

Minutes of Department Head July 14, 2008

7:00am Meeting called to order by: Gary Britten

Roll call: Mr. Britten, Mr. Mack, Mr. Hrosko, Mr. LaHote, Chief Stribrny, Chief Dimick, Deputy Chief Brice, Kraig Gottfried, Grant Garn and Robert Warnimont

Zoning: Grant Garn told the Trustees he just received the draft copy of the Traffic Impact Study over at Thompson Rd. & Rt. 20. With the study came request from both Amanda Moore from Speedway and Lane Williamson for copies of the study. At this point it is the Trustees' draft copy and up to the Trustees if they want to give them copies. The Trustees said they had no problem giving them copies but would like to see it first. Garn said what he understands from the study is that they are recommending the access road be further back south, across from Market Center Dr. due to the stacking of cars. It could be as far south as where the truck lane is behind the stores.

Garn asked if the neighbors of the Connor's property on Glenwood Rd. were in last meeting and was told the neighbors on both side were at the meeting. The Trustees gave them 60 days to show substantial progress on cleaning up the property. Garn said he had sent this down to Linda Holmes and she said the Trustees could have a nuisance hearing on it. Hrosko said he received a call last Friday (7-11-08) and was told the Health Department was going after both the properties on Glenwood and on Simmons Rd. Jimmy Connors who is the estates executor said he was going to get it cleaned up as quickly as possible.

The next issue Garn brought up was the Kienzle property on West River Rd. and said the area in question is not a ditch but maybe a gully between culverts. They have 12 inch culverts in front of Kienzle's property and 12 inch culver in front of the neighbors' property. Garn gave the Trustees pictures of the gully with what Garn called a grate across the gully. Britten said from the pictures, to him it looked like a fence with three sections of it. Garn said it all gets into definitions. Garn also said that was a difference of opinion he and Dave had when he called. This is something Dave could take to the Board of Zoning Appeals to figure out what it is. Britten said Garn could check with John Eckel and see if this property is now in the City. This should be Garn's next step and if it is in the City let Kienzles know they need to deal with the City. If it is ours, we need to deal with it. Britten suggested Garn check on that today) 7-14-08). Garn said another thing, which he doesn't know is, because this is down when conceivable it could lead into a waterway and stuff like that, if it is a fence there is just the one center section across the gully and would the Trustees even allow a fence in something like this. Garn said the reason he defined this as a grate is because a grate is something that prevents something from going through. Britten said "what I consider a grate is something that covers up a catch basin. This I consider is somebody trying to put a fence up to catch crap and basically that is all that is." Garn then said if they reduce the center section to four feet high, then he can issue a zoning permit for it. Garn then asked if the Trustees wanted a zoning permit for something like that. Britten said then what you are telling us is, if they comply with the regulations they can do this but right now they are not in compliance so they need to take it out. Garn said they were not in compliance on one section, the center section and if they take that down to four feet they can comply. LaHote said when he looked at the pictures it looked like a fence to him even though it is being used for another purpose. Garn replied that you can many different things that are used for something else than what they were intended for. Britten said he guessed Garn

should check out if it is in the City and you need to tell them the Trustees consider it a fence. If they have to go to the Board of Zoning Appeals or whatever to do this then they need to do it. But as of right now, we consider it a fence and they are in violation so they need to get a permit if it is still in the Township. Garn asked if they immediately took it down to four feet could they have a permit. LaHote said it is a grey area and where do you draw the line? What if the gully was wider and there were two sections of three or four. Garn said that we are into a neighbor problem. Britten said yes but that is all we can do.

Next Garn told the Trustees the Zoning Commission is meeting tonight (7-14-08) for FedEx who wants to put up a side wall on the west side of the property along Glenwood Rd and also on 795 and Starbright for a medical building.

Garn said the Zoning Commission, just like the Trustees, is interested in a comprehensive plan and have three firms (Poggemeyer, Feller Finch and a company called Stantech) right now who are interested in doing it. Garn told the Trustees they have to decide how extensive a Comprehensive Plan you want it to be. This is something that cannot be done too short or too fast so it will stand up in a court. Mack said if the Planning Commission wants to move ahead with the comprehensive plan we should do it as if the un-zoned area becomes zoned some day and if they are selecting firms, it would seem like the local firms, such as Poggemeyer and Feller Finch would be more edible than an out of town area. This is something that will have to bid out if the cost is over \$25,000.00.

Garn said the Zoning Commission is also interested in doing some updating on the Zoning book, like the PUD section. Britten said he got a call from a girl on Neiderhouse and told Britten her neighbor move out and the grass is not being taken care of. She thinks the bank took it over. We need to keep an eye on this. Garn said there a number of properties in the heights that need to be mowed and some that also should be knocked down. Gottfried said he has a man in the Heights who would like to go in and mow the properties for us. This will be checked out.

Recreation: Bob Warnimont - no report

Police: Chief Stribny asked the Trustees if they had any problem with him continuing to meet with Cousino Harris Company in reference to emergency clean ups of cruisers, cell block and any other area contaminated. It might be cheaper to contract with a company rather than on a case to case basis. Stribny gave him the following case example; they were called out in the middle of the night to clean up the cell block area because of a contamination and it originally cost \$615.00 but they only ended up charging us \$250.00. Service Master has been doing all our cleanups but there are things they will not come out and do. Our maintenance department cannot handle some of the problems because of contamination.

Trustees told him to continue with this.

Stribny said that apparently there was some question in reference to some assignments in the department from the Trustees. Britten would like to talk about this in executive session.

The next issue Stribny talked about was the promotion of one officer to Sergeant. He said the testing is \$90.00 per person (1-10) and the textbooks so they can take the test are \$125.00 each. The process will be a little different this time but hopefully it will be fairer to everyone. Trustees told him to proceed.

As a follow up on the accident at Thompson and Five Point, maintenance has been busy and has not had to deal with that issue. It's not been taken off the list. The vehicle is supposed to be ready this week for inspection before we pick it up. The

employee has been dealt with internally and there might be some minor training for the employee.

Maintenance: Kraig Gottfried told the Trustees they will be seeing some rather large bills from StoneCo because a lot of stone because of wash-outs along the roads from the rain.

Gottfried said he emailed the Trustees about some concerns Fred Moore has on water problems along the west side of the centers drive. Since it is Township property he would like the Township to fix it before the festival. Also before the festival he would like the driveway crack sealed. Trustees said to fix the water problem and seal the driveway.

Next Gottfried said they had brought up the issue of some zoning signs through the Township and he wondered what wording the Trustees wanted on them. LaHote suggested they say something like "Welcome to Perrysburg Township, established in 1823. Zoned area" or not zoned area. Mack said maybe we shouldn't do anything right away but come up with some wording and lay outs and do them right. It was discussed where the signs should go.

The last thing Gottfried brought up was the bids we took a couple of weeks ago, International was low. Gottfried said he did not see a bid bond in the package though. Britten said since it was a state bid, no bond is required. The bid will be awarded at Monday night's meeting.

Fire: Chief Dimick told the Trustees that they have been testing hose for there last month and some of his LDH 5 inch rubber hose failed and had to be replaced. They saved some money by using the old couplings. The ladder testing was done last week and passed.

Dimick then told the Trustees he received the invoice on the MARC radios the Trustees approved months a go. They will send the radios as soon as they receive the check. This will be done for Monday night's meeting.

EMS: Deputy Chief Brice said they have a new volunteer who has completed all his testing but Brice is waiting for the results to come back. In the near future he will go to a Monday night meeting to be approved.

Brice said he will have the run report ready for Monday night's meeting.

Brice said he is in the process of implementing a change to their EMS protocol and adding what they call the ice (induce cooling by EMS) protocol. They now have had to make an addendum to their drug license to be able to carry some different kind of medications. They also are going to carry cooled saline.

As far as the full time position they closed out the applications. They received 16 applications, four of which met none of the qualifications and were discarded.

They will be interviewing the rest shortly. Brice said he needed some advice from the Trustees on hiring, if it was going to be 1 or 2. After discussing the ins and outs of hiring two it was decided to hire one now and wait and see how the runs go.

On the issue of background checks on the new hire, we can do them through the County for \$65.00. They run FBI and BCI checks. They will narrow the candidates down to a couple then do the background check on them. The Bureau of Motor Vehicle can run checks on their driving records for \$2.00

Brice said for the Trustees information the new ambulance is on the way and should be here today (7-14-08) around 10 to 10:30 am.

Brice said the EMS bill, (the patient received a check for their insurance company but did not forward the money to us) we took to small claims court got kicked back because the address we had is not theirs anymore.

Brice told the Trustees the old fuel tanks need to come out. The new ones are about ready to go but we are waiting on some permits, although we do have the permits to remove them. Brice did talk to Gottfried about having Oscar Larson come out and clean out the tanks so the maintenance guys can come in and take them out. If we get to the point where they are holding up construction progress do we want to take them out and for a short time use the credit card at a local gas station. Friday Feeney faxed down the permit form to the State Fire Marshall and hopefully by Tuesday or Wednesday we will have the permit. The new tanks have to have a fence around them that is 10 feet away from the tanks. We also have to have a rolling gate that will be locked. This is due to the fire code. The estimate on the fence and rolling gate from Straightline is \$3,600.00. Fuel master is going to come out and set up the system and show us how it works.

The new tower should be going up soon. After it is up we will need Motorola to come out and move the equipment from the back room to the new tower building. When the equipment is move we will experience an 8 hour downtime.

Administrator: John Hrosko told the Trustees we need to pass the estimate revenues for 2009 today so it can go down to the County. **Mack made a motion (seconded by LaHote) to approve the Estimated Revenues (copy in file). All Yes Motion Passed**

Hrosko asked the Trustees to approve Bowser Morner to do the testing on the new building. Their quote is to not exceed \$16,000.00. There is a 15% contingency clause in there also. This will be brought up at Monday night's meeting. Hrosko said Joe Buehrer from Vetter will be here this morning because Britten had some concerns about the over cost on this project due to the rocks. Hrosko said the way it was explained to him was the guys who came into do the soil test did 11 plugs at \$1,500.00 each. They could have peppered this site and found out exactly where the rock is. When Hrosko talked to Max from Spieker he wanted to know why we would want to do that because it is cheaper to back fill then to spend \$200,000.00 to have them check every 10 to 12 feet to find out exactly where the rock is. Hrosko said Mr. Buehrer would explain this more when he came in. Britten said he still wasn't happy about getting dumped on when we know there is nothing but rock on top of the ground and all of a sudden we have to get a blasting company out here to clear the rock. That wasn't in the original quote. There should have been a contingency in there from the beginning. Hrosko told the Trustees he has the official Home Rule guideline book, the Resolution for adoption and the public notice that has to be placed in the paper. We can get this done at Monday night's meeting. Hrosko said he took the ballot language down to the Board of Elections. LaHote said we need to have a sheet of bullet points for residents to see.

Hrosko said we need to go ahead with Med Mutual for 16 months. The Trustees were given the updated proposal from Kaminskis. It is identical coverage except under Med Mutual there is no pre certification for specialist needed. LaHote said we need to look at the cost differentials. After we switch to Med Mutual (if we do) we can then go ahead and negotiate for the Health Saving Plan.

Hrosko said tomorrow (7-15-08) there is a meeting with Timberstone (Britten will not be able to attend) to talk about possibly shifting the property behind us.

Donahue and Albers will be here.

Hrosko said there is a Code Red meeting at the Wood County Courthouse on Reverse 911 on the 22nd (of July) at 10am.

Warnimont asked where the lawsuit with the Referendum on the parcels of property stood. Britten said they have taken depositions so far. Warnimont said he was asking because one of the guys who signed the petition told him he didn't understand what he was signing and now wished he had not signed it. Britten asked Warnimont to give him that guys name.

Jason Sisco from Wood County Engineers Office arrived to talk on storm water regulations. Mr. Sisco said there are a few things he needed to get in front of the Trustees. The first on is to make sure that everyone has their ordinances in place, which they do not have. They require in this part of the program a system set in place to review construction site projects if they are going to disturb more than one acre of ground. The Ohio EPA has this program in place but they didn't have the needed staff to implement it so they pushed it down to the locals. The Ohio EPA has requirements for sediment and erosion control measures. Mr. Sisco said his recommendation would be to just adopt what they have. Mr. Sisco said he met with the Commissioners about a year ago and they all talked about this a little bit.. Linda Holmes has looked at the sediment and erosion control wording because they talk about ordinances and the County and Townships pass resolutions not ordinances. Cities have a lot more power to make rules than Counties and townships do. We are not a home rule County and none of the townships are either. Mr. Sisco said how this is all going to play out he isn't sure. To get a system in place, the Prosecutor's office is going to have to get involved. Some counties put this in their sub division rule and regulations; some have put it in zoning code. Britten asked if it would be easier to enforce it through zoning. Mr. Sisco said he thought zoning as the way to go. Mr. Sisco said he might have to come back and ask the Trustees storm water rules of some kind, adopting them in the zoning code or by resolution by the Trustees.

Mr. Sisco then talked about Clean you Streams 12th Annual Watershed (flyer in file) clean up day on September 13, 2008. Gottfried and a couple of the maintenance people are involved with this but more volunteers are welcome to come and help.

Mr. Sisco said the real reason he was here was to talk about spending some of the Townships money. Mr. Sisco gave the Trustees a copy of a letter (copy in file) Tony Allion put together in 2003. In paragraph three it talks about the new storm water permit and implementation required by the Ohio Environmental Protection Agency. The cost associated with this permit is; 1- \$200.00 application fee, 2- \$1000 to \$1500.00 annual fee, 3- Additional staff or consultant to administer and write the annual report - \$30,000.00 to \$50,000.00 and 4th Annual compliance with provisions of the permit is \$25,000 to \$35,000 in year one and \$50,000 to \$75,000 by year five. Mr. Sisco said the first two things are already completed. Outside Gottfried's time, the medallions and the time it took to put them in place the Wood County Engineer's office hasn't asked for money for anything else. Now Mr. Sisco said he was asking for help in paying for the additional staff. He said he didn't have a dollar amount yet but wanted to warn the Trustees he would be coming to them for this. He said there are some really good consulting firms that have done some storm water work. They could provide us with some good information and provide our program with some direction. Mr. Sisco said he sees great value in having someone who has been doing this work come in and look at our program, make recommendations and be available for consultations. Mr. Sisco said his proposal is; the County Commissioners should pay ½, and the Townships split the other ½ according to urbanized areas in their townships. This breaks down to 56% for Perrysburg Township, 43% for Lake Township and 1% for Middleton

Township. Mr. Sisco said he put down \$10,000.00 for this project. The County Commissioners would pay \$5,000.00 and Perrysburg Township would pay 56% of the other \$5,000.00(2,800.00).

The last thing would be the “give water a chance” program, which is the mailing out of materials to homeowners. We talked about this and decided the cost per” tip” card is between 16 and 17 cents , there are 6 cards and they would have to be mailed out or somehow delivered. The County would pay for half of this and the Township would pay the other half. They would only go the residents in the urbanized areas.

After discussing what the consultant’s duties would be Mr. Sisco asked the Trustees what their feelings were. Britten said he knew we would have some costs with this program but it should be worth it. Mr. Sisco asked if he should tell the Commissioners Perrysburg Township was on board. Britten said the way he looked at it is the EPA cut everyone some slack to get this done and the time is up. This is something we have to do.

9:27am LaHote made a motion (seconded by Mack) to adjourn into executive session for pending litigation (telephone conference with attorney). Further business will be conducted All Yes Motion Passed

LaHote made a motion (seconded by Mack) to adjourn out of executive session and back into regular session. All Yes Motion Passed

Office: Shirley Haar asked the Trustees to pass the revenue adjustment (copy attached and in file) **Mack made a motion (seconded by LaHote) to approve the adjustments. All Yes Motion Passed**

Haar said she is going to bring up at Monday night’s meeting the annual Software Solutions program support.

Haar asked the Trustees to approve a PO to Aetna to cover our health insurance for August, September and October. **Mack made a motion (seconded by LaHote) to approve the PO. All Yes Motion Passed**

Haar said we received a Superior Court Recording bill for depositions in the referendum case for \$788.35.

Mack made a motion (seconded by LaHote) to adjourn back into executive session for pending litigation (telephone conference with Linda Holmes). Further business will be conducted. All Yes Motion Passed

Mack made a motion (seconded by LaHote) to adjourn out of executive session and back into regular session. All Yes Motion Passed

Joe Vetter from Vetter’s Design Group arrived to speak about the construction. Britten said he had some questions and needed an explanation on the site plan work as far as when we had Toledo Testing come in and check the soil. He said he figured the reason we hired them was to tell us what we have. Then when we sit down and see rock on top of the ground and we know we are going to have to have a swale. I guess I am at a loss why they didn’t, knowing the rock is on top of the ground, test for it. D&K came in and was talking about \$100,000.00 to remove the rock. Then David Bowers got it down to \$29,000.00 to get it blasted and stuff. How did this get lost in the shuffle? Mr. Vetter said what they did is get 10 borings. The most thorough way to do this would have been to set up a 25 foot grid and do borings across the grid. We would have had 100 borings at a cost of

\$1500.00 each. They set up basic borings to get a feel for the area and include in the specifications a unit cost. We knew rock would be in the area so you have a unit cost so there is a pre-agreed price to get that rock removed. They did include an allowance of \$25,000.00 for the reverse situation where are building footings where they sit, if the encountered rock we would pin tight into the rock. If we did not encounter rock our structural engineer wanted us to go to rock and use fill. It was a judgment call we probably should have brought to you. Do we get \$100,000.00 to \$125,000.00 worth of soil borings or get \$15,000.00 worth and use that savings for when we encounter the rock. It wasn't missed but just improperly conveyed to the Trustees. Britten said he understands that and it makes sense to keep the money rather keep boring, but he said he was still at a loss why just by looking at the stuff no one could tell they couldn't get a hydro hoe out there to dig a swale. Britten said I would know that I have to excavate 3 foot of rock for 255 feet. That is where I am at a loss why that wasn't included in the costs. Mr. Vetter said that was a fair question. Essentially they knew they had to dig a swale but the rock part wasn't clicking. It got missed. Britten said they need to take that in consideration on any other job they do because the first consideration when building a building is getting the water away from the building and parking lots. Mr. Vetter acknowledged that between them and Mannik Smith it just got missed. Mr. Vetter said that Spieker actually did the job below what they quoted because they knew this was an issue. Mr. Vetter went on to say and that Spieker is an excellent Company who is more concerned with putting up a quality building that running up extra expenses. Hrosko asked Mr. Vetter on the Bowser Morner contract how much more it is for them to hire the Certified Welder and how much will that add to their \$16,000.00 quote. Mr., Vetter said he did not know but would find out in time for them to pass the contract at Monday night's meeting.

Mack made a motion (seconded by LaHote) to adjourn into executive session for personnel wages & wage negotiations and discipline. Further business will be conducted All Yes Motion Passed

Mack made a motion (seconded by LaHote) to start the Monday night meeting at 6:00pm with an executive session for the discussion of personnel wages, personnel discipline and pending litigation. All Yes Motion Passed

LaHote made a motion (seconded by Mack) to adjourn. All Yes Motion Passed

Shirley a. Haar –Fiscal Officer .

Gary Britten – Chairman