

BOARD OF TRUSTEES

Daniel Frederick
Gerald Nickoli
Mike Shover

FISCAL OFFICER

Zachary Rospert



MILAN TOWNSHIP

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, March 20, 2019 at 7:00 p.m. Present at the meeting were Trustees Dan Frederick, Gerald Nickoli, Mike Shover, F.O. Zachary Rospert, Road/Maint. Superintendent Dave Fox, Crewman Matt Hudson, Z.C. Chairman Bill Muthig, Z.I./Sec. Colleen Arthur, Don Kreidler, Carla Rospert, Eagle Scout Candidate August Berckmueller, Fritz Berckmueller.

Mr. Frederick asked if Boy Scout August Berckmueller would do the honor of leading the Pledge of Allegiance. Mr. Berckmueller readily accepted as all rose.

ROLL CALL: F. O. Rospert called the roll. Mr. Frederick, present; Mr. Nickoli, present; Mr. Shover, present.

MINUTES: Mr. Nickoli moved to approve the minutes of the March 6, 2019 meeting. Mr. Frederick gave second to the motion. Mr. Rospert asked that the specific date of March 4, 2019 on which Matt Hudson's probationary period ended be added to that section of the minutes and that his pay raise would be effective also as of March 4, 2019. Messrs. Nickoli & Frederick included that in the motion. The motion passed. Mr. Shover abstained as he was not present at that meeting.

Mr. Nickoli moved and Mr. Shover seconded a motion to approve the minutes of the March 1, 2019 Work Session. The motion passed unanimously.

EXPENSES: Mr. Nickoli moved and Mr. Shover seconded a motion to approve payment of expenses as presented by Mr. Rospert. The motion passed unanimously. Approved electronic payments 54-57 and warrants 18869 – 18894 in the amount of \$51,702.67

EAGLE SCOUT PROJECT/EDISON PARK: Mr. August Berckmueller addressed the Board asking that he be permitted to plant 5,000 daffodils within a 2000 s.f. area on the hill at Edison Park as part of a community project for his Eagle Scout qualification. Mr. Berckmueller reported that he has sourced 5000 bulbs for about \$1450.00 and mentioned that he would accept donations. A discussion followed on the location of flowers along the sledding hill, the maintenance of the flowers, longevity of the blooms and the mowing schedule of the hill. Mr. Nickoli moved and Mr. Shover seconded a motion to grant permission to Mr. to plant daffodils on the sledding hill at Edison Park. The motion passed unanimously.

MAINTENANCE

Mr. Fox reported that he submitted the Road/Culvert reports to the County Engineers Office last week.

The County Engineers looked at inlet on Seminary and cleaned it up.

Mr. Fox noted that there is a culvert on McIntyre Road near north end of Mark Miller's property that is collapsing. This needs to be replaced. This work will be completed by the Erie County Engineer.

Sheriff Sigsworth called about the house at 2003 Seminary that used to be long to Susan Elmlinger. The house recently was sold back to the bank. The Sheriff is asking that the bush on the corner be cut back so that pedestrians can be seen to traffic. Mr. Fox said that they could do this during brush pickup days. Also, last year while work was done to improve drainage in the area the Township agreed to replace an Italian Cypress on Mrs. Duncan's property next door.

Mr. Fox reported that the NO WAKE ZONE was moved south of Franklin Flats another 1700' onto Stoddard's property. One of the residents in Franklin Flats indicated that would like another sign indicating NO WAKE ZONE NEXT 2 MILES.

Edison Park will open for the summer by Monday or Tuesday of next week.

Mr. Fox noted that road patching is being done and berm work on the north end of River Road. They will try to do the bottom when it thaws a bit.

DAVE'S FOOD MART: The contractor doing the drainage at Dave's Food Mart wants to tie into the Township's catch basin on Kelley Road. Mr. Frederick called the Engineers Office. Ken Fortney said it won't cause any strain on our system since the retention area is an infiltration trench which will slowly release the water. The connection to the catch basin is a secondary measure, but he feels it is likely that most water will never reach our catch basin. A Tap-in Agreement application has been sent to Adam Weave, Design Architects.

MOWER: Mr. Fox noted that the older mower has a drain plug leak that he will fix when changing the oil.

OAK STREET: Mr. Joe Schell recently inquired about stoning placement on the road in front of his property. Mr. Fox explained that stone is not available for delivery until April 15th. Also, the 411 stone cannot be compacted in the cold. Trustees will email Mr. Schell and explain this process.

EDISON PARK: Mr. Nickoli said that the stakes are sticking up in the plastic retainer that holds the wood chips around the slide area. Mr. Fox said they rise up every year and just need to be pounded down. Mr. Nickoli asked about the rubberized material under playground equipment. The rubberized material is very expensive. Mr. Nickoli felt that the Trustees need to look into what ground cover material is approved for children. Mr. Rospert found that OTARMA recommends wood fiber. Mr. Nickoli said he would look for regulation from the Consumer Product Safety Commission. They publish the Public Playground Safety Handbook. Mr. Fox stated that they would like to remove the spring toys as they are breaking and dangerous. The Shelter house will begin use in May.

FIRE

Nothing

ZONING

Mrs. Arthur met with Mandy Shane concerning the purchase of the Anglican Church. She took out appeals paperwork for the conditional use of the property (building) and for needed variances on the set back. Mrs. Shane said she would contact Mr. Frederick about determining the occupancy based on the use. The Huron Building Department informed Mrs. Arthur that they do not issue occupancy permits on any buildings and that this is done either by the fire inspector or an architect. The proposed use will change from a church or mass meeting location which would have been grandfathered, to perhaps education. Mr. Frederick spoke to the regulations which determine occupancy based on the intended use of the building. He has forwarded his report to Mrs. Arthur. Mrs. Shane has yet to file the appeals paperwork.

Mrs. asked for a more explicit blueprint for the EHOVE expansion since she was coming up with significant square footage differences, both more and less, than what they architect had stated. The plans did not include actual measurements, just the layout with a scale 40' per inch or 20' per inch. New plans have been provided with actual wall measurements and more detail. This review should be completed tomorrow.

Mrs. Arthur noted that we may need to revisit having chickens in residential areas. There is a big problem with a Perrin Road resident's free range chickens ruining neighbor's landscaping. When the Zoning Commission last looked at the issue, no action was taken to pass zoning laws to prohibit this in residential areas or even control it. Mrs. Arthur feels that some legislation is needed to hold property owners responsible for free-range chickens doing damage to neighbors' properties.

OLD BUSINESS

ELEVATOR DOOR LOCK: Currently, the key for the Township Hall front door is different from the elevator door key. Hobbs Lock and Key has suggested installing a deadbolt in the elevator door that will be the same as the Township Hall front door lock. A thumb-latch deadbolt will cost about \$200. Mr. Frederick asked that an extra key be made for the Knox box.

Mr. Frederick called the railroad about the overpass and will get a new contact.

NORFOLK AND SOUTHERN RAILROAD: Mr. Frederick made contact with the person suggested by CertainTeed at Norfolk-Southern Railroad, however, they will provide another person to discuss problems with the railroad over pass on Kelley Road.

BOUNDARY WITH THE VILLAGE OF MILAN: Due to recent changes to the map of Milan Township and Milan Village proper by the Auditors Office while working with the County Engineers Office, both the Township and the Village find it necessary to clarify the Village boundary within Milan Township. Prior to the Auditor's changes, previous Township and Village zoning maps match exactly. These maps have been in agreement for more than 50 years. This issue was dealt with in the 1978 when both the Township and Village jointly hired legal counsel to determine the boundaries. Mr. Frederick will draft a letter from both the

Township and the Village declaring the position and desire to return the map to what it has been historically. He will take the map to the Village Council meeting for signatures.

Mr. Frederick moved to have the Trustees sign a joint letter with the Village instructing the Auditor to restore the historical boundaries between the Village of Milan within Milan Township, specifically pertaining to four areas; Plank Road "bumped out" area, the St. Anthony section of the Milan Cemetery, the Township line running through diagonally through the Milan Cemetery and the changes made to the Berckmueller property in the north end of the Village. Mr. Nickoli seconded the motion. The motion carried.

NEW BUSINESS

CHANGE OF ZONING DISTRICT: The Trustees feel it might be prudent to return the 92 acres on Kelley Road along the Ohio Turnpike that was rezoned to PRD and now belongs solely to John Rockwell, back to the Agricultural District. Because there have been so many problems with trucks hitting the Kelley railroad overpass, it would be better not to invite commercial trucking to the area.

Mr. Nickoli made a motion to have the Zoning Commission change the zoning classification back to AG from PRD-1 zone for the 92 acre parcel on Kelley Road, now owned by John Rockwell. Mr. Shover seconded the motion. The motion carried.

ZONING COMMISSION APPOINTMENT: Mike Stevens of Twin Oaks has agreed to serve on the Zoning Commission. He will introduce himself when available. Mr. Nickoli remarked that he has heard from others that he comes highly recommended. Mr. Shover moved and Mr. Nickoli seconded the motion to appoint Mike Stevens to the Zoning Commission. The motion carried.

STREET LIGHT/NASA: The Trustees received a request from NASA for street light (not a stop light) at the intersection Route 250 and Scheid Road. The Trustees will have to request permission from ODOT and work out the particulars with Ohio Edison.

EDISON PARK: The Trustees received a request from Sally Crow for Pickle Ball court at Edison Park. This would consist of setting up temporary courts on one side of the existing tennis court. It would have minimal impact the physical aspect of the tennis court other than some secondary lines. They could share the shed with the tennis team. The Trustees decided that, at this point, they would be interested in learning more about the request.

Mr. Frederick reported that Rep. Steve Arndt has introduced HB 74, a measure to give the Township some means to deal with junk boat sitting on properties. The bill contains language that would require that boats be covered, housed or removed if at least three years old and/or older apparently inoperable and less than \$1500 fair market value.

FINANCIAL

INSURANCE: OTARMA will get back to Mr. Z. Rospert concerning the renewal of a fir fighters' death and dismember policy.

2019 PERMANENT APPROPRIATIONS BUDGET: F.O. Rospert spoke to the Board concerning the 2019 Permanent Appropriations, noting the carry-over amounts as of 12-31-18, taxes and anticipated revenue remaining relatively static and insurance costs increases. This sparked an discussion of insurance issues. Mr. Shover mentioned that he will get the ball rolling on insurance comparisons for renewal in June. HRA isn't saving the Township as much as we thought it might. Mr. Shover said it is more about voiding increases rather than saving any money. There was discussion of how to budget for insurance costs. Mr. Rospert noted he is reporting year to date expenditures and anticipated costs based on what he sees as increases. He noted that the Health Insurance's monthly activity costs seem to be exceeding the cost of the premium. The Trustees may want to look at an increased premium amount, as it may be less than the monthly costs. Mr. Shover introduced the following resolution and moved its adoption.

RESOLUTION # 2019-2

RESOLUTION OF THE BOARD OF TOWNSHIP TRUSTEES OF MILAN TOWNSHIP, ERIE COUNTY, OHIO, FOR THE PURPOSE OF APPROPRIATING FOR THE CURRENT EXPENSES AND OTHER EXPEDITURES OF SAID BOARD OF TRUSTEES, DURING THE FISCAL YEAR ENDING 12/31/2019.

The Milan Township Board of Trustees of Erie County, Ohio, met in regular session this the Twentieth Day of March, Two Thousand Nineteen, at the Milan Township Hall located on the Village Square, Milan, Erie County, Ohio with the following members being present: Mr. Daniel Frederick, Mr. Gerald Nickoli, and Mr. Michael Shover.

BE IT RESOLVED BY THE BOARD OF TRUSTEES OF MILAN TOWNSHIP, ERIE COUNTY OHIO THAT, TO PROVIDE FOR THE CURRENT EXPENSES AND OTHER EXPEDITURES OF SAID BOARD OF TRUSTEES, DURING THE FISCAL YEAR ENDING 12/31/2019. THE FOLLOWING EXPENDITURES ARE TO BE MADE FOR AND DURING SAID FISCAL YEAR:

- General Fund (Fund 1000) - \$717,022
- Motor Vehicle Tax (Fund 2011) - \$30,000
- Gas Tax (Fund 2021) - \$203,300
- Road & Bridge (Fund 2031) - \$111,500
- Fire Apparatus (Fund 2191) - \$91,650
- Fire Protection (Fund 2192) - \$144,500
- Fire Current Expense (Fund 2193) - \$148,849
- Fire (Fund 2195) - \$422,000
- Permissive Vehicle Tax (Fund 2231) - \$150,000
- Lighting Districts (Funds 2401 – 2406) - \$14,800
- Permanent Improvements (fund 4301) - \$280,000

Mr. Frederick seconded the motion for the adoption of said resolution; and the roll being called up its adoption, the vote resulted as follows: Mr. Shover, aye; Mr. Frederick, aye; Mr. Nickoli, aye.

Adopted, March 20, 2019

Daniel J. Frederick

Gerald O. Nickoli

Michael P. Shover

RESOLUTION 2019-02 adopted March 20, 2019

Mrs. Carla Rospert asked about who takes care of the Ballroom as her daughter is going to have a wedding there. Once the construction is complete the maintenance crew will do a good clean up.

As there was no further business Dan declared the meeting adjourned at 8:43 p.m.

Mr. Daniel Frederick, Chairman

Mr. Zachary Rospert, Fiscal Officer