

**SWANCREEK TOWNSHIP**  
**BOARD OF TRUSTEE**  
**REGULAR MEETING**  
**Monday, June 19, 2017**

Chairman Holdeman called the meeting to order at 7:00 p.m.

Prayer

Pledge of Allegiance

Roll call - Board of Trustees present: Ron Holdeman-Chairman, Phil Wiland - Vice Chairman, and Rick Kazmierczak- Trustee

Employees: None

Fiscal Officer: Jo Stultz

**GUESTS:** See Sign In Sheet

**122-17** Trustee Wiland motioned to approve the minutes from Special Board of Trustee Meeting 5-19-17 and Regular Board of Trustee Meeting 6-5-17, 2<sup>nd</sup> by Trustee Kazmierczak.

**Roll Call: Trustee Kazmierczak-Yea, Trustee Holdeman-Yea, Trustee Wiland-Yea**

**123-17** Trustee Kazmierczak motioned to approval of expenditures in the amount of \$14,957.00, 2<sup>nd</sup> by Trustee Wiland

**Roll Call: Trustee Kazmierczak-Yea, Trustee Holdeman-Yea, Trustee Wiland-Yea**

**Public Forum other than pipeline or waterline project:**

None

**Fiscal Officer:**

Fiscal Officer Stultz had the Bank Reconciliation and Financial Reports for the month of May, 2017. She will put them in the Trustee's office to review and sign.

**124-17** Trustee Wiland motioned to approved voided check # 33060 in the amount of \$636.54 to EK Computers, payment needs split between Napoleon and Swanton stores, #3326 in the amount of \$42.60 to Phil Wiland, written for health care reimbursement in error, and #33275 in the amount of \$99.95 to Computer Plus, they double invoiced us, 2<sup>nd</sup> by Trustee Kazmierczak.

**Roll Call: Trustee Kazmierczak-Yea, Trustee Holdeman-Yea, Trustee Wiland-Yea**

Fiscal Officer Stultz reported that Lassus Brothers have a new billing system and have found an error in the Township's favor of \$301.33. They have credited our account. She also stated to the Board that at York Township's Special Fire Meeting June 13<sup>th</sup> she had asked York's Fire Chief and their Fiscal Officer if they knew what that balance was in their Fire Fund. Neither of them knew at the time. Fiscal Officer Stultz asked her Board of Trustees if they were interested in what those balances where.

**125-17** Trustee Kazmierczak motioned for a Public Records request be sent to York Township asking for their Cash Summary by Fund report as of 6-1-17 and their Appropriation Status report as of 6-1-17, 2<sup>nd</sup> by Trustee Wiland.

**Roll Call: Trustee Kazmierczak-Yea, Trustee Holdeman-Yea, Trustee Wiland-Yea**

Fiscal Officer Stultz will send the request and copy in the Board and Administrative Assistant Lauch  
Fiscal Officer Stultz reports that she has her new laptop from the State of Ohio. She will take it and her old one to Computer Plus and have everything transferred over to the new computer and deleted off the old. The old one is property of the Township and can be used wherever the Trustees feel it is need. Discussion was had about possibly giving it to the Zoning Inspector. Lastly, she received a letter from the Fulton County Commissioners about the annual Public Auction. Upon the Board's direction she will give a copy to Maintenance Supervisor Stout and Administrative Assistant Lauch for items the Township may have.

**New Business:**

TMACOG Census Training will be held 6-29-17 8:30 a.m. to 10:00 a.m. Trustee Kazmierczak states he will be attending this as this is the only training scheduled.

**Old Business**

Concrete for Cemetery Foundations (Update) Trustee Kazmierczak gave an update on possible rentals. After investigating U-Haul Concrete it was decided that is was not an economically feasible solution. The Township's last pour was over 4 yards while U-Haul can only hold 1.25 yards at a time and is 46 minutes away each way. Discussion was had about buying from Thomas Equipment a used mixer for around \$2500.00. Trustee Wiland would like to know how long it takes for Maintenance to mix a batch of concrete. Trustee Kazmierczak will email Maintenance Supervisor Stout with the question. The Trustees decided to leave this on the agenda for the next meeting.

Window Replacement (Update)- None

ORC 3796.29 Medical marijuana resolution update

**126-17** Trustee Holdeman motioned Pursuant ORC 3796.29, the Board of Swancreek Township, does hereby prohibit cultivators, processors, and dispensaries of medical marijuana within the unincorporated areas of Swancreek Township, 2<sup>nd</sup> by Trustee Wiland.

**Roll Call: Trustee Kazmierczak-Yea, Trustee Holdeman-Yea, Trustee Wiland-Yea**

Maumee Valley Panning grant (Update) Trustee Kazmierczak contacted Dennis Miller and gave him the family in need's information that he obtained from the Red Cross. Trustee Kazmierczak informed the Board that there is additional funding that the family may be eligible for. The Fulton County Commissioners do not need to apply for the grant, Maumee Valley Planning will do all of the work and contact the family.

OPWC (Future Projects) Trustee Wiland asked when the application for future projects was due. Trustee Kazmierczak states a date hasn't been set yet.

Road 1 Safety- Trustee Holdeman states a special basin is going to be needed for the ditch between Co. Rd. C and Co. Rd. D. Trustee Kazmierczak thinks the Village of Swanton may have one that they are willing to give the Township at no fee. If the Township decides to run pipe in the ditch and enclose it, the project is eligible for OPWC reimbursement as long as the requested money doesn't go over the already approved OPWC Round #30 amount. The Township would have to track hours worked and meet the 15% minority quota for the project and it would have to be completed by August 31<sup>st</sup>. Trustee Kazmierczak talked to Lammon Brother's Landscaping about possibly taking the sludge from the ditch if the Township cleaned it. Lammon Brother's would like to evaluate it first to see if they would be able to use it for compost. Trustee Kazmierczak asked the other Trustees for a decision at the next meeting due to time constraints.

The Trustees discussed the five driveways on Creekside Drive and the flooding due to the road pavement just completed. Discussion was had about who was responsible for the flooding. Since the Township declined to have the road milled, it is believed that the Township will be responsible for the financial liability. Gerken has given the Township an estimate of \$8,000.00 to correct the problem, but if the Township has it done the same time Gerken is working on Harding Drive, they will not charge the Township the \$4,000.00 mobilization fee. Trustee Kazmierczak would like this in writing from Gerken. Trustee Holdeman informed the Board it has to be returned before July 5 as that is when Gerken is scheduled to work on Harding. Trustee Kazmierczak will send an email to the Fulton County Engineer's Office requesting a price in writing from Gerken.

Swanton Cemetery Title (Update)-  
None

Annexed Roads Maintenance Responsibility (Update –Attorney General Legal Opinion)  
Letter has been sent, but no reply.

Ohio Plan Risk Management (Update) Trustee Kazmierczak has a call into Wendy from Hylant Group asking for the report from the site visit.

Water Board Appointments (Update) Per Administrative Assistant Lauch, the ad has been placed and applications are due by -26-17. Mr. Wagner from the audience asked if the Trustees have been notified by the Water Board of legal action toward the Township. The Trustees stated no, they have not been contacted. Lengthy discussion about appointments, reappointments, Township growth philosophy and more (for complete conversation, please listen to the meetings audio recording posted on the Township's website).

RUMA-Nexus (update)  
None

Economic Development Mediation (Update) Trustee Kazmierczak went to the meeting and the mediator Wade Mitchell would like to meet with the Trustees. It was decided to have the Special July 5 @ 1:00 p.m. at the Township.

## **Zoning**

The Trustees had a Special Meeting 6-16-17 with Walt Hallett, Zoning Inspector about job expectations. Zoning Inspector Hallett will let the Trustees know by June 30<sup>th</sup> his decision about what the Trustees expect.

A resident complained about a parcel on County Road B- Trustee Holdeman will contact Zoning Inspector Hallett to follow up.

**Fire/Rescue**

Summary of meeting of 6-13-17 with York, Pike, Fulton, & Swancreek Township- Trustee Wiland attended the meeting and outlined to the Board of the meeting contents:

They are having difficulty manning the Fire Department with volunteers

They are working on a 5 year plan

They are asking for an additional one mill increase from the Townships to pay for the day to day expenses

They are asking for an additional quarter mill increase for equipment

Possibly having the Villages not included so as to not double tax the residents

Discussion was had among the Board about York's proposal, Swancreek's Fire Fund, our obligation to the Village of Swanton and Providence, the possibility of having different levies for the different Fire coverage areas (for full discussion please listen to Audio recording on Swancreek Township's website). Trustee Kazmierczak reminded the Board that we will have to advise the County Auditor to collect the additional Fire millage.

The Board was reminded that the Village of Swanton was hosting the next Fire District meeting June 20 in Council Chambers at 6:30. Trustee Wiland reminded the Board that Swancreek Township never received the completed signed contract. Trustee Kazmierczak will ask them for it at the meeting.

**Cemetery**

No deeds to sign

Discussion was had about the burial of a Mildred Harding. The Township is unable at this time to find who is responsible to pay the Township's fees.

Indigent Burial- Buckmiller (Update) Members of Brailey Union Church were in the audience and informed the Board that the church took care of the fees. The issue is now resolved.

**Maintenance:**

Wheel weights for John Deere- With the 3 point boom on the tractor it is not always stable to use, wheel weights are an option to correct the problem. New ones are around \$4,000.00. Maintenance Supervisor Stout will contact Yoder Equipment to see if they have any used ones that the Township might buy.

Salt Building- Trustee Kazmierczak had more prints made of the proposed building and per the request of the Board is having 3 estimates provided. Midwest Poured Walls recommends waiting until September to pour due to the heat of the summer and uneven drying.

**Employee Reports:**

None

**Trustee Reports:****Trustee Holdeman:**

Trustee Holdeman states he was contacted by resident Jerry Meller about the ditch on County Road 2-2 that abuts his property. The Village of Swanton put a discharge pipe in the ditch and the sides of it are starting to erode away which is putting the house that he owns in danger of collapsing into the ditch. Trustee Holdeman told Mr. Meller it was either a State or County ditch, not the Township's. Trustee Kazmierczak states that Mr. Meller also contacted him about the matter and he along with Maintenance Supervisor Stout went out and looked at the ditch. Trustee Kazmierczak contacted Rod Creager from the county about the problem. The County states to correct the problem the ditch will need to be relocated and gave the Township a quote for the work, but the County is not going to fund the project. Conversation was also had about the ditch in front of Velma Hallett's on County Road 2, there is a log jam in it and the County will not take care of it. Discussion was had about the County is supposed to clean ditches once every 10 years but they do not do it.

**Trustee Kazmierczak: None**

**Trustee Wiland: None**

**Public Forum - Pipelines or Water Line Project:**

Sharon Niedzwiecki asked the Board about the payment to the Fulton County Treasurer. The Trustees explained to her about the special assessments the Township has for waterlines that go through parcels the Township owns.

Trustee Holdeman motioned to adjourn, 2<sup>nd</sup> by Trustee Wiland: 8:57p.m.

**Swan Creek Township Board of Trustees**

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**Attest:** Jo Stultz, Fiscal Officer  
Swan Creek Township  
July 3, 2017

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Trustee Ron Holdeman, Chairman

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Trustee Phil Wiland, Vice Chairman

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Trustee Rick Kazmierczak