

REGULAR SESSION  
July 22, 2008

Mr. Dwelle called the meeting to order at 6:00 p.m.

Roll call was answered by Trustees Timothy Coleman, Jeffrey Ferrell, and William Dwelle.

The next regular meeting will be August 12, 2008 at 6:00 p.m.

Mr. Coleman moved to adopt the agenda with the addition of a resolution for the school. Mr. Ferrell seconded the motion. All were in favor.

Mr. Coleman moved to approve the minutes of the Regular Meeting of July 8, 2008 and the Special Sessions of July 15 and July 17, 2008. Mr. Ferrell seconded the motion. All were in favor.

Mr. Coleman moved to approve the Financial Statements for the period July 9 – July 22, 2008. Mr. Ferrell seconded the motion. All were in favor.

Mr. Dwelle then opened the Zoning Hearing for the property owned by NASA located outside the fence to Route 250, Milan Road seeking a change in zoning from Agricultural to I-1 Light Industrial. The Fiscal Officer read the legal notice. The Perkins Zoning Board recommended approving the requested zoning change. Alex MacNicol noted that Erie Regional Planning had approved the application also.

Mr. Dwelle opened the hearing. Alex MacNicol gave a brief outline of the long-range plan submitted by NASA. The County would like to get services down Route 250. They have a number of grants available. Both programs would require re-zoning along 250. NASA would like to develop a high tech area along 250. Also included in NASA's long-range plan is to bring in an airport. They are looking at an entrance on 250 to have a visitors' center.

He gave a comparison to the NASA project in Huntsville to show how that development compares to Perkins. The Cleveland NASA is also interested in getting the long-range plans developed.

Larry Holkenborg, Huron Twp., had several questions. He wanted to know how long ago the study was done. Mr. MacNicol said that this study goes back about 2 years. Mr. Holkenborg questioned that the land could only be used for agriculture. He wanted to know if private people would own it. Mr. MacNicol said that NASA wanted to lease the property to others who would then pay taxes for the leased land.

Mr. Holkenborg asked how it would affect his property. Mr. MacNicol said that the zoning change would not affect his property. It was only for the NASA land and the plan would take several years to implement.

Sandra Ostheimer, Milan Road, said that at the last meeting, the map was wrong. It included her land as part of the proposed change. Chief Myosky said that they had noted that the Ostheimer property was not included. There was no legal description in the documents submitted, but the change was only for the land owned by NASA.

Kathy Mueller, Patten Tract, asked several questions about NASA's long term plans and their use of local contractors. Alex MacNicol said that NASA had held several open houses for the public and for contractors for them to ask questions and submit suggestions.

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Cheryl Best-Wilke, Pennsylvania Avenue, asked if they were planning to install a traffic light at the entrance. Alex MacNicol said that the plans submitted when Route 250 was widened shows that there will be a light at Fox Road.

Larry Holkenborg asked how the airport was going to be funded. The Board said that would be discussed later since the location was something that would be determined at a later date. The current plans show that it would be located outside of Perkins Township.

With no further questions or comments, the zoning hearing was declared closed.

Mr. Coleman said that he was definitely in favor of adopting this change. But he does have a question with the map. Mr. Ferrell said that the potential of the entire project was great for the entire area. Mr. Dwelle echoed the previous comments regarding the potential for jobs. He also said that he would like to have the question of the map answered. Mr. Ferrell asked that a legal description be provided.

Mr. Ferrell moved that the hearing be tabled until the next Trustees Meeting. Mr. Coleman seconded the motion. Roll call: Mr. Coleman, yes; Mr. Ferrell, yes; Mr. Dwelle, yes.

Mr. MacNicol then gave a presentation regarding a Collaboration Grant Program with Huron County and eight other local governments. With eight, they are able to secure the total cost of \$80,000 for the study. Mr. Dwelle asked about the time frame. Mr. MacNicol said that the application needs to be submitted by July 29, 2008.

**Commit Support for Local Government Services and  
Regional Collaboration Grant Program with Erie County**

Mr. Ferrell moved that Perkins Township support the Grant Program as outlined in the letter submitted. Mr. Coleman seconded the motion. All were in favor. A signed copy of the letter was given to Alex MacNicol for submission. Motion carried. Mr. MacNicol is to send a copy of the signed letter back for our files.

**Resolution #2008-0081  
SUPPLEMENTAL APPROPRIATIONS**

Mr. Coleman moved to reallocate and approve supplemental 2008 appropriations as follows:

GENERAL FUND		
1000-110-519	Due & Fees	\$3,200.00
1000-110-318-0000	Training Services	(3,200.00)
1000-120-351-0000	Electricity	812.50
1000-120-329-0000	Other – Property Services	(812.50)
1000-210-321-0000	Rents & Leases	465.00
1000-210-599-0000	Other Expenses	(465.00)
1000-610-351-0000	Electricity	75.00
1000-610-420-0000	Operating Supplies	(75.00)
CEMETERY		
2041-410-190-0001	Salaries – Full Time	\$2,000.00
2041-410-211-0000	OPERS	500.00
2041-410-351	Electricity	225.00
FIRE & EMS		
2192-230-190-0001	Salaries – Full Time	(\$1,550.00)
2192-230-190-0067	Salaries - Longevity	1,550.00
STREET LIGHTING		
2401-310-360	Street Lighting Contracts	\$14,120.00
PARK DEVLOPMENT		

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2913-610-319	Professional & Technical Services	\$5,500.00
2913-610-730-0000	Improvements	15,000.00

Mr. Ferrell seconded the motion. Mr. Ferrell asked if the department heads were aware of the transfers. Ms. Schaefer said that the Salary accounts were a fine tuning of the beginning of the year appropriations that was not broken down into sub accounts. Mr. Coleman wanted the department heads to receive a copy of the transfers. Mr. Ferrell asked if the department heads were notified before hand of the changes. Ms. Schaefer reviewed the purchase process. But the official transfer is not effective until adopted by the Board. The department heads will get a copy of the appropriation status after the meeting. Roll call: Mr. Coleman, yes; Mr. Ferrell, yes; Mr. Dwelle, yes. Resolution adopted.

**Resolution #2008-0082  
ADVANCES OF FUNDS**

Mr. Coleman moved that the following advances be made:

GENERAL FUND		
1000-920-920-000	Advances - Out	\$15,120.00
CEMETERY FUND		
2041-941	Advances – In	\$1,000.00
STREET LIGHTING		
2401-941	Advances – In	\$14,120.00

Mr. Ferrell seconded the motion. The Fiscal Officer said that as of this time, these would be treated as advances. If the funds are still not there at the end of the year, they will have to be switched to transfers. Roll call: Mr. Coleman, yes; Mr. Ferrell, yes; Mr. Dwelle, yes. Resolution adopted.

**Resolution #2008-0083  
NOTICE OF NOXIOUS WEEDS**

Mr. Coleman moved to notify the following property owners of the noxious weed complaints that had been filed:

- Parcel #32-03029.002, Buckeye & Windamere, owned by Carben Jewell Development Company
- Parcel #32-03029.000, Buckeye & Windamere, owned by Carben Jewell Development Company
- Parcel #32-04125.000 1113 Bogart Road, owned by Oscar Ortega
- Parcel #32-02426.000, 3007 Hayes Avenue, owned by Gary Wise, First American Real Estate
- Parcel #32-02427.000, 3007 Hayes Avenue, owned by Gary Wise, First American Real Estate

Mr. Ferrell seconded the motion. Roll call: Mr. Coleman, yes; Mr. Ferrell, yes; Mr. Dwelle, yes. Rate for mowing are \$200 per hour with a one-hour minimum. Additional charges may apply. Mr. Dwelle reminded everyone that the landowner would receive a notice. If they cut the weeds, then our highway department does not have to do it and there is no charge. Mr. Ferrell seconded the motion. Roll call: Mr. Coleman, yes; Mr. Ferrell, yes; Mr. Dwelle, yes. Resolution adopted.

**Resolution #2008-0084  
AUTHORIZATION TO MOW WITHOUT NOTIFICATION**

Mr. Coleman moved to authorize the mowing of the following properties without notification since the land owners had not returned the certified slip:

- Parcel 32-03467.052, property on Taylor Road, owned by Robert Jurs Jr.

Mr. Ferrell seconded the motion. Roll call: Mr. Coleman, yes; Mr. Ferrell, yes; Mr. Dwelle, yes. Resoluion adopted.

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**Resolution #2008-0085**

**AUTHORIZATION TO ASSESS FOR WEED MOWING**

Mr. Coleman moved to assess the following property owners for weeds that had been mowed to date:

Parcel #32-00419, William & Linda Newman	\$200.00
Parcel #32-04125, Oscar Ortega	\$300.00
Parcel #32-02168, Debra Saunders	\$200.00
Parcel #32-03272, Barbara Caffey	\$200.00
Parcel #32-01487, Zloro Johnson	\$900.00
Parcel #32-02426, Gary Wise	\$200.00

Mr. Ferrell seconded the motion. Ms. Schaefer explained that this was being done now since these properties were for sale and/or subject to foreclosure. Mr. Coleman asked how soon we would receive the money once a property was sold. Ms. Schaefer explained that if the property were not subject to foreclosure, the money would be collected and held until the next disbursement of funds. Roll call: Mr. Coleman, yes; Mr. Ferrell, yes; Mr. Dwelle, yes. Resoluion adopted.

**Resolution #2008-0086**

**2008-2009 DARE GRANT APPLICATION**

Mr. Coleman moved that we apply for a 2008-2009 DARE Grant in the amount of \$3,302.20 which would allow two officers to be in the Perkins Schools one day a week for a 16-week period. Lt. Parthemore explained that this program pays for 50% of the wages for the officers. He feels that he is very much in favor of continuing this program. Mr. Coleman said that he also was in favor of this program because of the positive feedback from the community and the positive influence on the students. Mr. Ferrell seconded the motion. Roll call: Mr. Coleman, yes; Mr. Ferrell, yes; Mr. Dwelle, yes. Resoluion adopted.

**Resolution #2008-0087**

**APPOINTMENT OF ACTING POLICE CHIEF – LT. ROBB PARTHEMORE**

Mr. Ferrell moved to appoint Lt. Parthemore as acting Police Chief effective July 19, 2008, with an increase in his hourly wages rate of \$2.00 per hour during that period. Mr. Coleman seconded the motion. Mr. Coleman said that with the events that have happened over the past year, it was time to move on. Lt. Parthemore has done a good job for us before. The Board had decided to appoint someone from within for the interim and there are a number of qualified people in the Police Department. Mr. Ferrell said that Lt. Parthemore has the support of the Board. Mr. Dwelle said that the Board has worked with Lt. Parthemore on a number of items, most recently the budget. Roll call: Mr. Coleman, yes; Mr. Ferrell, yes; Mr. Dwelle, yes. Resoluion adopted.

Lt. Parthemore said that he appreciated the support of the Board. He promised to do his best. He has already started making a list of things to be done.

**Notices:**

Ms. Schaefer reminded the board of the following items:

- Application of OPWC Round 23 (2010) is due September 5<sup>th</sup>.
- The annual WCU session is being held on September 11, 2008. Kevin Boos and the Fiscal Officer will be attending.

**Correspondence & Reports:**

Ms. Schaefer presented letters for equipment donated by the Fire Department to the following: Sandusky Career Center, EHOVE Career Center. This equipment was replaced by a recent grant through FEMA.

The June Motel Tax Report shows collections of \$295,197 that is \$18,228 (5.8%) less than last year.

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The Board received a notice from Ohio Division of Liquor Control for a transfer of a D5I and D6 license from Outback Midwest to Outback Steakhouse of Florida for the property located at 4920 Milan Road. This was tabled for review and input by the police department.

Jim Lamb had presented a proposed street light battery backup program to be complete by June 2009.

**Accept Final Distribution of  
Erie County Drug Task Force**

A check has been received from the Erie County Drug Task Force in the amount of \$26,600 as the final distribution from that fund. Mr. Coleman moved to accept the check. Mr. Ferrell seconded the motion. This money will go into the drug forfeiture account. Roll call: Mr. Coleman, yes; Mr. Ferrell, yes; Mr. Dwelle, yes. Motion adopted.

**Accept Donation from Sandusky Memorial Day Association**

Mr. Coleman moved to accept a check for \$95.00 from the Sandusky Memorial Day Association thanking the Police Department for their participation in the 2008 Veterans Day program. Mr. Ferrell seconded the motion. Mr. Ferrell asked that a thank you be sent. Lt. Parthemore said that it had already been done. Roll call: Mr. Coleman, yes; Mr. Ferrell, yes; Mr. Dwelle, yes. Motion adopted.

**Resolution #2008-0088  
A RESOLUTION AUTHORIZING THE TOWNSHIP  
TO APPLY AS LEAD APPLICANT TO THE STATE  
OF OHIO DEPARTMENT OF DEVELOPMENT'S  
"LOCAL SERVICES AND REGIONAL  
COLLABORATION GRANT PROGRAM"**

Mr. Coleman moved that

WHEREAS, that the Board of Township Trustees of Perkins Township recognizes that by working together and improving best practices, we can achieve efficiencies and economies of scale that can improve services and save taxpayer resources; and

WHEREAS, as part of the State of Ohio's 2008-2009 Budget, the General Assembly included a provision to establish the local Government Services and Regional Collaboration Grant Program; and

WHEREAS, the program is designed to provide grants to local governments interested in investigating the possibility of combining and/or collaborating on the provision of local government services with those of other governments;

NOW, THEREFORE, BE IT

RESOLVED BY THE PERKINS TOWNSHIP TRUSTEES:

Section 1. That the Township is hereby authorized to be the lead applicant with the Erie Metro Parks and the Perkins Local School District co-applicants to submit an Application for Financial Assistance to the State of Ohio Department of Development's "Local Government Services and Regional Collaboration Grant Program" to seek grant funding for the purposes of a Feasibility Study.

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Section 2. For a total of three political entities, the grant shall be equal to the cost of the feasibility study, not to exceed \$30,000.00; the grant shall be equal to fifty percent (50%) of the total cost of the feasibility study, not to exceed \$30,000.

Section 3. That 25% of the local governments' financial commitment to the feasibility study must be cash. The balance may be in-kind support.

Section 3. That the application will ask for funding for a study to determine the merits of a bike path from Perkins High School to Osborn Park and to share common facilities.

Section 4. That the Perkins Township Trustees does hereby authorize Timothy Coleman, Perkins Township Trustee, to execute any and all documents necessary to submit to the Ohio Department of Development.

Section 5. That it is found and determined that all formal actions of the Township Trustees concerning and relating to the adoption of this Resolution were adopted in an open meeting; and that all deliberations of the Township and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Mr. Ferrell seconded the motion. The Fiscal Officer asked how the 50% matching funds would be shared. Mr. Coleman said equally by the three entities. Roll call: Mr. Coleman, yes; Mr. Ferrell, yes; Mr. Dwelle, yes. Resoluion adopted.

**Trustees:**

Mr. Coleman said that the last couple of weeks had been very trying, but that it appears that all departments and administration are moving forward.

**Department Heads:**

Chief Myosky reported that the current FEMA grant is round 4 and we are still in the running.

Superintendent Sternberg updated the Board on the current portion of the Issue II program. Erie Blacktop had requested an extension of the deadline for completion. Mr. Coleman said that he did not have a problem with the extension because of our late start. Erie Blacktop will stay on the project until it is completed.

Superintendent Sternberg said that he would like to award the Peterson Lane portion of the Issue II program as soon as possible.

Superintendent Sternberg reviewed the criteria for awarding Round 23 of the Issue II projects. A complete review was done. The Board needs to determine how much will be available for Issue II projects in the future. All three Trustees agreed that they must reinvest in the Township. Mr. Dwelle asked what was being done with the catch basins that were coming out. Mr. Sternberg said that they were not in the best of condition. Therefore very few could be used for other areas.

Lt. Parthemore reported that there were two groups coming into the area that would need traffic control. He is working with Sandusky Police Department to provide effective traffic control.

Ms. Schaefer reviewed the problem with the Street Lighting Program with the Trustees. The Street Lighting District should be self supporting. The people petition to have the lights and should be paying the costs of the lights. But in the past we were assessing for the period July – June and not collecting this until the next year. This presents a cash

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flow problem for the Street Lighting District. Ms. Schaefer proposed to assess this year for the period July 2007 – December 2008 for collection in 2009. Then in 2009 the assessments would be for January 2009-June 2010 for collection in 2010; then July 2010-December 2011 for collection in 2011. The money coming in and out needs to be for the same period of time. Ms. Schaefer asked the Board to think about this for the next meeting. Mr. Coleman asked if we have an account of all the accounts that we are paying for and are all the people that are receiving benefit paying for the lights.

Ms. Schaefer briefly reviewed the street lighting process. It appears that in a couple of the districts not all the lot owners are being assessed. But to identify those she needs a map from Ohio Edison of the original street lighting district. Then the additional lot owners can be identified. Melody Gast, Gilcher Court, asked whose duty it is to identify the lots. Ms. Schaefer said the Fiscal Officer.

### **Public Forum:**

Melody Gast, Gilcher Court, asked how a noise ordinance is adopted in the township. Lt. Parthemore said that he did not believe that the Township could adopt a noise ordinance. In the past the police, on advise of the County Prosecutor, had cited for disorderly conduct. She said that they were continually bothering the Police for something that they can not handle. Mr. Coleman said that the ORC does not give the Township the authority to do this. Mr. Dwelle said that if the Board adopted Home Rule they could adopt a Noise Ordinance. But we do not meet the minimum population requirements.

Mr. Dwelle said that he would get the information together for them for the next meeting.

Ms. Gast then asked about houses that are not structurally sound. Chief Myosky addressed this item. He said that the Township had adopted a policy to condemn property. The Township had to pay the expenses and then assess them to the property owner. Chief Myosky said that the information was available on line.

She asked each Trustee their thoughts on a Noise Ordinance.

Cheryl Best-Wilke asked if the Drug Task Force letter meant we would not receive any money in the future from them. Ms. Schaefer explained that the Erie County Drug Task Force had been disbanded several years ago. Therefore, there is very little still pending.

Ms. Wilke asked if the Issue II project for Peterson had been awarded yet. Mr. Coleman said that it had been sent to the County for the recommendation and then to John Coppeler for his recommendation. We have not received it back yet.

Ms. Wilke asked if the plans for the Bell Avenue ballpark could be put on the website. No one was able to answer that question. Jeff Printy said that there were plans at the Township.

Ms. Wilke asked congratulated Lt. Parthemore. Then she asked if the Trustees had set a time frame and the criteria for the next Chief. Mr. Coleman said the Mr. Ferrell had done some preliminary work. Mr. Ferrell said that the Board had not had time to set down to establish that. But they want the best person even if that means taking their time. Mr. Coleman said that they had met with the Police Department within an hour of the decision. The goal was to get the most qualified whether that was internal or not. All the Board agreed that they wanted to keep the public informed because the Chief was the public's Chief also.

Jeff Printy asked if the input would be in the form of a survey or a citizens group. It is a very big undertaking for three part-time people.

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Mr. Ferrell said that they were looking at something like the school did, getting input from all available sources.

Mr. Ferrell also passed out information from the Friends of Pipe Creek Watershed.

James Caldwell, Stonyridge, asked the Trustees not go outside the area of a new Chief. He also asked that the Trustees look into re-establishing at least one of the School Resource officers in the school.

Ben Matthews, Margareta Township, asked if we received money for the officers that worked in Toledo with the Feds. Ms. Schaefer said that we do receive money into a State Local Forfeiture Account resulting from the activities of the officer that works out of Toledo. The money from the Erie County Drug Task Force was for the Local Forfeiture account.

Mike Fitzpatrick, Sandusky Register, asked what time frame the check covered. Mr. Dwelle said that it had built up over a number of years. No one was able to give a definitive answer to the question.

With nothing further for regular session, Mr. Coleman moved that the Board go into executive session to discuss personnel. Mr. Ferrell seconded the motion. Roll call: Mr. Coleman, yes; Mr. Ferrell, yes; Mr. Dwelle, yes. Motion adopted.

Mr. Coleman moved to come out of executive session and into regular session. Mr. Ferrell seconded the motion. Roll call: Mr. Coleman, yes; Mr. Ferrell, yes; Mr. Dwelle, yes. Motion adopted.

With no further business to be conducted, the meeting was adjourned.

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William Dwelle, Chairman

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Diane Schaefer, Fiscal Officer