

RECORD OF PROCEEDINGS

Minutes of

Meeting

TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held

August 25, 2021

Trustee Hirt called the meeting to order at 6:00 PM. The Pledge of Allegiance was recited. Roll call: Trustees' Dress and Hirt and Fiscal Officer Carolyn Adams present. Trustee Rozak excused. Fiscal Office Assistant Susan Dress and Fire Chief Kahler were present. Mr. Hirt moved approval of the August 11th meeting minutes, Mr. Dress seconded the motion, all voted aye.

Correspondence

- Ottawa County Soil and Water 2021 Annual Meeting September 22, 2021

Roads

- Sackett Cemetery one cremation burial and 1 full burial
- Still receiving quotes for window installation
- Poggemeyers' structural engineers are preparing a quote to repair the meeting room floor
- Wolcott cemetery stone restoration took place August 20th.
- Mowing Road Right of Ways, maintaining parks and Township property in preparation of the Holiday weekend.
- Started the Township Stimulus Grant Application process.

Police

The August incident report indicates 259 calls for service were received to date. Mr. Dress approved a revised invoice, an increase of \$670.98, from D.R. Ebel to equip the new police vehicles, in the amount of \$19,113.57. Mr.. Hirt seconded the motion. Roll Call all voted yes.

The Police Department received a letter from Lakeside Association offering to purchase the 2014 Ford Explorer police cruiser for \$8200.00. The plan is to use the Explorer for a second security vehicle by Lakeside. Their offer is fair market value and can be declared surplus, if the sale is approved. This has been discussed with and approved by Prosecutor VanEerten.

Trustee Hirt moved declaring the 2014 Police Explorer surplus and selling to Lakeside Association for \$8200.00, seconded by Mr. Dress. Roll call: all voted yes.

Fire

Trustee Hirt moved the hiring of Ethan Seville. EMT-P at the rate of \$18.03 per hour. Mr. Dress seconded the motion. Roll Call all voted aye.

Mr. Hirt motioned acceptance of the quote from VASU Communications Inc., for \$28,752.13, for the PA system in the new fire station. Mr. Dress seconded the motion. Roll Call: All voted yes.

| Fire & Ems Run Details | | | | | | |
|------------------------|------|------|---------|-------|------------|---|
| EMS | Fire | MVC* | Alarm** | CO*** | Mutual Aid | |
| 08/25/2021 | 70 | 2 | 3 | 7 | 1 | 0 |
| Year to date | 538 | 29 | 14 | 56 | 5 | 5 |
| Total | 647 | | | | | |

*Motor Vehicle Crash(s)

** Alarm Activation(s)

***Carbon Monoxide Investigation(s)

Zoning

Permits

To-date this month there has been 33 permit applications submitted/processed totaling \$3,062.56 collected in fees and BZA balances.

Board & Commission Activity

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The Board of Zoning Appeals –

The BZA held an adjudication hearing August 18, 2021 on the following case:

BZA-2021-156

Approved as Presented

2251 Commodore. Request for an Area Variance from Section 3.5 to allow for a sunroom addition to encroach into the required rear-yard setback (18'2" proposed/25' required).
Patrick & Joan Fitzgerald, Owner/ Applicant; Great Day Improvements, Ryan Bell, Agent.

**Following the BZA meeting, members are requesting that the Board go back to holding their meetings via Zoom over the winter months due to Covid concerns.

The Zoning Commission -

The Zoning Commission is scheduled to meet September 1, 2021 at 6:30p.m. and they will be formally initiating the recommended changes from the Rezoning Study.

The Board of Trustees are scheduled to hold a public hearing September 8, 2021 at 5:30p.m. on the following case:

ZC-2021-134 8931 E. Harbor Road. Request for a Map Amendment from "A" Agricultural to "R-3" High Density Residential for PIN# 0140782014622000 (Sec. 1, part of Lot 2) consisting of 4.98 acres. **William "Bill" Ziegan, Owner/Applicant.**

Department Updates

- The 2nd & last Open House for the Rezoning Study was held Saturday, August 21, 2021. There were 15-20 people in attendance and overall residents supported the proposed changes.
- Reminder that demolition hearings are scheduled for Thursday, September 9 starting at 6:00p.m.

Violations/ Complaints:

ILLEGAL RENTAL:

242 Worthy (Illegal Rental – Erie Shores Ventures)

Monitoring

08.12.21 Defendant entered written Not Guilty Plea, filed a request for discovery, to waive arraignment appearance and requested a pre-trial and jury. Arraignment for 08.18.21 was cancelled. A Pre-Trial Hearing has been scheduled for 10.22.21 at 9:30a.m.

Prior Info: Certified Letter sent 04/26/21 to owners notifying them to cease & desist renting the duplex for less than 30 days as advertised. To-date the letter has not been claimed despite notice being left by the post office. It is due to be returned as unclaimed starting 05.12.21. Once it is returned, the property and owners' local residence will be posted with the notice. The properties were posted 05.13.21 and the owner called 05.14.21. Owner said they would correct the situation and remove the reservations from their website. As of 05.25.21 more complaints were received regarding the usage of the property and the website still needs work. Owner was called and told to get it done immediately. If we continue to get more complaints, then a citation may need to be issued with the Court. We continue to get calls and emails about this property. The owner has removed a large portion of their online listing and indicated that a college-aged daughter of one of the other co-owners is occupying the one unit this summer while working locally. When the property was posted 05.13.21, there was no one in either of the units. Received another complaint from someone different indicating fisherman were on the property at the time the message was received. I immediately drove to the property to observe, and again, there was no one on the property. Dianne has received concerns too regarding this property and the noise. The complainants have been advised to contact the police regarding noise. 06.18.21 Outreach has been made with the prosecutor's office. Conference call was held 06.21.21 with the Prosecutor's office to discuss next steps. We received email and phone call complaints again over the 4th of July weekend regarding the continued renting of the units at this property. Advised the complainants that it was actively being pursued with the County Prosecutor's office. Prosecutor's office was supposed to conduct a knock at the property the weekend of 07.10.21 but did not, so they are filing charges based on inquiries made on availability. Complaint was filed with Municipal Court on 07.20.21. Case # CRB2100684A. Arraignment Hearing scheduled for 08.18.2021 @ 8:30am. Received a phone call from Rich Gillum 08.06.21 who will apparently be representing the defendant and indicated that they may waive arraignment and ask for a bench trial.

ILLEGAL CAMPERS/TRAILERS:

9438 E. Bayshore (Campground Expansion w/out approval – Somodi)
Open

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The owner has filed a BZA application for the expansion to be on the BZA's September agenda.

Prior Info: Certified letter was sent to property owner 07.30.21 and was delivered to the owner 08.04.21. Castaway Campground has expanded the campground by 12 RV sites without proper permits or BZA review. Owner called after receiving his letter and is scheduled to come in to discuss 08.10.21.

JUNK & DEBRIS:

JUNK VEHICLES:

248 Erie Beach (*Junk Vehicle – Richard*)

Open

At the arraignment hearing 08.18.21, the owner pled Not Guilty which kicks the case into a bench trial before the Judge, to be held September 13, 2021, at 3:30p.m.

Prior Info: This is a repeat offense. A new compliant was filed with the Ottawa County Municipal Court on 07.29.21 for having 2 junk vehicles on the property. Case # CRB2100741A&B. Arraignment Hearing scheduled for 08.18.2021 @ 8:30am. A similar complaint was filed in 2020 but eventually dismissed because the vehicles were running at the time and moved from their stationary positions on the property.

TALL GRASS:

325 Forest Green (*Tall Grass – Walterbach*)

Open

Upon reinspection 08.10.21, owner had made some attempt to get the front-yard cleaned up and rear yard. Told he has until 08.24.21 to get the junk outside the shed cleaned up and the rest of the vegetation taken care of. If it's not, then he was told a nuisance resolution would be presented. As of 08.18.21 the grass is high again and no attempt has been made to clean up the junk and debris on the property. As of 08.24.21, much of the junk outside of the shed has been better "organized" but there is still quite a bit of rubbish around and the grass & weeds are not being kept up with. A resolution is enclosed for your consideration.

Prior Info: Certified Letter sent 07.13.21. Owner received 07.21.21 and will have until 07.28.21 to cut the weeds & grass. As of 07.28.21 an attempt was made but only by a weedwacker and in the front yard. 2nd Notice sent 07.29.21. Owner called 08.03.21 and asked for more time because he works 12-14hr. days. Agreed to recheck 08.10.21 and as long as he's making progress, then will extend him more time.

7291 Applewood (*Tall Grass – Huddleston*)

Open

Scheduled to check back in with the owner by 08.06.21.

Prior Info: Certified Letter sent 07.13.21. Being returned with no forwarding address. Property was posted 07.21.21 because it was confirmed that a woman & child are living in the home. Will have until 07.28.21 to remove weeds & tall grass in rear yard. Letter also asked them to address their dilapidated fence. Occupant called 07.27.21 and stated she is on land contract to purchase the property. Discussed getting the grass & weeds dealt with over the weekend of 07.31.21 and will check back in by 08.06.21 to give her a chance to look into options for the fence. Upon reinspection 08.06.21, grass and weeds have all been addressed and there is a small dumpster on the property for other clean-up. Will recheck with occupant after Labor Day to see when fence repair will actually take place. Contractor told her he couldn't do it for 3-4 weeks.

2354 N. Buck Rd. (*Tall Grass – Schneider*)

Open

Complaint received 08.20.21. Owner called and said he'd have it taken care of 08.23.21. Certified letter sent to owner 08.24.21 because grass/weed were not cut.

1505 Heritage (*Tall Grass – Danklefsen*)

Re-Opened/ CLOSED

Owner was contacted via 08.16.21 that they had until the end of the week to get a section of grass cut along the neighbor's driveway completed by the end of the week. This is the same issue that was going on in June/ July of this year. As of 08.19.21 the owner did cut the grass.

CONSTRUCTION WITHOUT PERMITS:

5725 E. Bayshore Road (*Fence w/out Permit – Paul*)

CLOSED

Owner received necessary permit 08.13.21.

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Held

August 25, 2021

Prior Info: Owner called 07.15.21. Owner emailed necessary paperwork 07.19.21. Certified Letter sent to the property owner 07.27.21 after no contact was made following the initial contact. Owner mailed in a permit application but did not include payment. Owner was called and emailed, but still not receiving any response.

9094 Northshore Blvd. (Wall Signage w/out Permit – Lakeside Yacht)

Open

Owner was contacted 08.17.21 about new wall signage added to the building without proper permits. Upon receiving their application, the signage exceeds what is allowed and a variance needs to be pursued. All paperwork has been given to the owner to complete and submit.

FISH OFFAL:

389 Channel Grove (Fish Offal – Channel Grove)

Monitoring

Caller complained late Friday 07.16.21 regarding fish offal smell. Dumpsters are in the Boat Storage area off Roanoke. Initial inspection did not reveal any smell, but multiple plastic garbage bin totes were visible with flies and signs of use for fish guts. A Certified Letter was sent to the owners making them aware that it can be determined to be a nuisance and that common practice is to freeze the remains until garbage pick-up day.

New Business

Chief Meisler requested the Township setup an Amazon Business account for Departmental purposes. Mr. Hirt moved approval of an Amazon Business account, Mr. Dress seconded the motion. Roll call: All voted yes.

A request was received from TOPS to use the meeting room on weekly basis. Mr. Dress moved the Non-Profit could use the room, seconded by Mr. Hirt. Roll Call: all voted yes.

Fiscal Business

Resolution 16-2021

Accepting amounts and rates-Danbury Fire District, FY 2022

Resolution 17-2021

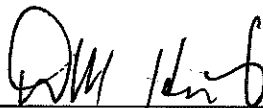
Accepting amounts and rates-Danbury Township, FY 2022

Trustees reviewed and signed the application for deposit of public funds : Marblehead Bank for the period of 8/24-8/23/2022.

A motion by Mr. Dress and seconded by Mr. Hirt to approve the payroll and bills totaling \$67,136.50 or the period 8/12 – 8/25/21. Roll call was unanimous and motion carried.

There being no further business before the Board, Mr. Dress moved and Ms. Rozak seconded a motion to adjourn at 7:00 p.m.

Fiscal Officer





Danbury Township Board of Trustees

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE
 BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES
 AND CERTIFYING THEM TO THE COUNTY AUDITOR
 (BOARD OF TRUSTEES)
 Revised Code, Secs. 5705.34-5705.35

The Board of Trustees of Danbury Fire District, Ottawa County, Ohio, met in regular session on the 25th day of August, 2021, at the office of _____ with the following members present:

John Paul Dress
DAVE HIRT

Mr. Hirt moved the adoption of the following Resolution: 16-2021

RESOLVED, By The Board of Trustees of Danbury Fire District, Ottawa County, Ohio, in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1st, 2022: and

WHEREAS, The Budget Commission of Ottawa County, Ohio, has certified its action thereon to this Board together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Board, and what part thereof is without, and what part within, the ten mill tax limitation; therefore, be it

RESOLVED, By the Board of Trustees of Danbury Fire District, Ottawa County, Ohio, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said District the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

| SCHEDULE A | | | | |
|--|----------------------------|------------------------------|-------------------------------------|------------------|
| SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVE BY BUDGET COMMISSION | | | | |
| AND COUNTY AUDITOR'S ESTIMATED TAX RATE | | | | |
| FUND | Amount | Amount to Be Derived from | County Auditor's Estimate of Tax | |
| | Approved by Budget Comm | | Rate to be Levied | |
| | Inside | Levies Outside | Inside | Outside |
| | 10 M. Limitation | 10 M. Limitation | 10 Mill Limit | 10 Mill Limit |
| | Column I | Column II | III | IV |
| General Fund | | \$ 38,900.00 | | 0.30 |
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| TOTAL | \$ - | \$ 38,900.00 | 0.00 | 0.30 |

| SCHEDULE B | | |
|---|--------------------------------------|--|
| LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES | | |
| FUND | Maximum Rate Authorized to Be Levied | Co. Auditor's Est. of Yield of Levy (Carry to Schedule A, Column II) |
| Current Expense levy authorized by voters on 11/95 for a continuing period of time. | 0.30 | \$ 38,900.00 |
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| | | |

And be it further

RESOLVED, That the Clerk of this Board be and is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

Mr. Dress seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

Quinn yes
[Signature] YAS
Diane Rozak - excused

Adopted the 25th day of August, 2021.

[Signature]
 Clerk of the Board of Trustees of
 Danbury Fire District, Ottawa County, Ohio

CERTIFICATE OF COPY
 ORIGINAL ON FILE

The State of Ohio, Ottawa County, ss.

I, CAROLYN Adams, Clerk of the Board of Trustees of Danbury Fire District, in said County, and in whose custody the Files and Records of said Board are required by the laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and copied from the original

now on file with said Board, that the foregoing has been compared by me with said original document, and that the same is a true and correct copy thereof.

WITNESS my signature, this 25th day of August, 2021

[Signature]
 Clerk of the Board of Trustees of
 Danbury Fire District, Ottawa County, Ohio.

No. 16-2021
 BOARD OF TRUSTEES
 Danbury Fire District, Ottawa County, Ohio

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR.
 (Board of Trustees)

Adopted August 25, 20 21
[Signature]
 Clerk.

Filed _____, 20____

 County Auditor.

By _____
 Deputy.

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE
 BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES
 AND CERTIFYING THEM TO THE COUNTY AUDITOR
 (BOARD OF TOWNSHIP TRUSTEES)
 Revised Code, Secs. 5705.34-5705.35

The Board of Trustees of Danbury Township, Ottawa County, Ohio, met in regular session on the 25 day of August, 2021, at the office of .
 with the following members present:

John Paul Dress
DAVE HIRT

Mr. Hirt moved the adoption of the following Resolution: 17-2021

RESOLVED, By The Board of Trustees of Danbury Township, Ottawa County, Ohio, in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1st, 2022: and

WHEREAS, The Budget Commission of Ottawa County, Ohio, has certified its action thereon to this Board together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Board, and what part thereof is without, and what part within, the ten mill tax limitation; therefore, be it

RESOLVED, By the Board of Trustees of Danbury Township, Ottawa County, Ohio, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said Township the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

| SCHEDULE A | | | | |
|--|------------------|------------------|-------------------|---------|
| SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVE BY BUDGET COMMISSION | | | | |
| AND COUNTY AUDITOR'S ESTIMATED TAX RATE | | | | |
| FUND | Amount | | County Auditor's | |
| | Approved by | Amount to Be | Estimate of Tax | |
| | Budget Comm | Derived from | Rate to be Levied | |
| | Inside | Levies Outside | Inside | Outside |
| | 10 M. Limitation | 10 M. Limitation | 10 Mill | 10 Mill |
| | | | Limit | Limit |
| | Column I | Column II | III | IV |
| General Fund | \$ 194,100.00 | \$ 260,100.00 | 0.40 | 0.60 |
| Road and Bridge | \$ 490,600.00 | | 1.40 | |
| Police | | \$ 1,235,300.00 | | 4.50 |
| Fire & EMS | | \$ 1,009,100.00 | | 2.25 |
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| TOTAL | \$ 684,700.00 | \$ 2,504,500.00 | 1.80 | 7.35 |

| SCHEDULE B | | |
|--|--------------------------------------|--|
| LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES | | |
| FUND | Maximum Rate Authorized to Be Levied | Co. Auditor's Est. of Yield of Levy (Carry to Schedule A, Column II) |
| Fire and EMS levy authorized by voters on 5/8/18 not to exceed 5 years | 1.50 | \$ 650,400.00 |
| Police levy authorized by voters on 11/07/06 for a continuing period of time | 1.50 | \$ 378,000.00 |
| Police levy authorized by voters on 3/2020 for a continuing period of time | 2.00 | \$ 690,200.00 |
| Fire and EMS levy authorized by voters on 11/3/2020 for a continuing period of time | 0.75 | \$ 358,700.00 |
| Police levy authorized by voters on 11/99 for a continuing period of time | 1.00 | \$ 167,100.00 |
| Current Expense levy authorized by voters on 11/6/18 not to exceed 5 years | 0.6 | \$ 260,100.00 |

And be it further

RESOLVED, That the Clerk of this Board be and is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

Mr. Dress seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

DM Hunt yes
[Signature] yes
[Signature] yes excused - Dianne Ryzak

Adopted the 25th day of August, 20 21.

[Signature]
 Clerk of the Board of Township Trustees of
 Danbury Township, Ottawa County, Ohio

CERTIFICATE OF COPY
 ORIGINAL ON FILE

The State of Ohio, Ottawa County, ss.

I, Carol Adams, Clerk of the Board of Township Trustees of Danbury Township in said County, and in whose custody the Files and Records of said Board are required by the laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and copied from the original

now on file with said Board, that the foregoing has been compared by me with said original document, and that the same is a true and correct copy thereof.

WITNESS my signature, this 25th day of August, 20 21

[Signature]
 Clerk of the Board of Township Trustees of
 Danbury Township, Ottawa County, Ohio.

No. 17-2021
 BOARD OF TOWNSHIP TRUSTEES
 Danbury Township, Ottawa County, Ohio

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR.
 (Board of Township Trustees)

Adopted August 25, 2021
[Signature]
 Township Clerk.

Filed _____, 20____

County Auditor.

By _____ Deputy