

**VERMILION TOWNSHIP BOARD OF TRUSTEES*****Record of Proceedings  
Minutes to Regular Meeting Held 7/1/20***

Meeting was called to order at 7:30 p.m. by Chairman Charles T. Trinter.

Pledge of Allegiance.

Present: Charles T. Trinter, Trustee; Ronald L. Dickel, Trustee; Carl E. Hill, Trustee; Brenda J. Zsebik, Fiscal Officer; Robert Kurtz, Building Official/Zoning Administrator; Frank R. Triana, Vermilion Township Fire Chief; Tina L. Karres, Township Secretary.

MOTION BY R. Dickel, second by C. Hill to approve minutes to regular meeting held 6/17/20 and dispense with the reading of the minutes. Roll Call – R. Dickel, yes; C. Trinter, yes; C. Hill, yes; Motion Carried.

MOTION BY C. Hill, second by R. Dickel to accept the Treasurer's Report and Financial Packet dated 7/1/20. Roll Call – R. Dickel, yes; C. Trinter, yes; C. Hill, yes; Motion Carried.

MOTION BY R. Dickel, second by C. Trinter to approve and pay warrants 24598 through 24631 and payment vouchers 52-2020, 53-2020, 54-2020. Warrants and payment vouchers totaled \$32,311.14. Roll Call – R. Dickel, yes; C. Trinter, yes; C. Hill, yes; Motion Carried.

**AUDIENCE PARTICIPATION:**

Sperry Road resident was in attendance to discuss the noise complaint he reported to Mr. Kurtz, Zoning Administrator and Trustee Dickel coming from a neighboring property. The resident asked if the township had any solutions or recommendations to the noise issue. Mr. Kurtz explained the noise issue had been going on for years and, in the past, he had recommended the Erie County Sheriff Department be called. Recently, a deputy indicated the township did not have a noise resolution so there was nothing that could be done. Mr. Kurtz stated Ohio Revised Code 505.172 gives the authority to create a noise resolution, but they can be complicated and subjective. A noise resolution must be clear-cut including such things as set hours, decibel levels etc., and then would require a way of measuring decibel levels. Mr. Kurtz informed the Board that no other township in Erie County has adopted a noise resolution. Berlin Township zoning resolution mentions objectional noise as determined by the Zoning Inspector due to volume frequency or beat as present. Their Zoning Inspector explained that it was extremely vague and unenforceable. Mr. Kurtz summed up the discussion stating this issue becomes a civil action that could be followed up in a court of law. Trustee Dickel discussed the issue with the Sheriff Department, as well, and depending on circumstances (if it was early morning, late at night, or if it happened consistently) they could follow-up and enforce, but agreed the issue was more of a civil matter. Trustee Dickel informed the resident he was welcome to discuss the issue with the Sheriff Department. The resident said he did not want to cause problems with the neighbor, he just wanted the issue solved. The Board recommended to get legal advice regarding a civil matter.

**SPEAKERS:**

None present.

(Continuation of Minutes to Meeting Held 7/1/20)

CORRESPONDENCE:

Letter dated June 22, 2020 from Julia Ecker and Gerald Friesenhengst expressing their thanks for the rapid and professional services of Officer Greenham and the Vermilion Township Fire Department regarding the recent call on Kneisel Road in Vermilion Township.

BUILDING OFFICIAL/ZONING ADMINISTRATOR:

Building Official/Zoning Administrator, Robert Kurtz, reported for June the Zoning Department issued 15 zoning permits (\$1,601.60) and 1 BZA application (\$300.00) with a total fee collection of \$1,901.60; the Building Department issued 23 permits with a total fee collection of \$5,892.75 and total valuation of work being done at \$2,167,271.00.

On June 23, 2020, the Board of Zoning Appeals met to hear a variance request for 8011 Cemetery Road, Vermilion for a reduction in the required lot frontage. The property owner was seeking a variance of seventy-five (75) feet to reduce the frontage to seventy-five (75) feet so they could split off .688 acres and combine with his other property located at 8015 Cemetery Road. Due to the unique characteristics of his property located at 8015 Cemetery Road, of the fact that property 8011 Cemetery Road would not have any area issues because its very large in the back and would have little to no impact on the adjoining properties, the Board unanimously approved the request.

Letter received from James Bolt, Manager of Rural Deliveries for the US Postal Service confirming that the appeal was received and will begin the process of investigation to see if there is any reasonable means of full or partial accommodation of the request which could take up to sixty (60) days.

Title search has been completed for the Sperry Road nuisance property. There is one lien holder, the mortgage company. Formal notices are being sent to the property owner and the lien holder in which they will have seven (7) days to abate the nuisance. If the owner of the land has failed to abate the nuisance, all work will be performed by the township and all costs associated will be certified to the taxes of the parcel.

VERMILION TOWNSHIP FIRE DEPARTMENT:

Chief F. Triana's report: Fire Runs between 6/16/20 – 6/30/20. EMS – 27; Brush Fire – 1; Barn Fire – 1; Residential Alarm – 1; MVA – 1 (w/injury); M/A BTFD – 1 (structure fire): YTD: 315 Runs.

Computer mounts have been installed in 811 & 813. Waiting on 2<sup>nd</sup> laptop to arrive. When that arrives, the department will put necessary programs on them and install in the ambulances.

811 will be going in for regular maintenance in July.

Brow light for 811 will also be installed by FF's in July as then the truck will be second out during the month.

Fire reports for June are completed and have been submitted to the State.

(Continuation of Minutes to Meeting Held 7/1/20)

NORTHERN OHIO RURAL WATER REPRESENTATIVE:

None present.

OLD BUSINESS:

Mr. Kurtz has received one quote for the township office building roof and is awaiting another quote before bringing it to the Board for consideration.

The ODOT Winter Salt Contract for 2020-21 has been awarded to Compass Minerals, Overland Park, Kansas and the cost is \$50.41 per ton. Last years price was \$72.01 per ton, a savings of \$21.60 per ton. Vermilion Township requested 300 tons.

Trustee Hill announced that Ohio Department of Transportation (ODOT) has completed their work on Holiday Drive and now they are awaiting Herk Excavating to complete the job. Trustee Hill stated it was a job well done. Mr. Kurtz added Herk Excavating informed him they would be able to complete the job in a few weeks.

Trustee Hill reported that one set of ditch digger blades have been repaired at a cost of \$400.00. The other set needs to have the same thing done if the old ones are going to be used. He indicated two (2) complete sets could be manufactured at a cost of \$750.00. Alamo was also contacted, and the blades were roughly the same price for their unit, but an Alamo head would be needed for use and it was noted it probably would not fit on the township's unit. Trustee Hill recommended purchasing the two complete sets at \$750.00. Trustee Dickel agreed and stated, after discussing with the road crew, the ditcher still works fine, and the Alamo blades were around the same cost.

MOTION BY C. Hill, second by R. Dickel authorizing two (2) new complete sets of ditch digger blades to be manufactured for the ditch machine at a cost of \$750.00 from Carter & Huber Co. LLC. Roll Call – R. Dickel, yes; C. Trinter, yes; C. Hill, yes; Motion Carried.

Trustee Hill brought up improving the conditions of the fallen and damaged headstones in the highly visible township cemetery, Cuddeback Cemetery, located on the corner of Riden Road and Lake Road. Some of the headstones are from the 1800's and some have been damaged by fallen trees. A resident had placed a call with the township offering to volunteer time to aid in the restoration and repair regarding the cemetery. Trustee Hill contacted Maple Grove Cemetery regarding repair of the headstones, and they were not interested at the current time. He is also going to be contacting Brownhelm Township about the cemeteries. Trustee Hill discussed whether it would be legal to accept donations (GoFundMe) to aid in the expense for repair and restoration. He also discussed ways the township could repair and straighten up some of the headstones themselves with epoxy, quikrete and such. Trustee Hill felt it was disheartening to see the cemetery in such condition. He said the road crew had the backhoe in there cutting down a tree. Trustee Dickel stated he didn't think it was a good idea to take the backhoe in there due to the age of the headstones. Trustee Trinter agreed the cemetery was in need of some restoration. The Board agreed the township was responsible to keep it mowed and looking nice. Trustee Hill will report back at the next regular meeting regarding any new information received. Fiscal Officer Zsebik stated there may be grants available as well.

(Continuation of Minutes to Meeting Held 7/1/20)

NEW BUSINESS:

Mr. Kurtz requested the Board to declare the exterior property located at 13601 Thompson Road a nuisance due to lack of maintenance, overgrown lawn/landscaping, piles of branches, and piles of garbage and debris and authorizing a title search to be conducted. Pictures were given to the Board for their review and the listed property owner has been sent notices. To date there has been no action or response.

MOTION BY C. Hill, second by C. Trinter authorizing to declare the exterior property (lack of maintenance, overgrown lawn/landscaping, piles of branches, and piles of garbage and debris) located at 13601 Thompson Road a nuisance and requesting a title search be conducted according to the township zoning resolution. Roll Call – R. Dickel, yes; C. Trinter, yes; C. Hill, yes; Motion Carried.

**RESOLUTION NO. 31-20**

Trustee Dickel brought up for discussion the purchasing of special drill bits to work with plastic pipe (4", 6", and 8") at a cost of \$555.84.

MOTION BY R. Dickel, second by C. Hill authorizing to purchase three (3) drill bits (Inserta Tee Hole Saw 4", 6", & 8") from ADS at a cost of \$555.84. Roll Call – R. Dickel, yes; C. Trinter, yes; C. Hill, yes; Motion Carried.

MOTION BY R. Dickel, second by C. Trinter authorizing the agreement from the Erie County Engineers Office to contract to bid out road maintenance and repairs for 2020 through the County Wide Road Program and to forward the certificate of availability of funds to the Fiscal Officer for certification that \$2,000.00 has been encumbered. Roll Call – R. Dickel, yes; C. Trinter, yes; C. Hill, yes; Motion Carried.

**RESOLUTION NO. 32-20**

MOTION BY C. Hill, second by R. Dickel to enter into the annual software support agreement for the SmartSearch Document Management System with MT Business Technologies, Inc. from October 1, 2020 through September 30, 2021 at a cost of \$1,000.00 per year. Roll Call – R. Dickel, yes; C. Trinter, yes; C. Hill, yes; Motion Carried.

**RESOLUTION NO. 33-20**

MOTION BY C. Trinter, second by C. Hill authorizing payment regarding the Erie County Emergency Management Agency and HAZ MAT Team Participation Fee combined for 2020 at a cost of \$1,582.40. The participation fee is based on the U.S. Bureau of Census, January 2010 figures; \$.25 Per Capita for 4,945 persons is \$1,236.25 (EMA) and \$.07 per capita for 4,945 persons is \$346.15 (HAZ MAT). Roll Call – R. Dickel, yes; C. Trinter, yes; C. Hill, yes; Motion Carried.

**RESOLUTION NO. 34-20**

Mrs. Zsebik, Fiscal Officer requested a motion to set up the 2021 Budget Hearing to be held on Wednesday, July 15, 2020 at 7:45 a.m.

MOTION BY C. Trinter, second by R. Dickel to hold a Public Hearing for the 2021 Budget on Wednesday, July 15, 2020 at 7:45 a.m. Roll Call – R. Dickel, yes; C. Trinter, yes; C. Hill, yes; Motion Carried.

(Continuation of Minutes to Meeting Held 7/1/20)

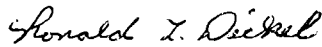
Trustee Trinter announced he received an email regarding the 2020 Census. Vermilion Township is behind in reference to participation in the 2020 Census. A reminder to residents to please complete the 2020 Census.

Vermilion Township office building will remain closed.

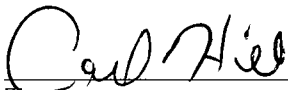
MOTION BY: C. Trinter, second by R. Dickel to adjourn the regular meeting at 8:30 p.m. with no further business to discuss. Roll Call – R. Dickel, yes; C. Trinter, yes; C. Hill, yes; Motion Carried.



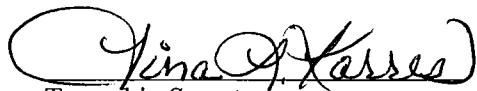
Trustee



Trustee



Trustee



Township Secretary