

TONTOGANY VILLAGE COUNCIL

MEETING MINUTES FROM: April 3, 2017

Council called to order in regular session at 7:01 p.m. with Mayor Todd Buehrer presiding. Roll call of members: Brenda Mackey, here; John Heckerman, here; Connie Mehring, absent at roll call, but arrived at 7:43 p.m.; Jamin Roe, here; Jason Benedict, here; James Head, here. Also present were Village Administrator/Zoning Inspector/Meter Reader Chad Johnson and Fiscal Officer/Utilities Clerk Ryan Harnishfeger. Visitors present: Deputy Aring, from the Wood County Sheriff's Office. Minutes from the March 6 meeting were approved as submitted.

FINANCE and CLAIMS: A spreadsheet of the current invoices was reviewed and approved by members. Councilman Roe made a motion that these bills be allowed and orders drawn for same. Councilwoman Mackey seconded this motion. All were in favor; motion carried. Fiscal Officer Harnishfeger pointed out that one of the bills was from Laurie Limes, who wishes to continue doing website maintenance for the second quarter of 2017, if that will work for the Village. Members voiced no objections. Copies of the March Bank Reconciliation, Fund Status, Appropriation Status, and Revenue Status reports were given to Mayor Buehrer and the Finance Committee to review. A copy of the February RITA report was given to the Finance Committee to review.

Copies of the March incident report were made available to members to review. Mayor Buehrer invited members to speak to Deputy Aring about any issues or concerns they may have. Members had no questions or concerns for the deputy, so Mayor Buehrer thanked her and she left the meeting.

Fiscal Officer Harnishfeger reported that he received a notice from the Department of Commerce, Division of Liquor Control, stating that all permits to sell alcoholic beverages in our political subdivision will expire on June 1, 2017. In order to maintain permit privileges, every permit holder must file a renewal application. Ohio Revised Code provides the legislative authority with the right to object to the renewal of a permit and to request a hearing. Council members voiced no objections to the renewal of the current liquor permits in Tontogany.

Mayor Buehrer reported that the Village received an invitation from Owens Community College to attend a complimentary breakfast and Outstanding Service Awards ceremony on Friday, April 21, 2017, from 8-9 a.m. in the Audio-Visual Classroom Center, Rooms 125-128 at Owens Community College. The ceremony is to celebrate the dedication that our first-responders demonstrate in our communities each and every day. RSVP's are expected no later than Monday, April 17th.

Mayor Buehrer reported receiving a letter from the Ohio Department of Transportation (ODOT) to local government officials, stating that ODOT will be holding a public involvement meeting to provide the constituents of Ohio an opportunity to review and comment on the draft Statewide Transportation Improvement Program (STIP), which is Ohio's four-year transportation planning document. ODOT District 2 is extending an invitation to attend the public involvement meeting on March 30, 2017 from 3:00-6:00 p.m. at the ODOT District Office, located at 317 E. Poe Rd., Bowling Green, Ohio. The draft STIP will also be available for public review and comment on ODOT's STIP website at transportation.ohio.gov/stip between March 27, 2017 and April 7, 2017.

Mayor Buehrer reported receiving an invitation for public officials to the annual Coordinated Response Exercise (CoRE) pipeline safety class, to be held on April 26, 2017 at the Clazel Theatre, 127 North Main Street, Bowling Green, Ohio. RSVP is requested (844-693-7788). Registration starts at 5:30 p.m. There will be a complimentary meal, followed by a 90-minute discussion-based Coordinated Response Exercise.

Councilman Heckerman inquired about an email he received from the Wood County Health District, seeking a representative from Tontogany to attend a District Advisory Council (DAC) meeting on March 31, so they would have a quorum to vote on some matters. Fiscal Officer Harnishfeger responded that he forwarded that same email to the mayor and all council members by request of Patty Kolozy, Administrative Assistant of the Wood County Health District, but he had no knowledge of what they

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were intending to vote on. Mayor Buehrer commented that we have a stake in the Health Department's rules and regulations because we are covered under the Health Department.

ZONING: Zoning Inspector Johnson reported that Jerry Asmus bought two pieces of property on Wall Street by Tontogany Road and wants to put a two-story, four-family apartment there. Mr. Johnson told him that the Tontogany zoning rules don't allow that. Mr. Asmus spoke of getting a variance, but Inspector Johnson told him he can't get a variance. Mr. Asmus then asked about a duplex, but Inspector Johnson informed him that no more duplexes are allowed in the village. Mr. Asmus replied that he has a large investment in the property and wants to get something done with it. Councilwoman Mackey advised that we need to check back into our records and see what was done in the past with the Zoning Board of Appeals, approximately 8 to 10 years ago. They made decisions, but we need to find out whether and when Council adopted rules on the matter. She also suggested that we ask Village Solicitor Paul Skaff to be here when we know Mr. Asmus is coming to a meeting to talk about this. Mayor Buehrer agreed that it would be a good idea to have Solicitor Skaff here, as well as to have any pertinent records we can find available.

Mayor Buehrer reported that he spoke with the people who were parking vehicles in the grass at Mehring Park. There shouldn't be any more problems with them doing that.

Fiscal Officer Harnishfeger reported that he received a phone message from Jerry Miller on March 29, stating that the County Commissioners had not yet received Tontogany's resolution for services to be supplied by the Village to the proposed Wolverine annexation at Scott Road and Tontogany Creek Road. Mr. Harnishfeger looked at his records and found that on December 21, 2016, he had emailed a copy of our Resolution #874-16, passed on December 19, 2016, to Village Solicitor Matt Reger, who said he would deliver it to the County Commissioners. Mr. Harnishfeger said he called and spoke with Sandy Long, Clerk of the Board of County Commissioners, and asked if Solicitor Reger had ever delivered the resolution to them. She said he had not, so Mr. Harnishfeger immediately emailed a copy of the resolution to Sandy Long. Ms. Long then responded that she received the resolution and would send us the transcript once the 30 days has passed (referring to the mandatory 30-day waiting period, described in the Commissioners' Resolution #16-01396, before any further action shall be taken on the petition to obtain annexation). After that, it will take about another 60 days before their annexation resolution receives all readings and is adopted. Mr. Harnishfeger said he called Mayor Buehrer and Jerry Miller to let them know the status of the annexation process.

Councilman Heckerman mentioned a couple of other people across from the annexing property on Tontogany Creek Road who might want to annex into the Village; he asked what they would have to do to annex in. Mayor Buehrer responded that they would need to do the same thing that Jerry Miller did, submitting a petition to be annexed in. They could probably get started by contacting Village Solicitor Paul Skaff to walk them through the steps they need to take. Mr. Heckerman asked what they would need to do to get utilities. Mayor Buehrer responded that they already have sewer, water, and electric. They would have to see about getting gas from Suburban, but there is no guarantee that the gas company will run lines to them. Certain criteria need to be met before they will do that, and prospects for further development in the area need to be considered for a decision on the size of service lines.

UTILITIES: Fiscal Officer Harnishfeger reported that he received a call on March 15 about a lot-line pole, servicing 18722 and 18736 Crom Street, that was about to fall down. One of the property owners was thinking about repairing the pole himself, so he wouldn't get billed by the town for the repair. Mr. Harnishfeger said he called Bowling Green Electric and reported the bad pole. Then he called the property owners and told them Bowling Green Electric would come and do any repairs needed, that the Village pays for those types of repairs and replacements of poles, and they should not try to repair it on their own.

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Councilman Roe asked if there is electric on the south side of the road in Harley Woods, where Geddis Paving is doing the culvert repair. Mayor Buehrer responded that there is electric on both sides of the road. Mr. Roe reported that the electric on the south side did not get marked and Geddis would like to have it marked by tomorrow morning before digging on that side. Nobody knew for sure whose responsibility it was to mark it, the Village or Bowling Green, but it was decided to let Superintendent Brandon Johnson know about it so it could get marked.

STREETS and ALLEYS: Councilwoman Mackey asked if the Village should schedule picking up brush. Mayor Buehrer suggested that Monday, May 15, would be a good day for it, just a couple of weeks before Memorial Day. Everyone was good with that date. Councilwoman Mackey will post notices in town and Fiscal Officer Harnishfeger will have Laurie Limes post a notice on the Village website.

SIDEWALKS and TREES: Nothing to report.

DRAINS and SEWERS: Councilman Roe reported that Geddis Paving got started on the culvert project in Harley Woods today. The pipe is about three quarters of the way in. They intend to mortar the retaining walls when they put them back, instead of using tape like the original, because the tape had deteriorated. On the same topic, Fiscal Officer Harnishfeger reported that Solicitor Paul Skaff had created a contract between the Village and Geddis Paving, and we finally got it signed by both parties. Solicitor Skaff also created an affidavit for Chad Hartman to sign, to make sure he was legally clear regarding his involvement in managing the bidding process for the Village. Mr. Hartman came to the office and signed the affidavit in the presence of Mr. Harnishfeger, who is a notary public.

CITY HALL and PARKS: Mayor Buehrer asked when the portable restrooms will be put in at the parks. Councilwoman Mackey said she thought they were usually in place by the first or middle of April, but she would check into it. Mayor Buehrer reported that he had a resident ask him why the Village doesn't put some tile in Centennial Park so it will drain well. He responded that it has been that way since probably the early seventies and it is doubtful that the people of the village would want us to spend twenty-five or thirty thousand dollars tiling the park so there isn't a few inches of water standing after it rains. And there is a problem of where to drain it to.


Councilman Head reported that he intends to attend a Wood County Park District meeting on April 27th, when they will be distributing park grant applications and explaining what information is needed to properly fill out the forms. Councilwoman Mackey reminded Councilman Head and everyone that we would like to get some grant money for repairing the court at Centennial Park.

Mayor Buehrer pointed out that the sheriff's report spoke about some railroad ties being on fire down by the Carryout. The day before that incident, we had a train go through town at about 5:15 a.m., which snapped a rail in half by the Carryout. The railroad informed Mayor Buehrer that we were lucky we did not have a third train derailment. The train somehow continued over the broken rail without incident. The broken rail caused all the lights and gates to go down and the railroad just had to find where the break was. The fire on the railroad ties was caused when they heated up the rail to repair it.

With nothing further to discuss, Mayor Buehrer declared the meeting adjourned at 7:58 p.m.



Todd Buehrer, Mayor



Ryan Harnishfeger, Fiscal Officer