

<p><b>RECORD OF PROCEEDINGS</b>  <b>Minutes Of Brownhelm Township Board of Trustees Regular Meeting</b>  <b>Held July 10, 2017</b> <span style="float: right;"><b>Page 1345</b></span></p>
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The meeting was called to order by the Chairman James Norheim.

The Pledge of Allegiance was given.

The roll call resulted as follows: Mr. James Norheim, Mr. Orrin Leimbach, and Mr. Donald Nieding were present.

Leimbach made a motion to dispense with the reading of the minutes of the June 5, 2017 regular meeting and to approve said minutes. Norheim seconded the motion. Leimbach, Nieding, and Norheim voted to accept the motion.

The following bills were presented for payment:

221-2017	Herk Excavating	\$342.23	245-2017	ABCO Distribution	\$89.52
222-2017	Judco	\$30.00	246-2017	Vermilion Township	\$2,322.50
223-2017	Steinacker & Sons	\$269.84	247-2017	EFTPS	\$2,621.46
224-2017	Treasurer, State of Ohio	\$762.00	248-2017	Verizon Wireless	\$100.00
225-2017	Northern Ohio Rural Water	\$63.40	249-2017	Lorain County Health Plan	\$296.10
226-2017	Huntington National Bank	\$451.79	250-2017	Treasurer, State of Ohio	\$469.80
227-2017	Frank Andrasak	\$262.63	251-2017	RITA	\$319.28
228-2017	Richard Norheim	\$217.12	252-2017	Lorain County Health Plan	\$5,710.50
229-2017	Scott Schmalz	\$1,405.15	253-2017	OPERS	\$2,179.64
231-2017	Marsha Funk	\$780.48	254-2017	CenturyLink	\$223.92
232-2017	Orrin Leimbach	\$1,187.35	255-2017	Ohio Edison	\$103.03
233-2017	Donald Nieding	\$567.66	256-2017	Northern Ohio Rural Water	\$63.40
234-2017	James Norheim	\$403.72	257-2017	Swineford Petroleum	\$1,828.69
235-2017	John Schmalz	\$401.72	258-2017	Frank Andrasak	\$410.81
237-2017	Frank Andrasak	\$433.45	259-2017	Richard Norheim	\$189.24
238-2017	Richard Norheim	\$91.19	260-2017	Scott Schmalz	\$1,408.10
239-2017	Scott Schmalz	\$1,509.79	262-2017	Herk Excavating	\$762.93
241-2017	Ohio Edison	\$376.12	263-2017	Vasu Communications	\$98.63
242-2017	Verizon Wireles	\$45.22	264-2017	Huntington National Bank	\$120.67
243-2017	Columbia Gas	\$28.25	18729	VSP	\$288.54
244-2017	P & J Sanitation	\$125.00			\$29,360.87

Nieding made a motion to pay the bills. Leimbach seconded the motion. Nieding, Norheim, and Leimbach voted to accept the motion.

**20170710-01**

John Schmalz, Zoning Inspector, presented 5 permits. J Schmalz has sent out three letters about high grass and has had favorable response from the two properties in Greystone; one property on Portman Rd is in foreclosure. The Tassone's on Greystone Dr have not relocated their shed so J Schmalz is asking the Trustees to take action through the Prosecutor's office. The Zoning Commission is in attendance at tonight's meeting to ask about issues dealing with animals on smaller lots and in subdivisions.

Scott Schmalz, Labor Superintendent, reported that the Lorain County 2017 Tar and Chip work should start the week of July 17, 2017. The Baumhart Rd/Middle Ridge Rd project should be started around July

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24, 2017. This is a county project and Middle Ridge Rd will be completely closed at this intersection and only one direction of Baumhart Rd will be open. This project will take several months to complete. The new truck is back at Rush Truck and they have called in International to help out with the issues that can't seem to get resolved. A resident called about several trees on Sperry Rd in the road right-of-way that he feels need to be removed; resident has marked these trees. S Schmalz requested that the Trustees look at this area as only about 3 of the trees are actually dead. The park shelter needs to be cleaned, but there is no electricity to use the power washer; this will be addressed in old business. A West River Rd resident had called about sump pump issues; S Schmalz and Trustee Norheim looked at this property and it appears that a private tile is clogged. The lakefront park sign about illegal parking and towing needs to list a specific towing company and price. S Schmalz called 3 companies about new siding for the garage and has only heard back from one; will follow-up on this.

From the audience, there were about 6 households present that were complaining about the noise from the shooting facility on Cooper Foster Park Rd, Zero9 Solutions. The trustees again explained that the Zoning Board of Appeals is the board that gave the conditional use permit and there were no specific limitations listed on the permit. Residents complained about the excessive noise, continually shooting, domestic animals that would not go outside, what effect on children to hear this repeated shooting, property value declines, etc. While these complaints were being heard, one of the owners of the range, called the Fiscal Officer and said they had just heard that there were folks at the meeting and that he would have been there, if he had known. The Trustees said that this discussion would be continued at the August 7, 2017 meeting, so that others could be in attendance; Zero9 Solutions will be at that meeting. Trustee Leimbach will ask the Prosecutor to attend.

Ed Clary, Zoning Commission Secretary, responded to a previous complaint about animals in subdivision. He stated that through the Ohio Revised Code 519.21, zoning can restrict animals on lots of 1 acre or less, and on lots greater than 1 acre but less than 5 acres can restrict animals in subdivisions. The Zoning Commission will meet on August 10, 2017 at 7 pm to discuss this issue. Besides Heritage Way, Deer Creek, Mantle Rock, and Greystone subdivisions, there are also the Big Oaks subdivision and the subdivisions on Gore Orphanage/Morris Road.

David Miller, Vermilion Rd, asked that the township contact the turnpike commission about the newly erected sign at the intersection of Vermilion Rd and Gifford Rd as it is too close to the road, especially with farm equipment. S Schmalz will make this contact.

In old business, Norheim made a motion accepting a resolution authorizing Orrin Leimbach to prepare and submit an application for the OPWC project Round 32 for Jerusalem Road Reconstruction using grant/loan and community contribution to maximize points. Nieding seconded the motion. Norheim, Leimbach, and Nieding voted to accept the motion. **20170710-02**

Leimbach made a motion to appoint Orrin Leimbach as the Chief Executive Officer, Fiscal Officer Marsha Funk as the Chief Financial Officer, and Scott Schmalz as the Project Manager for the Jerusalem Road Reconstruction project. Nieding seconded the motion. Leimbach, Nieding, and Norheim voted to accept the motion. **20170710-03**

Nieding made a motion to approve the 2018 proposed budget with 2018 beginning balances at \$399,431.69 and expected 2018 revenues of \$662,000. Total expenditures are projected to be \$658,097.04. Leimbach seconded the motion. Nieding, Norheim, and Leimbach voted to accept the motion. **20170710-04**

Leimbach made a motion to have Callihan Electric repair the electric service at the park pavilion, not to exceed \$2,000. Nieding seconded the motion. Norheim, Leimbach, and Nieding voted to accept the motion. **20170710-05**



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Nieding made a motion to have Tassone's Greystone shed violation be turned over to the Lorain County Prosecutor's office for further action. Leimbach seconded the motion. Leimbach, Nieding, and Norheim voted to accept the motion. **20170710-06**

Trustee Nieding had maps of Baumhart Rd with the road right-of-way marked.

Trustee Leimbach reported that he has ordered reusable bags and luggage tags for the Brownhelm Bicentennial celebration using funds from Lorain County Solid Waste Recycling Grants.

Leimbach made a motion awarding the Mapleview project to DL Smith at a cost of \$99,524.50. Nieding seconded the motion. Nieding, Norheim, and Leimbach voted to accept the motion. **20170710-07**

The State of Ohio Salt Contract has Brownhelm using Cargill Deicing and the cost is \$30.55/ton.

In new business, Trustee Norheim had a resident ask again about the mowing of the Heritage Way ditch. Norheim repeated again that the Heritage Way ditch is not on a county maintenance program, so the County and the Township have no responsibility in maintaining this ditch.

There was a drainage issue at the south end of Claus Rd. There is a tile that the road crew will try to clear.

There is a vacant home on Portman Rd and residents are complaining about the tall grass. Leimbach will check with the Prosecutor's office about the legal issues with mowing this area and then collecting by tax assessment. If the Prosecutor's office says it is okay to do this, then Leimbach made a motion to proceed with the mowing and assessment. Norheim seconded the motion. Norheim, Leimbach, and Nieding voted to accept the motion. **20170710-08**

Leimbach made a motion to contract with Sunrise for 1000 gallons of propane at \$1.729/gallon for the period 9/1/2017 through 4/30/2018. Nieding seconded the motion. Leimbach, Nieding, and Norheim voted to accept the motion. **20170710-09**

Trustee Nieding will check into a waste receptacle for the LakeFront Park.

Lorain County Solid Waste asked if they could have a shredding truck at the township for a few hours. Leimbach made a motion to have the shredding truck at the township garage on September 9, 2017 from 9:00 am until noon, or sooner, if the truck get filled. Norheim seconded the motion. Nieding, Norheim, and Leimbach voted to accept the motion. **20170710-10**

Resident Bill Davis, of Baumhart Road, asked about the Baumhart/Whittlesey Ditch project through SWAC. The trustees will be checking with the Lorain County Engineer's office. A letter had been submitted from residents in that area; but the "petitioners form" states that it is for parcel owners; the "petitioners form" was also not filled in with the ditch area.

Bill Davis also asked about prior meeting minutes. They are posted on the bulletin board and Trustee Leimbach said that once minutes are approved, he will put them on the website.

The BHA community picnic to celebrate Brownhelm's Bicentennial will be held September 17, 2017 from 2 – 4 pm at the Township Park at 1940 North Ridge Rd. The BHA and the Township will split the cost of the food, up to a total of \$1,000.

Leimbach made a motion that the Township will split the cost of the food/supplies for the bicentennial celebration, not to exceed \$500. Nieding seconded the motion. Norheim, Leimbach, and Nieding voted to accept the motion. **20170710-11**

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It was agreed that the BHA would pay for the food/supplies up front and then the Township would reimburse them.

Nieding made a motion to adjourn the meeting. Northeim seconded the motion. Northeim, Leimbach, and Nieding voted to adjourn the meeting.

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James Northeim, Chairman

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Marsha Funk, Fiscal Officer

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Orrin Leimbach, Trustee

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Donald Nieding, Trustee

Signatures on file.  
F:M170710



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