BALLVILLE TOWNSHIP TRUSTEES – REGULAR MEETING
BALLVILLE TOWNSHIP HOUSE
TUESDAY, MAY 15, 2018 – 5:30 P.M.

The meeting was called to order at 5:30 p.m. by Vice Chairman W. Robert Kusmer leading the Pledge of Allegiance. Also present were Trustees Richard A. Geyer and James Barney of Kocher & Gillum, Solicitor. Mr. Kusmer stated that the record shall show Chairman David A. Stotz was excused for his absence for medical reasons.

Moved by Mr. Geyer, seconded by Mr. Kusmer, that the minutes of the May 1, 2018 regular trustees' meeting be approved as written. Upon a vote, Mr. Geyer - Yes; Mr. Kusmer – Yes; the motion carried.

Moved by Mr. Geyer, seconded by Mr. Kusmer, that the minutes of the May 10, 2018 special trustees' meeting regarding financial matters of the township be approved as written. Upon a vote, Mr. Geyer - Yes; Mr. Kusmer – Yes; the motion carried.

Ellen Ickes, Fiscal Officer, provided printed financial reports to the trustees: Appropriation Status, Payment Listing, Receipt Listing, Fund Status, Cash Summary by Fund, Resources Available for Appropriation, and Comparison of Budget and Appropriated. A verbal financial report was given as follows for today's meeting:

Total bills: ..... $ 27,039.51,

Total receipts: ..... $ 2,015.00

Cash total in all funds: ..... $ 1,110,493.38

It was moved by Mr. Geyer, seconded by Mr. Kusmer, that the financial report be approved and the bills be paid. Upon a vote, Mr. Geyer – Yes; Mr. Kusmer –Yes; the motion carried.

PUBLIC COMMENT
A sign-in sheet was passed around and all present were requested to sign in (attached).
Mrs. Connie Klausz thanked Mr. Lagrou and the township crew for having the lights on in Conner Park for the early walkers.

OSS Recycling Director Tim Wasserman and Jim Darr, Recycling Specialist, were present to discuss the future of recycling in Hydraulic Park. Mr. Darr stated that the recycling bins are always close to capacity, and they have also been overflowing. Due to scheduling, their pickup service can not be increased. It is not possible to provide exact numbers on quantities since the trucks that haul the recycling away no longer have scales on them. They want to work with the township to keep our residents happy. Township residents do not hesitate to call OSS when the bins are overflowing.

It needs to be clear that the dumpsters at Hydraulic Park are for Ballville Township residents only. If City of Fremont residents are coming out to use the dumpsters, they should be reminded that they have their own curbside recycling and trash pickup. Perhaps by posting signs and posting on Facebook this could be communicated. Installing a camera system might help. Contaminated items are also being dropped off, and that is a problem.

There are 13 containers at Hydraulic Park and they are emptied three times a week; it costs $3,900 a year to service each one. A 7-1/2% reduction of use (assuming only Ballville Township residents use the dumpsters) is a $4,000 savings per year.

Trustee Geyer asked about the expansion of the pavement surface at the recycling center. Mr. Wasserman responded that a 25% township, 75% OSS grant would be available for the same.

Mr. Darr stated that Ballville is the most heavily used facility in the three-county district. People using the facility tend to drop items off next to the containers when they are full. Cameras were discussed again, and Mr. Geyer stated that he was not in favor of them. Solicitor Barney pointed out dumpster use by non-township residents could be trespassing.

Superintendent Lagrou stated that the building at Hydraulic Park would be coming down at some time because it is not in good shape. The stone driveway costs could be significant, but not to the township if a grant were obtained for it. Mr. Geyer noted that grants may have limitations.

Mr. Wasserman said that OSS representatives would be glad to sit down with the township's trustees to discuss this further. Mr. Darr said that two more dumpsters would help, and cameras would help also. He stated that no one is aggressively going after people who misuse the township's recycling center, but it makes more sense for people to use the resources in their own jurisdictions. However, they will pursue businesses who use the recycling dumpsters since the grant does not allow for business use, and they will also pursue people who drop off what is left from their home improvement projects. Mr. Kusmer stated that the township will work with OSS on these matters.

Trustee Geyer spoke about the OSS grant received by the township for recycled benches and tables for the parks (application made in January, 2018, recently awarded). He wanted to follow-up on a discussion he recently had with OSS that the 75% match by the township might be difficult with the current General Fund concerns. Mr. Wasserman stated that the grant could be pulled back without a penalty as this sometimes happens. Mr. Kusmer advised that the township may not take the grant. Mr. Geyer informed Mr. Wasserman that this consideration was appreciated.

A meeting time will be set up to go to the dumpster site to evaluate it. Mr. Lagrou advised that the site can accommodate a few more dumpsters, and that adding on to the driveway was not a problem. People dropping off carpet, mattresses, and beds are problems for the township.

A brief discussion was held on the leaves the township reports from leaf collection because they are dropped off at Universal Farms, and should not be double-counted on the report filed with the EPA.

CEMETERY BOARD REPORT - Jack Ferguson and Jim Gillis
Mr. Gillis informed the trustees that the cemeteries look good. There are a lot of veterans' flags up already, and they all should be up by May 19 in time for Memorial Day.

Mr. Lagrou will contact CL Deemer regarding the repair work on the Oakwood Cemetery Mausoleum.

The trustees signed two cemetery deeds:

Larry Gish, McGormley Cemetery, Section 12, Lot 16, Graves 6,7,8
Gary Ohms, McGormley Cemetery, Section 11, Lot 16, Grave 1

Mrs. Ickes advised that John Willey returned his Board Member Status Form accepting a renewal term of three years from May 14, 2018 through May 9, 2021.

ZONING INSPECTOR REPORT - David Bain, Zoning Inspector
Mr. Bain reviewed the Ballville Township Zoning Report from May 15, 2018, which was entered into the township's meeting minutes.

Mr. Kusmer stated that deadlines should be given to problem property owners, and prosecution should take place if there is no compliance in order to get results. Imposition of fines was discussed. Solicitor Barney will contact the City of Fremont Law Director, Jim Melle, to discuss these matters since Fremont Municipal Court is the jurisdiction for misdemeanors in Ballville Township.

Mr. Bain advised the trustees that there will be two zoning appeals held on June 20 – one will be for Amber Addair. The other likely appeal will be for the Fremont City Schools regarding Lutz Elementary and the construction of a new school.

There was a brief discussion regarding the Haunted Hydro.

Tim Grabenstetter of Morrison Road was present to ask when S&S would be back to repair the yards from last year's drainage project on Stahl Road. Mr. Kusmer advised that S&S knows they need to get back in there. The township will put dirt around catch basins soon.

PARKS BOARD REPORT - Bill Lagrou and Kerry Wood
The township is not certain to get the dirt from behind the Ballville Dam as recently discussed.

Mr. Wood stated that the Parks Board will put projects on hold until the township's finances (General Fund) shake out. They understand that the township cannot do what is not feasible; he referred to the OSS grant recently awarded.

In the past, the township has had a concessions stand for the American Cancer Society Relay for Life and has sold both hamburgers and hotdogs (approximately 100 of each). This year they will only purchase 150 hotdogs as they are less expensive, per Mr. Lagrou.

Mr. Lagrou asked the trustees if Sacred Heart Church could borrow park benches and tables as they have done in the past for their parish festival. They would pick them up from the township on July 19 and return all items July 23. Mr. Geyer made a motion, seconded by Mr. Kusmer, to allow the loan of the township's benches and tables to Sacred Heart Church for their festival. Upon a vote, Mr. Geyer - Yes; Mr. Kusmer - Yes; the motion carried.

The township is working to complete the checklist of loss prevention recommendations from KLA to meet the June 1 reporting deadline. Mr. Lagrou has found cheaper swings, and the total cost for the township to replace the swings and make the repairs necessary will be approximately $212.00. Two hundred dollars will be applied to the township's MORE grant.

Mr. Wood said that AEP will be contacted about the use of LED lights in Conner Park.

Mr. Lagrou is working on replacement of the walking bridge playground equipment and is working with Maple Grove on this.

Bouncy houses were discussed and it was noted that they were added to the township's shelterhouse agreements. Mr. Kusmer stated that the township must be provided with a Certificate of Insurance by the user who must also get the State of Ohio agricultural license for it as well. Journeys, a bouncy house provider located in Fremont, does provide an employee to watch their bouncy house at all times.

The American Cancer Society has not yet provided a Certificate of Insurance to the township naming the township as an additional insured for the June 9 Relay for Life. Mr. Lagrou will contact them again.

Mr. Kusmer advised that the township has been awarded a $1,000 OTARMA police and fire grant, and that the township should receive this by the end of June. This, in turn, will be paid to the Ballville Volunteer Fire Department. Chief Doug Crowell told the trustees they will apply the $1,000 from the township toward the purchase of software that contains policies they will adopt to keep them up-to-date on state regulations, standard operating procedures, etc. The grant money from the township makes this purchase affordable for the fire department.

Fire Chief Doug Crowell and President Tim Crowell spoke to the trustees about the May 1, 2018 fire contract renewal and discussed the agreement as it contains a requirement that the township receive financial statements from the fire department. Mr. Geyer made a motion, seconded by Mr. Kusmer, to strike the part of Item 1.7 of the agreement that requires a financial statement to be provided to the township. Upon a vote, Mr. Geyer - Yes; Mr. Kusmer -Yes; the motion carried. The fire department finance officer can be contacted for an appointment to review the fire department's financial statements. The fire department does not want their financial reports given to the trustees as this would then make them public records. Discussion ensued.

Mr. Geyer made a motion, seconded by Mr. Kusmer, for passage of a resolution approving the May 1, 2018 renewal of the township's fire contract with Ballville Volunteer Fire Department for a period of three years. The motion passed following a roll call vote: Mr. Geyer - Yes; Mr. Kusmer - Yes; as Resolution 2018-19:

RESOLUTION 2018-19
A RESOLUTION AUTHORIZING AND DIRECTING THE BOARD OF TRUSTEES OF BALLVILLE TOWNSHIP TO EXECUTE AN AGREEMENT WITH THE BALLVILLE VOLUNTEER FIRE DEPARTMENT, INC. FOR FIRE PROTECTION SERVICES

The agreement for fire services with Ballville Volunteer Fire Department was signed, renewing the agreement for a period of three years, from May 1, 2018 through April 30, 2021. Further discussion regarding the fire department included fire insurance ratings, training, and fire services.

ROAD SUPERINTENDENT REPORT – Superintendent Bill Lagrou
Mr. Lagrou informed the trustees that several complaints have been received from residents on Katelyn Drive about a homeowner. One of the complaints is that the homeowner turns on the spigot on the side of her house, then lets the water run for days at a time, causing problems for the next-door neighbor. Since this is not a township matter, no action has been taken on it.

Following a discussion regarding tall grass and weeds, Solicitor Barney will look into violation heights and time periods and durations regarding non-compliance.

Mr. Lagrou advised that the township could probably make the parking lot at Hydraulic Park bigger on the east side, referring to the recycling issues discussed earlier.

Mrs. Tammy Pleasant of CR 198, who lives close to the Sandusky County Parks District bike trail, has been in contact with Mr. Lagrou and Trustee Kusmer regarding problems at their residence from people on the bike trail. She has been referred to the Sheriff's office and the Sandusky County Parks District to resolve these issues.

A recent Facebook post regarding water on the roadway of Cemetery Road is not a township issue. The Sandusky County Health Department may be able to address the problems.

An Elm Drive resident wants a drain in her front yard. Mr. Lagrou will suggest that she fill the yard in to prevent this problem in the future.

The township has made the application for 300 ton of salt ahead of the May 18 deadline.

Mr. Lagrou was contacted by John Mueller of the CCC Green Springs recycling center, who offered the township use of a six-bay brick maintenance building. Mr. Lagrou advised that the building is not in good shape and is not close to the township's facilities. No action was taken.

Internet/cable service and costs were discussed. Mr. Lagrou stated that the township has received its Time Warner cable digital reception box, which is free for one year, for the (older) TV in the township house which is used to monitor the weather. The township will continue researching this.

The Sandusky County Engineer has been working on the Poorman subdivision repaving project and the work will be done at the same time by Ballville and Sandusky townships. A July 3 bid date has been selected by the Engineer's office and Sandusky Township needs to advise if that works for them. Ballville is the lead township and also lead on the contract. A resolution for the same will be needed for the June 5 meeting. Solicitor Barney will prepare this.

OLD BUSINESS

NEW BUSINESS

Doug Crowell of Universal Farms asked the trustees about the additional costs for the zoning appeal hearing that was recently held for their variance. He was not aware that there would be fees in addition to the $225.00 application fee. Discussion ensued and Mrs. Ickes informed him the additional charges were for the newspaper legal notice and certified mailing fees since these costs are not known at the time the appeal is filed, and are assessed per the township's zoning fee schedule.

Additional discussion took place on the structure of the township's zoning fees, and Solicitor Barney will research this and advise of his findings.

At 8:20 p.m. a five minute break was taken. At 8:25 p.m. Mr. Geyer made a motion, seconded by Mr. Kusmer, to enter into Executive Session with Solicitor Barney regarding imminent litigation. Upon a roll call, Mr. Kusmer – Yes; Mr. Geyer – Yes; the motion passed and the trustees entered into Executive Session with Mrs. Ickes and Solicitor Jim Barney. At the conclusion of the discussion, Mr. Geyer made a motion, seconded by Mr. Kusmer, to exit Executive Session. Upon a roll call, Mr. Kusmer – Yes; Mr. Geyer –Yes; the motion passed and the trustees returned to their regular meeting with no action taken by the trustees.

Mrs. Ickes asked for approval of the invoice from Sandusky County Regional Planning Commission, due by the end of June, for $3,591.00. Mr. Kusmer made a motion to pay the invoice, with no second to the motion. The item was tabled for discussion at the trustees' June 5 meeting.

Discussion then turned to the General Fund and the possibility of a levy for current expenses on the November, 2018 ballot. Solicitor Barney will prepare a resolution of necessity for the June 5 trustees' meeting. Further discussion included ways to promote a levy without the use of township money as that is not allowed. It was discussed that the township website can be used to provide information, door-to-door contact can be made, and a committee could be formed to raise money to campaign for a levy. Any and all resolutions for a levy must be passed by the trustees by the July 17 meeting in order to place a levy on the November ballot.

Purchase orders and checks for bills were signed by the trustees at this meeting.

There being no further business, it was moved by Mr. Geyer, seconded by Mr. Kusmer, to adjourn the meeting at 8:45 p.m. Upon a vote, Mr. Geyer - Yes; Mr. Kusmer - Yes; the motion passed and the meeting was adjourned.

Respectfully submitted,

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Ellen K. Ickes, Fiscal Officer

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David P. Stotz, Chairman