

Held at 7:30 p.m. at the Waterville Township Hall on November 26, 2008

ROLL CALL:

Chairman A. Leslie Disher - Present
 Vice-Chairman Kyle J. Hertzfeld - Present
 Trustee Brett T. Warner - Present

OFFICIALS:

Road and Cemetery Assistant Superintendent Dennis H. Meyer - Present
 Police Chief Kathleen M. Hartle - Present
 Solicitor Walter J. Celley - Present
 Zoning Inspector Eric H. Gay - Present
 Fiscal Officer Kay Ann Robertson - Present

GUESTS:

Karen Berger - Reporter for "The Mirror"

PLEDGE OF ALLEGIANCE:

Chairman A. Leslie Disher called the meeting to order at 7:30 p.m. All those present were asked to join Chairman Disher in reciting the Pledge of Allegiance. Roll was called and all three trustees were present.

AGENDA:

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

Kyle J. Hertzfeld made a motion to approve The Agenda for the November 26, 2008, meeting as it had been prepared by Fiscal Officer Kay Ann Robertson at the direction of Chairman Disher. Seconded by Brett T. Warner.

Motion Carried.

MINUTES:

The minutes for the November 12, 2008, meeting had been prepared by Fiscal Officer Kay Ann Robertson and sent to each trustee prior to the meeting:

Brett T. Warner made a motion to dispense with the reading of the minutes of the November 12, 2008, meeting and to approve the minutes with no corrections, additions or deletions. Seconded by A. Leslie Disher.

Motion Carried.

RECEIPTS:

194-08 - James and Teri Bersee - Permit #2008-38 - Barn foundation	\$	100.00
195-08 - Bertha A. Eckel - VA marker for Eugene Eckel		10.00
196-08 - Gerner-Wolf-Walker Funerals - Klawitter cremation - Wakeman		150.00
197-08 - Peinert Funeral Homes - Angeline Winslow opening - Whitehouse		250.00
198-08 - Buckeye Cable System - 3rd qtr franchise fees		343.79
199-08 - Susan Gilley - Russell Gilley cremation - Wakeman		200.00
200-08 - Time Warner Cable - 3rd qtr franchise fees		476.80
201-08 - Lonnie Perry Farms LTD - 2008 Noward Road property rent		1,800.00
202-08 - Lucas County Auditor - 2008 HB 287 Public Utility District		4,697.70
203-08 - Jeremy Mouch and Abby Mc Erath - Lot 152 space #2		200.00
203-08 - Baby Brady Mouch opening - Wakeman Cemetery		150.00
204-08 - Peinert Funeral Homes - Martin Ruehle opening - Whitehouse		400.00
205-08 - Lucas County Auditor - October HB 66 Personal Property Tax		31,386.00
	Total	\$ 40,164.29

WARRANTS:

#31718 - Jonathan D. Burkett - Police wages	\$	241.43
#31719 - A. Leslie Disher - November trustee salary		799.14
#31720 - Eric H. Gay - November zoning salary		812.75
#31721 - Kathleen M. Hartle - Police wages		1,505.33
#31722 - Russell E. Heger - Police wages		257.73
#31723 - Kyle J. Hertzfeld - November trustee salary		764.70
#31724 - Harry R. Kellett III - Police wages		928.24
#31725 - David L. Krego - Police wages		1,894.51
#31726 - Kenneth M. Kristoff - Police wages		73.28
#31727 - Richard A. Ludwig - Supt. wages		942.54
#31728 - Dennis H. Meyer - Road wages		513.25
#31729 - Brian A. Petrell - Cemetery wages		37.78
#31730 - Kay Ann Robertson - Fiscal officer salary and zoning wages		852.41
#31731 - B. Eric Varner - Police wages		1,079.51
#31732 - Michelle L. Vollmar - Police wages		140.01
#31733 - Brett T. Warner - November trustee salary		750.19

continued.....

Held at 7:30 p.m. at the Waterville Township Hall on November 26, 2008

Continued:

31734 - Fifth Third Bank of NW Ohio - November withholding deposit	\$ 3,163.47
31735 - Treasurer of State of Ohio - November state payroll tax	695.72
31736 - Delta Dental Plan of Ohio - December dental insurance	254.80
31737 - Kay Ann Robertson - November medicare reimbursement	96.40
31738 - Russell L. Robertson - November medicare reimbursement	96.40
31739 - A. Leslie Disher - October health care reimbursement	146.00
31740 - Time Warner Cable - November highspeed internet service	51.95
31741 - The Mirror - Zoning and leaf pick-up notices	258.00
31742 - West Payment Center - Township law updates	72.00
31743 - Fifth Third Bank - November charge card purchases	912.59
31744 - Lucas County Township Association - 2009 membership dues	172.00
31745 - Embarq - November phone payment	68.64
31746 - Toledo Edison - November electric	159.46
31747 - Eric H. Gay - Misc. zoning expenses	44.29
31748 - Lonnie Perry Farms LTD - Mow Coventry Glen	312.50
31749 - Poggemeyer Design Group - Land Use Plan updates	2,501.37
31750 - Sandra L. Ludwig - November medicare reimbursement	96.40
31751 - McCabe Power Equipment - Cemetery expenses	166.12
31752 - Fondessy Enterprises - November trash and recycling	3,767.50
31753 - Treasurer of State of Ohio - Cargle drug screen	107.00
31754 - Hanifan-Obenauf-Robinson Inc. - December police station rent	925.00
31755 - Bender Communications Inc. - Police equipment maintenance	84.00
31756 - Alltel - November mobile phones	65.89
31757 - Dollar General Corp - Misc. police expense	26.80
31758 - Anthony Wayne Board of Education - October fuel	2,062.41
31759 - Superior Uniform Sales - Police safety vests	88.65
31760 - MPH Industries - Extension cable	20.55
31761 - B. Eric Varner - Reimburse for office partitions	95.00
31762 - Speck Sales - Tires for 2002 truck	1,208.00
31763 - Tee's Plus - D.A.R.E. supplies	94.50
31764 - Ohio Treasurer Richard Cordray - Loan payment for #CL021	2,981.95
	Total \$ 32,388.16

Brett T. Warner made a motion to pay the warrants that had been prepared by the Fiscal Officer Kay Ann Robertson and presented for payment. Seconded by **A. Leslie Disher**.

Motion Carried.

PUBLIC COMMENTS:

None.

PUBLIC HEARING:

None.

SPECIAL PRESENTATION:

None.

OLD BUSINESS:

1) Trustee Brett Warner is still working on the safety aspects of the SR 295 and Neapolis-Waterville intersection. He has included Providence Township in the discussions.

2) Trustee Brett Warner is still looking into the fact that not all of the buildings on the Heyman Farm on Neapolis-Waterville Road were demolished in preparation for the US 24 bypass project.

NEW BUSINESS:

As indicated at the last meeting, Trustee Brett Warner met with the Y.M.C.A. to discuss options for township residents not within the Village of Waterville city limits to attend their summer park program. Last year the charge for township kids was so high it was prohibitive. The Village of Waterville pays the bulk of the fees (\$200 +) per child while only recouping about \$15.00 per child. He is trying to see if the township could also help with the cost of the program for a chance to have township children attend the program. He states it is a great program if someone is interested.

continued.....

RECORD OF PROCEEDINGS

1315

Minutes of Waterville Township Trustees'

Meeting

BARRETT BROTHERS, PUBLISHERS, SPRINGFIELD, OHIO

Form 6101

Held at 7:30 p.m. at the Waterville Township Hall on November 26, 2008

Continued:

FISCAL OFFICER - CORRESPONDENCE:

1) From the Ohio Department of Public Safety Bureau of Motor Vehicles, the October, 2008, License Tax Statistics Report. Also from the Department, the October, 2008, Permissive Tax Computation Report. Due the township is the sum of \$300.00.

2) From the Ohio E.P.A., a notice of a public meeting on December 4, 2008, to accept comments on a request to change the amount of mercury allowed to be discharged by the Bay Shore Power Plant's wastewater treatment plant in Lucas County. The meeting will begin at 6:30 p.m. at the Lake Erie Center, 6200 Bay Shore Road, Oregon, Ohio.

3) From the Office of the Lucas County Engineer, the 2008 Bridge Inspection Report:

Davis Road Bridge No. 779 over Swan Creek	Very Good
Winslow Road Bridge No. 782 over Lone Oak Ditch	As Built

4) From the Board of Lucas County Commissioners - Two General Permits:

- a. Issued to D & K Excavating for work at SR 64 and Noward Road. Installing 1622 ft of gravity sewer on SR 64 and 2800 ft forcemain on Noward Road.
- b. Issued to Toledo Edison Company for work at Noward and Neapolis-Waterville Roads. Installing (15) poles and removing (23) poles.

5) From the Ohio Public Employees Retirement System, a notice of the 2009 IRS compensation and contribution limits. Also, a notice of employer contribution rate increases effective January 1, 2009, for law enforcement and public safety groups:

Law Enforcement Employees:	10.10%	- In 2008 was 10.10%.
Law Enforcement Employers:	17.63%	- In 2008 was 14.00%.
Public Safety Employees:	10.10%	- In 2008 was 10.10%.
Public Safety Employers:	17.63%	- In 2008 was 17.40%.

6) From Fox Toledo, a notice that since American television stations must switch their broadcasting from analog to digital by February 17, 2009, they (FoxToledo) have speakers that will come to explain the transition.

7) From the Lucas County Special Assessments Director, a notice that they are certifying the rates for the Coventry Glen Lighting District. The full year amount to be \$9,294.24 - \$4,647.12 per half-year.

8) From the family of Judy Accettola (Appeals Board Chairman Paul Accettola's wife), a thank-you for the township's donation to the Toledo Botanical Childrens Garden in her memory.

FISCAL OFFICER - OTHER MATTERS:

1) A cash farm lease agreement was received from Lonnie Perry for the (18) acres of farm ground he cash rents. The property is owned by Waterville Township and is located on the east side of Noward Road:

A. Leslie Disher made a motion to approve the March 1, 2008, to March 1, 2009, lease for the township-owned eighteen (18) acres at a rate of \$100.00 per acre. Seconded by Brett T. Warner.

Motion Carried.

2) Forms were received via email from the Lucas County Auditor to complete for advance of taxes collected:

RESOLUTION #2008-12 REQUEST FOR THE ADVANCE OF TAXES COLLECTED.

Mr. Brett T. Warner moved the adoption of the following Resolution #2008-12:

To the Auditor of Lucas County, Ohio.
Toledo, Ohio, November 26, 2008:

YOU ARE HEREBY REQUESTED, to issue your warrant upon the County Treasurer of said County, in favor of Kay Ann Robertson as Fiscal Officer of Waterville Township in said County for funds as they are available of the current collection of taxes assessed and collected for and in behalf of said Waterville Township

continued.....

Held at 7:30 p.m. at the Waterville Township Hall on November 26, 2008

Continued:

which shall be held and treated as an advance payment on the current collection of taxes due said Waterville Township at the ensuing settlement, 2009, as provided by law.

Pursuant to a resolution adopted by the Board of Trustees of Waterville Township adopted November 26, 2008, Resolution No. 2008-12.

Mr. Kyle J. Hertzfeld seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

A. Leslie Disher,	Aye.
Kyle J. Hertzfeld,	Aye.
Brett T. Warner,	Aye.

Adopted November 26, 2008.

Attest: *Kay Ann Robertson*
Kay Ann Robertson, Fiscal Officer,
for the Township of Waterville,
Lucas County, Ohio.

POLICE:

Police Chief Kathleen M. Hartle reported that she had a great turn out for the D.A.R.E. graduation. She estimated over 95% of the parents attended which is amazing with everyone's busy schedules. The school has been very supportive. The classes had a change war and raised over \$2,000.00 to help keep the program going. Through no fault of Chief Hartle's, a grant that has been distributed to area D.A.R.E. programs did not come through so this money definitely helps.

ROAD AND CEMETERY:

- 1) Last year, we had residents calling in that their leaves had not been picked up and the township had already paid so we had to send our own crews out and pick them up. It was suggested that this year, our crews go out Monday, December 8th and make sure all leaves have been collected before payment is made.
- 2) Recently, the Lucas County Engineers held a seminar to go over the salt situation in the county. Prices are very high and supply is very low. The county is going to the use of salt brine. It would take a considerable outlay for the townships to convert - estimated \$6,000.00 to \$10,000.00 per applicator; and equipment to mix the brine could be as high as \$100,000.00. Everyone is scrambling to get the most bang for their buck.
- 3) December 6th is the auction of the township-owned property at John Whalen's in Neapolis, Ohio. The road crew will be transporting everything on Monday, December 1st. The township portion of the auction is scheduled for 11:00 a.m.

ZONING:

- 1) Thirty-nine (39) permits to date.
- 2) More zoning permits were ordered. The A & J Print Shop in Waterville was bought out by Tomahawk Printing in Archbold and has been closed. Forms can still be ordered from Archbold.
- 3) Mike Kromer on South River Road is constructing a pole barn & hasn't applied for a permit.
- 4) Craig Bauer, 8736 Noward Road, has applied for a permit to start the first phase of his special use permit - a storage building.
- 5) Inspector Eric Gay has been representing Waterville Township in ongoing talks concerning the Swan Creek Watershed Project. By supporting the resolution it will aid the state in protecting some areas; it meets the objective to improve water quality and we have imposed our land use plan on their map. Inspector Gay recommends approval of the resolution:

RESOLUTION #2008-13 ENDORSING THE SWAN CREEK BALANCED GROWTH PLAN.

The Board of Trustees of Waterville Township, Lucas County, Ohio, met in regular session on November 26, 2008, at 621 Farnsworth Road, Waterville, Ohio, with the following members present:

A. Leslie Disher
 Kyle J. Hertzfeld
 Brett T. Warner

continued.....

RECORD OF PROCEEDINGS

1317

Minutes of

Waterville Township Trustees'

Meeting

BARRETT BROTHERS, PUBLISHERS, SPRINGFIELD, OHIO

Form 6101

Held at 7:30 p.m. at the Waterville Township Hall on November 26, 2008

Continued:

Mr. A. Leslie Disher moved the adoption of the following Resolution #2008-13:

WHEREAS, Lake Erie is one of northwest Ohio's greatest economic assets, providing our region with an abundant fresh water supply, access to international shipping through the Port of Toledo and many cultural and recreational opportunities; and,

WHEREAS, Swan Creek is an important part of the Maumee Bay and Lake Erie ecosystem, providing recreation for its residents and important aquatic habitat, including much of the Oak Openings region, home to unique habitat and rare species; and,

WHEREAS, the Swan Creek watershed offers many economic development opportunities, providing residents with livelihoods to raise families and enjoy an excellent quality of life; and,

WHEREAS, the Ohio Lake Erie Commission, whose Board of Directors is comprised of the Directors of six state agencies, has developed its Balanced Growth Initiative to protect and restore Lake Erie and its watersheds to assure long-term economic competitiveness, ecological health and quality of life, focusing on strategies to benefit the community both environmentally and economically by reducing urban sprawl, protecting natural resources and encouraging redevelopment in urban areas; and,

WHEREAS, T.M.A.C.O.G. has developed a Balanced Growth Plan for the Swan Creek watershed by working with a committee that involves the stakeholders and local governments of the watershed and has sought and incorporated input from the watershed's communities to meet local goals; now therefore,

BE IT RESOLVED, by the Board of Trustees of Waterville Township, Lucas County, Ohio:

SECTION 1. Waterville Township supports the Swan Creek Watershed Balanced Growth Plan and the Priority Development Areas, Priority Conservation Areas and Priority Agricultural Areas identified therein and hereby adopts the Plan.

SECTION 2. That T.M.A.C.O.G. is directed to seek endorsement of this Balanced Growth Watershed plan by the Ohio Lake Erie Commission in order to permit the local governments in the watershed to seek the benefits and incentives provided by this endorsement. However, Waterville Township's support is conditioned upon the guarantee that this program will not impose disincentives that will impede access to funding that is currently available. And furthermore, if it does impose disincentives that will impede access to funding that is currently available, that T.M.A.C.O.G. will not seek endorsement of this Balanced Growth Watershed plan by the Ohio Lake Erie Commission.

SECTION 3. The Priority Development Areas, Priority Conservation Areas and Priority Agricultural Areas identified in the Balanced Growth Watershed Plan are to be used by State of Ohio agencies to guide state activities and programs and they will serve as the basis for special incentives programs to be directed to the Swan Creek watershed and the governmental jurisdiction within it.

SECTION 4. Priority Development, Conservation and Agricultural Areas developed under the Balanced Growth Watershed Plan are voluntary and carry no regulatory consequences. Priority areas designations do not supersede or diminish the authority of local comprehensive or master plans, nor of local zoning.

SECTION 5. Waterville Township will work collaboratively with T.M.A.C.O.G. and the Swan Creek Committee to review and take into consideration the Swan Creek Watershed Balanced Growth Plan and its Priority Development Areas, Priority Conservation Areas and Priority Agricultural Areas as it updates the Township's Master Plan.

Mr. Kyle J. Hertzfeld seconded the motion and the roll being called upon its adoption, the vote resulted as follows:

A. Leslie Disher,	Aye.
Kyle J. Hertzfeld,	Aye.
Brett T. Warner,	Aye.

Adopted November 26, 2008.

Attest:

Kay Ann Robertson

Kay Ann Robertson, Fiscal Officer
Waterville Township, Lucas County.

continued.....

Held at 7:30 p.m. at the Waterville Township Hall on November 26, 2008

Continued:

6) Eric Gay, Joe Bublick and George Cole have been touring "borrow pits." Currently borrow pits are not permitted in Waterville Township. The process has begun to amend the zoning resolution to permit them in some form. The possible location for the borrow pits will be decided by the suitability of the local soils and the contractor awarded the bid. There could be five or six in Waterville Township. Bids are scheduled to be opened on January 21, 2009. The question remains as how the township wants to handle them and how much of a process the contractor should go through. After a very lengthy discussion, the trustees felt the borrow pits should be controlled by a special use permit. The process would allow input from all those concerned. The borrow pit amendment will be heard by the Lucas County Plan Commission on December 17th and there will be a public hearing by the township zoning commission on December 22nd. The trustees will set a hearing date at their December 10th meeting.

SOLICITOR:

- 1) Solicitor Walt Celley had prepared the 2007 zoning amendments for filing with the Lucas County Recorder. By waiting until later in the year, the township took advantage of the new lower fees for townships.
- 2) Recently, there has been court action regarding the township held conservation easements. It had been the township's position that they would not release the easements until the property owners had settled with the State of Ohio. There are currently two families that the township holds conservation easements for - Heilmann's have settled; Hertzfeld's have not.

BOARD CHAIRMAN:

- 1) Chairman Leslie Disher had received a telephone call about partnering with the Village of Waterville and sponsoring a mural on the US 24 bypass bridge. There had been talk of a \$50,000.00 charge. The trustees did not feel it should be a taxpayers expense.
- 2) There are plans to publish a newsletter in January/February.
- 3) The auction of obsolete equipment/vehicles will be held December 6th at 11:00 a.m. at John Whalen's Auction House in Neapolis, Ohio, Chairman Disher to attend.
- 4) Waterville Fire Chief Steve Parsons is still looking into the driveway culverts in the river flats at the foot of Dutch Road on North River Road.
- 5) Next week, there is a meeting to consider the recycling location that has been offered by the France Stone Company.
- 6) All three (3) of the dumpsters have been removed from Coventry Glen. The trash is still continuing to accumulate where the dumpsters were and it is becoming a nuisance. Police Chief Hartle will get the addresses where the trash is accumulating and forwarded them to Solicitor Walt Celley.

TRUSTEES:

None.

EXECUTIVE SESSION:

None.

ADJOURNMENT:

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

Motion Carried.

Adjourned at 9:50 p.m.

Attest: Kay Ann Robertson

Trustees: Leslie Disher
Kyle J. Hertzfeld
Brett T. Warner