

## 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 28, 2009

ROLL CALL:

Chairman Brett T. Warner - Present  
 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  
 Solicitor Walter J. Celley - Present  
 Fiscal Officer Kay Ann Robertson - Present

GUESTS:

None.

PLEDGE OF ALLEGIANCE:

Chairman Brett T. Warner called the meeting to order at 7:30 p.m. All those who were present were asked to join Chairman Warner 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 Brett T. Warner:

Kyle J. Hertzfeld made a motion to approve The Agenda for the January 28, 2009, meeting as it had been prepared by Fiscal Officer Kay Ann Robertson at the direction of Chairman Warner. Seconded by A. Leslie Disher.

MINUTES:

Motion Carried.

The minutes for the January 14, 2009, meeting had been prepared by the 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 January 14, 2009, meeting and approve the minutes with no additions, deletions or corrections. Seconded by Kyle J. Hertzfeld.

RECEIPTS:

Motion Carried.

010-09 - Kimberly Truck Parts - Sale of old police radios	\$ 355.00
011-09 - Lucas County Juvenile Clerk - December juvenile police fines	10.00
012-09 - Lucas County Auditor - January allocation	4,544.18
013-09 - State of Ohio Liquor Control - Wardell's Market permit	52.50

WARRANTS:

Total \$ 4,961.68

#31889 - Jonathan D. Burkett - Police wages	\$ 237.25
#31890 - A. Leslie Disher - January trustee salary	799.69
#31891 - Eric H. Gay - January zoning salary	814.60
#31892 - Kathleen M. Hartle - Police wages	1,642.24
#31893 - Russell E. Heger - Police wages	90.05
#31894 - Kyle J. Hertzfeld - January trustee salary	761.60
#31895 - Harry R. Kellett III - Police wages	851.27
#31896 - David L. Krego - Police wages	1,138.47
#31897 - Kenneth M. Kristoff - Police wages	73.28
#31898 - Richard A. Ludwig - Supt. wages	1,274.72
#31899 - Dennis H. Meyer - Road labor	681.16
#31900 - Kay Ann Robertson - Fiscal officer salary and zoning wages	892.09
#31901 - B. Eric Varner - Police wages	1,171.29
#31902 - Michelle L. Vollmar - police wages	365.97
#31903 - Brett T. Warner - January trustee salary	751.19
#31904 - Fifth Third Bank of NW Ohio - January withholding deposit	3,381.41
#31905 - Treasurer of State of Ohio - January state payroll tax	716.56
#31906 - Delta Dental Plan of Ohio - February dental insurance	268.52
#31907 - Kay Ann Robertson - January reimburse for medicare premium	96.40
#31908 - Russell L. Robertson - January reimburse for medicare premium	96.40
#31909 - A. Leslie Disher - December reimburse for insurance premium	146.00
#31910 - Time Warner Cable - January highspeed internet	51.95
#31911 - The Mirror - Annual report and land use meeting	120.00
#31912 - Taylor Business Machines - Ribbons and lift-off tapes	87.50
#31913 - Fifth Third Bank - January charge purchases	692.72
#31914 - Embarq - January phone payment	79.13
#31915 - Toledo Edison - January electric payment	256.16

continued.....

# RECORD OF PROCEEDINGS

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BARRETT BROTHERS, EVALUATORS, SPRINGFIELD, OHIO

Form 8101

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Continued:

#31916 - Eric H. Gay - Misc. zoning expenses	\$	40.96
#31917 - Sandra L. Ludwig - January reimburse for medicare premium		96.40
#31918 - Mc Cabe Outdoor Equipment - Snow blower, battery, filter		664.97
#31919 - Kalida Truck Equipment - Poly fenders and D-rings		1,252.20
#31920 - Fondessy Enterprises - January trash and recycling		3,767.50
#31921 - Hanifan-Obenauf-Robinson Inc. - February police station rent		925.00
#31922 - Alltel - January police mobile phones		65.52
#31923 - Anthony Wayne Board of Education - December fuel		814.03
#31924 - Village of Waterville - First half 2009 fire contract		43,333.00
#31925 - Village of Whitehouse - First half 2009 fire contract		25,750.00
#31926 - Ohio Attorney General Office - Repay 2007-2008 BARE carryover		1,668.55
Total		\$ 99,915.75

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.

PUBLIC COMMENTS:

Motion Carried.

None.

PUBLIC HEARING:

None.

SPECIAL PRESENTATION:

None.

OLD BUSINESS:

Last meeting, there was mention made that the Black Swamp Motorcycle Shop was asking for a street light in front of their entrance on Finzel Road. The shop is in the Village of Whitehouse and the pole they would like the light on is in the township. The trustees did take a look at the situation and talk to the adjoining neighbors and no one has a problem with a light being mounted on the township pole as long as the cost of the light and electricity is billed directly to the motorcycle shop. The township does not want to be the middle person. Trustee Les Disher will explain the township's position to the shop owners.

NEW BUSINESS:

- 1) Whitehouse Fire Chief Daryl McNutt contacted Les Disher and asked to be put on the February 11th meeting agenda. He would like to discuss placing an alert siren system somewhere out in the township for better coverage in an emergency situation.
- 2) Peter Rancatore, Lucas County Auditor's Office, contacted the fiscal officer in order to alert the township that this is the last year of the five-year garbage levy so it should go on the fall ballot. If we let it run out, the township stands to lose thousands of dollars in state tax moneys due to the phasing out of the personal property tax. The trustees will see to it that the necessary paperwork gets to the auditor's office to put it on the fall ballot.
- 3) A different division of the county auditor's office contacted Les Disher and asked if they could be on the February 11, 2009, agenda to discuss the upcoming property tax re-evaluation. They also would like to use that forum to talk to residents about their real estate taxes. Trustee Disher advised the auditor that seldom do residents attend meetings, so if they want any kind of a turnout they should consider advertising the meeting in the paper.

FISCAL OFFICER - CORRESPONDENCE:

- 1) From the Ohio Department of Public Safety Bureau of Motor Vehicles, the December License Tax Statistics Report. Also from the Bureau, the December Permissive Tax Computation Report. Due the township is the sum of \$258.15.
- 2) From the Office of Lucas County Engineer, a notice of the annual meeting with county staff. Waterville Township's date and time is: March 12th at 1:45 PM.
- 3) From Time Warner Cable, more notices of agreements with programmers and broadcasters that are due to expire - some channels may no longer be available.

continued.....

## RECORD OF PROCEEDINGS

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Form 810

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Continued:

FISCAL OFFICER - OTHER MATTERS:

Brett T. Warner made a motion to pay the expenses for the Ohio Township Association Winter Conference to be held on February 4th thru February 7th in Columbus, Ohio. Expenses to include meals, mileage, parking and lodging and not to include any alcoholic beverages. Seconded by Kyle J. Hertzfeld.

POLICE:

Motion Carried.

Chief Kathleen M. Hartle was excused - her father was ill.

ROAD AND CEMETERY:

- 1) Upcoming meeting with the county engineer should be on everyones calendar, scheduled for March 12, 2009 at 1:45 p.m.
- 2) There was a small problem with the new truck. Snow blowing through the grill caused the air filter to become plugged. Since the township ordered the plow package on the truck, a grill cover should have been included. Brondes Ford said they would not charge the township for the grill cover.
- 3) Trustee Les Disher wished to compliment the road crew on an excellent job - he has heard from numerous residents.

ZONING:

- 1) One (1) permit to date - Move Sprint cell tower.
- 2) Shelly & Sands Company called concerning a concrete plant. They are a sub-contractor for the US 24 bypass project. They were originally looking at the former Operating Engineers property next door to the Sautters Food Center on SR 64. To use this piece of property, they would need a special use permit. It was also suggested they could go to an unzoned portion of Providence Township or they could go to the stone quarry in Waterville. Shelly & Sands did not realize that there was a stone quarry so close to the project. This will be at least a three (3) year project.
- 3) Swan Creek Watershed held a meeting recently. It was announced that they have a 73% participation and they need 75%. They have asked for a three (3) month extension.
- 4) Providence Township is also adding an amendment to their zoning resolution concerning borrow pits. They want the special use permit process and the Lucas County Plan Commission is recommending the site plan review.
- 5) The township land use plan committee is concluding its work and would like to run it by the trustees before having a public hearing. They would like to be on the agenda for February 25, 2009. They will also be updating the maps in the former land use plan.

SOLICITOR:

- 1) O.D.O.T. has been in contact with Solicitor Walt Celley in regards to the townships noise resolution. They would like to be exempted from noises resulting from highway construction activities:

RESOLUTION #2009-05 AMENDING THE WATERVILLE TOWNSHIP  
TRUSTEES NOISE RESOLUTION #1999-19.

The Board of Trustees of Waterville Township, Lucas County, Ohio, met in regular session on January 28, 2009, at 7:30 p.m. at the office of the fiscal officer, whereupon the following was placed in consideration on the regular agenda of the Board:

Mr. A. Leslie Disher moved the adoption of the following Resolution #2009-05:

WHEREAS, on December 8, 1999, the Board of Trustees of Waterville Township, Lucas County, Ohio, did adopt resolution #1999-19, regulating noise in the unincorporated portions of the Township ("the Noise Resolution"), a copy of which is on file with the fiscal officer;

WHEREAS, the Ohio Department of Transportation has advised the Township of the planned construction of the U.S. 24 bypass through the Township, commencing in 2009;

continued.....

RECORD OF PROCEEDINGS

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Minutes of \_\_\_\_\_ Waterville Township Trustees'

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ROBERT BRADSHAW, PUBLISHERS, SPRINGFIELD, OHIO

Form 6101

Held \_\_\_\_\_ at 7:30 p.m. at the Waterville Township Hall on January 28, 2009.

Continued:

WHEREAS, the Ohio Department of Transportation has requested relief from the Noise Resolution being applied in construction activities for the U.S. 24 bypass and,

WHEREAS, the proceedings and hearings on this Resolution 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, that the following amendment to Resolution #1999-19 is hereby adopted and shall become effective as of the earliest date of the adoption of this Resolution as permitted by Law and shall then be incorporated into and become a part of the Waterville Township Resolution #1999-19:

EXCEPTIONS TO THE REGULATIONS AND ORDERS SET FORTH IN THE WATERVILLE TOWNSHIP NOISE RESOLUTION, to wit:

(h) Noises resulting from public highway construction activities.

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 28, 2009.

Attest: Kay Ann Robertson

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

2) Solicitor Celley is still working on the junk vehicle letters and should have something next week.

3) Zoning Chairman George Cole had suggested an architectural review committee be appointed for when development begins as a result of the bypass. He explained that the zoning commission did not feel they had the expertise needed. Solicitor Celley said he and George Cole needed to sit down and talk about the situation.

4) In case everyone had missed a letter to the editor in The Blade, Waterville Township was complimented for answering inquiries promptly, other entities were not so lucky.

BOARD CHAIRMAN:

None.

TRUSTEES:

Les Disher; In a recent conversation with Craig Bauer, he states he plans to have his business moved to his Noward Road location by spring.

EXECUTIVE SESSION.

None.

ADJOURNMENT:

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

Adjourned at 8:22 p.m.

Motion Carried.

Attest: Kay Ann Robertson

Trustees:

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