

Held at 7:30 p.m. at the Waterville Township Hall on July 22, 2009

ROLL CALL:

Chairman Brett T. Warner - Excused absent - D.A.R.E. training
 Vice-Chairman Kyle J. Hertzfeld - Present
 Trustee A. Leslie Disher - Present

OFFICIALS:

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

GUESTS:

D.J. Mears, Lucas Soil and Water District
 Mary Bell, 9522 Neapolis-Waterville Road, Waterville, Ohio
 Richard Schifferly, 9717 Neapolis-Waterville Road, Waterville, Ohio

PLEDGE OF ALLEGIANCE:

Vice-Chairman Kyle J. Hertzfeld called the meeting to order at 7:30 p.m. All those who were present were asked to join Vice-Chairman Kyle J. Hertzfeld in reciting the Pledge of Allegiance. Roll was called and Trustees Kyle Hertzfeld and Leslie Disher were present. Trustee Brett T. Warner was absent - he was out of town for D.A.R.E. training.

AGENDA:

The Agenda had been prepared by Fiscal Officer Kay Ann Robertson at the direction of Vice-Chairman Kyle J. Hertzfeld:

A. Leslie Disher made a motion to approve The Agenda for July 22, 2009, meeting as it had been prepared by Fiscal Officer Kay Ann Robertson at the direction of Vice-Chairman Kyle J. Hertzfeld. Seconded by **Kyle J. Hertzfeld**.

Motion Carried.

MINUTES:

The minutes for the July 22, 2009, 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 July 8th meeting and to approve the minutes with no corrections, additions or deletions. Seconded by **Kyle J. Hertzfeld**.

Motion Carried.

RECEIPTS:

114-09 - Americraft Memorials - Ruth Rigg foundation - Whitehouse	\$ 89.60
115-09 - Peinert Funeral Homes - Paul Slanika opening - Whitehouse	400.00
116-09 - Peinert Funeral Homes - Sheri Morrison opening - Whitehouse	400.00

WARRANTS:

	Total	\$ 889.60
#32298 - Jonathan D. Burkett - Police wages	\$	222.68
#32299 - A. Leslie Disher - July trustee salary		824.86
#32300 - Eric H. Gay - July zoning salary		853.66
#32301 - Kathleen M. Hartle - Police wages		1,608.30
#32302 - Russell E. Heger - Police wages		90.05
#32303 - Kyle J. Hertzfeld - July trustee salary		761.60
#32304 - Harry R. Kellett III - Police wages		830.59
#32305 - David L. Krego - Police wages		1,337.21
#32306 - Richard A. Ludwig - Supt. wages		965.47
#32307 - Dennis H. Meyer - Road wages		225.78
#32308 - Brian A. Petrell - Cemetery labor		369.37
#32309 - Kay Ann Robertson - Fiscal officer salary and zoning wages		985.32
#32310 - John H. Sawicki - Police wages		444.93
#32311 - B. Eric Varner - Police wages		1,207.86
#32312 - Michelle L. Vollmar - Police wages		73.66
#32313 - Brett T. Warner - July trustee salary		790.25
#32314 - Fifth Third Bank of NW Ohio - July withholding deposit		2,487.81
#32315 - Treasurer of State of Ohio - July payroll tax		653.23
#32316 - Delta Dental Plan of Ohio - August dental insurance		268.52
#32317 - Kay Ann Robertson - July medicare reimbursement		96.40
#32318 - Russell L. Robertson - July medicare reimbursement		96.40
#32319 - The Frank Gates Service Company - Group rating for 2010		1,412.00
#32320 - Time Warner Cable - July highspeed internet		51.95

continued.....

RECORD OF PROCEEDINGS

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BARRETT BROTHERS, PUBLISHERS, SPRINGFIELD, OHIO

Form 6101

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Continued:

#32321 - Perrysburg Clean Blinds Plus - Clean blinds at twp hall	\$ 246.17
#32322 - Lisa L. Cole - July clean hall and police station	40.00
#32323 - Embarq - July phone	69.16
#32324 - Toledo Edison - July electric	195.55
#32325 - First Presbyterian Church - Basement rental 7/08/09	50.00
#32326 - Sandra L. Ludwig - July medicare reimbursement	96.40
#32327 - Hanson Aggregates - Berm stone	134.41
#32328 - A. Leslie Disher - June insurance reimbursement	146.00
#32329 - Mc Cabe Outdoor Equipment - Mower lift rod	11.64
#32330 - Anthony Wayne Board of Education - June gasoline	1,475.47
#32331 - Fondessy Enterprises - July trash and recycling	3,767.50
#32332 - Alan D. Bruns - Install equipment in police vehicle	1,250.00
#32333 - Treasurer of State of Ohio - Cooperative purchasing program	100.00
#32334 - Hanifan-Obenauf-Robinson Inc. - August police station rent	950.00
#32335 - Embarq - Police phone	167.70
#32336 - Alltel - July mobile phones	66.06
#32337 - Dollar General Corp. - Misc. police supplies	17.75
#32338 - Fifth Third Bank - July charge purchases	330.10
#32339 - Valley National Gases - Helium for DARE program	82.00
Total	\$ 25,853.81

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

Motion Carried.

PUBLIC COMMENTS:

Richard Schifferly, 9717 Neapolis-Waterville Road, was present as a representative for the "Community Group for Trees" and read the following letter:

Chairman of the Waterville Township Trustees: July 15, 2009

As community residents bordering the new U.S. 24 bypass, we are entering a request for the planting of trees within the fenced area of the highway (or next to the fence). Beside acting as a much needed visual and sound barrier, the trees would be a great environmental "green" addition to a barren noisy roadway.

Suggestion was made that ODOT contact ODNR for assistance in obtaining the saplings. Volunteer groups might be utilized in the planting. The trees as they mature would certainly enhance the beauty of the corridor along with the memorial planned for the entrance.

Thank you for your consideration,
Richard and Fritzie Schifferly,
Representatives of the Community Group
for Trees.

PUBLIC HEARING:

None.

SPECIAL PRESENTATION:

None.

OLD BUSINESS:

Township representatives and Lucas County Engineer representatives met to view the work that needs to be done on Obee Road. The cost for the county to do the work would be \$954.60. The only part the township maintenance could not do would be repairing the blacktop:

A. Leslie Disher made a motion to direct township maintenance personnel to do the repair work along Obee Road. Seconded by Kyle J. Hertzfeld.

NEW BUSINESS:

Motion Carried.

JC's Leaf Collection LLC sent a quote for the 2009 fall leaf collection in the township. The rates remain the same as last year:

A. Leslie Disher made a motion to hire JC's Leaf Collection LLC for the collection and disposal of leaves that are raked to the curb or roadway with their vacuum truck at a rate of Four Hundred Seventy-Five Dollars and No Cents (475.00) per 23-yard load plus Fifty Dollars and No Cents (\$50.00) per load for disposal unless the Township can provide a location for disposal of the leaves locally and accessible with their trucks. Collection and disposal is with WEATHER

continued.....

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Continued:

PERMITTING. Residents should be notified of the following guidelines or they will be passed if not raked accordingly:

1. Leaves should be raked prior to scheduled pick up dates.
2. No sticks, bricks, trash, etc. are to be in the piles of leaves.
3. No parking at or near the piles of leaves raked for collection.
4. Leaves should not be raked around poles, trees, mailboxes, etc.
5. Leaves must not be more than eight (8) feet from the curb or roadway.

Tentative dates to be Friday, November 6th; Saturday November 7th; Thursday, December 3rd; Friday December 4th; and, Saturday December 5th - only if weather delays the December 3rd and 4th pickup dates. Seconded by Kyle J. Hertzfeld.

Acceptance of proposal was faxed 8/7/09.

Motion Carried.

FISCAL OFFICER - CORRESPONDENCE:

- 1) From Jerry Hannewald, Village of Waterville, a copy of the attendance sheets taken at the community floodplain meeting on July 13, 2009.
- 2) From Randy Mielnik, Poggemeyer Design Group, information regarding the updates to the Waterville Township Land Use Plan. There is some question what the actual contract covered so the matter will be on the next agenda.
- 3) From the Office of County Engineer, Jeff Lohse's township road review which had been requested by the township. The review will be on the next agenda.
- 4) From the Ohio Bureau of Workers' Compensation, the new administrative and DWRP rates which were recently approved.
- 5) From the Whitehouse Fire Department, the second quarter fire and rescue runs for the unincorporated portion of the township. There were two (2) fire runs and two (2) EMS calls for a total of four (4) runs. Calls they covered in Waterville's contracted district were one (1) fire call and six (6) EMS calls for a total of seven (7).
- 6) From the Waterville Fire Department, the second quarter fire and rescue runs for the unincorporated portion of the township. There were two (2) fire runs and nine (9) EMS calls for a total of eleven (11) runs.
- 7) From the Ohio EPA, a notice of a public information session and hearing on July 23, 2009, beginning at 6:30 p.m. at the Lake Erie Center, 6200 Bay Shore Road, Oregon, Ohio. They will accept comments on a draft air pollution control permit-to-install for the BP-Husky Toledo Refinery in Oregon.
- 8) From the Ohio EPA, a notice that they have released a draft report on Swan Creek Watershed water quality. The Agency is seeking public comments on the report through July 27, 2009.
- 9) From the Ohio Department of Public Safety Bureau of Motor Vehicles, the June License Tax Statistics Report. Also from the Department, the June Permissive Tax Computation Report. Due the Township is the sum of \$310.07.
- 10) From Becky Swisher, The Hylant Group, a thankyou to the trustees for taking the time to listen to her presentation of the Ohio Plan an alternative to the O.T.A.R.M.A. Plan which the township currently uses for property & liability insurance.
- 11) From Monclova Township, a request for a quote for Waterville Township to provide police protection to their township. The request will be placed on the next agenda.

FISCAL OFFICER - OTHER FINANCIAL MATTERS:

When 2009 appropriations were being set up, Fiscal Officer Kay Ann Robertson based the amount for the electricity for the Whitehouse Cemetery pump upon the amount expended in 2008 which was a little under \$10.00 per month. Beginning in February, Toledo Edison began charging almost \$36.00 per month which meant the \$150.00 appropriated for the year would not cover the electric bill:

RESOLUTION #2009-10 AMENDING THE WATERVILLE
TOWNSHIP 2009 ANNUAL APPROPRIATIONS.

Mr. A. Leslie Disher moved the adoption of the following Resolution #2009-10:

continued.....

Held at 7:30 p.m. at the Waterville Township Hall on July 22, 2009

Continued:

BE IT RESOLVED, by the Borad of Trustees of the Township of Waterville, Lucas County, Ohio, that to provide for the current expenses and other expenditures of said Board of Trustees, during the said 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 said fiscal year and are to be transferred from one code to another within the same fund:

2041 - CEMETERY FUND - 2041

2041-410-323-0000	Repairs and Maintenance	Subtract	\$ 500.00
2041-41--351-0000	Electricity	Add	500.00

Mr. Kyle J. Hertzfeld seconded the Resolution #2009-10 and the roll being called upon its adoption, the vote resulted as follows:

A. Leslie Disher, Aye.
 Kyle J. Hertzfeld, Aye.

Adopted July 22, 2009.

Attest: *Kay Ann Robertson*
 Kay Ann Robertson,
 Township Fiscal Officer

POLICE:

None

ROAD AND CEMETERY:

Agenda items taken care of under Old Business and Correspondence.

ZONING:

- 1) Sixteen (16) permits to date.
- 2) On July 22nd, Eric Gay attended the Lucas County Plan Commission hearing. They recommended the approval of the amendment stating that only a majority of the trustee vote was needed to overturn a recommendation of the Zoning Commission and not an unanimous vote. Planner Molly Maguire had withdrawn the Waterville Township Land Use Plan Updates because they were not in their final format. It had been the township's plan that once the updates were completed then they would be incorporated into the original land use plan so there was one book and not the land use plan with an amendment - two separate documents. Poggemeyer Design Group will be contacted.
- 3) Inspector Eric Gay also received a list of the residents attending the flood plain meeting.
- 4) Stan Allen of Beaver Excavating took Inspector Gay on a tour of the east corridor of the US 24 bypass project. They went down into Fischer's borrow pit and he got a first hand look.
- 5) In speaking with Mike Gramza (ODOT), he reaffirmed his statement that ODOT would replace a well if it failed due to the construction process. The well had to be within a 1500 foot perimeter.
- 6) Zoning Chairman George Cole and Inspector Eric Gay met with Russ Schifferly of the Blue Creek Metroparks to discuss the compost site. The Metroparks do not need to amend their special use permit for the compost site because it was shown on the original site plan. D.J. Mears (Lucas Soil and Water District) who has a farming background will be managing the site. Currently, many people who have animal manure are just dumping it in ditches. There would be a charge to bring the manure to the Metroparks location. Everything except the signage is in place to open the site. They will use the compost on the Metroparks farm. The township would like to move the brush pile out of Whitehouse Cemetery but this does not look like the answer.

SOLICITOR:

- 1) Waterville Township currently has three (3) conservation easements on file. Resident Don Heilmann is asking to have his easement released. Solicitor Walt Celley states he believes that this will require a court order since the easements were recorded. Solicitor Celley is suggesting the three residents who have the easements on file might want to get together and use one attorney to have all three released. The township solicitor cannot represent both sides so the first action will need to come from the resident(s). Mr. Heilmann will be notified.

continued.....

Held _____ at 7:30 p.m. at the Waterville Township Hall on July 22, 2009 _____

Continued:

2) Solicitor Walt Celley, Fiscal Officer Kay Robertson and Lucas County Deputy Auditor Peter Rancatore have been working together to see what is the best way to put the garbage levy on the ballot. Given the fact that dollars from the state could be lost, it was decided to put a renewal levy on the ballot since the current levy is due to expire December 31, 2009:

RESOLUTION #2009-11 OF THE WATERVILLE TOWNSHIP TRUSTEES
CONCERNING THE NECESSITY TO RENEW A NINE-TENTH MILL LEVY
TO PROVIDE FOR THE COLLECTION OF RECYCLING AND DISPOSAL
OF WASTE AND TREE LEAVES.

The Board of Trustees of Waterville Township, Lucas County, Ohio, met at a regular meeting of the Board, on July 22, 2009, at 7:30 p.m.; whereupon the following was placed for consideration on the regular agenda of the Board:

Mr. A. Leslie Disher moved the adoption of the following Resolution #2009-11:

WHEREAS, the amount of taxes which may be raised within the ten-mill limitation isn't sufficient to provide adequate funding for the collection of recycling and disposal of waste and tree leaves for Waterville Township; and,

WHEREAS, there is currently existing a levy providing funds for the collection of recycling and disposal of waste and tree leaves at a rate not exceeding nine-tenths of one mill for each dollar of valuation for the purpose aforesaid; and,

WHEREAS, there is a necessity to renew the currently existing levy; and,

WHEREAS, the proceedings and hearings on this Resolution #2009-11 and any necessary notices of such proceedings and hearings have all been undertaken, conducted and given in accordance with applicable law; now therefore,

BE IT RESOLVED, by the Board of Trustees for Waterville Township; that it is necessary to renew the existing levy and submit the question at the next general election whether the existing levy, providing funds for the collection of recycling and disposal of waste and tree leaves at a rate not exceeding nine-tenths of one mill for each dollar of valuation, should be renewed and such renewal should be in effect for another five-year period; and,

BE IT FURTHER RESOLVED, that the levy shall be placed upon the tax lists of the current tax year in compliance with O.R.C. 5705.34, if a majority of the electors vote in favor thereof; and,

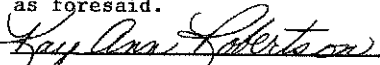
BE IT FURTHER RESOLVED, that the Township Fiscal Officer is hereby directed to certify this Resolution #2009-11 to the Board of Elections, Lucas County, Ohio, along with the Certificate of Estimated Property Tax Revenue issued by the Lucas County Auditor; and not less than 75 days prior to the election, a copy of this Resolution for levying the necessary tax as required by law.

Mr. Kyle J. Hertzfeld seconded the Resolution #2009-11 and the roll being called upon its adoption, the vote resulted as follows:

A. Leslie Disher,	Aye.
Kyle J. Hertzfeld,	Aye.

ATTEST:

I certify that this is a true and accurate copy of Resolution #2009-11, passed in the regular meeting of the Board of Trustees, as foresaid.


Kay Ann Robertson,
Township Fiscal Officer.

BOARD CHAIRMAN:

Away for D.A.R.E. training - excused.

TRUSTEES:

Kyle Hertzfeld: We still do not have a signed contract for Maumee to begin to issue the township's building permits.

Kyle Hertzfeld: Brett Warner is in the process of working with Waterville and Whitehouse on renewing the fire contracts.

Kyle Hertzfeld: When we know the leaf pick up dates, we should be sure to put them on the website.

continued.....

RECORD OF PROCEEDINGS

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Minutes of Waterville Township Trustees'

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BARRETT BROTHERS, PUBLISHERS, SPRINGFIELD, OHIO

Form 6101

Held at 7:30 p.m. at the Waterville Township Hall on July 22, 2009

Continued:

Leslie Disher: Jack Fischer, who lives adjacent to Coventry Glen Subdivision on Dutch Road is concerned about the weeds. There was talk that the developers had gone bankrupt but Solicitor Walt Celley has not checked the status of the land lately. In order to have the area mowed and have the cost placed on the tax duplicate, you would have to figure out which parcels are affected and bill each separately.

Leslie Disher: The floodplain meeting held at the Community of Christ Lutheran Church had very good attendance. Attendance totaled 110. Usually when the township needs to use the church, we make a donation:

A. Leslie Disher made a motion to make a \$50 donation to the Community of Christ Lutheran Church for the use of their meeting room for the floodplain meeting held July 13, 2009. Seconded by Kyle J. Hertzfeld.

Motion Carried.

Leslie Disher: Trustee Disher reported that he had many irate residents contact him concerning the recent road closure on Dutch Road. The signs at the western end were not placed at the intersection of Dutch and Finzel but rather much further down. People on their daily commute to work got almost to Waterville-Monclova Road and had to turn around and go back to take a different route. Mr. Disher called our ODOT contact, Theresa Pollick, and reported the mix-up and she said the signs were to have been put up by 7am.- the signs did not get posted until noon.

Leslie Disher: One of our maintenance workers states that the pictures of our township personnel are not current on the township's website. The mother of the man who runs the website was in attendance this evening and she reports that since Mr. Bell's business partner died, he has more than he can handle. Police Chief Kathleen Hartle states she will take new pictures and make sure Mr. Bell gets them.

Leslie Disher: Trustee Disher reports that the drives in Whitehouse Cemetery need attention. According to our contract with the Village of Whitehouse, they are responsible for capital expenditures. While on the subject of Whitehouse Cemetery, there have been reports of children riding their bikes on top of the graves in the cemetery. Police were called and the incidents reported to the parents. The parents felt it was OK to let their children ride bikes on the graves. The police will patrol more often.

Leslie Disher: Trustee Disher asked the solicitor, Walt Celley, if when he does the billing for his fees to the township, could he break them down by category. Solicitor Celley states that would be no problem at all and in fact he could go back to the first of the year.

Leslie Disher: The Village of Waterville, Ken Blair, approached the township maintenance personnel concerning a drainage problem in the southeast corner of Wakeman Cemetery. Residents are getting water in their basement. It is felt that running an additional forty (40) feet of tile could ease the situation:

A. Leslie Disher made a motion to work with the Village of Waterville to install an additional forty (40) feet of tile in the southeast corner of the Wakeman Cemetery. The Village will supply the equipment and the township the tile and the work to be performed by a combination of Village and Township workforces. Seconded by Kyle J. Hertzfeld.

Motion Carried.

Leslie Disher: Trustee Disher reports that he noticed that Robert C. Brown, the brother of our longtime Solicitor Tim Brown had passed away and in lieu of flowers, they were asking that a donation be made to the Hope United Methodist Church in Whitehouse:

A. Leslie Disher made a motion to make a \$50 donation to the Hope United Methodist Church, Whitehouse, Ohio, in loving memory of former Solicitor Timothy Brown's brother Robert Brown. Seconded by Kyle J. Hertzfeld.

Motion Carried.

EXECUTIVE SESSION:

None.

ADJOURNMENT:

There being no further business, A. Leslie Disher made a motion to adjourn.

continued.....

RECORD OF PROCEEDINGS

Minutes of

Waterville Township Trustees'

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Form 6101

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Continued:

Seconded by Kyle J. Hertzfeld.

Motion Carried.

Adjourned at 9:01.

Attest: Kay Ann Robertson

Trustees: [Signature]
Kyle J. Hertzfeld