

RECORD OF PROCEEDINGS

1881

Minutes of

Waterville Township Trustees'

Meeting

Held at 6:30 p.m. at the Waterville Township Hall on March 26, 2014

OFFICIALS:

- Chairman Kyle J. Hertzfeld - Present
- Vice-Chairman Karen M. Schneider - Present
- Trustee A. Leslie Disher - Present
- Property Standards Officer James E. Fischer - Arrived late
- Zoning Inspector Eric H. Gay - Present
- Solicitor Dawn E. Sanderson - Present
- Fiscal Officer Kay Ann Robertson - Present

GUESTS:

- Karen Berger, Reporter for "The Mirror", Maumee, Ohio
- Phil Dombey, 110 West Second Street, Perrysburg, Ohio
- Don Bertke, Asphalt Systems, Sidney, Ohio - Phone: 932-726-5854
- Phil Davis, 200 Dixie Highway, Rossford, Ohio
- Jordan Daugherty, 6925 Providence Street, Whitehouse, Ohio

PLEDGE OF ALLEGIANCE:

Chairman Kyle J. Hertzfeld called the meeting to order at 6:30 p.m. All those present were asked to join Chairman Kyle J. Hertzfeld in reciting the Pledge of Allegiance.

ROLL CALL:

Roll was called by Fiscal Officer Kay Ann Robertson and all three (3) trustees were present: Kyle J. Hertzfeld, Karen M. Schneider and A. Leslie Disher.

AGENDA:

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

Karen M. Schneider made a motion to approve The Agenda for the March 26, 2014, meeting as it had been prepared by Fiscal Officer Kay Ann Robertson at the direction of Chairman Kyle J. Hertzfeld. Seconded by A. Leslie Disher.

MINUTES:

Motion Carried.

The minutes for the February 26th meeting had been prepared by Fiscal Officer Kay Ann Robertson and sent to each trustee prior to the meeting date:

Karen M. Schneider made a motion to dispense with the reading of the minutes for the February 26th meeting and to approve the minutes with no additions, deletions and the following corrections:

1. Under the public hearing for the JEDD amendment, the fifth commentator should read 'Phil Davis' not 'Phil Dombey'. (pp 1878)
2. Under Refuse/Zoning, Trustee Karen Schneider comments should have read that the route manager for Waste Management, Kevin Johnson, had returned her calls instead of he had not. (pp 1880)

Seconded by A. Leslie Disher.

Motion Carried.

RECEIPTS:

#026-14 - Fifth Third Bank of NW Ohio - Feb. interest on autosweep	\$ 43.78
#027-14 - Lucas County Auditor - February 2014 local government	1,318.30
#028-14 - Neville Funeral Homes - Mike Giles opening - Wakeman	600.00
#029-14 - Peinert-Dunn Funerals - James Foster opening - Wakeman	450.00
#030-14 - Lucas County Auditor - February cents per gallon	2,227.34
#031-14 - Wheeler Family Investments - Permit #2014-04 - Special Use	1,250.00
#032-14 - Lexis Nexis - Police accident report	3.00
#033-14 - Maumee Municipal Court - February police reports	200.00
#034-14 - Lucas County Auditor - Real estate advance	78,000.00
#035-14 - Lucas County Auditor - February allocation	5,354.53
#036-14 - Metropolitan Reporting Bureau - Police accident report	5.00
#037-14 - Victoria Theys - Lot 10 SW 1/4 (2) spaces - Wakeman	1,300.00
#038-14 - Bureau of Workers Comp - Early payment partial refund	52.77
#039-14 - Lucas County Auditor - March 2014 local government	710.39
	Total \$ 91,515.11

WARRANTS:

#9-2014 - U S Treasury - March federal withholding	\$ 2,039.79
# 36188 - Ricardo A. Artiaga, Jr. - Road wages	506.96
# 36189 - Jeffrey M. Graham - Police and D.A.R.E wages	1,130.82

continued.....

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Continued:

#36190 - Harry R. Kellett III - Police wages	\$	930.87
#36191 - Richard A. Ludwig - Cemetery wages		879.91
#36192 - Norbert J. Miller - Police wages		279.87
#36193 - Kay Ann Robertson - Fiscal officer salary and zoning wages		700.49
#36194 - Daniel M. Stuber - Police wages		599.28
#36195 - B. Eric Varner - Police wages		234.81
#36196 - Paul J. Veres - Police wages		385.28
#36197 - Edward T. Weideman, Jr. - Police wages		367.44
#36198 - Shaun E. Wittmer - Police wages		427.61
#36199 - Ohio Public Employees Retirement System - February retirement		5,374.68
#36200 - Sanderson Law Offices - February solicitor fees		1,562.00
#36201 - Tomahawk Printing - Printed stamped envelopes		371.48
#36202 - Kay Ann Robertson - Reimburse March insurance		404.90
#36203 - A. Leslie Disher - Reimburse March insurance		362.50
#36204 - The Mirror - Advertise JEDD and zoning hearings		608.00
#36205 - Century Link - March phone payment		35.05
#36206 - City of Waterville - March water/sewer payment		43.00
#36207 - The Waterville Gas Company - March heat payment		603.05
#36208 - Toledo Edison - March township street lighting		161.04
#36209 - Southeastern Equipment Company - Road equipment maintenance		194.10
#36210 - General Pro Hardware - Road supplies and cemetery sump pump		250.50
#36211 - Sandra L. Ludwig - Reimburse March insurance		344.40
#36212 - Russell L. Robertson - Reimburse March insurance		481.00
#36213 - Doris A. Disher - Reimburse March insurance		362.50
#36214 - Kalida Truck Equipment - Repair parts for snow plow		1,084.26
#36215 - Anthony Wayne Board of Education - December/January fuel		5,654.49
#36216 - Waste Management of Ohio - February trash and recycling		4,372.50
#36217 - B & L Auto Service - Repairs to police Ford Explorer		625.23
#36218 - Verizon Wireless - March police mobile phones		73.73
#36219 - Toledo Edison - March Coventry Glen street lighting		368.27
#36220 - Ricardo A. Arlaga, Jr. - Road wages		521.71
#36221 - A. Leslie Disher - March trustee salary		804.01
#36222 - James E. Fischer - March property standards officer salary		175.47
#36223 - Eric H. Gay - March zoning inspector salary		730.14
#36224 - Jeffrey M. Graham - Police and D.A.R.E. wages		990.42
#36225 - Kyle James Hertzfeld - March trustee salary		744.91
#36226 - Harry F. Kellett III - Police wages		930.87
#36227 - Richard A. Ludwig - Supt. wages		1,022.18
#36228 - Norbert J. Miller - Police wages		472.57
#36229 - Kay Ann Robertson - Fiscal officer salary and zoning wages		744.26
#36230 - Karen M. Schneider - March trustee salary		804.00
#36231 - Daniel M. Stuber - Police wages		1,042.05
#36232 - B. Eric Varner - Police wages		114.66
#36233 - Paul J. Veres - Police wages		490.74
#36234 - Michelle L. Vollmar - Police wages		94.79
#36235 - Edward T. Weideman, Jr. - Police wages		250.49
#36236 - Shaun E. Wittmer - Police wages		392.20
#36237 - Treasurer of State of Ohio - March state payroll tax		539.14
#36238 - Delta Dental Plan of Ohio - March dental insurance		252.72
#36239 - R.I.T.A. - Waterville 1st qtr payroll tax payment		78.33
#36240 - Whitehouse Commissioner of Taxation - 1st qtr payroll tax		243.53
#36241 - City of Toledo - January payroll taxes		129.80
#36242 - Medical Mutual of Ohio - April hospitalization		5,022.57
#36243 - The Mirror - Advertise trustee zoning hearing		123.50
#36244 - Lisa L. Cole - March clean hall and police station		50.00
#36245 - Century Link - March township phone		54.10
#36246 - Toledo Edison - March township electric		265.29
#36247 - A W Heating & Cooling - Repair hall and road bldg furnaces		411.00
#36248 - South Eastern Equipment - Equipment repairs		66.14
#36249 - Kalida Truck Equipment - Snow plow parts		69.90
#36250 - Waterville Body Works - Tow truck and police explorer		280.00
#36251 - Steve Rogers Ford - Truck fuel cap assembly		18.21
#36252 - Fifth Third Bank - March charge purchases		82.39

continued.....

RECORD OF PROCEEDINGS

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Minutes of

Waterville Township Trustees'

Meeting

WATERVILLE TOWNSHIP TRUSTEES' MEETING, 1978

Held at 6:30 p.m. at the Waterville Township Hall on March 26, 20 14

Continued:

#36253 - Anthony Wayne Board of Education - February township fuel	\$ 2,266.80
#36254 - Gerken Materials Inc. - Road cold patch	162.74
#36255 - B & L Auto Service - Truck and police car repairs	1,042.66
#36256 - Hanifan-Obenauf-Robinson - April police station rent	950.00
#36257 - Buckeye Telesystem - Police phone and internet	111.27
#36258 - Bender Communications, Inc. - Five (5) equipment batteries	445.00
Total	\$ 54,810.37

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. Karen M. Schneider seconded the motion.

Motion Carried.

PUBLIC COMMENTS:

None.

PUBLIC HEARING - AMENDMENT TO WIJEDD 1:

On November 27, 2013, the Waterville Township Trustees passed Resolution 2013-26 regarding the Trustees intent to amend the Joint Economic Development District 1 with the Village of Whitehouse and to set a public hearing date. Chairman Kyle Hertzfeld opened the public hearing which had been tabled at the trustees meeting on February 26th.

Karen M. Schneider made a motion to deny the request of the Fallen Timbers Community Church, 7215 Noward Road, to amend the Joint Economic Development District 1 to include their property. Seconded by Kyle J. Hertzfeld.

A. Leslie Disher,	Aye
Kyle J. Hertzfeld,	Aye
Karen M. Schneider,	Aye

PUBLIC HEARING - 222-C124 - AMEND SR 64 OVERLAY DISTRICT BOUNDARIES:

Chairman Kyle J. Hertzfeld opened the public hearing advertised for this date, time and place. The purpose of the hearing was to consider an amendment to the Waterville Township Zoning Resolution regarding the Route 64 Overlay District Boundaries.

STAFF ANALYSIS:

The Waterville Township Zoning Commission requests an amendment to the Waterville Township Zoning Resolution regarding the boundaries for the Route 64 Overlay District. The change clarifies how the boundary should be drawn. The current definition also allows property to be divided and removed from the overlay district. This was not the intent of the regulation. The amendment addresses the potential loophole.

PLANNING COMMISSION RECOMMENDATION:

The Lucas County Planning Commission recommends approval of the proposed amendment, as shown in Exhibit "A", to the Waterville Township Zoning Commission and Township Trustees.

Exhibit "A"

(Deletions in strikeout, additions in bold italics)

5.2.2 Route 64 Overlay District Boundaries

The boundaries of the District are hereby established as shown on the Zoning District Map. The District includes all land within ~~those parcels with frontage along the Route 64 right-of-way to a depth of~~ 1200 feet of the Route 64 centerline, ~~excluding existing residential parcels along Finzel and Noward Roads of the right-of-way along both sides,~~ extending from the City of Waterville corporate limits to the Village of Whitehouse corporate limits.

COMMENTS:

Trustee Karen Schneider lives within the Overlay District and wanted it clarified as to how the amendment would impact her property and those around her.

A. Leslie Disher made a motion to adopt the amendment to the Waterville Township Zoning Resolution in regards to the Route 64 Overlay District Boundaries.

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DAVIDSON LEGAL BLANK, INC. (FORM NO. 1014)

Held at 6:30 pm at the Waterville Township Hall on March 26, 20 14

Continued:

Seconded by Karen M. Schneider.

A. Leslie Disher,	Aye.
Kyle J. Hertzfeld,	Aye.
Karen M. Schneider,	Aye.

SPECIAL PRESENTATION:

Don Bertke, Asphalt Systems, Sidney, Ohio, made a presentation regarding his company's product called Biorestor Asphalt Rejuvenator Sealer. He had been in contact with Trustee Hertzfeld last year when the Township sealed Davis Road but his bid was high. He thanked him for the Township's consideration. For the future, he wanted to let us know that they have a state bid contract and a GSA number. The Biorestor is a soybean product designed to use on new asphalt. If it is done within 2-3 months after paving, they can give a 3-year guarantee. The whole process can be done one mile in four (4) hours and the road does not need to be closed - they can do one-half at a time.

OLD BUSINESS:

The trustees have had two of their zoning members retire and have been looking for replacements:

Karen M. Schneider made a motion to appoint Kirk Hester, 8507 Dutch Road, to the Waterville Township Board of Zoning Appeals for a term ending December 31, 2017. Seconded by Kyle J. Hertzfeld.

NEW BUSINESS:

Motion Carried.

None.

FISCAL OFFICER - CORRESPONDENCE:

- 1) From Maumee Municipal Court, Check Number 027009 in th amount of \$75.00 for police fines collected for the month of February, 2014.
- 2) From Workplace Resources, the Utilization Report for the period covering 12/1/13 to 2/28/14.
- 3) From The Waterville Gas Company, a notice that they are participating in a comprehensive natural gas safety awareness campaign sponsored by the Ohio Gas Association.
- 4) From the Ohio Department of Commerce Division of Liquor Control, a notice that all permits to sell alcoholic beverages in our political subdivision will expire on June 1, 2014. Objections will be received no later than May 2, 2014.

POLICE/FIRE:

- 1) Trustee Karen Schneider, a member of the police chief search committee, said that they have been meeting weakly and now have the job description completed. They will be putting an ad in the Bowling Green Sentinel and The Blade, and they hope to have it on the website by April 14th.
- 2) Both fire contracts are due to expire on December 31, 2014, just eight (8) short months from now.

ROAD/CEMETERY:

- 1) The trustees that attended the annual county engineers meeting reported it was a good meeting. This June, the county will do two round-a-bouts on Dutch Road at both Waterville-Monclova intersections. They will be doing both as soon as school is out and hope to be finished when school starts. The round-a-bout at Finzel and SR 64 will be done in 2015; and Stitt Road round-a-bout in 2016.
- 2) The trustees have asked the county engineer to take a look at Noward Road between SR 64 and Waterville-Neapolis Road to see what can be done. They have also indicated they would be doing some ditch cleaning.
- 3) Trustee Karen Schneider mentioned that she has guidelines for erecting mail boxes in the township. Residents should check with the county engineer before putting up their mailboxes.

ZONING/REFUSE:

Trustee Karen Schneider reports that she had a phone call that there was going to be maintenance work done on the power transmission lines sometime in May.

continued.....

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Held at 6:30 p.m. at the Waterville Township Hall on March 26, 20 14

Continued:

ZONING INSPECTOR'S REPORT:

- 1) Six (6) permits to date:
 - a. Permit #2014-04 - Wheeler Family, 11781 Obee Road - Special Use Rental Bldg.
 - b. Permit #2014-05 - McDonalds, 7240 Dutch Road - Re-issue Room Addition
 - c. Permit #2014-06 - McDonalds, 7240 Dutch Road - Re-issue Signs
- 2) In reference to the Wheeler Family (Duke Wheeler) Special Use application, the matter had been referred to the county plan commission and they had their public hearing this date (March 26, 2014). Zoning Inspector Eric Gay attended the hearing said the comments were favorable. They did not have an issue with the grass driveway and liked the idea of a format review in a year's time.

Trustee Schneider said the trustees may want to require paved parking at a later date. Trustee Disher said that he expected if the business takes off, Mr. Wheeler would probably pave. Tony Urbas, 5845 Berkey-Southern Road, has expressed concern about noise. Inspector Gay indicated he has an aerial view of the parcel.

A. Leslie Disher made a motion to hold a public hearing on April 23, 2014 at 6:30 p.m. at the Waterville Township Hall, 621 Farnsworth Road, Waterville, Ohio. The purpose of the hearing is to consider a request by Duke Wheeler (Wheeler Family Investments) for a Special Use Permit application to operate a reception facility at 11781 Obee Road in Waterville Township zoned "A" Agricultural. Seconded by Kyle J. Hertzfeld.

Motion Carried.

3) Inspector Eric Gay said he had a call from a Mr. Reed on Davis Road inquiring about a garage.

PROPERTY STANDARDS OFFICER'S REPORT:

None.

SOLICITOR:

None.

TRUSTEE CHAIRMAN:

None.

TRUSTEES:

Trustee Les Disher wanted to extend a special to the county engineers for their work in cleaning out the tree limbs in Swan Creek between Davis and Eber Roads.

EXECUTIVE SESSION:

Kyle J. Hertzfeld made a motion to go into executive session to consider a police personnel issue. Seconded by A. Leslie Disher.

A. Leslie Disher, Aye. Kyle J. Hertzfeld, Aye. Karen M. Schneider, Aye.

A. Leslie Disher made a motion to go out of executive session and back into regular session. Seconded by Karen M. Schneider.

A. Leslie Disher, Aye. Kyle J. Hertzfeld, Aye. Karen M. Schneider, Aye.

ADJOURNMENT:

There being no further business to be brought before this Board, Karen Schneider made a motion to adjourn. Seconded by A. Leslie Disher.

Motion Carried.

Adjourned at 8:06 p.m.

Attest: Kay Ann Robertson

Trustees: A. Leslie Disher
Kyle J. Hertzfeld
Karen M. Schneider