

WATERVILLE TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING
NOVEMBER 18, 2020 – 7:00 PM - Held on ZOOM
<https://us02web.zoom.us/j/81382700018?pwd=YWNiemiVcCkxPjZkZVYcHcrUjBwYmN1UT09>

Meeting ID: 813 8270 0018

Passcode: 607944

RECORD OF PROCEEDINGS

1. **Call to Order / Pledge of Allegiance** – Meeting was called to order at 7:00 p.m. by Trustee Hertzfeld.
2. **Roll Call** - In attendance were Trustee Hertzfeld, Trustee Warner, Trustee Wheeler, Deputy Fiscal Officer Michael, Solicitor John Borell, Zoning Inspector Jim Fischer, and Assistant to Fiscal Officer Patty Rupert. There were many attendees also signed in on zoom. Individual attendance by device I.D. is not listed.
3. **Approve Agenda for November 18, 2020 Meeting** – Trustee Wheeler made the motion to approve the agenda, Trustee Warner seconded. **MOTION PASSED.**
4. **Public Comments** – This time is reserved for comments from citizens/guests.
The Board of Trustees may/may not choose to respond to or take any action on comments at this time.
Eileen Sullivan thanked the township for the leaf pickup notification and getting information out to the residents. Job well done. Karen Schneider questioned why her records requests are taking so long when she knows these reports can easily be printed off the UAN. John Borell answered with the fact the township has received multiple requests and we are trying to do our best. His office needs to review them, and it’s time consuming. He will have a conversation with the Deputy Fiscal Officer to see what can be done on her end in the meantime. Ms. Schneider appreciated his reasonable answer. Karen Gerhardinger from The Mirror asked what the plan is for the Police Department. If it could be addressed sometime during the meeting it would be appreciated. Trustee Wheeler stated due to current investigations, comments are not appropriate at this time.
5. **Minutes for review, deletions, and corrections.**
 - a. Approve Minutes for October 28, 2020 Meeting (Tabled until next Trustee Meeting, further review needed.)
6. **Fiscal Officer’s Report**
 - a. Warrants / Payment Vouchers for approval – Trustee Wheeler made the motion to approve warrants and payment vouchers for this reporting period. Trustee Warner seconded. **MOTION PASSED.**
7. **Old Business** – Special Use Permit for Progressive Fisherman’s Association – Patty Rupert asked for **Resolution 2020-11** to be approved as Trustees final action to be submitted to Lucas County Plan Commission. (Full Resolution attached to minutes.
Trustee Richard C. “Duke” Wheeler moved the adoption of the following **Resolution 2020-11.**
Trustee Brett T. Warner seconded **Resolution 2020-11** and the roll being called upon its adoption, the vote resulted as follows:
Richard C. “Duke” Wheeler – Yes Brett T. Warner – Yes Kyle J. Hertzfeld - Yes
8. New Business - None
9. Department Reports
 - a. **Police – Sergeant Wittmer** - Going well. Business as usual. No problems. Shaun has plans to start sending out activity reports for the department. Is planning to meet with each of the trustees to discuss expectations.
 - b. **Zoning Inspector’s Report – Jim Fischer**
Fred LaPlant lives in the Legends at Fallen Timbers. Several residents have concerns regarding the proposed amendment of the previously approved plan. The residents were quite concerned with the proposed amendments. Developer did not show up for the meeting to answer questions. Concerned about property values. Now commercial buildings in the plan. Jim Fischer is in receipt of e:mails from concerned residents. Gary Cuhn was developer for the original development. Nothing being proposed is in violation of our zoning. Agreements between homeowners and developers are not a township issue. Approval still needs to come before the township boards for approval. This is only a preliminary recommendation. Zoning Board will still need to set up a public hearing. Board needs to review prior to scheduling a hearing.
Permit No. 043 – commercial fence permit for
Waterville Landscaping (Route 64 next to Sautter’s)
9615 Waterville Swanton Road

P.O. Box 191
Waterville, Ohio 43566
Jim Anthony, owner (419-467-4448)
Collected \$250.00 Ck. No. 38886
I have written 43 total permits to date.

November meeting of Zoning Commission Board was cancelled for this month.

11-02-2020 – I spoke with Bill Harbert about the upcoming county Planning Commission meeting about the amendment to the PUD at The Legends at Fallen Timbers

11-09-2020 – I spoke with Bill McKissock of SBA Communications about cell tower construction activity in the township. I told him no new permits for cell tower construction have been issued this calendar year.

11-12-2020 – I spoke with Laura Harringhouse who had a lot split question. I referred her to the county.

11-18-2020 – The Lucas County Plan Commission today approved the amendment to the PUD at the Legends at Fallen Timbers.

10. Correspondence / Administrative – Patty Rupert

- a. Frank LaRose, Ohio Secretary of State – Completed on-line registration of Township Officials (due by 11/13/20)
- b. Sent correspondence to SuperFleet Mastercard Program to update account. Needed to ensure no previous personnel were still listed on the account.
- c. Continue to check township hall for messages left on answering machine and forward to appropriate individuals.
- d. In looking for records, found multiple unlabeled boxes. Working on some sort of uniformity so records in boxes are properly labeled and easier to find. Some were out of balance and falling over.
- e. Fire Extinguisher at Hall needs to be replaced. (Per Chief Hartbarger)
- f. Minutes have been updated on website as best they can be for now. Still working on coordinating records.

11. Trustee Reports

a. Richard “Duke” Wheeler

- i. Roads/Maintenance-
Klumm has submitted a bid for plowing. Also does salting. Maps are specific areas that county will not be plowed.
- ii. Refuse / Leaf Pick-Up –
Almost at the end of the season for leaf pickup. Refuse pickup with Klumm has proven to be very favorable with the residents.

b. Kyle Hertzfeld

- i. Fire District – Levy passed in all three municipalities, City of Waterville, Waterville Township and Village of Whitehouse.
- ii. Website – Shaun Wittmer working with Dan Lawrence regarding police department e:mails and monitoring former Chief Bingham’s e:mail (password has been changed) for the next few months. Goal is to back up and free up some space on the server.
- iii. Insurance – Nothing for this month.

c. Brett Warner

- i. Police – Had a good conversation with Shaun. Needs more discussion.
- ii. Fallen Timbers Union Cemetery – FTUC has been going well with the addition of Rory Hartbarger. Mowing is outsourced. While we are waiting to sell off our remaining equipment, it was agreed upon to let the cemetery district use certain pieces of smaller equipment as needed. John Borell had an opportunity to meet regarding the remaining funds due to Waterville Township. Working toward resolution. Still need to finalize equipment list for inventory.
- iii. Zoning – Continues to meet and review revised sections of the zoning resolution. This
- iv. JEDD – Nothing to report.

12. Executive Session**

Trustee Warner made the motion to exit out of regular session and into executive session for discussion on pending or imminent court action and the potential appointment or hiring of a public official. Trustee Wheeler seconded his motion. **MOTION PASSED** with roll being called as follows:

Kyle Hertzfeld – Yes Brett Warner – Yes Duke Wheeler – Yes

On-line guests were moved to the waiting room and recording was suspended.

On-line guests in the waiting room were moved back into regular session.

Trustee Warner made the motion to exit out of executive session and into regular session. Trustee Wheeler seconded his motion. **MOTION PASSED** with roll being called as follows:

Kyle Hertzfeld – Yes Brett Warner – Yes Duke Wheeler – Yes

Trustee Warner made the motion to appoint Sergeant Wittmer as acting Chief of Police for Waterville Township. Trustee Wheeler seconded. **MOTION PASSED.**

Trustee Warner made the announcement he will be retiring from the Lucas County Sherriff's department. Because of this and conflicts with county retirement accounts, it will also be necessary for him to leave his position as township trustee. His resignation date will be effective 12-31-20.

13. Adjournment – With no further business on the agenda, Trustee Wheeler made the motion to adjourn. Trustee Warner seconded. **MOTION PASSED.**

The adoption of all resolutions or motions were in an open meeting of this Board and action by this Board or any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Next meeting: December 16, 2020

Agenda items are due by 5:00 pm on Friday prior to meeting date

PLEASE SILENCE ALL CELL PHONES AND OTHER ELECTRONIC DEVICES.

IF YOU ARE NOT SPEAKING DURING A ZOOM MEETING, PLEASE MUTE YOUR DEVICE

Waterville Township

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RESOLUTION 2020-11

Progressive Fishing Association

Special Use Permit Amendment

Z22-C132

The Board of Trustees of Waterville Township, Lucas County, Ohio met at a regular meeting of the Board, on November 18, 2020; whereupon the following resolution came on for consideration on the approved agenda of the Board.

Trustee Richard C. “Duke” Wheeler moved the adoption of the following **Resolution 2020-11**

WHEREAS, the Zoning Commission Board of Waterville Township Trustees has received a Petition for approval for a Text Amendment for the Progressive Fishing Association Special Use Permit Z22-C132 concerning modifications to the Gun Range for the property located at 7675 Schadel Road in Waterville Township, Lucas County, Ohio; and

WHEREAS, a notice of hearing on said Petition has been served upon the owners of the affected lands and a certificate of publication properly executed in accordance with law and such hearing was held by the Zoning Board on October 19, 2019;

NOW THEREFORE BE IT RESOLVED that said Petition is approved and there is hereby established in Waterville Township, Lucas County, Ohio;

BE IT FURTHER RESOLVED, that it is hereby found and determined that all formal actions of this Board of Trustees and the Zoning Board to the passage of this Resolution were adopted in open meetings of these Boards and that all deliberations of this Board that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including 121.22 of the Revised Code of Ohio.

Trustee Brett T. Warner seconded **Resolution 2020-11** and the roll being called upon its adoption, the vote resulted as follows:

Richard C. “Duke” Wheeler – Yes

Brett T. Warner – Yes

Kyle J. Hertzfeld - Yes

I certify that the foregoing is a true and accurate copy of **Resolution 2020-11**, passed in the regular meeting of the Waterville Township Board of Trustees, November 18, 2020.

Attest:

/s/ Patty Rupert

Patty Rupert, Assistant to

Deputy Fiscal Officer

Waterville Township, Lucas County, Ohio