

SWANCREEK TOWNSHIP BOARD OF TRUSTEES

Board of Trustees
Special meeting
Saturday August 11, 2007

The regular meeting of the Board was called to order at 2:00 p.m.

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

Guests: Edwina Mattimore, Matt Mattimore, Leo Lisk, Sue Lisk, Anita Snoderly, Amy Rouleau, Sally Wylie, Rob Boda, and .

Chairman Holdeman explained the reason for the special meeting was to ask the residents input on putting an agreement together to settle with Mr. Tom Wylie. To remove the trucking business that he is running in violation to his permit off of said property.

Public Forum

Sally Wylie feels that the residents would be happy if Mr. Tom Wylie would go back to operating his sand mine and landscaping just like it was permitted for when zoning went into effect. She feels that Mr. Paul Kennedy from the Prosecutors office should be at the meeting to answer questions. She had sent an e-mail to the Trustees with suggestions of what should be in the agreement. Trustee Ruge informed her that those were passed on and incorporated in the agreement, but Mr. Nagel and Mr. Kennedy asked that the contents be kept confidential until the court hearing. The residents feel that if they aren't told what is in the agreement that they may not agree with what is in it. The question was brought up to the Trustees why the complaint does not include the west parcel of the property. The response was that the complaint was against the east parcel, but the trustees feel that it should include the west parcel. Amy Rouleau feels it should also include Mr. Wylie's property on Co. Rd. 5 also. The same problems the residents on rd. B have are starting at the rd. 5 site already. Trustee Ruge said that Zoning Inspector Walter Hallett and Mr. Kennedy are working on the road 5 violations. The residents asked why the complaint is only on the east parcel and not against Mr. Wylie's operation as a whole. The complaint is only on the original property where the violation took place originally not against the person as a whole. Anita Snoderly said Mr. Wylie seems to know what is going on before it happens. She filed a complaint in Wauseon and by the time she got home the unmarked car that was sent out had already been stopped at the end of the driveway by Mr. Wylie who would not let him onto the property. She also questions how they can feel comfortable letting the lawyer make an agreement with out the residents knowing what is in it. The residents feel that the judge should be made known all the safety issues that these truck drivers cause when they go flying around busses getting ready to stop to pickup children, running people off the road because they don't stay on there side of the road, and also all the police and fire reports that have been filed against Mr. Wylie's operation. Mr. Boda feels that the fines should be substantial to make Mr. Wylie want tot stick to the agreement. He is already not sticking to the agreement the judge gave him. Mrs. Mattimore would like to know why the rd. 5 issues aren't being taken care of along with the rd. B. Questioned again is why it does not include the west parcel because what is going to stop him from moving everything to that side, he already has moved some of the things which violates his Ag. Exempt he has on the west parcel. Trustee Wiland feels that the residents should know what is on the agreement. Trustee Ruge said that Mr. Kennedy was available by phone so he called to see if they could read the agreement to the residents that were present. Mr. Kennedy allowed it as long as the residents understood that it was confidential and not to be told to anyone else. Residents feel that most of what is going on is on the west parcel not the east so it should be included in the agreement also asked if they could include the rd. 5 property as well to avoid another court hearing since he is starting the same stuff on that property. Another question brought up was HOW WILL THIS BE ENFORCED? Sally Wylie read a letter that she would like to have presented to the judge at the hearing. The Trustees assured her that it will be given to Mr. Kennedy to go to the judge.

113-07 Trustee Ruge motioned to go into executive session 2nd by Trustee Holdeman 3:32pm.
Roll Call: Ruge - Yea; Wiland - Yea; Holdeman - Yea.

114-07 Trustee Ruge motioned to come out of executive session 2nd by Trustee Wiland 3:56pm.
Roll Call: Ruge - Yea; Wiland - Yea; Holdeman - Yea.

Trustee Ruge motioned to adjourn the meeting 2nd by Trustee Wiland.

All agree

Meeting Adjourned at 3:58pm.

Swancreek Township Board of Trustees

Randal R. Ruge

Ronald Holdeman

Phil Wiland

Attest: Dawn Wheatley, Fiscal Officer
Entered: August 12, 2007