

**RECORD OF PROCEEDINGS
MINUTES OF THE REGULAR MEETING OF THE
SHERWOOD VILLAGE COUNCIL
JUNE 18, 2018**

Mayor Cary Mallett called the meeting to order with council members Jim Hohenberger, Scott Rohrs, Chris Skinner, Michael Sudholtz and Jamie Vogelsong present. Also present were Rob Bailey, Suzy Bailey, Judy Bayliss, Dawn Buskirk, John Buskirk, Ida Gebhart, Bob Hasch, Judy Hasch, Sherri Ramey, Dwayne Shetler, Larry Shock and Chris Walker.

L. Shock asked who paid for the banners the village has.

S. Ramey replied that the businesses whose name are on the banners sponsored the banners for \$50.00. The Village paid the labor to have the banners hung.

L. Shock asked why the previous meeting's minutes were not in the newspaper.

D. Buskirk replied that last month's meeting went too late to make the paper the next day, the correspondent did not call. C. Mallett and S. Ramey agreed that the newspaper does not want news which is not up to date.

Dwayne Shetler expressed concern that the person he sold a property to on land contract has defaulted and left leaving a large unpaid utility bill. He further expressed concern that both names are on the deed and he will be responsible for the large unpaid debt.

S. Ramey stated that it is sometime difficult to find people who have moved because we do not get background information.

S. Rohrs stated that the village will do our part in trying to find the person who defaulted on the land contract and the utility bills.

S. Ramey stated that the village may be able to write off penalties and late fees if the other owner is not found and D. Shetler does end up responsible for the unpaid utility bill.

The council discussed how far we want to go to pursue finding the defaulting property owner.

All agreed that a letter sent by lawyer could make a difference

D. Shetler stated he is trying to keep the property as clean as possible but he cannot touch the garbage until the ownership of the property comes back to him.

Shetler was assured that a nuisance letter would not be sent to him until ownership returns to him because he cannot do anything about the home at the present time.

I. Gebhart asked whether the village has received any advice about her drainage situation from Defiance Soil and Water.

S. Ramey replied that she is still waiting on Defiance Soil and Water to give us advice on what to do about the situation, but she knows they are working on another large project.

R. Bailey stated that he and Suzy have been working on the Village of Sherwood "Welcome Signs" and have made some progress and the signs are now manageable.

S. Bailey informed the council that she has been doing a lot of research on blight in small towns and that just getting the village beautiful can prevent vandalism and help keep it safe. She stated that we need more helping hands to prevent blight in the parks. She and Rob have been working on Thursday evenings at 6:00 p.m. and would appreciate help. She informed those present that the village has supplies that can be used to work in parks.

S. Ramey stated that the flowers are blooming at the CFA and are looking great. She stated how much the village appreciated those who worked to make the CFA look better. She added that the

Village of Sherwood was presented a Certificate of Appreciation from the Defiance County Environmental Services for participating in the Great American Cleanup.

R. Bailey stated that it is hard to get everything done with only a 3-person Park Committee.

The council discussed the possibility of having a larger Park Committee again.

M. Sudholtz stated that in the past he thought there was a money issue if there were more on the Park Board than three and he resigned because it was a conflict of interest to have him on the Park Board.

L. Shock stated that the problem with the Park Board doing fundraisers is that the council can deny any events if they choose to.

C. Mallett stated the council does need to approve spending by the Park Committee. He suggested that we could look at opening the Park Committee up to those in the school district instead of just those who are residents of the Village. He stated that there might be more people willing to help if there was a larger area opened up to be on the Park Committee.

C. Walker, the village's solicitor will check into how many can be on the Park Committee.

Resolution 18-06-01, a resolution for the transfer of funds from the General Fund into the Parks and Recreation Fund was presented.

J. Hohenberger made a motion to suspend the rules, waive the three readings and pass Resolution 18-06-01 as an emergency. S. Rohrs seconded the motion. A roll call vote was taken. J. Hohenberger voted yea, S. Rohrs voted yea, C. Skinner voted yea, J. Vogelsong voted yea and M. Sudholtz voted yea

Resolution 18-06-02, a resolution authorizing a contract for the Village of Hicksville, Ohio to administer and enforce the provisions of the Sherwood tax ordinance on behalf of the Village of Sherwood was presented.

S. Ramey informed the council that the village must withdraw from RITA by July 1st if we want Hicksville to manage our Local Income Tax Collections so a decision must be made concerning this resolution at tonight's meeting. If Hicksville administered the collection of our local income tax, residents would be able to get their questions answered locally and the Village of Sherwood could be more involved if we choose to, such as printing and mailing bills.

C. Skinner made a motion to suspend the rules, waive the three readings and pass Resolution 18-06-02 as an emergency. S. Rohrs seconded the motion. A roll call vote was taken. C. Skinner voted yea, S. Rohrs voted yea, J. Vogelsong voted yea, M. Sudholtz voted yea and J. Hohenberger voted yea.

Dwayne Shetler left.

The council discussed having an ordinance prohibiting the establishment and operation of Medical Marijuana cultivators, processors, and retail dispensaries within the Village of Sherwood.

Mayor Mallett informed the council that all licenses for a medical marijuana dispensary have been issued and nothing can be done for two years. We can have an ordinance now or we can wait and put it on the ballot in November.

The council discussed having an ordinance concerning a moratorium on medical marijuana and decided to wait until November and let people decide about the issue in the election.

Village Administrator, Sherri Ramey presented her report for the month. She informed the council that the Village office is being prepped for painting. She reported that the lawyer for the person purchasing the Moat's Ford building is finalizing the lease agreement with the village for the parking lot and will send it to the Village's solicitor for approval. Ramey informed the council that the person renting the village's house at 100 Spiritual Dr. will be moving out July

1st, the property will be inspected and then applications will be taken for a new renter if the council still wants it to be rented. The rent is \$500 per month, plus there is a deposit and a non-refundable deposit for pets.

The consensus of the council was to continue renting the house at 100 Spiritual Dr.

Ramey reported that she has sent a list of streets which need repaired to the commissioner's office. She presented the list of streets to the council. She stated that ODOT has been after the village for some time to repair streets or we will end up losing them. There are 13 non-permissive streets which need crack sealing at a cost of \$6,500. There are 4 permissive routes which need crack sealing at a cost of \$18,000. There are 6 streets which need Durapatch. There are 9 streets which need chip and seal at a cost of \$12,000. She reported that W. Vine St. needs paved and we will use CDBG funds for that project and E. Vine St. will be repaved due to the new storm sewer. She suggested that we have a 5-year plan for street repairs.

Bob Hasch and Judy Hasch left.

S. Rohrs made a motion that the street repairs presented be approved. C. Skinner seconded the motion. A roll call vote was taken. S. Rohrs voted yea, C. Skinner voted yea, J. Vogelsong voted yea, M. Sudholtz voted yea and J. Hohenberger voted yea.

Ramey reported that the catch basin at Pearl St. and Oak St. is being moved since the old basin is too close to the road and destroyed. She stated that there is a drainage issue at Crystal Fountain. The catch basin on the east side of driveway is washing out. We are hoping to get started on this project this week. She reported that the village will again be doing the 127 garage sales in August at the parking lot of the Little Reservation Station since the fire station will not have ground broke before then. There are sites available and she has posted it on Facebook, the Village website and the 127 garage sale website. She reported that new dates will be painted on the 127 Garage Sale sign for 2018 and posted. She reported that Goliath Tree Service has finished removing the shrubs at Memorial Park. She is sending the paid bill to Delaware Township since they said they would pay half of the cost to have this done.

Ramey informed the council that there were 14 shut off notices delivered in May and all were paid except one, and that person had passed away. She reported that 338 Utility Billing Information sheets have been turned in and there are 7 outstanding. She has personally called those who have not turned in information sheets. If the information sheets are turned in before the end of the month additional charges can be avoided. S. Ramey stated that we are listing the old generator on Gov.deals starting at a bid of \$1,000.

Village Administrator S. Ramey informed the council that a letter was sent to all residents about the raise in utility rates and the raise will be seen in the July bill. She reported that she and Mayor Mallett had a preconstruction meeting for the WWTP Upgrades on Tuesday, June 12th. Work on draining Cell # 1 will begin this week and we hope it will be completely drained by the end of the month. The schedule will be Cell # 1, piping, Cell # 3 and Cell # 2. The EPA is aware that we will be completely out of compliance. As for the Solar Bee's we are hoping one or two will still work for finishing cell and we may be able to sell the ones not used.

Ramey reported that the story walk for the library will be delivered at the Little Reservation tomorrow at 10:00 a.m. She informed the council that the Community Room and Library were egged last weekend, but were cleaned with the help of the Fire Department's grass truck.

She presented the Agreement for Collection of Municipal Income Tax with Hicksville. The agreement would be for a period of 3 years beginning on January 1, 2019.

Ramey asked again for bio information and pictures of council members for the Village website.

The council members were given new E-Mail addresses at defnet.com.

The Sherwood Park Committee report was presented. There was discussion about the Sherwood Homecoming which will be held on July 21st, 2018. They reported that Guitar Ronnie and the Humfuckers will perform from 7 PM – 11 PM at a cost of \$300 and DJ-Da Mix Productions will be playing music and making announcements from 7 PM to 9 PM. Food Vendors will be

Sherwood Pizza and Subs, knockers and beer by the VFW, The Casual Pig BBQ and the Sherwood Ball Association. Sherwood Pizza and Subs have flyers they will put on their pizza boxes again this year. So far we have received a \$50 donation from Mercer Landmark and a \$25 donation from Frances Wonderly. We have ordered a 30x30 tent, a 20x40 tent, an obstacle course, 3 in 1 bouncer and a Castle Maze from Party Expressions at a cost of \$1,573.70. The food vendors and tents will be in the same location as last year. On the north Harrison side will be games and ticket sales, on the south side will be bounce houses and putt-putt. We still have tickets and bracelets for rides left over from last year. We will be having BINGO, a euchre tournament and a corn hole tournament. We still need to get donations for a raffle and auction and depending on donations we may do a Chinese auction. The Parade will start at 3PM and will go down to Vine St. and turn east to break it up. The Library will be having a 5K at 9 AM on the morning of Sherwood Homecoming.

As for the 127 garage sale, we have 20x20 sites available for \$40 for the weekend or \$10 for a single day. Jim and Mike will mark sites at the parking lot in front of the Little Reservation and Sherri will take phone calls for sites available. Suzy Bailey would like to get an ADA wheelchair swing for the Little Reservation Station. It was suggested to use any profits from 127 garage sales toward that and also having a donation box at homecoming for the wheelchair swing.

It was reported that the flowers that were moved to the CFA look great and are blooming. We are still working at Memorial Park, but we need the maintenance crew to help dig out the mulch and dirt with the mini. The Story walk has been ordered and the call has come that it will be delivered soon. Hopefully the Homecoming Banner will be hung soon.

S. Ramey informed the council that Jen Johns will be quitting the Ball Association as of August 1st when the season is over.

S. Rohrs stated that the Ball Association is not closing, but we do need someone to be in charge of organizing the concession stand and we need volunteers so dates can be set up. He and Chris will still be involved and they have a lot of people on the list to volunteer. Kids who help at the concession stand are paid for their time.

S. Ramey stated that she would help organize the concession stand but cannot be a volunteer all of the time.

Ramey showed council a picture of trash bags and dead carcasses at the lagoons at the area meant for weeds and grass. She is concerned that we could be fined by the EPA if we do not get ahead of this issue. She suggested that we get cameras so that we can try to catch those that are dumping things they should not be. She also suggested that we could possibly only have the dumping site open at certain times and make sure only village residents use the site.

S. Rohrs suggested that we have a light at the lagoon area. Rohrs also expressed concern that some village sidewalks need round-up on them for weeds.

R. Bailey informed the council that a Zoning Permit was issued for 102 Sunset and that Sherwood Crossing is being replatted. He stated that he would like to have Gina Montez on the Zoning Ordinance Update Committee because she has expertise on mobile homes. He asked for direction as far as the Marijuana dispensary and the Zoning Code. He asked whether the Zoning Update Committee should work on reviewing the Zoning Code and then consult with Chris Walker. He stated that a lot of things are in the ordinance that do not pertain to the Village of Sherwood and that at the present time weed notices are handled outside of the Zoning Code.

It was decided that Rob Bailey, Wes Hall, Bob Hasch, Jim Hohenberger, Gina Montez and Ken Vogelsong Jr. will be on the Zoning Update Committee and all are willing to do so.

Ida Gebhart left.

There was a suggestion that 204 S. Harrison be put on the list of nuisances and that the Ice Cream Truck needs to obtain a permit from the Village Administrator.

L. Shock stated that the Green River Ordinance used to be on a sign at the edge of the Village but we no longer have that sign.

Mayor Mallett asked what we want to do with people who do not follow village ordinances such as Zoning. Do we want to take them to small claims court or reopen Mayor's Court? He stated that if Mayor's Court was reopened he would be required to go to Columbus and take a 6-hour refresher course.

Julee Bayliss entered.

D. Buskirk stated that in the past we have not made enough money to make a Mayor's Court worthwhile.

Mallett stated that no Juvenile offenses or DUIs would go through Mayor's Court and he reminded the council that there is a cost to prosecute nuisances.

S. Ramey suggested we might be able to share Mayor's Court with Hicksville.

C. Walker stated he would check on the legalities of Mayor's Court being shared with another entity.

S. Rohrs stated that we may have to dish out money to stop nuisances.

C. Walker stated that many communities will suspend fines if the nuisance is corrected.

Mayor Mallett informed the council that we can't get people CCNO to help clean in the village as we have in the past.

R. Bailey asked what the long term plan for the Little Reservation Station is after the Fire Station is built. Will it remain open?

He was informed that there are no plans to close the Little Reservation Station.

There was no Fire/EMS report. Darrel Rock is still waiting for the engineer to finish changes to blueprints for the new firehouse.

The financial reports for May 2018 were presented.

S. Rohrs made a motion to accept the financial reports for May 2018. C. Skinner seconded the motion. A roll call vote was taken. S. Rohrs voted yea, C. Skinner voted yea, J. Vogelsong voted yea, M. Sudholtz voted yea and J. Hohenberger voted yea.

The minutes of the regular meeting of the Sherwood Village Council held on May 21, 2018 were presented.

M. Sudholtz made a motion to accept the minutes of the regular meeting of the Sherwood Village Council held on May 21, 2018. C. Skinner seconded the motion. A roll call vote was taken. M. Sudholtz voted yea, C. Skinner voted yea, J. Vogelsong voted yea, S. Rohrs voted yea, and J. Hohenberger voted yea.

The council was informed that there was no employee meeting today.

J. Hohenberger expressed concern that Dollar General has done nothing to correct the drainage issue.

M. Sudholtz expressed concern that the ground has never been leveled out behind the Ney Oil property near the Ball diamonds. He also asked why a rope is tied from the TV antenna on the trailer on Ned Speiser's property to a village sign. He expressed concern that someone could be hurt.

C. Skinner made a motion that payment of all bills for the month be approved. J. Vogelsong seconded the motion. All council voted yea.

C. Skinner made a motion to adjourn the meeting. J. Vogelsong seconded the motion.

Dawn Buskirk
Dawn Buskirk, Fiscal Officer

Cary C. Mallett
Cary C. Mallett, Mayor