

RECORD OF PROCEEDINGS

Minutes of the Vermilion Township Board of Trustees' Regular Meeting

Held Tuesday February 6th, 2024 at 6:30pm.

The meeting was called to order by Chairman Robert Kurtz.

The Pledge of Allegiance was given.

The roll call resulted as follows: Mr. Kenn Baughman, Mr. Robert Kurtz & Mr. Rodger Scott were present.

Kurtz made a motion to approve the minutes from the January 3rd, 2024 Organizational Meeting. Baughman seconded the motion. Baughman, Kurtz & Scott voted to accept the motion. **20240206-01**

Kurtz made a motion to approve the minutes from the January 3rd, 2024 Trustee's Regular Meeting. Baughman seconded the motion. Baughman, Kurtz & Scott voted to accept the motion. **20240206-02**

Kurtz made a motion to approve the minutes from the January 24th, 2024 Redwood Public Hearing. Baughman seconded the motion. One correction was made. Motion changed to "minutes as amended" Kurtz & Scott voted to accept the motion. Baughman voted against. **20240206-03**

Kurtz made a motion to approve the minutes from the January 24th, 2024 Trustee's Special Business Meeting regarding Redwood. Baughman seconded the motion. Kurtz & Scott voted to accept the motion. Baughman voted against. **20240206-04**

Kurtz made a motion to receive the treasury reports. Baughman seconded the motion. Baughman, Kurtz & Scott voted to accept the motion. **20240206-05**

One hundred thirty-five bills/warrants totaling \$119,410.06 were submitted for payment. Kurtz made a motion to approve the warrants. Scott seconded the motion. Baughman, Kurtz & Scott voted to accept the motion. **20240206-06**

Vermilion Township Fire Chief Frank Triana reported 88 runs for January & reports have been submitted to the state. Runs include: EMS-81, EMS/MA-1, structure fire-1, vehicle fire-1, smoke in building-1, structure fire/MA-1, smoke detector activation-1. Squad #811 went to L&M for maintenance. #800 & #841 are next on the schedule for preventative maintenance. #821's Kussmaul battery charging system cannot be rebuilt, a new one has been ordered. Batteries in the thermal imaging camera have been changed. Six portable radios are out of service. Evaluations are being performed, but most likely will not return to service. Triana asked to purchase six new radios including microphones, bank chargers & mounting brackets for a cost of \$3568.56 for VASU Communications.

Vermilion Township Road Crew Foreman Steve Young reported garage door & gutter replacement quotes for the old portion of the road crew garage have been received. As part of the 2024 Road Surfacing Program, Reclamite Rejuvenator is recommended for the asphalt on Wine & Chardonnay Streets and South Poorman Road. Reclamite is a topical liquid that penetrates, reactivates the binders in the emulsion and extends the life of the asphalt. A reclamite quote from Pavement Technology, Inc. has been received. Snow removal has gone well. Salt levels are good. Work on clearing ditches and drain tiles continues.

Vermilion Township Administrator & Zoning Inspector Keith Sexton reported one zoning permit has been issued. Michael Verbiar has resigned from the Vermilion Township Board of Zoning Appeals. Heather Milliron has moved out of the township and is no longer eligible to serve on the Vermilion Township Zoning Commission and has resigned. Sexton recommended Michael Verbiar be appointed to the Zoning Commission to serve the remainder of the 5-year term vacated by Milliron, expiring July 31st, 2028. Sexton recommended Charles Hall be appointed to the Board of Zoning Appeals to serve the remainder of the term vacated by Verbiar, expiring December 31, 2028.

Sexton asked for consideration of *Resolution R2402-01 Roadside Drainage Tap Policy*. The resolution will establish a Drainage-Tap Policy with permits and fees. The policy will enable the township to maintain the integrity of the drainage system along dedicated township roads. Sexton asked for consideration of *Resolution R2402-03 Reclamite Application*. This will allow Pavement Technology, Inc. to apply reclamite rejuvenator to Wine & Chardonnay Streets and South Poorman Road for a cost of \$20,991.60. Sexton asked for consideration of *Resolution R2402-08 Township Garage Gutter Replacement*. This would allow replacement of gutters the old portion of the road crew garage. Brothers Gutters was recommended with the lowest cost of \$2075.00. Sexton asked for consideration of *Resolution R2402-02 Township Garage Door Replacement*. This would allow replacement of doors on the old portion of the road crew garage. Quality Overhead Door was recommended with the lowest cost of \$10,372.00.

Vermilion Township Fiscal Officer Stephanie Johnson reported the 2023 Vermilion Township Annual Financial Report is complete and has been filed with the Ohio Auditor of State. The report is available for review by contacting Johnson at (440) 830-8908 or vtfo22@gmail.com. To take advantage of high yield, one million dollars has been moved into the StarOhio investment account. Fund 9001- Expendable Trust Fund has a balance of \$153.70. The State Auditor noted this can be moved to the General Fund with trustee approval. Johnson stated the Amended Certificate of Estimated Resources has been received from the Erie County Auditor and 2024 Permanent Appropriations can now be approved. Johnson listed the following appropriations:

<i>Fund:</i>		
1000	General	\$600,000.00
2011	Motor Vehicle License	\$100,000.00
2021	Gas Tax	\$300,000.00
2031	Road & Bridge	\$700,000.00
2111	Fire District	\$660,000.00
2231	Permissive MVL	\$24,000.00
2272	ARPA	\$174,398.44
9001	Expendable Trust Fund	\$153.70
4901	Misc. Capital Projects	\$123,372.10
		\$2,681,924.24

Kurtz stated minor changes to the Meeting Rules.

Kurtz made a motion to transfer the Expendable Trust Fund 9001 balance of \$153.70 to the General Fund. Baughman seconded the motion. Baughman, Kurtz & Scott voted to accept the motion.

20240206-07

Kurtz stated the issue with the chickens needs to be revisited. Kurtz made a motion to refer the review of the agriculture and fowl zoning regulations back to the Zoning Commission for additional review. Baughman noted according to the township zoning code, a resolution needs to be drafted to send. Kurtz tabled to motion & asked Sexton to look in it.

Kurtz made a motion to approve *Resolution R2402-01 Roadside Drainage Tap Policy*. Baughman seconded the motion. Kurtz read the Drainage Tap Policy & Drainage Tap Agreement (Form TF633) into resolution and added that this was parallel to Erie County's policy. Baughman, Kurtz & Scott voted to accept the resolution. **R2402-01**

Kurtz made a motion to approve *Resolution R2402-08 Gutter Replacement*. Baughman seconded the motion. Kurtz read the resolution to have Brothers Gutters of Amherst replace the gutters and downspouts on the older township garage for \$2075.00. Baughman, Kurtz & Scott voted to accept the resolution. **R2402-08**

Kurtz made a motion to approve *Resolution R2402-02 Door Replacement*. Scott seconded the motion. Kurtz read the resolution to have Quality Overhead Door of Toledo replace three doors on the older township garage for \$10,372.00. Baughman, Kurtz & Scott voted to accept the resolution. **R2402-02**

Kurtz made a motion to approve *Resolution R2402-03 Reclamite Application*. Baughman seconded the motion. Kurtz read the resolution to have Pavement Technology, Inc. of Westlake apply reclamite rejuvenator to Wine Street, Chardonay Street and South Poorman Road for \$20,991.60; out of Fund 2031 Road & Bridge. Baughman, Kurtz & Scott voted to accept the resolution. **R2402-03**

Kurtz made a motion to approve *Resolution R2402-04 VASU Fire Dept. Radio Replacement*. Baughman seconded the motion. Kurtz read the resolution to have Vasu Communications replace six radios including microphones, bank chargers & mounting brackets for a cost of \$3568.56. Baughman, Kurtz & Scott voted to accept the resolution. **R2402-04**

Kurtz made a motion to approve *Resolution R2402-05 2024 Erie County GIS Cost Share Fee*. Baughman seconded the motion. Kurtz read the resolution for the 2024 Erie County Geographical Information Systems (GIS) Cost Share Participation fee of \$5,036.26. Baughman, Kurtz & Scott voted to accept the resolution. **R2402-05**

Kurtz made a motion to approve *Resolution R2402-06 2024 Erie County Regional Planning Fee*. Scott seconded the motion. Kurtz read the resolution for the 2024 Erie County Regional Planning Participation fee of \$2,914.20. Baughman, Kurtz & Scott voted to accept the resolution. **R2402-06**

Kurtz reported that two State of Ohio Senators were trying to strip Ohio Townships of their zoning powers. The Erie County Township Association (ECTA) is asking for letters of support to object to this. Kurtz made a motion to send a letter of support to the ECTA. Baughman seconded the motion. Baughman, Kurtz & Scott voted to accept the motion. **20240206-08**

Kurtz made a motion to approve *Resolution R2402-07 2024 Permanent Appropriations as Written*. Baughman seconded the motion. Baughman, Kurtz & Scott voted to accept the motion. **R2402-07**

Kurtz made a motion to accept the resignation of Michael Verbiar from the Board of Zoning Appeals. Baughman seconded the motion. Baughman, Kurtz & Scott voted to accept the motion. **20240206-09**

Kurtz made a motion to accept the resignation of Heather Milliron from the Zoning Commission. Baughman seconded the motion. Baughman, Kurtz & Scott voted to accept the motion. **20240206-10**

Kurtz made a motion to appoint Michael Verbiar to the Zoning Commission to fill the unexpired term (term expiring July 31st, 2028). Baughman seconded the motion. Baughman, Kurtz & Scott voted to accept the motion. **20240206-11**

Kurtz made a motion to appoint Charles Hall to the Board of Zoning Appeals to fill the unexpired term (term expiring December 31st, 2028). Baughman seconded the motion. Baughman, Kurtz & Scott voted to accept the motion. **20240206-12**

Kurtz referenced a concern from a previous meeting about a non-working street light at the intersection of Darrow & Ridsen Roads. It is on Ohio Edison's list. Baughman clarified that Ohio Edison representatives stated it should be completed by the end of the month.

Kurtz open the floor to the audience.

Dan Ladrach of State Road said that during the Redwood Development Public Hearing there was not enough information and materials for the residents to see. Redwood representatives couldn't answer all the questions. The structures of Redwood will be too close to Route 60 and not with the 300' set-back as recommended by the Zoning Commission. He would like to see the frontage stay for businesses. Ladrach is concerned about flooding in the Route 60 corridor and asked if an engineering group can be consulted.

Don Rowe of Kneisel Road asked the names of the State of Ohio Senators that are proposing the statewide zoning change and asked residents to get involved. Rowe asked why the garage door project was not given to a company in the township. Rowe asked if Solar Eclipse Day events and procedures could be announced.

Matt Lewis of Cherry Road spoke about his yard flooding due to his neighbor plugging up the culvert. He has concerns over the safety of the road and all the standing water.

Eric Jayjohn of Thompson Road asked about agricultural fencing.

Kurtz made a motion to go into Executive Session at 7:30pm per ORC 121.22(G)(3): Conference with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action. Baughman seconded the motion. Baughman, Kurtz & Scott voted to accept the motion. **20240206-13**

Kurtz adjourned from Executive Session & returned to Regular Session at 8:13pm.

Kurtz announced the next Board of Trustees Regular Meeting will be Wednesday, March 6th, 2024 at 6:30pm. Sheriff Paul Sigsworth is scheduled to be at that meeting to discuss what can be expected for the upcoming Total Solar Eclipse on Monday, April 8th, 2024.

Baughman noted for next month's agenda he would add the need for a new ambulance and fire truck. Erie County has a Zoning Development Reference Manual that shows how zoning commissions and boards of zoning appeals work at the county level. This can be duplicated for the township as a guidebook. A clothing allowance for the road crew should be discussed. There is growing traffic problem on Route 60, a roundabout should be considered. There are some safety concerns for the Redwood

Development.

Baughman would like to invite Suzie Dills, Director Hoover-Price Planetarium, Starry Trails LLC to give a special presentation on the upcoming Total Solar Eclipse. The presentation will be Tuesday, February 20th at 6:30pm at the township hall. Baughman asked if there should be a motion to accept his letter of voluntary pay reduction. Kurtz stated, just the letter should be fine.

Kurtz made a motion to adjourn at 8:22pm. Scott seconded the motion. Baughman, Kurtz & Scott voted to accept he motion.