

SWANCREEK TOWNSHIP BOARD OF TRUSTEES

Board of Trustees
Regular meeting
Monday, May 7, 2007

The regular meeting of the Board was called to order at 7:00 p.m.

Pledge of allegiance

Board members present were Chairman Ron Holdeman, Vice chairman Phil Wiland, and Trustee Randal R. Ruge

Employees present were Chris Lauch (Administrative Assistant) and Tim Lambert (Maintenance Supervisor)

Guests: Bob Westmark, Gerry Brown, Lois Toth, Keith Brown, Jim Leu, Tim and Carolyn Austin, Chief Jim Guy.

65-07 Trustee Holdeman motions to approve the April 23rd minutes 2nd by Trustee Wiland.

Roll call: Ruge - Yea, Wiland - Yea, Holdeman - Yea

Checks: Trustee Wiland questioned the check for Prism. Tim that they purchased a new oil from them that is rated to be used in all vehicles except the pickup trucks. Trustee Ruge questioned the amount for Medical Mutual. F.O. Dawn Wheatley stopped in and said that the increase in premium had taken place the 1st of March.

66-07 Trustee Wiland motion to pay bills in the amount of \$28,773.53 2nd by Trustee Ruge.

Roll call: Ruge - Yea, Wiland - Yea, Holdeman - Yea

Public Forum

Mrs. Lois Toth of 5112 Scenic Circle informed the Trustees of a drainage problem on Scenic Circle. There is no tile on that road and the south side of road is higher. Tim proposed to install 380ft. of tile and catch basins. He wanted to run the tile back to a pond but there are no pond overflows. Tim referred to his drawing and green sheet. The Trustees agreed that that would be a good plan. Although the basins on the right of way will not take care of the entire problem it will take care of about 90% of it. Trustee Holdeman will get the OUPS ticket called in to have the utility lines located. Tim stated that he spray painted lines where he measured for the catch basins.

67-07 Trustee Ruge moved to proceed with Tim's plan 2nd by Trustee Wiland.

Roll call: Ruge - Yea, Wiland - Yea, Holdeman - Yea

Tim Austin of 5266 Co. Rd. 2 also has a water problem. He would like to tie into the Townships tile. He stated he has had a problem since they installed the waterlines. The basins are always full. Mr. Austin questioned if the tile was plugged. Tim replied that they were flushed last fall. The suggestion was to flush the line again and install a basin then check to see if the water board changed or replaced the tile. Water board prints will show this. Trustee Wiland stated that the Ohio Revised Code (O.R.C.) states that the Township is only responsible for the road not the homeowners' property. There is worry of overtaxing the tile if he is allowed to tap into the township tile. Tim is to have the drain flushed and make sure the tile is hooked up properly then add a basin. Tim will contact Mr. Austin.

Sally Wylie of Co. Rd. Also is having a water problem. She presented pictures of her concerns. The ditch has not been cleaned since 1927. Sept. 2003 the County Engineer's office was asked for the cleaning of the ditch to be extended further. Oct. 2003 the commissioner heard petition and gave go ahead and in March of 2005 she received a letter with assessments and approximate dollar amount. Nothing has been done to date. There are complaints of smells of raw sewage and mosquitoes due to the standing water and health concerns are being raised because the wells and septic are under water. Sally has spoken to the engineer's office but has received no help. Neighbor Mr. Strayer has to sign a right to access (easement). Fulton County Engineer, Frank Onweller was asked by Trustee Wiland to attend the meeting, but he declined stating that Mr. Kreiger was on vacation and he was not familiar with the case. Trustee Holdeman said Mr. Kreiger was sent the paperwork but did not like the verbiage so it was changed and sent back to him. Trustee Ruge moved to contact Mr. Onweller to move forward on this project. Trustee Wiland stated that Mr. Strayer also needs to sign. Tim also has noticed the road condition is getting worse but we can not fix the road until the drainage problem is fixed because the road acts like a sponge therefore the water would deteriorate the road. Sally stated that they were supposed to move the ditch back and that the grade is too shallow. The Solution Trustees Ruge and Holdeman to contact Mr. Onweller about the problem. Then follow up with a letter and a timeline. If nothing is resolved then take it up with the Dept. Of Nat'l Resources or State Rep. To get it moved along.

Sally's next concern was that of blight issues with neighbors. 1st she questioned Mr. Joy's recycling business, non-conforming use. She noticed the business getting quite a bit larger and more trailers on the property. 2nd Timothy Mohr a blight issue Chris Lauch informed her that his case has been turned over to the prosecutor and he has been given an extension. Chris or Walt will contact her to follow-up with her about variance needed and of progress.

Her next complaint was regarding the Tom Wylie BZA hearing, she felt that Township council shut down the opposition by not allowing them to state their case, but allowed the supporters to talk a lot and they were from Lucas County not from around here. She felt that the BZA is appointed by the Trustees and that they should not have let that happen. Trustee Ruge explained that it was determined that it was an Ag. Exempt use and we had no jurisdiction when that is the case. She also complained that Tom Wylie is now piping country music through the P.A. System. She lives ½ mile down the road and can hear it and sat. Night they had a motorcycle racing event. Trustee Ruge questioned if it was an organized event. If it is an organized event or for profit or something other than for Ag. Use the township will have jurisdiction. Chris is to get copies of minutes and stenographers dictation to Sally.

Mr. Kerry Garrison of Co. Rd. 6-1 and E wants to tie into existing catch basin. Trustee Wiland informed him that we don't allow that.

Employee Report

- Tim reported that Co. Rd. 1 has a huge soaked roll of straw that dropped off of something. It was moved back into the woods and the owner of the property placed it back on the right of way. Tim asked what they should do with it. Trustee Holdeman said to bring it to the Township property, let it dry out and dispose of it.
- Rd. 1 between B & C the ditch needs dipped out. The Township side won't flow because of ditch. Trustee Holdeman to contact Providence Township.
- Tim changed the Defibrillator battery.
- Tim would like to get a price from John Suleski to clean out the catch basins. He Charges about \$180.00 per hour. Tim wanted to see if we could get a set quote from him or per day. He wants to send Matt out with him. Trustees said to have him come out and do the ones that need it first then see how many he gets done in one day and then add a second day if needed.
- Tim contacted Eastern and Western District Courts he is the contact person they will go to for community service.
- Trustee Holdeman was contacted by The Brehms on Rd. E by the trailer court. The ditch needs cleaned out.
- Rd. 5 tiled in 1986, need to get a right of way for tile.
- Maintenance to do painting of township office in winter when work is slow. Tim will call the carpet cleaner after the election on May 8th.

Administrative/ Financial

- Dawn to reissue Purchase order for Tex's Outdoor Care with the correct amount of \$24,999.99.
- Trustee Ruge asked for Chris to have a Township map set up to show all fire and rescue runs by placing a push pin at every run reported to evaluate the needs of the township.

Zoning

- Zoning inspector report reviewed
 - Bond renewal for Zoning Inspector Walt Hallett III
- 68-07** Trustee Wiland motioned to pay for a bond renewal for Walter Hallett III Zoning Inspector for Swancreek Township 2nd by Trustee Ruge.
Roll call: Ruge - Yea, Wiland - Yea, Holdeman - Yea

Fire & Rescue

- **Jim Guy** wanted to discuss the Trustee's opinions and feelings about the proposed increase disbursement of funds and negotiations. Stated that the residents living in the village, who are also in Swancreek Township, are being double taxed because they receive no service from Swancreek Township. (Service from Swanton) Trustee Wiland adamantly opposed the approximately \$38,000.00 increase and asked Mr. Guy why a representative from village council wasn't here and why he decided to talk only to one Trustee in the past, instead of all three of them. Mr. Guy replied that he couldn't meet with all three; Trustee Wiland stated you're doing exactly that right now. They discussed runs, contracts splitting or sharing territories. The opinion of the Trustees is to leave the contract the way it is now and thanked Mr. Guy for passing along the information.
- **York contract:** Still waiting on prosecutor's opinion.

Cemetery

- Deeds were signed
 - There was a mix up at Shiloh Cemetery There was a person buried in a grave that was owned by someone else that needed to bury a family member. Tim told the owner we would transfer all the family plots to the same area since no one was buried yet and we would make a new deed for them. Dawn made the deeds and spoke to the owner. He was grateful with the promptness in which it was handled.

Old Business

- Self insurance pending opinion from Attorney General.
- Zoning fees more research needs to be done and then we will need to make any revision to the resolutions. Chris to inquire other Township zoning schedules for comparison and breakdown of inspectors fees. Dawn to pull Walt's pay for 2006.

New Business

- **Meetings attended by Trustees**
Just the BZA meeting on Feb. 22nd
- 68-07** Trustee Wiland motioned to send CDBG grant application to the Fulton County Commissioners and for him to sign the form from the CDBG that states Swancreek Township will be responsible for any extra funds (overage) that the grant does not cover 2nd by Trustee Ruge.
- 69-07** Trustee Wiland motioned to ask Fulton County Engineer to proceed with the process for a base reclamation estimate for Rd. 2 between Co. Rd. B and Co. Rd C, 2nd by Trustee Ruge but wants to get ditch done 1st.
Roll Call: Ruge - Yea, Wiland - Yea, Holdeman - Yea
- Trustee Wiland discussed with the County Engineer the resurfacing of roads, and priorities. Waiting to see appropriations. Trustee Wiland to check about deadlines.
 - Trustee Wiland noticed that county and state have red strips on signs, Trustee Holdeman said to check on prices. Also noticed 3 and D needs two stop signs need to tell engineers office.

Trustee Ruge motions to adjourn the meeting 2nd by Trustee Holdeman.

Roll Call: Ruge - Yea, Wiland - Yea, Holdeman - Yea.

Meeting Adjourned 10:15pm

Swan creek Township Board of Trustees

Randal R. Ruge

Ronald Holdeman

Phil Wiland

Attest: Dawn Wheatley, Fiscal Officer
Entered: May 7, 2007