

## **BOARD OF TRUSTEES**

Daniel Frederick  
Gerald Nickoli  
Mike Shover

## **FISCAL OFFICER**

Zachary Rospert



## **MILAN TOWNSHIP**

[www.milantwp.org](http://www.milantwp.org)

## **MILAN TOWNSHIP**

1518 State Route 113 E  
Milan, Ohio 44846  
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## **ZONING INSPECTOR**

Colleen Arthur

The Milan Township Board of Trustees met for the second regular meeting of the month on Wednesday, July 18, 2018. Present at the meeting were Trustees Dan Frederick, Jerry Nickoli and Mike Shover; also Road/Maintenance Supervisor Dave Fox, Fiscal Officer Zachary Rospert, Sec./Z.I. Colleen Arthur and in the audience Zoning Commission Chairman Bill Muthig, Richard Pitsinger, Frank Lytle, Don Kreidler, and Robert Wheeler.

Chairman Frederick opened at 7:00 p.m. with the Pledge of Allegiance. Mr. Rospert called the roll: Mr. Frederick-present, Mr. Nickoli-present, and Mr. Shover-present.

MINUTES: Messrs. Nickoli and Shover noted some clarifications needed in the minutes of the July 3, meeting concerning a couple of name corrections, a date and the language concerning insurance coverage. With these amendments noted, Mr. Nickoli moved to approve the minutes of the July 3, 2018, meeting. Mr. Shover seconded the motion. The motion passed unanimously.

EXPENSES: Mr. Nickoli moved to approve the expenses as presented by Fiscal Officer Rospert. Mr. Shover seconded the motion. The motion passed unanimously.

Approved Warrant Numbers 18345-18357 and Voucher Numbers 129-134 in the amount of \$22,303.88

### **MAINTENANCE**

TRUCKS: Mr. Fox noted that he picked up a dump truck which was having issues. Now both are running well.

WARWICK DRIVE: Replacement of the drainage on Warwick Drive will start in a week or two. One more easement needed.

Mr. Brad Simon, 2003 Warwick Drive, addressed the Board with an appeal to waive the \$500 tap in fee, noting that he is already tapped into the old system.

Mr. Frederick explained that the road drainage is the Township's priority, and one of the main reasons why the Township is addressing the drainage on Warwick Drive is because Mr. Simon's basement fills with water. Mr. Frederick noted that the Township would have no responsibility for the tap and applicant must install a back flow device. The original developer put in the drainage systems. This new system is designed by the Erie County Engineer's Office and will correct the Warwick Drive drainage and some of Seminary Road. There was an explanation of where the system will be located. The new 12" tile will handle all the water from this area. Private homeowners will not be tying into the system with their sump pumps, although Mr. Simon was tied in.

Mr. Simon further noted that he did not feel it was appropriate to make him pay the tap fee when he will incur the cost to tie in. His house is at the end of the drainage line. This past February was the first time he ever had water in his basement and he dealt with it for two months. It was not his pipe that failed, but everyone else's failed lines cause the water to overrun his sump pump. Mr. Simon is the only one who has to tie into the new catch basin.

Mr. Shover noted that the Township is shouldering the cost of this \$38,000 improvement where none of the property owners are being assessed. Mr. Simon is the only homeowner affected adversely by this new line installation, as all lines end at his property. The Township is replacing the part of the line that failed, and Mr. Simon will have all the water lines terminating at his property after the new line is installed.

Mr. Nickoli moved and Mr. Shover seconded a motion to waive the \$500 tap in fee for Mr. Brad Simon, 2003 Warwick Drive, and allow him to tap into the new road drainage being installed on Warwick Drive provided he have a qualified contactor install a back flow device and accept that he hold harmless the Township for any damage caused by failure in the tap. The motion passed unanimously.

MILAN CEMETERY: The Trustees received a complaint about an incident which occurred during a recent funeral. However, the Trustees are not responsible for Milan Cemetery, as it has its own board of trustees. The matter has been referred to Dave Thayer, President of the Milan Cemetery Association.

SCOTT CEMETERY: Mr. Nickoli noted that there is a meeting with Huron Township concerning the Scott Cemetery on Aug 6, 2018. Mr. Nickoli is the Township's representative to the Scott Cemetery Board, but he will not be available on that date. Mr. Frederick said he would attend in Mr. Nickoli's stead.

SHAW MILL RD: At the last meeting, the Board decided to apply for grant for guard rail. The County Engineer's Office estimates the cost to be about \$22,000. The Township has a good chance at getting these funds. The application is due Sept 7, 2018, and the scope of the proposed work includes some drainage improvements.

ROAD MAINTENANCE: Mr. Frederick noted that areas in the Township are in need of some crack sealing. The Township has a good machine for this. Mr. Fox noted that the Maintenance Department stopped doing crack sealing when Mr. Jesberger's knees got bad and it was not addressed during Mr. Rockwell's tenure. There is a problem on River Road. Mr. Nickoli stated he thinks a catch basin is contributing to the problem. Mr. Frederick noted that areas in the Twin Oaks and Edison Ridge have problems with cracks developing.

Mr. Frederick outlined some of the choices the Township has to address this situation. 1.) Have the Township road crew do it. 2.) Ask County Engineer's Office to do it, or 3.) Hire a private contractor. The cost by private contractor last year on Edison Ridge was estimated at \$10-15,000. The County Engineer's Office doesn't want to do it. The road crew could do it for 25% of the private contractor's costs. Precision Paving is offering to get our equipment running and do some training if needed. Mr. Nickoli suggested Mr. Fox take an inventory of which road need crack seal the most until the Trustees hire someone to help him with the work.

EDISON PARK: Mr. Nickoli asked if some of the weeds could be removed in playground area and new mulch applied. Mr. Fox noted that he had just removed the weeds, but it's a bad year for weeds and he

has to be careful about spraying them around children. Also, he has to special order mulch that is non-toxic around kids. More frequent application was suggested.

### FIRE

Chief Rospert was not able to attend the evening's meeting, but previously reported to Mr. Frederick that the Department had had a difficult week and that he will be purchasing additional rope. He found that more rope had been needed for a difficult rescue situation.

### ZONING

CERTAINTTEED: Mrs. Arthur reported that CertainTeed's Site Plan Review has been complete for some time except that she is awaiting the for Storm Water Drainage Permit from Ken Fortney before Zoning Permit can be issued. Construction is on hold until CertainTeed gets their drainage and building permits.

LAKE ERIE ARMS: Lake Erie Arms has not yet made application for their zoning permits. Mrs. Arthur has spoken with Engineer Dean Frederick who, in order to comply with the zoning resolution's parking requirements, is adjusting parking and green spaces.

VIOLATIONS: Mrs. Arthur reported on several parcels which have violations that are at this time photographed, have had or are ready to issue notice, and/or monitoring the situations. An additional complaint has been received concerning a property on Landsdown Drive to have property owner to trim bushes which are obstructing vision at the intersection of Landsdown and Fair Oak. There had been complaints about the situation last fall, but inspection did not find there to be problem. However, this year the owner has added some bushes and the existing bushes have grown to a point where they do now obstruct the sight line of oncoming traffic.

LOT SPLITS: Mrs. Arthur noted that there were several lot splits recently in Millwood Estates.

ZONING COMMISSION: The Zoning Commission's public hearing, scheduled for July 23, has been postponed due to the Register's failure to advertise timely. Someone put the email in their spam file. The Zoning Commission will meet on the 23<sup>rd</sup> to set a new date for the hearing.

### OLD BUSINESS

ELEVATOR PROJECT: Mr. Frederick had presented stone samples prior to the meeting and took an informal pole of what people thought was the best match to the Township Hall's current stone foundation. The sample stone "Taupe" was selected by popular consent. Mr. Fox will pull out the landscaping at Township Hall on the north side wall and some at the Fire Station No. 2. Construction is ready to start soon. The Village is readying a new pole to install the 3-phase power.

NEW PICK UP TRUCK: The new pick-up truck should be delivered soon. Judco's quote to provide snow plow and light bar is \$8,800. They suggest having this work done before winter when their business gets too busy, as the job will take about 5 weeks. The Trustees discussed the possibility of other vendors and plow type options. Mr. Nickoli asked that other bids be obtained.

PERSONNEL POLICY MANUAL: The Trustees noted that they will have one more Monday meeting to firm up the final version of the Personnel Policy Manual and have asked that Fiscal Officer Rospert attend.

### NEW BUSINESS

NCEMS: The Board received a letter from Donald Ballah, Executive Vice President of North Central EMS informing them of his retirement and a letter from North Central EMS informing the Board of Mr. Ballah's retirement and that Ms. Ashley Ballah, Director of North Central Mobile Diagnostics will serve as Mr. Ballah's interim replacement

NO WAKE ZONE: Robert Wheeler addressed the Board and thanked them for the new Edison statue in front of the Township Hall. He also noted that he appreciates the website, but would like to see the minutes included.

His main concern is that a year ago he asked about a no wake zone near his property along the Huron River. The jet skis are a problem to the eco system. He noted that the signs are up, but people think the No Wake Zone is only for around the bridge. He would like to see a sign added to distinguish the area of the No Wake Zone, perhaps something like "next four miles."

Mr. Frederick said that he agreed with Robert and that, originally, it was supposed to be a large sign on bridge stating "NO WAKE SOUTH." Mr. Frederick added that the Trustees have authority to impose a no wake zone and then a review is done by ODNR. This process was recently undertaken and the existing No Wake Zone was extended another 1500' or so south. The official length of the a no wake zone is enforceable by law enforcement. ODNR stated they would not get up the river often, but thought that official looking signs would be enough to discourage. County Engineer Jack Farschman did not want the sign on the bridge. Metro Parks did not offer an opinion one way or the other.

Mr. Wheeler stated his concern is mostly south of Mason Road.

Mr. Frederick expressed concern that the Township should not prohibit the use of jet skis throughout the entire Township.

Mr. Shover asked how far certain types of watercraft can navigate up the river. Mr. Wheeler replied that it constantly changes with the water level and condition of the Huron River. Mr. Nickoli thought smaller craft can get as far as the Coupling, but sometimes it is necessary to portage near Bob Reer's property. Mr. Nickoli stated that along his property he sees a few jet skis, but lots of kayakers and that larger crafts are slow moving. He sees no problem with additional signage.

To summarize, Mr. Wheeler is asking that additional language be added to the current posted sign that the No Wake Zone is from Mason Road south. The Trustees agreed and felt no additional resolution is needed, as this was the original intent.

### FINANCIAL

Mr. Zach Rospert provided the Trustees a quarterly report review of the Township's finances. A listing of receipts was found on the first three pages and Mr. Rospert noted that the fund summary report was through June 2018. He noted that the second half property taxes will be received soon and that this report was, pretty much, status quo with other years and he has no concerns.

EXECUTIVE SESSION: Mr. Frederick moved to enter into executive session to consider confidential information related to the marketing plans, business strategy, and finances of an applicant for economic development assistance including negotiations with other political entities regarding the same, per ORC 121.22 Public Meeting Exception (G)(8)

Mr. Nickoli gave second to the motion. The roll was called as follows: Mr. Frederick-yes; Mr. Nickoli-yes; Mr. Shover-yes. The motion carried and the Board entered into Executive Session at 8:05 p.m.

The Board returned from executive session at 8:40 p.m. and noted that no further action was needed.

As there was no further business to be taken up in regular session, Mr. Frederick asked for a motion to adjourn. Mr. Nickoli so moved and Mr. Shover seconded the motion. The motion carried unanimously.

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Mr. Daniel Frederick, Chairman

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Mr. Zachary Rospert, Fiscal Officer