

## SWANCREEK TOWNSHIP BOARD OF TRUSTEES

Board of Trustees  
Regular meeting  
Monday October 8, 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, Absent Trustee Randal R. Ruge  
Employee Tim Lambert

Guests: Bob Westmark, Jim Leu, and Phillip VanSkyock, Sally Wylie Kelli Bryam and Pete Nyquist.

**138-07** Trustee Wiland Motioned to approve the September 24<sup>th</sup> minutes 2<sup>nd</sup> by Trustee Holdeman

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

**139-07** Trustee Wiland motions to pay bills in the amount of \$18,459.19 2<sup>nd</sup> by Trustee Holdeman.

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

### Public Forum

Kelli Bryam addressed the Trustees requesting that a second stone be placed on one grave where two infants are buried. The Trustees asked Maintenance Supervisor Tim Lambert if possible. He stated that the footer would need to be expanded but there would be no problems. Trustee moved to allow the grave to have two headstones 2<sup>nd</sup> by Trustee Wiland. All present agreed. Kelli thanked the Trustees for their consideration.

Sally Wylie asked where they are on the Rd. 2 ditch project. She feels that Mr. Strayer is trying to get the Township to improve his property at the cost of all that pay taxes in that area. If he is getting something the rest of them should get something also. Sally said Mr. Strayer told her he is planning on splitting that lot and selling it. She also wanted to know why only one half the ditch is mowed. The Township does not drive the mower in the residents yard unless they give permission to allow the tractor to drive in their yard so that the ditch can be mowed. She asked about just getting the ditch cleaned. The Trustees told her that they are afraid that the ditch will start caving in because it is so close to the road. That is why they want to move it back and close in the part close to the road. She again stated that Mr. Strayer should not get anything special especially since he was the one that petitioned to have this taken care of years ago to have this done now he is the one holding it up.

Also she had a complaint about the BilJoy property. She feels he has expanded his business which is not allowed according to his nonconforming certificate. She also feels that there is too much junk laying around. She would like to know what Walt the zoning inspector is doing about it. She is still waiting for Walt to return her calls. She feels the Township is being lax in the zoning area. Trustee Wiland said he will sit down with Walt and talk to him about it.

Sally also had a complaint about the riding arena on Rd. B. There has been 2 all weekend horse shows with loud music and party noise until late in the night. She said she has not seen where they have done any of the things they said they were going to use it for such as 4-H and the school riding club. She doesn't know how he is not making a profit. She wanted to know if someone such as Walt would be out at the sand mine area on Sunday the 14<sup>th</sup> to make sure everything was removed like it was supposed to be on the 13<sup>th</sup> according to the agreement. Trustee Wiland said he would send a letter to Walt address the issues brought to their attention.

### Employee Report

#### Road:

- Tim received a call that Hunters Ridge is cracked and starting to open up. He has checked on ways to fill them. There is no research on how the options hold up to winter. Jim Leu asked if there was a problem with the asphalt material when the road was paved. Tim and the Trustees feel that it was that the road was cracked before being coated. Tim will talk to someone about sealing the cracks.
- The Storage Building at Swanton Centerville Cemetery has been cleaned out and can be used for storage but the door would have to be replaced. Tim said that it would have to be a custom made door and he would be able to do it. The Trustees gave the OK to go ahead with that.

#### Cemetery:

#### Administrative/ Financial

- Financial Reports and Bank Statement were received and reviewed by all Trustees.
  - Trustee Wiland asked Dawn to make sure she moved money out of the checking to the investment account so the Township can accrue more interest.
- 140-07** Trustee Wiland motioned to allow Dawn to sign the application from National City Bank to allow them to be the Township Depository of funds (Memorandum Agreement) 2<sup>nd</sup> by Trustee Holdeman.  
Roll call: Ruge - Absent, Wiland - Yea, Holdeman - Yea  
Trustee Wiland motioned to send the Public Records Policy to the prosecutor for review; all agreed.  
Trustee Wiland brought to everyone's attention that Rd. C Road Markings looked wavy. He will send a letter to Zimmerman Paint Contractors address it. He is also concerned with a few intersections at rd. C because they have quite a dip. He is trying to contact Mr. Yokum at Gerken paving.  
Tim Lambert suggested that the roads we striped last year may need it again next year because they are already fading.
- 141-07** Trustee Wiland moved to designate Chris Lauch to represent the Trustees at Public Records Training as required by H.B. 9 put in effect as of September stating that all elected officials must take a three hour training each term they are elected; but they can send a designee in their place 2<sup>nd</sup> by Trustee Holdeman.  
Roll call: Ruge - Absent, Wiland - Yea, Holdeman - Yea

#### Zoning

- Inspector report reviewed

**Cemetery**

- The McDaniel’s that own the old Shiloh Church need to increase their septic but the well in the Shiloh Cemetery is too close. The Heath Dept. said that the well would have to be closed in order to give them the required distances from wells; So they are asking if we can close the well. The Trustees feel that if there is no other way around the closing of the well it may be possible if the McDaniel’s pay for it. Trustee Holdeman is going to research a little further then we will review wording with the prosecutor for an agreement to be drawn to say who’s responsibility it will be to pay for it. Trustee Wiland will speak to Kim Cupp put back on old business until research is done.
- Sign Deed for Mrs. Toth

**Fire & Rescue**

- **York contract:** At the fire dept. meeting there was talk of a 3 year contract. If the contract is redone we would like to see some new wording on liability and an opt out area to where the contract could be terminated.
- **Swanton contract:** Trustee Holdeman spoke to Mr. Haselman; He suggested that we could give a suggested percentage to raise the budget to. He told Trustee Holdeman if we suggested 10% they may take it. We need to make sure that all runs have a date received stamp on them. Trustee Wiland and Bob Westmark are going over numbers from Swanton and they are not coinciding. They are trying to find where the discrepancy is.

**Old Business**

- The ODNR license agreement came in to be signed for the easement to work on Rd. 2 project.
- 142-07** Trustee Wiland moved to sign the ODNR license agreement 2<sup>nd</sup> by Trustee Holdeman.  
Roll call: Ruge - Absent, Wiland - Yea, Holdeman - Yea
- Mr. Brehm and Mr. Elton said that they had no problem with giving easements to allow access to drainage basins.
- 143-07** Trustee Holdeman motioned to have the County make up the easements for Rd. FG to allow access to basins 2<sup>nd</sup> by Trustee Wiland.  
Roll call: Ruge - Absent, Wiland - Yea, Holdeman - Yea

**New Business**

**Meetings attended**

None

Trustee Wiland motioned to adjourn the meeting 2<sup>nd</sup> by Trustee Holdeman.  
All agree  
Meeting Adjourned at 8:58pm.

Swan creek Township Board of Trustees

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Absent  
Randal R. Ruge

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Ronald Holdeman

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Phil Wiland

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Attest: Dawn Wheatley, Fiscal Officer  
Entered: Oct. 22, 2007