

Held at 7:30 p.m. at the Waterville Township Hall on January 14, 2009

ROLL CALL:

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

OFFICIALS:

Zoning Inspector Eric H. Gay - Present  
Police Chief Kathleen M. Hartle - Present  
Solicitor Walter J. Celley - Present  
Fiscal Officer Kay Ann Robertson - Present

GUESTS:

Molly Maguire, Planner for the Lucas County Plan Commission  
Dennis Tippie, Swanton Township Trustee  
Karen Berger, Reporter for "The Mirror"  
George J. Cole, Waterville Township Zoning Commission Chairman  
Tom Welsh, Beaver Excavating  
Stan Allen, Beaver Excavating  
Charles and Veronica Kethel, E.S. Wagoner Company  
Jeff Dress, Ohio Cat  
Chad McKee, Miller Brothers Company  
Larry Winkleman, Miller Brothers Company  
Rich Hertzfeld, 8514 Noward Road, Waterville, Ohio  
Michael Hertzfeld, 8300 Noward Road, Waterville, Ohio  
Lonnie Perry, 9320 Waterville-Swanton Road, Waterville, Ohio  
Keith Hannewald, 11612 Bailey Road, Waterville, Ohio  
Mike Gramza, Ohio Department of Transportation - District 2

PLEDGE OF ALLEGIANCE:

Trustee A. Leslie Disher called the meeting to order at 7:30 p.m. All those who were present were asked to join Trustee Disher in reciting The Pledge. 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 Trustee A. Leslie Disher:

**Kyle J. Hertzfeld** made a motion to approve The Agenda for the January 14, 2009, meeting as it had been prepared by Fiscal Officer Kay Ann Robertson at the direction of Trustee A. Leslie Disher. Seconded by **Brett T. Warner**.

2009 ORGANIZATIONAL MEETING: Motion Carried.

Fiscal Officer Kay Ann Robertson opened the organizational portion of the meeting by calling for nominations for trustee chairman:

**Kyle J. Hertzfeld** made a motion to nominate **Brett T. Warner** as Chairman of the Board of Trustees for Waterville Township for 2009. Seconded by **A. Leslie Disher**.

Motion Carried.

**A. Leslie Disher** made a motion to nominate Kyle J. Hertzfeld as Vice-Chairman of the Board of Trustees for Waterville Township for 2009. Seconded by **Brett T. Warner**.

Motion Carried.

**A. Leslie Disher** made a motion that the Waterville Township Trustees adopt a policy that their annual salary shall be paid in twelve (12) equal monthly installments and that the Fiscal Officer shall be paid in twenty-four (24) semi-monthly installments and that these salaries shall be paid from the General Fund. Trustees A. Leslie Disher, Kyle J. Hertzfeld and Brett T. Warner will receive \$56.59 per diem salary (\$56.59 x 200 days = \$11,318.00). Fiscal Officer Kay Ann Robertson will receive a salary of \$19,806.00. The amount per diem and the fiscal officer's salary are based on the 2009 Amended Certificate of Estimated Resources from the Lucas County Auditor. Seconded by **Kyle J. Hertzfeld**.

Motion Carried.

The Waterville Township Trustees and their department heads conducted their 2009 Annual Inventory on the second Monday in January (1/12/09) as set forth in the Ohio Revised Code Section 505.24 and a copy of the 2009 Waterville Township Inventory was filed with the Lucas County Office of Engineer.

continued.....

RECORD OF PROCEEDINGS

1327

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 January 14, 2009

Continued:

A. Leslie Disher made a motion to hold the regularly scheduled Board of Trustees meetings on the second and fourth Wednesday of the month. All meetings to begin at 7:30 p.m. and to be held at the Waterville Township Hall, 621 Farnsworth Road, Waterville, Ohio. Seconded by Kyle J. Hertzfeld.

Motion Carried.

A. Leslie Disher made a motion to appoint Walter J. Celley and Dawn Sanderson as Solicitors for the Township of Waterville for 2009 at an hourly rate of \$110.00. Seconded by Brett T. Warner.

Motion Carried.

Investment Policy: In regards to a written investment policy as required by the Auditor of State's Office, be advised that the Waterville Township Board of Trustees did adopt by Resolution #1999-20 such an Investment Policy and it is on file at the Office of the Fiscal Officer of said Waterville Township. Be it further advised that the Fiscal Officer Kay Ann Robertson has attended and successfully completed the continuing education requirements of the Ohio Revised Code Section 135 and the Ohio Treasury's Center for Public Investment Management for 2008 and all other prior years since its implementation in 1997.

Public Records Policy: In regards to a written public records policy as outlined in Ohio Revised Code Chapter 149 - Documents, Reports and Records, be it advised that the Waterville Township Board of Trustees did adopt by Resolution #2007-21 such a Public Records Policy and it is on file at the Office of the Fiscal Officer of said Waterville Township.

RESOLUTION #2009-1 AUTHORIZING THE PAYMENT OF INSURANCE PREMIUMS FOR THE TRUSTEES, THE FISCAL OFFICER AND ALL FULL-TIME EMPLOYEES FROM TOWNSHIP FUNDS AS ORGINALLY ADOPTED IN 1988 AND EVERY SUCCEEDING YEAR.

Mr. A. Leslie Disher made a motion to adopt the following Resolution #2009-01:

WHEREAS, the Board of Trustees of the Township of Waterville, Lucas County, Ohio, finds that it would serve the best interests of the Township to pay the insurance premiums for the trustees, the fiscal officer and the full-time employees; now therefore,

BE IT RESOLVED, by the Board of Trustees of the Township of Waterville, Lucas County, Ohio, that pursuant to the Ohio Revised Code Section 505.60, the fiscal officer is hereby authorized to pay the insurance premiums for the trustees, the fiscal officer and the full-time employees from the appropriate township funds.

Mr. Brett T. Warner seconded Resolution #2009-01 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 January 14, 2009.

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

Sick Leave and Vacation Policy:

A. Leslie Disher made a motion that full-time employees accumulate sick time at a rate of 4.0 hours per pay period (twice monthly) with no maximum accumulation and a payment at retirement according to the sick leave policy adopted 11/28/07 Resolution #2007-18 which is on file with the fiscal officer. In regards to the earning of vacation time, the following applies:

- One (1) week after the completion of the first year.
Two (2) weeks after the completion of the second year.
Three (3) weeks after the completion of the seventh year.
Four (4) weeks after the completion of the fifteenth year.
Five (5) weeks after the completion of the twentieth year.

Seconded by Kyle J. Hertzfeld.

Motion Carried.

continued.....

Held at 7:30 p.m. at the Waterville Township Hall on January 14, 2009

Continued:

**A. Leslie Disher** made a motion that the mileage for travel outside of the Township of Waterville on official business be 50.5¢ per mile. Seconded by **Kyle J. Hertzfeld**.  
Motion Carried.

**A. Leslie Disher** made a motion that wages for road and cemetery workers, police chief and zoning staff be frozen until re-evaluation in June, 2009. Seconded by **Brett T. Warner**.  
Motion Carried.

**Kyle J. Hertzfeld** made a motion to hire Richard A. Ludwig as Road and Cemetery Superintendent for the period of one (1) year with the following conditions:

- 1) Pay to be \$17.00 per hour. Hire Date 7/10/1995.
- 2) Vacation to be three (3) weeks, with pay. 2008 carryover - 8.0 hours.
- 3) If more than one day of vacation is to be taken at one time, Chairman Brett T. Warner should be notified; or in his absence, Vice-Chairman Kyle J. Hertzfeld.
- 4) To be allowed four (4) sick time hours per pay, which may accumulate from year to year. 2008 carryover 78.0 hours.
- 5) Entitled to hospitalization and insurance.
- 6) Shall be allowed ten (10) **paid** legal holidays; as follows:

New Year's Day	01/01/2009	
Martin Luther King Day	01/19/2009	(3rd Monday in January)
President's Day	02/16/2009	(3rd Monday in February)
Memorial Day	05/25/2009	(Last Monday in May)
Fourth of July	07/04/2009	
Labor Day	09/07/2009	(1st Monday in September)
Columbus Day	10/12/2009	(2nd Monday in October)
Veteran's Day	11/11/2009	
Thanksgiving Day	11/26/2009	(4th Thursday in November)
Christmas Day	12/25/2009	

Seconded by **A. Leslie Disher**.  
Motion Carried.

**A. Leslie Disher** made a motion to hire Dennis H. Meyer as part-time Road and Cemetery Superintendent for a period of one (1) year, with the following conditions:

- 1) Pay to be \$10.32 per hour.
- 2) Should attend the regularly scheduled trustee meeting on the fourth Wednesday of the month and shall be paid two (2) hours straight-time for the meeting.
- 3) **NO** hospitalization or insurance.
- 4) **NO** sick time earned per pay.
- 5) **NO** paid vacation or paid legal holidays.

Seconded by **Brett T. Warner**.  
Motion Carried.

**A. Leslie Disher** made a motion that any seasonal Road and Cemetery labor shall be hired with the following conditions:

- 1) Pay to be \$8.00 per hour.
- 2) **NO** hospitalization or insurance.
- 3) **NO** sick time earned per hour.
- 4) **NO** paid vacation or paid legal holidays.

Seconded by **Brett T. Warner**.  
Motion Carried.

**A. Leslie Disher** made a motion to hire Kathleen M. Hartle as full-time Police Chief and D.A.R.E. Officer for a period of one year with the following conditions:

- 1) Pay to be \$24.05 per hour. Hire date 2/21/2002.
- 2) Vacation to be three (3) weeks, with pay. 2008 carryover 70.0 hours.
- 3) Allowed four (4) hours sick time per pay which may accumulate from year to year. 2008 carryover - 349.0 hours.
- 4) In lieu of hospitalization, \$2.00 has been added to the hourly wage. The \$2.00 per hour only applies to straight-time hours. Entitled to life insurance.
- 5) Shall be allowed ten (10) **paid** legal holidays, as listed previously.

Seconded by **Brett T. Warner**.  
Motion Carried.  
continued.....

Held at 7:30 p.m. at the Waterville Township Hall on January 14, 2009

Continued:

**A. Leslie Disher** made a motion to hire B. Eric Varner as a full-time police sergeant for a period of one (1) year, with the following conditions:

- 1) Pay to be \$17.74 per hour. Consider raise at hire date 2/20/2003.
- 2) Vacation to be two (2) weeks with pay. 2008 carryover - 40.0 hours.
- 3) Allowed four (4) hours sick time per pay which may accumulate from year to year. 2008 carryover - 456.50 hours.
- 4) Be entitled to hospitalization and insurance.
- 5) Shall be allowed ten (10) **paid** legal holidays, as listed previously.

Seconded by **Kyle J. Hertzfeld.**

Motion Carried.

**A. Leslie Disher** made a motion to hire David L. Krego as a full-time police officer for a period of one (1) year, with the following conditions:

- 1) Pay to be \$17.74 per hour. Consider raise at hire date 8/26/1996.
- 2) Vacation to be three (3) weeks, with pay. 2008 carryover - 0.0 hours.
- 3) Allowed four (4) hours sick time per pay which may accumulate from year to year. 2008 carryover - 402.0 hours.
- 4) Entitled to hospitalization and insurance.
- 5) Shall be allowed ten (10) **paid** legal holiday, as listed previously.

Seconded by **Brett T. Warner.**

Motion Carried.

**A. Leslie Disher** made a motion to hire Harry R. Kellett III as full-time police officer for a period of one (1) year, with the following conditions:

- 1) Pay to be \$12.00 per hour. Consider a raise at hire date 4/01/2008.
- 2) Vacation to be one (1) week, with pay. To be taken after 4/01/2009.
- 3) Allowed four (4) hours sick time per pay which may accumulate from year to year. 2008 carryover - 72.0 hours
- 4) Entitled to hospitalization and insurance.
- 5) Shall be allowed ten (10) **paid** legal holidays, as listed previously.

Seconded by **Brett T. Warner.**

Motion Carried.

**A. Leslie Disher** made a motion that part-time police officers be hired with the following conditions:

- 1) Pay to be in the range of \$9.00 to \$13.75 per hour.
- 2) **NO** hospitalization or insurance.
- 3) **NO** sick hours to be paid or to accumulate.
- 4) **NO** paid vacations or paid holidays.

Seconded by **Kyle J. Hertzfeld.**

Motion Carried.

**A. Leslie Disher** made a motion to pay Hanifan-Obenauf-Robinson, Inc. the sum of \$925.00 per month until 3/31/2009 - then \$975.00 for the lease of the Waterville Township Police Office at 8245 Farnsworth Road, Suite "B", Waterville, Ohio.

Seconded by **Kyle J. Hertzfeld.**

Motion Carried.

**A. Leslie Disher** made a motion that the furnishing of police uniforms is at the police chief's discretion and said uniforms shall remain the property of the Waterville Township Police Department. Seconded by **Brett T. Warner.**

Motion Carried.

**A. Leslie Disher** made a motion that part-time police officers shall be paid time and one-half for any legal holidays worked; and, full-time police officers shall be paid double-time for any legal holidays worked. Seconded by **Brett T. Warner.**

Motion Carried.

RESOLUTION #2009-02 APPOINTING THE WATERVILLE TOWNSHIP ZONING COMMISSION MEMBERS.

Mr. **A. Leslie Disher** moved the adoption of the following Resolution #2009-02:

**BE IT RESOLVED**, by the Board of Trustees for Waterville Township, Lucas County, Ohio, that the following residents of the unincorporated area of the Township of Waterville be appointed as members of the Waterville Township Zoning Commission:

continued.....

RECORD OF PROCEEDINGS

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 January 14, 2009

Continued:

- 1) Glenn A. Banas, for the term ending December 31, 2009; and,
- 2) Tom Wardell, for the term ending December 31, 2010; and,
- 3) Tom Overmyer, for the term ending December 31, 2011; and,
- 4) Daryl Powell, for the term ending December 31, 2012; and,
- 5) George J. Cole, for the term ending December 31, 2013.

Mr. Brett T. Warner 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. Watner,	Aye.

Adopted January 14, 2009.

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

RESOLUTION #2009-03 APPOINTING THE WATERVILLE TOWNSHIP BOARD OF ZONING APPEALS MEMBERS.

Mr. A. Leslie Disher moved the adoption of the following Resolution #2009-03:

**BE IT RESOLVED**, by the Board of Trustees for the Township of Waterville, Lucas County, Ohio, that the following residents of the unincorporated area of the Township of Waterville be appointed as members of the Waterville Township Board of Zoning Appeals:

- 1) Judith Overmyer, for the term ending December 31, 2009; and,
- 2) Paul Accettola, for the term ending December 31, 2010; and,
- 3) Stephen G. Tosh, for the term ending December 31, 2011; and,
- 4) James E. Fischer, for the term ending December 31, 2012; and,
- 5) Robert A. Hertzfeld, for the term ending December 31, 2013.

Mr. Brett T. Warner 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 January 14, 2009.

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

A. Leslie Disher made a motion that the expense for the Waterville Township Zoning Commission members and the expense for the Waterville Township Zoning Board of Appeals members for each regularly or specially held meeting be \$47.00 with the exception of the position of chairman of the zoning commission, whose expense shall be \$62.00 per meeting - regularly or specially held. The amount is to be paid as a reimbursement for expenses not a salary. Seconded by Brett T. Warner.

Motion Carried.

A. Leslie Disher made a motion to appoint Eric H. Gay as the zoning inspector for the Township of Waterville for a period of one (1) year with an annual salary of \$10,000.00 to be paid in ten (10) equal monthly installments which will exclude the months of February and March - at which time Inspector Gay will be in Florida and Assistant Zoning Inspector Joseph R. Bublick will be filling in for Inspector Gay. Seconded by Brett T. Warner.

Motion Carried.

A. Leslie Disher made a motion to appoint Joseph R. Bublick as the assistant zoning inspector for the Township of Waterville for a period of one (1) year with an annual salary of \$2,000.00 to be paid \$500.00 quarterly with the understanding that he will cover the time Zoning Inspector Eric H. Gay will be in Florida. Seconded by Brett T. Warner.

Motion Carried.

A. Leslie Disher made a motion to accept the bond of Joseph R. Bublick in the

continued.....

RECORD OF PROCEEDINGS

Held at 7:30 p.m. at the Waterville Township Hall on January 14, 2009

Continued:

amount of Five Thousand (\$5,000.00) dollars which is bound unto the Township of Waterville, Lucas County, Ohio. Seconded by Brett T. Warner.

Motion Carried.

A. Leslie Disher made a motion to appoint Fiscal Officer Kay Ann Robertson as the secretary for the Waterville Township Zoning Commission and the Waterville Township Board of Zoning Appeals for a period of one (1) year with the following conditions:

- 1) Pay to be \$11.00 per hour.
2) Travel expense to be 50.5¢ per mile for official business outside of the Township of Waterville.

Seconded by Kyle J. Hertzfeld.

Motion Carried.

A. Leslie Disher made a motion to ratify the five-year fire contract with the Village of Waterville which began on January 1, 2004, and will end December 31, 2009, at midnight. The contract contains provisions for rate increases if there is construction of any developments or if their dispatching fees are increased. The amounts are as follows:

2009 - \$86,666.00 payable \$43,333.00 on 01/31/2009 \$43,333.00 on 06/30/2009.

Seconded by Brett T. Warner.

Motion Carried.

A. Leslie Disher made a motion to ratify the three-year fire contract with the Village of Whitehouse which began on July 1, 2007, and will end June 30, 2010, the amounts are as follows:

2009 - \$53,000.00 payable \$25,750.00 on 01/31/2009 \$27,250.00 on 06/30/2009.
2010 - \$27,250.00 payable on 01/31/2010.

Seconded by Kyle J. Hertzfeld.

Motion Carried.

A. Leslie Disher made a motion to appoint Waterville Village Fire Chief Steven Parsons as the Fire Prevention Officer for the Waterville Fire District for the year 2009; and, to appoint the Whitehouse Village Fire Chief Daryl Mc Nutt as the Fire Prevention Officer for the Whitehouse Fire District for the year 2009.

Seconded by Kyle J. Hertzfeld.

Motion Carried.

A. Leslie Disher made a motion to ratify the trash and recycling contract with Fondessy Enterprises at a cost of \$3,467.50 for 550 homes on a twice monthly basis in the unincorporated portion of Waterville Township..

Seconded by Kyle J. Hertzfeld.

Motion Carried.

RESOLUTION #2009-04 ADOPTING THE WATERVILLE TOWNSHIP ANNUAL PERMANENT APPROPRIATIONS.

Mr. A. Leslie Disher moved the adoption of the following Resolution #2009-04:

BE IT RESOLVED, by the Board of Trustees of Waterville Township, Lucas County, Ohio, that to provide for the current expenses and other expenditures of said Board of Trustees, during the fiscal year ending December 31, 2009, the following sums be and the same are hereby set aside and appropriated for the several purposes for which expenditures are to be made for and during the said fiscal year, as follows:

Table with 3 columns: Code, Description, Amount. Includes rows for Salaries - Trustees (\$34,250.00), Township Fiscal Officer (\$19,890.00), Legal Counsel (\$30,000.00), Retirement System (\$7,000.00), Medicare (\$500.00), Medical/Hospitalization (\$13,000.00), Workers' Compensation (\$15,000.00), Auditing Services (\$5,000.00), and Uniform Accounting Network Fees (\$5,000.00).

continued.....

## RECORD OF PROCEEDINGS

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 January 14, 2009

Continued:

1000-110-314-0000	Tax Collection Fees	\$	8,000.00
1000-110-315-0000	Election Expense		3,000.00
1000-110-319-0000	Other - Professional and Technical Services		5,000.00
1000-110-330-0000	Travel and Meeting Expense		5,000.00
1000-110-342-0000	Postage		3,000.00
1000-110-344-0000	Printing		1,000.00
1000-110-345-0000	Advertising		1,000.00
1000-110-382-0000	Liability Insurance Premiums		3,000.00
1000-110-410-0000	Office Supplies		2,000.00
1000-110-430-0000	Small Tools and Minor Equipment		1,000.00
1000-110-519-0000	Other - Dues and Fees		1,000.00
1000-110-591-0000	Contributions to Other Organizations		100.00
1000-110-599-0000	Other Expenses		4,224.80
1000-120-323-0000	Repairs and Maintenance		5,000.00
1000-120-341-0000	Telephone		500.00
1000-120-351-0000	Electricity		500.00
1000-120-352-0000	Water and Sewage		500.00
1000-120-353-0000	Natural Gas		2,000.00
1000-130-190-0000	Other - Salaries		25,000.00
1000-130-345-0000	Advertising		2,000.00
1000-130-410-0000	Office Supplies		1,000.00
1000-130-599-0000	Other Expenses		5,000.00
1000-240-370-0000	Payment to Another Political Subdivision		1,000.00
1000-310-360-0000	Contracted Services		10,000.00
1000-330-360-0000	Contracted Services		50,000.00
1000-330-420-0000	Operating Supplies		5,000.00
1000-420-370-0000	Payment to Another Political Subdivision		15,000.00
1000-760-740-0000	Machinery, Equipment and Furniture		1,000.00
1000-760-750-0000	Motor Vehicles		50,000.00

Fund Total \$ 340,464.80

## 2011 - MOTOR VEHICLE LICENSE TAX FUND - 2011

2011-330-323-0000	Repairs and Maintenance	\$	2,899.69
2011-330-420-0000	Operating Supplies		1,000.00
2011-330-430-0000	Small Tools and Minor Equipment		1,000.00

Fund Total \$ 4,899.69

## 2021 - GASOLINE TAX FUND - 2021

2021-330-190-0000	Other - Salaries	\$	42,000.00
2021-330-211-0000	Ohio Public Employees Retirement System		6,000.00
2021-330-213-0000	Medicare		700.00
2021-330-221-0000	Medical/Hospitalization		18,300.00
2021-330-323-0000	Repairs and Maintenance		5,000.00
2021-330-420-0000	Operating Supplies		7,749.27
2021-330-430-0000	Small Tools and Minor Equipment		5,000.00
2021-760-740-0000	Machinery, Equipment and Furniture		35,000.00

Fund Total \$ 119,749.27

## 2031 - ROAD AND BRIDGE FUND - 2031

2031-330-190-0000	Other - Salaries	\$	20,000.00
2031-330-211-0000	Ohio Public Employees Retirement System		8,000.00
2031-330-213-0000	Medicare		800.00
2031-330-221-0000	Medical/Hospitalization		30,000.00
2031-330-323-0000	Repairs and Maintenance		15,000.00
2031-330-341-0000	Telephone		600.00
2031-330-351-0000	Electricity		1,000.00
2031-330-352-0000	Water and Sewage		1,000.00
2031-330-353-0000	Natural Gas		3,600.00
2031-330-360-0000	Contracted Services		60,000.00
2031-330-381-0000	Property Insurance Premiums		7,000.00
2031-330-420-0000	Operating Supplies		5,830.55
2031-330-430-0000	Small Tools and Minor Equipment		4,000.00

continued.....

# RECORD OF PROCEEDINGS

1333

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 January 14, 2009

Continued:

2031-760-740-0000	Machinery, Equipment and Furniture	\$ 4,000.00
2031-760-750-0000	Motor Vehicles	7,000.00
2031-820-820-0000	Principal Payments - Notes	<u>2,981.95</u>
	Fund Total	\$ 170,812.50
2041 - CEMETERY FUND - 2041		
2041-410-190-0000	Other - Salaries	\$ 10,000.00
2041-410-211-0000	Ohio Public Employees Retirement System	2,000.00
2041-410-213-0000	Medicare	300.00
2041-410-221-0000	Medical/Hospitalization	100.00
2041-410-323-0000	Repairs and Maintenance	8,900.00
2041-410-351-0000	Electricity	150.00
2041-410-420-0000	Operating Supplies	3,000.00
2041-410-430-0000	Small Tools and Minor Equipment	1,000.00
2041-410-599-0000	Other Expenses	190.51
2041-760-740-0000	Machinery, Equipment and Furniture	<u>9,000.00</u>
	Fund Total	\$ 34,640.51
2071 - GARBAGE AND WASTE DISPOSAL DISTRICT FUND - 2071		
2071-320-360-0000	Contracted Services	<u>\$ 122,070.73</u>
	Fund Total	\$ 122,070.73
2081 - POLICE DISTRICT FUND - 2081		
2081-210-190-0000	Other - Salaries	\$ 265,000.00
2081-210-211-0000	Ohio Public Employees Retirement System	35,000.00
2081-210-213-0000	Medicare	3,000.00
2081-210-221-0000	Medical/Hospitalization	25,000.00
2081-210-318-0000	Training Services	3,000.00
2081-210-319-0000	Other - Professional and Technical Services	5,000.00
2081-210-321-0000	Rents and Leases	15,000.00
2081-210-323-0000	Repairs and Maintenance	10,000.00
2081-210-341-0000	Telephone	3,500.00
2081-210-342-0000	Postage	200.00
2081-210-351-0000	Electricity	1,500.00
2081-210-353-0000	Natural Gas	1,000.00
2081-210-381-0000	Property Insurance Premiums	3,500.00
2081-210-382-0000	Liability Insurance Premiums	3,000.00
2081-210-410-0000	Office Supplies	2,300.00
2081-210-420-0000	Operating Supplies	25,000.00
2081-210-430-0000	Small Tools and Minor Equipment	5,000.00
2081-210-599-0000	Other Expenses	1,472.87
2081-760-740-0000	Machinery, Equipment and Furniture	5,000.00
2081-760-750-0000	Motor Vehicles	<u>30,000.00</u>
	Fund Total	\$ 442,472.87
2111 - FIRE DISTRICT FUND - 2111		
2111-220-370-0000	Payment to Another Political Subdivision	<u>\$ 266,388.67</u>
	Fund Total	\$ 266,388.67
2231 - PERMISSIVE LICENSE TAX FUND - 2231		
2231-330-420-0000	Operating Supplies	\$ 12,000.00
2231-330-430-0000	Small Tools and Minor Equipment	<u>1,101.98</u>
	Fund Total	\$ 13,101.98
2261 - LAW ENFORCEMENT TRUST FUND - 2261		
2261-210-599-0000	Other Expenses	<u>\$ 1,010.00</u>
	Fund Total	\$ 1,010.00
2271 - LAW ENFORCEMENT EDUCATION FUND - 2271		
2271-210-599-0000	Other Expenses	<u>\$ 280.27</u>
	Fund Total	\$ 280.27

continued.....



## RECORD OF PROCEEDINGS

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 January 14, 2009

Continued:

2901 - DRUG ABUSE RESISTANCE EDUCATION FUND - 2901		
2901-290-190-0000 Other - Salaries	\$	12,000.00
2901-290-321-0000 Rent and Leases		100.00
2901-290-342-0000 Postage		50.00
2901-290-410-0000 Office Supplies		300.00
2901-290-420-0000 Operating Supplies		13,500.00
2901-290-599-0000 Other Expenses		818.63
		<hr/>
Fund Total	\$	26,768.63
4401 - PUBLIC WORKS COMMISSION FUND - 4401		
4401-820-820-0000 Principal Payments - Notes		3,000.00
		<hr/>
Fund Total	\$	3,000.00
<b>FUND RECAPITULATION:</b>		
1000 - General Fund	\$	340,464.80
2011 - Motor Vehicle License Tax Fund		4,899.69
2021 - Gasoline Tax Fund		119,749.27
2031 - Road and Bridge Fund		170,812.50
2041 - Cemetery Fund		34,640.51
2071 - Garbage and Waste District Fund		122,070.73
2081 - Police District Fund		442,472.87
2111 - Fire District Fund		266,388.67
2231 - Permissive Tax Fund		13,101.98
2261 - Law Enforcement Trust Fund		1,010.00
2271 - Law Enforcement Education Fund		280.27
2901 - Drug Abuse Resistance Education Fund		26,768.63
4401 - Public Works Commission Fund		3,000.00
		<hr/>
GRAND TOTAL ALL FUNDS	\$	1,545,659.92

Mr. **Brett T. Warner** 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 January 14, 2009.

Attest:

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

This concludes the organizational portion of the meeting.

**MINUTES:**

The minutes for the December 23, 2008, meeting had been prepared by Fiscal Officer Kay Ann Robertson and sent to each trustee prior to the meeting:

**A. Leslie Disher** made a motion to dispense with the reading of the minutes of the December 23, 2008, meeting and to approve the minutes with no additions, deletions or corrections. Seconded by **Brett T. Warner**.

**RECEIPTS:**

219-08 - Fifth Third Bank - December interest on autosweep	\$	206.90
001-09 - Barbara and Michael Kromer - Permit #2008-40 - Pole barn		100.00
002-09 - Banas Construction - Permit #2008-42 - Fence		50.00
003-09 - Maison-Dardenne Funerals - Sharon Stec opening - Whitehouse		300.00
004-09 - Lucas County Auditor - December allocation		4,532.23
005-09 - Lucas County Auditor - December allocation		5,846.79
006-09 - Lucas County Auditor - 2008 \$10,000.00 exemption		257.60
007-09 - Maumee Municipal Court - December police fines		840.00
008-09 - Sujkowski Funeral Home - Jane Stover opening - Whitehouse		400.00
009-09 - Peinert Funeral Homes - E. Grabowski opening - Whitehouse		400.00
		<hr/>
	\$	12,933.52

continued.....

Held at 7:30 p.m. in the Waterville Township Hall on January 14, 2009

Continued:

**WARRANTS:**

#31842 - Jonathan D. Burkett - Police wages	\$ 450.81
#31843 - Kathleen M. Hartle - Police and D.A.R.E. wages	1,713.01
#31844 - Russell E. Heger - Police wages	257.73
#31845 - Harry R. Kellett III - Police wages	848.66
#31846 - David L. Krego - Police wages	1,438.62
#31847 - Richard A. Ludwig - Supt. wages	1,277.65
#31848 - Dennis H. Meyer - Road labor	702.58
#31849 - Brian A. Petrell - Cemetery labor	34.35
#31850 - Kay Ann Robertson - Fiscal officer salary and zoning wages	878.02
#31851 - B. Eric Varner - Police wages	1,275.18
#31852 - Michelle L. Vollmar - Police wages	68.50
#31853 - Ohio Public Employees Retirement System - Dec. retirement	6,982.96
#31854 - Celley & Sanderson LLP - December solicitor fees	1,329.00
#31855 - Medical Mutual of Ohio - February hospitalization	6,022.86
#31856 - Treasurer of State of Ohio - 4th quarter UAN fees	795.00
#31857 - Lucas Soil & Water District - 2009 appropriation	2,500.00
#31858 - Eric H. Gay - Zoning mileage, parking and meeting expense	70.89
#31859 - Lucas County Township Association - Annual dinner meeting	125.00
#31860 - The Mirror - Trustee zoning notices	192.00
#31861 - Lucas County Township Association - Gay and Cole dues	24.00
#31862 - Toledo Regional Chamber of Commerce - 2009 dues	377.95
#31863 - Treasurer of Lucas County - Noward Road real estate taxes	80.76
#31864 - Lisa L. Cole - December clean Hall and Police Station	40.00
#31865 - Village of Waterville - December water and sewer	30.64
#31866 - Waterville Gas Company - December heat	711.75
#31867 - George J. Cole - 2008 meeting expense	620.00
#31868 - Thomas G. Overmyer - 2008 meeting expense	517.00
#31869 - Glenn A. Banas - 2008 meeting expense	564.00
#31870 - Thomas R. Wardell - 2008 meeting expense	517.00
#31871 - Daryl Powell - 2008 meeting expense	470.00
#31872 - Paul Accettola - 2008 meeting expense	141.00
#31873 - James E. Fischer - 2008 meeting expense	141.00
#31874 - Judith Overmyer - 2008 meeting expense	141.00
#31875 - Robert A. Hertzfeld - 2008 meeting expense	141.00
#31876 - Stephen G. Tosh - 2008 meeting expense	47.00
#31877 - Toledo Edison - January street lighting	163.43
#31878 - Toledo Edison - January Coventry Glen street lighting	386.76
#31879 - Poggemeyer Design Group - Updates to land use plan	2,747.81
#31880 - Whitehouse Auto & Hardware - January repairs	29.11
#31881 - General Pro Hardware - January shop supplies	77.43
#31882 - Kalida Truck Equipment - Equipment repairs	499.43
#31883 - Lucas County Engineers - Whitehouse-Spencer Road project	1,196.78
#31884 - Mc Cabe Power Equipment - Equipment repairs	26.50
#31885 - Treasurer of Lucas County - Wakeman special assessments	9.36
#31886 - Criminal Justice Coordinating Council - Professional svcs.	2,475.00
#31887 - Waterville Township Police Chief - Misc. police expenses	193.44
#31888 - Whitehouse Apothecary - Police office supplies	3.67
Total	\$ 39,335.64

**Kyle J. Hertzfeld** 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:**

**Dennis Tippie:** Swanton Township Trustee Dennis Tippie currently serves as the township's representative to the Lucas County Improvement Corporation (L.C.I.C.) It is a new year and Mr. Tippie is willing to continue to serve. He also states the L.C.I.C. is moving toward the private sector and the various political subdivisions would be in an advisory capacity:

**Brett T. Warner** made a motion to appoint Swanton Township Trustee Dennis Tippie to represent Waterville Township at the 2009 L.C.I.C. meetings. Seconded by **A. Leslie Disher.**

Motion Carried.

continued.....

Held at 7:30 p.m. at the Waterville Township Hall on January 14, 2009

Continued:

Mr. Tippie was faxed notice of the appointment.

George Cole: Mr. Cole currently serves as chairman of the Waterville Township Zoning Commission and had several subjects he wished to cover:

- a) Mr. Cole wished to commend the road workers for the fine job they are doing on the township roads - great job!
- b) The committee working on the updates to the township land use plan is almost finished. He is suggesting that before having a public hearing, the committee present it to the trustees. He is suggesting the February 25th meeting date. He also wanted to point out that when the new FEMA flood plain maps come out, how things are now done in the township could be drastically changed.
- c) Due to unforeseen circumstances, the updates are taking more resources than first planned and will cost more than the estimate of \$12,000.00. Mr. Cole says Poggemeyer's is asking for an additional \$2,500.00:

Brett T. Warner made a motion to extend Poggemeyer Design Group's contract to include an additional \$2,500.00 for unforeseen costs. Seconded by A. Leslie Disher.

Motion Carried.

d) Lastly, Mr. Cole is strongly suggesting that the township trustees appoint an architectural review committee to oversee development as it occurs. He feels that the zoning commission does not have the expertise to handle this. Solicitor Walt Celley stated he would draft language to accomplish the appointments.

PUBLIC HEARING - Z22-C113 - BORROW PIT AMENDMENT:

The public hearing on the borrow pit amendment was advertised for this date and time. The borrow pit language as it had been received from the Waterville Township Zoning Commission had met with great opposition from O.D.O.T.; the Lucas County Plan Commission; and, the excavating contractors. They felt that the special use permit application process could delay the construction by months and add millions to the project cost. The following is a more workable adaptation of the original proposed amendment:

Section 2.1 Definitions:

**Borrow Pit:** A borrow pit is a term used in construction and civil engineering. It describes an area where material (usually soil, gravel or sand) has been dug for use at another location. The term is literal - meaning a pit from where material was borrowed, although without an implication of someday returning the material.

Section 9.27 Extraction of Minerals from Borrow Pits:

The construction and operation of borrow pits for highway construction purposes creates a real or substantial risk to the public health, safety or general welfare of the Township's citizens and the regulation thereof is deemed necessary in the interest of public health and safety.

9.27.1 General Requirements:

- a) The term "minerals" shall have the same definition as minerals are defined in ORC 1514.01(B).
- b) The extraction of minerals from borrow pits for highway construction purposes is a permitted use in all zoning districts, shall require a site plan review as described in this Section and is subject to all of the applicable provisions of this Zoning Resolution.
- c) The application for a borrow pit site plan review shall contain sufficient detail to demonstrate that the borrow pit meets or exceeds all applicable design and development provisions required under Section 10 of this Zoning Resolution.
- d) The application for a borrow pit site plan review shall include the names, addresses, email addresses and telephone numbers of the property owner, applicant and the primary contractor or contractors who will be involved in all aspects of extraction, reclamation and site work, along with evidence of a contract or contracts to provide extracted minerals for highway construction purposes.

continued.....

Held at 7:30 p.m. at the Waterville Township Hall on January 14, 2009

Continued:

**9.27.2 Area and Design Requirements:**

- a) The size of a borrow pit shall be determined by the parcel's location, existing structures on the parcel and availability of minerals therefore the size is not restricted.
- b) Borrow pits shall be graded not to exceed four (4) feet in height so it will not obstruct an adjoining property owner's view.
- c) The side slopes of a borrow pit shall not exceed a 3:1 ratio horizontal to vertical. This ratio shall be maintained to a minimum depth of 17 feet.
- d) Drainage calculations, sediment and erosion control methods shall be submitted as part of the site plan.
- e) A detailed site grading plan shall be submitted for approval. The plan will include existing and proposed grades and grades for the land abutting the proposed development from the development boundaries for a distance of approximately one hundred feet (100'). All storm drainage must be directed internal and not runoff on to adjacent properties unless approved by the Lucas County Drainage Engineer. The grading plan must be based on Lucas County datum.
- f) If disturbing more that one acre of land, an Ohio EPA, NPDES permit is required and provisions for water quality, sediment and erosion control shall be provided in accordance of this permit.
- g) The application for a borrow pit site plan review shall have a landscape plan attached.
- h) If a borrow pit is deemed to pose a safety hazard because of the density of development or in close proximity to a road in the vicinity of the parcel, the township may require temporary or permanent perimeter fencing and/or a vehicle barrier guardrail.
- i) Any borrow pit approved hereunder must be fully extracted within eighteen (18) months after extraction activities are commenced.
- j) Final landscaping and any required fencing must be completed within twenty-four (24) months after extraction activities are commenced.
- k) All borrow pit extraction activities shall be performed under a bond or other acceptable security, not to exceed \$500.00 per acre, calculated on the total number of acres in the site plan parcel, as the Township shall determine. Said bond shall be payable to the Township in the event any property owner, applicant or the primary contractor or contractors are determined by the Zoning Inspector to be in substantial violation of the terms or conditions of this Township Zoning Resolution and any conditions established by the Trustees under the procedure herein. No extraction activities shall commence until said bond has been approved or waived by formal action of the Board of Trustees.
- l) The Board of Trustees may also require as a condition of approval, the following specific measures:
  - 1. Inspections of nearby structures and water wells to determine structural integrity and water levels.
  - 2. Compliance with Ohio EPA, ODNR, US Army Corps and other applicable federal, state and local laws and regulations.
  - 3. Identification of specific roads, as approved by the Lucas County Engineer to be used as the primary means of ingress and egress from the proposed facility.
  - 4. Compliance with reasonable noise abatement measures.
  - 5. Compliance with reasonable dust abatement measures.
  - 6. Any other measures reasonably related to public health and safety.
- m) The hours of borrow pit operation shall be limited to the following:
 

Monday through Friday:	7:00 a.m. to 7:00 p.m.
Saturday:	7:00 a.m. to 5:00 p.m.
Sunday:	Not permitted.

continued.....

Held at 7:30 p.m. at the Waterville Township Hall on January 14, 2009

Continued:

**9.27.3 Setback:**

- a) A borrow pit shall have 100 foot minimum setback from the centerline of public roadway right-of-way.
- b) The minimum side yard setback is 25 feet.
- c) The minimum setback for borrow pits from septic systems or leach fields is 100 feet.

**9.27.4 Refilling:**

The refilling of an area which has been excavated for the development of a borrow pit shall be considered waste disposal and shall meet the requirements as set forth by the Lucas County Board of Health for solid waste disposal under ORC 3734.05.

**9.27.5 Administrative Procedure for Borrow Pit Site Plan Review:**

- a) The applicant shall submit to the Zoning Inspector not less than 15 copies of the site plan application with standard full size drawings attached and not less than 15 additional copies, with attached drawings which may reduce to 11 X 17 size. The application fee for the borrow pits site plan review shall be \$500.00, due at the time the application is filed with the Zoning Inspector.
- b) The Zoning Inspector shall deliver 14 standard full size copies of the application to the Lucas County Plan Commission Staff within (3) business days after date of receipt; and, within the same period shall deliver the remainder of the copies to the Township Fiscal Officer for distribution to the Trustees, Solicitor and Zoning Commission members. The Zoning Inspector shall retain (1) reduced size copy and place the remaining full size copy in the Township Hall for public inspection.
- c) Within (5) business days after delivery by the Zoning Inspector, the Fiscal Officer shall establish a public administrative hearing on the application for the Board of Trustees and submit a Notice of Hearing for publication in one or more newspapers of general circulation in the Township at least (10) days prior to the date of said hearing. The notice shall conform to the requirements of the §15.2.5(a) of the Zoning Resolution and written notice shall be given in accordance with §15.2.5(b) of the Zoning Resolution. Applicant to provide all necessary copies.
- d) The property which is the subject of the application shall be posted by the applicant with on-site notices in accordance with §15.2.5(c) of the Zoning Resolution.
- e) Comments from Lucas County agencies or offices shall be in writing and shall be received by the Township Fiscal Officer, for distribution within the Township, not less than (5) days prior to the Trustees' public administrative hearing.
- f) Comments from the Zoning Commission may be in writing submitted to the Township Fiscal Officer not less than (5) days prior to the Trustees' public administrative hearing or may be received as testimony at the hearing from a representative of the Zoning Commission.
- g) The Township Trustees may conduct the administrative public hearing in conjunction with a regular or special meeting.
- h) At the hearing, the Trustees shall permit the applicant to present evidence to support the application and shall permit adjoining property owners to give specific and direct testimony concerning potential impacts of the site plan on their property; and the following standards shall apply:
  - 1. Witnesses must be placed under oath.
  - 2. Witnesses must be subject to examination and cross-examination.
  - 3. Witnesses must testify to relevant facts, not unsubstantiated opinions and be subject to cross-examination.
  - 4. The Trustees may limit or restrict testimony of a repetitive or speculative nature.

continued.....

RECORD OF PROCEEDINGS

1339

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 January 14, 2009

Continued:

- 5. Technical matters should rest on demonstrably accurate foundation.
- 6. Substantial compliance with application and hearing procedures is adequate compliance.
- i) After allowing testimony, the Trustees may close the evidentiary portion of the hearing and conduct public deliberations among the Trustees.
- j) The Trustees shall render a written decision within (10) days after the administrative public hearing.
- k) The Trustees may approve, deny or modify the site plan.
- l) The decision of the Trustees shall be delivered to the Zoning Inspector who shall notify the applicant.

COMMENTS - BORROW PITS:

Walt Celley: Everyone was given a copy of the draft proposal and Township Solicitor Walt Celley briefly explained the highlights of the amendment.

Stan Allen: Mr. Allen asked when the low bidder can submit an application and was told the amendment becomes effective in (30) days. How complex the landscape plan needs to be depends on where the borrow pit is on the property in relationship to its surroundings - out in the middle of a sixty acre farm is not going to need as much as right next door to a subdivision.

Mike Gramza: O.D.O.T. representative Mike Gramza stated that they would delay the bid opening two weeks to allow the amendment to take effect thus making sure no referendum was filed.

Stan Allen: Beaver Excavating representative Allen questioned 9.27.5 refilling. Molly Maguire stated all county regulations would apply.

Larry Winkleman: Miller Brothers representative Larry Winkleman asked about where to get the information for the site plan review. It is Section 10 in the Waterville Township Zoning Resolution and can be found on the township website at [www.watervilletownship.com](http://www.watervilletownship.com).

Walt Celley: If anyone has specific questions, they can contact him, Molly or Inspector Eric Gay.

Lonnie Perry: In response to Mr. Perry's question about filling in the floodplain, Lucas County Planner Molly Maguire responded by saying they would need to contact John Walters at the county health department for their approval. FEMA would also be involved and those incidences are decided on a case-by-case basis.

Rich Hertzfeld: In regards to the water quality of the ponds, permits are needed from the county.

Tom Welsh: Beaver Excavating representative Tom Welsh questioned what happens if the borrow pit is not done in the (24) month time frame and Solicitor Walt Celley stated the township is willing to work with the contractors.

Mike Gramza: In regards to the language in the amendment concerning the bond requirement, Solicitor Celley said the township would accept the bond posted with O.D.O.T. in lieu of one to the township.

Brett Warner: Trustee Warner wished to state that their intent to have more control over the borrow pits was not to delay the project but to protect the interests of the township residents and to at least give them a voice.

A. Leslie Disher made a motion to approve the amendment to the Waterville Township Zoning Resolution regarding borrow pits (Section 9.27). Seconded by Kyle J. Hertzfeld.

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

Effective February 13, 2009.

Attest: Kay Ann Robertson  
Kay Ann Robertson, Fiscal Officer  
for the Township of Waterville.

continued.....

Held at 7:30 p.m. at the Waterville Township Hall on January 14, 2009

Continued:

**PUBLIC HEARING - Z22-C122 - METROPARKS BLUE CREEK SPECIAL USE PERMIT:**

The public hearing for the application for the Metroparks Blue Creek Conservation Area parcels located at 10708 Neapolis-Waterville Road, 0 Neapolis-Waterville Road, 7700 Schadel Road and 7795 Schadel Road in Waterville Township was advertised for this date and time.

**STAFF ANALYSIS:**

The request is for a special use permit for the Blue Creek Conservation Area to provide a park that will offer educational and passive recreational opportunities at 10708 Neapolis-Waterville Road, 0 Neapolis-Waterville Road, 7700 Schadel Road and 7795 Schadel Road in Waterville Township. The applicant Russ Schifferly, is the Metroparks representative for this project.

The site plan submitted includes hike and bike trails, shelter houses, a green-space preserve, farmland to include developing an educational complex. The existing roads and parking spaces will be utilized to include an additional 154 parking spaces to be constructed. Port-o-johns will be used on site until the restrooms are constructed and a park sign will be placed on the site. There is no lighting plan for the site and the hours of operation will be from dawn or 7 AM to dusk. The existing structures on the site will be renovated at a later date.

The Metroparks has partnered with Lucas Soil and Water Conservation for farming, growing native grasses and composting. Also, Nature's Nursery that offers rehabilitation of wild animals will remain on site. The park plans to open to the public in 2015 or later due to availability of funds for the improvements.

The Metroparks held five public meetings since 2001 to discuss future development of the park and to establish a general plan. The comments received assisted with the development of the land and recreational uses that are laid out within the park.

The Waterville Township Zoning Resolution states the purpose of a Special Use Permit is to allow for uses entirely private in character which, because of their peculiar locational needs or the nature of the service they offer to the public, may have to establish a district or districts, in which they cannot reasonably be allowed as permitted use under the zoning regulation. The request for a Special Use Permit will be within the guidelines as stated in the township resolution for the stated use. The Waterville Township Land Use Plan has this site shown as parkland.

**PLANNING COMMISSION RECOMMENDATION:**

The Lucas County Planning Commission recommends an approval of the Special Use Permit request for 366.419 acres located at 10708 Neapolis-Waterville Road, 0 Neapolis-Waterville Road, 7700 Schadel Road and 7795 Schadel Road to the Waterville Township Zoning Commission and Township Trustees with the following nine (9) conditions:

**Whitehouse Fire Department:**

1) All future buildings and driveway plans are to be reviewed by the Whitehouse Fire Department for evaluation.

**Lucas County Engineer:**

2) The plan submitted for review is an overall conceptual site plan for the proposed project. Upon the submittal of detailed construction plans for each phase of the project, a detailed review will be performed by the Lucas County Engineers Office with detailed comments provided. Below are some general comments regarding the overall project.

3) The proposed access to Schadel Road shall follow the requirements of the Lucas County Access Management Regulations. An access permit application shall be submitted to the Lucas County Engineer's Office for review and approval.

4) The limits of the 100-year floodplain and floodway for Blue Creek shown are based on the 2000 FEMA Flood Map. This map is currently in the process of being updated and the limits of floodplain and floodway could change on this revision.

continued.....

RECORD OF PROCEEDINGS

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 January 14, 2009

Continued:

5) A permit shall be obtained from the Lucas County Building Regulations Department for any work within the 100-year floodplain or floodway. Per the Lucas County Flood Damage Prevention Regulations there is a required 100' riparian setback for Blue Creek and this should be shown and included with the plan.

6) Storm drainage calculations shall be submitted for review and approval. An internal drainage system with storm water retention to limit peak discharges to "undeveloped" conditions is required. Storm sewer culverts for road or trail crossings of all creeks or ditches shall be sized as approved by the Lucas County Engineer's Office.

Plan Commission Staff:

7) Submit sign detail to the Zoning Inspector when available and location has been determined.

8) No permits shall be issued until arrangements are satisfactory to the Waterville Township Zoning Inspector has been made for compliance with the conditions as set forth above.

Lucas County Building Regulations:

9) All remodeling or renovation of existing buildings and all new construction, including plumbing, electrical and HVAC system work shall require permits from Lucas County Building Regulations Department.

COMMENTS:

None.

Brett T. Warner made a motion to approve the Metroparks Blue Creek Conservation Area special use permit for 366.419 acres located at 10708 Neapolis-Waterville Road, 0 Neapolis-Waterville Road, 7700 Schadel Road and 7795 Schadel Road in Waterville Township. Seconded by Kyle J. Hertzfeld.

Motion Carried.

SPECIAL PRESENTATION:

None.

OLD BUSINESS:

None.

NEW BUSINESS:

1) Trustee Les Disher mentioned that he had been advised that the Black Swamp Customs Shop, 10075 Waterville Street, Whitehouse, Ohio. would like a street light on Finzel Road. They spoke to the Village of Whitehouse first because their business is in the village; however, the post that a street light would be mounted on is in the township. Toledo Edison is stating that the township would need to give their approval. The trustees agreed to table the matter until they could each take a look at the situation.

2) The fire contract with the Village of Waterville expires on 12/31/09 and the Village of Whitehouse on 6/30/10. We should probably begin talks soon.

FISCAL OFFICER - CORRESPONDENCE:

1) From Michael Gramza, District Construction Engineer for O.D.O.T., a request for a noise waiver in advance of the bid for work involving the construction of bridge decks for the US 24 project. The decks have to be placed under favorable atmospheric conditions. Deck pours normally take one evening in each direction. Also, from Mr. Gramza, a request to notify O.D.O.T. in advance if we know of any roads within the vicinity of the project that will be restricted from use as a haul route. Walt Celley will notify Mr. Gramza of the following:

- a) Vollmar Road between Hertzfeld and Bailey Roads.
- b) Cemetery Road between SR 64 and Weckerly Road.
- c) Noward Road Between US 24 and SR 64.

2) From the United States Department of Commerce U.S. Census Bureau, a request for a list of township emergency and transitional shelters for people experiencing homelessness, soup kitchens and regularly scheduled mobile food vans. The form was completed and returned on 1/7/09.

continued.....

Held at 7:30 p.m. at the Waterville Township Hall on January 14, 2009

## Continued:

3) From the Ohio Bureau of Workers' Compensation, notice of calculation of rates for 2009 policy year. Premium rate per \$1 of payroll reported would have been 0.056761 but by belonging to a group, the township rate is 0.029860, which saves the township nearly 50%.

4) From the Frank Gates Company, a notice of an Ohio Workers' Compensation Seminar at the Perrysburg Holiday Inn French Quarter on May 28, 2009.

5) From Maumee Municipal Court, check number 24022 in the amount of \$840.00 for police fines collected for December 2009.

6) From Ohio Public Employees Retirement System, their annual statement delivery schedule and reminders. Also from OPERS, the revised employer payment remittance advise.

7) From the Whitehouse Fire Department, the fire and rescue calls for the 2008 4th quarter. In comparing the calls to the ones listed on the Waterville Fire Department report (5) out of the (22) listed are duplicated.

8) From the Waterville Fire Department, the fire and rescue calls for the 2008 4th quarter. They have (16) listed and (5) are on Whitehouse's report.

POLICE:

1) Wages for 2008 were frozen so that Chief Hartle could assess her budget and get acclimated to her new role as chief. 2008 ended on a positive note better than 2007 even though two (2) vehicles were purchased. She says she will be doing a maximum of 2% raises on the police employees. She has plans to order one (1) new vehicle and hire an additional part-time employee.

2) The resident on Davis Road that was having problems with a passerby says that with the bad weather, the problem has ceased. Should it resume in the spring, he will probably hire an off-duty officer to monitor the situation.

ROAD AND CEMETERY:

Superintendent Richard Ludwig has been using his own personal snow plow on the garden tractor to remove snow from the township sidewalks. He now needs it at home and is asking the township to purchase a snow blower to do the task. He obtained two (2) bids:

a) General Pro Hardware	CCR 2450 20" snow blower	\$600.00
b) Mc Cabe Equipment	2210-E snow blower	539.25

Kyle J. Hertzfeld made a motion to purchase a Model 38584 Power Clear 2210-E, 2009 model snow blower from Mc Cabe Outdoor Power at a cost of \$539.25 for use in the cemetery. Seconded by A. Leslie Disher.

Motion Carried.

ZONING:

1) Closed 2008 with forty-two (42) permits.

2) Just a heads up, some of the setbacks on Noward Road change for some of the property owners due to the new highway. Just like the parcels left with only a barn, they will be grandfathered.

3) Inspector Eric Gay has a preliminary floodplain map for Blystone Ditch. It shows that only the west side of the proposed US 24 bypass will be effected. Anyone building in that area may have to fill at least a foot.

4) Letters were sent to 9545 Neowash Road concerning the junk vehicle and the zoning inspector spoke with the owner. The owner states he has been having a problem with the renter. Solicitor Walt Celley will do a resolution for the trustees to pass at the next meeting (1/28/09).

SOLICITOR:

None.

BOARD CHAIRMAN:

None.

TRUSTEES:

Les Disher: It is time for another news letter.

continued.....

RECORD OF PROCEEDINGS

1343

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 January 14, 2009

Continued:

Les Disher: The recycling meeting gor cancelled again and will probably be rescheduled in February.

Les Disher: Former Chairman Disher wanted to wish the new chairman, Brett Warner all the luck in the upcoming year.

EXECUTIVE SESSION:

None.

ADJOURNMENT:

There being no further business, Kyle J. Hertzfeld made a motion to adjourn. Seconded by A. Leslie Disher.

Motion Carried.

Adjourned at 9:35 p.m.

Attest: Kay Ann Robertson

Trustees: Les Disher, Kyle Hertzfeld, Brett Warner