increased fuel excise taxes received to supplant rather than supplement. We recommend that all future road related expenditures be allocated across eligible road funds.

POLICE:

None.

ROAD AND CEMETERY:

Trustee Brett Warner states he had a conversation with Supt. Richard Ludwig and he states the new parttime employee is working out. Work has slowed up greatly, so the summer help that was hired is no longer needed.

ZONING:

None.

SOLICITOR:

None.

TRUSTEES:

Brett Warner: Trustee Warner states he continues to work on the problem of the Bluebird Excursion train. He hopes to have it resolved this winter.

EXECUTIVE SESSION:

Brett T. Warner made a motion to go into executive session to discuss a personnel issue. Seconded by **Kyle J. Hertzfeld**. Motion Carried.

Brett T. Warner made a motion to close the executive session and to go back into regular session. Seconded by **Kyle J. Hertzfeld**. Motion Carried.

WATERVILLE TOWNSHIP, OHIO

BOARD OF TRUSTEES

CHARGES AGAINST DELINQUENT POLICE PERSONNEL

Now come the Waterville Township Trustees, this 10th day of October, 2007, pursuant to the authority conferred by Ohio Revised Code §505.491, et seq; and prefer charges against Patrolman David L. Krego, a member of the Waterville Township Police Department.

Patrolman Krego:

You are hereby charged with the following violations:

1. Violation of the Rules of Conduct of the Waterville Township Police Department Rule 107 Insubordination.
2. Failure to obey orders given by the proper authority, Ohio Revised Code §505.491.

All of the aforesaid charges are preferred in consideration of the specific reports and information attached to these written charges; and upon the recommendation of the Chief of Police, attached hereto.

TAKE NOTICE THAT THIS CAUSE SHALL BE HEARD AT THE NEXT REGULAR MEETING OF THE BOARD, SCHEDULED FOR OCTOBER 24, 2007, AT 7:30 PM, UNLESS EXTENDED ON THE APPLICATION OF THE ACCUSED.

continued.....

RECORD OF PROCEEDINGS

1177

Minutes of Waterville Township Trustees'

Meeting

BARNETT BROTHERS PUBLISHERS SPRINGFIELD, OHIO

Form 6101

Held at 7:30 p.m. at the Waterville Township Hall on October 10, 2007

Continued:

The accused may appear in person and by counsel, examine all witnesses, and answer all charges against him. The Board of Township Trustees may issue subpoenas or compulsory process to compel the attendance of persons and the production of books and papers before it. The hearing will be conducted in executive session unless a public hearing is requested by the accused.

The foregoing is a true copy of charges preferred by vote of the Waterville Township Board of Trustees on October 10, 2007.

Brett T. Warner made a motion to file the above charges on Patrolman David L. Kregg and give notice of the same. Seconded by Kyle J. Hertzfeld.

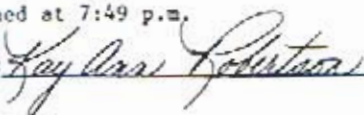
Motion Carried.

There being no further business, Brett T. Warner made a motion to adjourn. Seconded by Kyle J. Hertzfeld.

Motion Carried.

Adjourned at 7:49 p.m.

Attest:



Trustees

