

**RICHFIELD TOWNSHIP  
LUCAS COUNTY, OHIO  
BOARD OF RICHFIELD TOWNSHIP TRUSTEES  
REGULAR MEETING MINUTES**

January 4, 2010

The regular meeting of the Richfield Township Trustees was called to order by Donald Eisel at 7:00 p.m. at the Municipal Building, 3951 Washburn Road, Berkey, Ohio.

**ROLL CALL:** Trustee  
Donald Eisel – present  
Arthur Nevers - present  
John Hassen - present

The Clerk requested nominations for Chairman of the Board of Trustees. Donald Eisel nominated Arthur Nevers. John Hassen seconded the motion. There were no further nominations. The Clerk confirmed that the nominations were closed. The vote for Arthur Nevers as Chairman resulted as follows: Nevers-yes, Eisel-yes, Hassen - yes. Arthur Nevers was selected to serve as Chairman in 2010.

The Clerk requested nominations for Vice-Chairman of the Board of Trustees. Arthur Nevers nominated John Hassen. Donald Eisel seconded the motion. There were no further nominations. The Clerk confirmed that the nominations were closed. The vote for John Hassen as Vice Chairman resulted as follows: Eisel-yes, Nevers-yes, Hassen - yes. John Hassen was selected to serve as Vice-Chairman in 2010.

**ADMINISTRATIVE REPORTS:**

The clerk provided copies of the minutes from the December 21<sup>st</sup>, 2009 meeting, current Cash Summary Report, and Pending Warrants Report.

**READING AND APPROVAL OF MINUTES:**

Donald Eisel made a motion to approve the December 21<sup>st</sup>, 2009 minutes as presented. Arthur Nevers seconded the motion. Roll call: Eisel – yes, Nevers-yes, Hassen - yes. Motion approved.

**PRESENTATION OF THE BILLS:**

The attached listing of warrants (5568 -5636) was presented for approval.

Donald Eisel made a motion to approve payment of the attached listing of invoices and the corresponding pending warrants. Arthur Nevers seconded the motion. Roll call: Eisel-yes, Nevers-yes, Hassen - yes. Motion approved.

## **ZONING:**

A letter was presented to Zoning Inspector Smith from an unknown person with a request to investigate a couple properties.

The property owner at 4022 N. Berkey Southern Rd. responded to the zoning violation letter and stated he would take care of the violation.

## **FIRE:**

The Fire Department has applied for two Fire Marshall Grants.

Discussion was held on purchasing safety vest; EMS funds will be used for the purchase.

Chief Tate presented an application from Brandon Lyons for the volunteer fire department; Mr. Lyons has completed EMT Basic Training and Fire Fighter 2 classes.

Arthur Nevers made a motion to hire Brandon Lyons for the volunteer fire department contingent upon passing a physical exam, drug screen and background check with a probationary period of one year. John Hassen seconded the motion. Roll call: Eisel-yes, Nevers-yes, Hassen-yes. Motion approved.

Chief Tate reported the seals on the overhead doors need to be replaced; further stating there is a gap which allows cold air to enter. In 2009 the seal was replaced on one of the doors with a great deal of improvement. Jim Crooks will obtain prices on the seals; discussion was held on having Mr. Crooks put the seals in place. Mr. Farley will obtain prices from Darkinson Doors for the seals.

Chief Tate presented the Line Officers for 2010 as follows:

- |    |                         |                |
|----|-------------------------|----------------|
| 1. | Assistant Chief of Fire | Shane Garlick  |
| 2. | Assistant Chief of EMS  | Denise Farley  |
| 3. | Captain Fire            | Ed Fitzpatrick |
| 4. | Captain Fire            | Kevin Kross    |
| 5. | Captain EMS             | Pete Ball      |
| 6. | Lieutenant EMS          | Carol Felzer   |

## **RECORDS RETENTION:**

Donald Eisel made a motion to appoint John Hassen as chairman of the Records Retention Committee, Linda Johnston as secretary of the Records Retention Committee and to retain all 2009 records. Arthur Nevers seconded the motion. Roll call: Eisel-yes, Nevers-yes, Hassen -yes. Motion approved.

## **NEW BUISNESS:**

John Farley reported the Ohio Census Bureau has contacted him regarding a request to use the town hall from April 5<sup>th</sup> through April 9<sup>th</sup> for training sessions. The Trustees were in agreement to allow the Census Bureau to use the town hall for training during the week of April 5<sup>th</sup>.

Jim Crooks presented an estimate for an edger for approximately \$200.00; further stating there was only one left. Trustee Nevers had estimates for \$267.00. The Trustees agreed to purchase the edger not to exceed \$300.00.

The Volunteer Fire Fighters' Dependents Fund 2010 certificate of annual election of Board Members was as follows:

John Hassen (Chairman)  
Arthur Nevers  
Jerry Lumbrezer  
Wallace Ford  
Greg Bettinger  
Linda Johnston (Secretary)

Donald Eisel made a motion to have the Trustees take their maximum salary allowance for 2010. Arthur Nevers seconded the motion. Roll call: Eisel-yes, Nevers-yes, Hassen - yes. Motion approved.

Arthur Nevers made a motion to have himself oversee the operations of the Township buildings, Donald Eisel is in charge of the cemetery and John Hassen oversees the road maintenance. John Hassen seconded the motion. Roll call: Eisel-yes, Nevers-yes, Hassen -yes. Motion approved.

Art Nevers made a motion to appoint John Hassen as our representative to the Health District, Donald Eisel as our representative to the Solid Waste Management District and LCIC representative, and himself as our TMACOG representative. John Hassen seconded the motion. Roll call: Eisel-yes, Nevers-yes, Hassen - yes. Motion approved.

Mr. Hassen would like to thank all the voters for their support in his election as Trustee; further stating he is looking forward to working together.

Trustee Eisel reported Lucas County Sanitary Engineers office called and stated there will be a \$3.00 per ton charge to ARS for rubbish hauled out of the County. There was discussion on households being missed for pick-up; ARS will be contacted to obtain a cell number to reach the drivers when they are in the township.

Discussion was held on the fire operating levy in 2010. The Trustees were in agreement to place the levy on the ballot in the May 2010 election as a renewal levy.

Arthur Nevers moved for the adoption of the following Resolution 010410-01:

Whereas, the amount of taxes which may be raised within the ten mill limitation will be insufficient to provide an adequate amount for the necessary requirements of Richfield Township, Lucas County, Ohio; therefore, be it

Resolved, by the board of trustees, two-thirds of all members elected thereto concurring, that it is necessary to levy a renewal tax of 2.5 mill in excess of the ten mill limitation for the benefit of Richfield Township to provide protection against fire, and to provide and maintain fire apparatus , appliances or buildings, or sites therefor, sources of water supply and materials therefor, or lines for fire-alarm telegraph, and to pay permanent, part-time, or volunteer fire-fighting personnel or companies to operate such equipment, including payment of the employer's contribution required under RC 742.34, or to purchase ambulance equipment, or to provide ambulance or emergency medical services operated by a fire department or fire-fighting company at a rate not exceeding 2.5 mills for each one dollar of valuation, which amounts to no dollars and twenty-five cents for each one hundred dollars of valuation for three years and; be it further

Resolved, that the levy be placed upon the tax lists of the current tax year in compliance with Ohio Revised code section 5705 '34, after the February settlement next succeeding the election, if a majority of the electors voting thereon vote in favor thereof; and, be 'it further

Resolved, that the Clerk is hereby directed to certify a copy of the resolution to the board of elections, Lucas county, Ohio, not less than seventy-five days before the election on May , 2010 , and notify the board of elections to cause notice of election on the question of levying the tax to be given as required by law.

John Hassen seconded the motion and the roll being called upon its adoption the vote resulted as follows:

Mr. John Hassen	yes
Mr. Arthur Nevers	yes
Mr. Donald Eisel	yes

Resolution approved.

**TEMPORARY APPROPRIATIONS:**

010410-02 Arthur Nevers moved the adoption of the following Resolution: BE IT RESOLVED by the Board of Trustees for Richfield Township, Lucas County, Ohio, that to provide for the current expenses and other expenditures of said Board or Trustees, during the period from January 1, 2010 until no later than March 31, 2010 the attached listing of sums be and same are hereby set aside and appropriated for the several purposes for which expenditures are to be made for and during said period as follows:

Donald Eisel seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

Mr. Donald Eisel     yes  
Mr. John Hassen     yes  
Mr. Arthur Nevers    yes

Resolution adopted. (see attachments).

**APPROPRIATION AMENDMENTS:**

010410-03 Arthur Nevers moved for the adoption of the following resolution:

BE IT RESOLVED by the Board of Township Trustees of the Township of Richfield, Lucas County, Ohio

A resolution of approval to realign the permanent appropriations resolved by modifying the following appropriations from one account to another within the fund and

Fund: Fire:			
From: Other.	\$3000.00	To: Salaries	\$3000.00
	2111-220-599	2111-220-190	
	Other \$100.00	Medicare	\$100.00
	2111-220-599	2111-220-213	

Donald Eisel seconded the motion. Roll call: Eisel – yes, Nevers-yes, Hassen - yes. Resolution approved.

**OLD BUISNESS:**

Brief discussion was held on police protection in the township. A letter was received from the Lucas County Sheriff’s Office advising the township they have negotiated with the County Commissioners and were able to obtain a “phase-in” of costs proposing that 65% of their costs be paid in 2010, 80% in 2011 and 90% in 2012.

Trustee Hassen stated he would be in favor of contacting the Lucas County Sheriff to see how many hours they would give the township.

An estimate of \$4150.00 from H&S Construction was received for nine double hung windows and labor for the lower town hall.

John Hassen made a motion to purchase the nine windows for the town hall for \$4150.00. Donald Eisel seconded the motion. Roll call: Eisel-yes, Nevers-yes. Hassen-yes. Motion approved.

Further discussion was held on replacing the floor in the maintenance building meeting room. Trustee Eisel will have Mr. Ronau obtain a price and present at the next meeting.

Further discussion was held on pursuing eminent domain at 2701 Miller Road to fill in the ditch for safety reasons. The Lucas County Prosecutors office has been contacted and will be forwarding information this week along with the Lucas County Engineers office. Trustee Eisel suggested contacting the property owner a final time; Trustee Nevers will contact the property owners.

There was continued discussion on zoning resolution section 7.12.2 which read: "Signs pertaining to public elections may be erected for no more than 15 days prior to an election. Signs shall not exceed 12 square feet in total surface area or six square feet for any one sign, on any lot." Trustee Nevers would like to amend this resolution allowing the signs to be erected for a longer period of time prior to the election date.

Lucas County Assistant Prosecuting Attorney John Borell was contacted for an opinion and stated "the durational limitation found in Section 7.12.2(g) (2) of the Richfield Township zoning resolution is not enforceable and should be removed", further stating this resolution is a violation of freedom of speech and is unconstitutional. The Trustees will hold a public hearing on February 1<sup>st</sup>, 2010 at 7:00 p.m. at the maintenance building.

There being no further business Donald Eisel made a motion to adjourn at 8:10 p.m., which was seconded by Arthur Nevers. Roll call: Eisel-yes, Nevers-yes, Hassen -yes. Motion approved.

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Richfield Township Fiscal Officer

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