

**RECORD OF PROCEEDINGS**  
**MINUTES OF THE REGULAR MEETING OF THE**  
**SHERWOOD VILLAGE COUNCIL**  
**MARCH 19, 2018**

Mayor Cary Mallett called the meeting to order with council members Wes Hall, Jim Hohenberger, Scott Rohrs, Chris Skinner, Michael Sudholtz, and Jamie Vogelsong present. Also present were Bertha Alley, George Alley, Rob Bailey, Julee Bayliss, Judy Bayliss, Dawn Buskirk, John Buskirk, Paula Demarest, Dan Eichenauer, Bob Eyer, Craig Grieser, Judy Hasch, Robert Hasch, Gilbert Montez, Regina Montez, Arlene Murphy, Brian Ramey, Sherri Ramey, Larry Shock and Chris Walker.

Bob Eyre, representing Ohio Gas Company, stated he was here to renew the agreement the Village has with Ohio Gas Company.

Ordinance 18-03-01, an ordinance granting to Ohio Gas Company, its successors and assigns, the right to maintain a gas distribution system and to lay, extend, operate, repair, and remove mains and pipe in, through, or under the streets, alleys, public places of the Village of Sherwood, Defiance County, Ohio, for supplying gas to the Village and its inhabitants, and the transportation thereof in and through the village was presented.

S. Rohrs made a motion to suspend the rules, waive the three readings and pass Ordinance 18-03-01 as an emergency, pending approval of the solicitor of the Village of Sherwood. M. Sudholz seconded the motion. A roll call vote was taken. S. Rohrs voted yea, M. Sudholtz voted yea, J. Hohenberger voted yea, J. Vogelsong voted yea, C. Skinner voted yea and W. Hall voted yea.

Bob Eyre and Craig Greiser left.

P. Demarest, owner of property within the Village of Sherwood expressed concern about the questionnaire which utility customers need to fill out. Her concern was that if renters are late on payment of utilities, property owners are not aware of that fact and yet they are responsible for payment of utilities. She asked that property owners be notified 2 weeks after the utilities are past due. She also expressed concern that property owners would have to pay to have utilities turned back on if they are turned off.

Village Administer, S. Ramey suggested that the landlord add the utilities to the rent.

Darrel Rock entered.

It was discussed whether the deposit which is collected is enough to cover charges in the event a renter leaves without paying utilities.

R. Montez suggested that the deposit for utilities could be changed according the amount in the household.

P. Demarest stated she feels the Village of Sherwood should be responsible to notify her more quickly in the event her renter is late on their utility payments

and she should not have to pay to have utilities turned back on in the event one of her renters fails to pay since she was not aware of the situation.

Mayor Mallett stated that we will look into this and get back with her concerning the situation.

Mayor Mallett asked that the council make a decision concerning a contract with Werlor Waste Control which has been tabled for 2 months.

J. Hohenberger made a motion that the Village of Sherwood stay the way it is at the present time and not have a contract with Werlor Waste Control. S. Rohrs seconded the motion. A roll call vote was taken. J. Hohenberger voted yea, S. Rohrs voted yea, M. Sudholtz voted yea, J. Vogelsong voted yea, C. Skinner voted yea and W. Hall voted yea.

The second reading of Ordinance 18-02-01, an Ordinance to Authorize a Contract to provide emergency medical service coverage within certain boundaries of Washington Township was presented.

J. Hohenberger made a motion to accept the second reading of Ordinance 18-02-01. S. Rohrs seconded the motion. A roll call vote was taken. All council members voted yea.

The second reading of Ordinance 18-02-02, an Ordinance to Authorize a Contract to provide emergency medical service within certain boundaries of Farmer Township was presented.

M. Sudholtz made a motion to accept the second reading of Ordinance 18-02-02. C. Skinner seconded the motion. A roll call vote was taken. All council members voted yea.

The second reading of Ordinance 18-02-03, an Ordinance to authorize a contract to provide fire and emergency medical service coverage to the eastern half of Mark Township was presented.

J. Hohenberger made a motion to accept the second reading of Ordinance 18-02-03. S. Rohrs seconded the motion. A roll call vote was taken. All council members voted yea.

The second reading of Ordinance 18-02-06, an Ordinance Vacating Alleys in Miller and Others Addition was presented.

C. Skinner made a motion to accept the second reading of Ordinance 18-02-06. M. Sudholtz seconded the motion. A roll call vote was taken. All council members voted yea.

The second reading of Ordinance 18-02-07, an Ordinance Vacating Alleys in Mackinaw Addition East of Wilmont Street between Maple Street and Pearl Street was presented.

S. Rohrs made a motion to accept the second reading of Ordinance 18-02-07. C. Skinner seconded the motion. A roll call vote was taken. All council members voted yea.

The second reading of Ordinance 18-02-08, an Ordinance Vacating a North-South Alley in the Auditor's Plat between Pearl Street and the Railroad was presented.

C. Skinner made a motion to accept the second reading of Ordinance 18-02-08.

J. Hohenberger seconded the motion. A roll call vote was taken. All council members voted yea.

Resolution 18-03-01, an emergency resolution declaring Anti-displacement and relocation assistance plan for the Village of Sherwood was presented.

J. Hohenberger made a motion to accept emergency Resolution 18-03-01.

C. Skinner seconded the motion. A roll call vote was taken. J. Hohenberger voted yea, C. Skinner voted yea, W. Hall voted yea, J. Vogelsong voted yea, S. Rohrs voted yea and M. Sudholtz voted yea.

Resolution 18-03-02, an emergency resolution authorizing the Village Administrator to prepare and submit application to participate in Residential Public Infrastructure Grant Program, as administered by Community Development Program of ODSA and to execute contracts as required was presented.

C. Skinner made a motion to accept emergency Resolution 18-03-02. M. Sudholtz seconded the motion. A roll call vote was taken. C. Skinner voted yea, M. Sudholtz voted yea, J. Hohenberger voted yea, S. Rohrs voted yea, J. Vogelsong voted yea and W. Hall voted yea.

Resolution 18-03-03, a Resolution for the transfer of funds from the General Fund into the Parks and Recreation Fund was presented.

W. Hall made a motion to suspend the rules, waive the three readings and pass Resolution 18-03-03 as an emergency. S. Rohrs seconded the motion. A roll call vote was taken. W. Hall voted yea, S. Rohrs voted yea, C. Skinner voted yea, J. Vogelsong voted yea, M. Sudholtz voted yea and J. Hohenberger voted yea.

Village Administrator, Sherri Ramey presented her report for the month. She presented an estimate from Bryan Engine Rebuilding LTD to spray foam the maintenance garage at a cost of \$9,934.20. The consensus of the council was to wait a while since it is close to spring. She reported that 2 deer stands have been removed from the lagoons and the owner can contact the office to pick them up. She asked for a price range the council is willing to spend to do repairs to the back room at Crystal Fountain. She informed the council that Defiance County Senior Services is planning a "Pop-Up Senior Center" event to be held at the Crystal Fountain Auditorium sometime during the month of June or July. It will showcase the services available to 60+ residents in Defiance County and will be a day of demonstrations, activities and fun.

Ramey informed the council that 12 shut off notices were delivered and all have been paid. She reported that 26 households have signed up for electronic billing and 216 of the 349 utility billing information sheets that were sent out have been returned. She informed the council that she and Jeff will be attending RCAP trainings on March 21<sup>st</sup> and 22<sup>nd</sup> and the Village will be

leasing a Ferris ISO3200 lawnmower with a 61" cut from Homier & Sons for \$1,600 for the 2018 mowing season. She reported that she has downloaded and trained on RITA software and that reports will now be available online. She should have paperwork by the end of the month from Hicksville's solicitor concerning Hicksville doing our local tax billing. She reported that Eric will be attending a spray license recertification class in Perrysburg on March 20<sup>th</sup>. Jeff will not be attending because he needs to replace the camshaft synchronizer on the Ranger. She informed the council that the bathroom ceiling was repaired at the rental house at a cost of \$425 and the Spring banners will be put up on Wednesday, March 28<sup>th</sup>.

S. Ramey informed the council that the Village has been accepted as eligible for the Ohio EPA Emergency Generator Grant for \$10,000 and presented the grant agreement. W. Hall made a motion that the village go forward with the agreement for the Emergency Generator Grant. S. Rohrs seconded the motion. All council approved the motion.

Ramey reported that the Village has received an invitation to apply for ODOT Transportation Alternative Funds which we would use for street lighting. The council approved going forward with the 2018 TAP Application.

She asked whether the council would be interested in being involved in the Helping Hands program which would offer utility customers the option of "rounding up" their bills to the nearest dollar to help others in the area that are in need of help. The funds would stay in our local community fund.

Ramey presented a letter of resignation from Steve Hubbard as Solicitor for the Village of Sherwood effective on March 31, 2018. Ramey informed those present that the Village office will be closed Wednesday March 21<sup>st</sup> because she will be at the RCAP training and Friday March 30<sup>th</sup> for Good Friday.

Rob Bailey informed the council that the Zoning Board did not meet this month.

Bailey introduced Christopher Walker, an attorney who is in partnership with Jil Richards. He stated that he has worked with Chris professionally and believes that the Village would receive quality service. He stated that he feels it is important that either Richards or Walker would be willing to attend council meetings to answer questions.

Christopher Walker introduced himself, informed the council that he has worked in the prosecutor's office, would be willing to attend council meetings and give the council his cell phone number.

Mayor Mallett asked Walker what he would charge the village for his services.

Walker stated that he is willing to continue the same pay arrangement as Steve Hubbard had with the village which was \$250 per month and then billed at an hourly rate of \$125 after the \$250 has been exceeded. Walker passed out his resume to the council.

J. Hohenberger made a motion to approve an emergency resolution (Resolution 08-03-04) to hire Walker as solicitor for the Village of Sherwood starting April 1, 2018. S. Rohrs seconded the motion. A roll call vote was taken. J.

Hohenberger voted yea, S. Rohrs voted yea, M. Sudholtz voted yea, J. Vogelsong voted yea, C. Skinner voted yea and W. Hall voted yea.

The Park Board did not meet this month because there were not enough present to have a meeting. It was reported that the Flea market will be held at the Crystal Fountain Auditorium on Saturday, March 24 from 9-5.

D. Rock informed council the bids for the fire station were a lot higher then we hoped for so he has talked to the engineer about reengineering a metal building, eliminating everything but two bathrooms and then taking it back out to bid. The engineer will give us a price before he reengineers the building.

The council approved moving forward with getting the price to reengineer the fire station.

D. Rock informed the council about new rules Four County has adopted which sets standards for new trainees. They must have a very thorough physical which would cost approximately \$1000.00 before they would be accepted for training. He described all the physical testing which trainees would have to have. He expressed concern that the village would not be able to afford to have very many people trained in a year plus all the other things which are needed. He will give council more information as he receives it concerning training and physicals.

Darrel Rock left.

The financial reports for January and February 2018 were presented.

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

The minutes of the regular meeting of the Sherwood Village Council held on February 19, 2018 were presented.

W. Hall made a motion to accept the minutes of the regular meeting of the Sherwood Village Council held on February 19, 2018. J. Vogelsong seconded the motion. A roll call vote was taken. All council members voted yea.

The minutes of the special meeting of the Sherwood Village Council held on February 24, 2018 were presented.

M. Sudholtz made a motion to accept the minutes of the special meeting of the Sherwood Village Council held on February 24. J. Hohenberger seconded the motion. A roll call vote was taken. All council members voted yea.

The minutes of the special meeting of the Sherwood Village Council held on March 5, 2018 were presented.

W. Hall made a motion to accept the minutes of the special meeting of the Sherwood Village Council held on March 5, 2018. S. Rohrs seconded the motion. A roll call vote was taken. All council members voted yea.

The minutes of the special meeting of the Sherwood Village Council held on March 8, 2018 were presented.

W. Hall made a motion to accept the minutes of the special meeting of the Sherwood Village Council held on March 8, 2018. J. Hohenberger seconded the motion. A roll call vote was taken. All council members voted yea.

In Old Business, the council discussed mobile home regulations. There is a situation in the village where Don Hange is looking at helping an individual but at present the Zoning Regulations need to be updated to make that possible.

R. Bailey stated that he feels we need to update our Zoning regulations concerning mobile homes.

R. Montez reminded those present that these are mobile or manufactured homes not trailers.

S. Ramey asked whether we want to restrict individuals who want to update to a newer mobile home.

Some things suggested were having the age of the mobile home approved no mobile homes unless approved by council, nothing pre-HUD and allowing vinyl sided, shingled mobile homes with a certain roof pitch.

R. Montez informed those present that her husband, Gilbert, is a licensed installer who could make inspections of mobile homes.

Mayor Mallett stated that we will look into details of updating Zoning regulations concerning mobile homes.

Village administrator S. Ramey presented plans approved by OEPA to the council to correct the drainage situation at Dollar General. We do not know when this correction project will begin because Dollar General's project manager quit and they are in the process of getting a new one.

Mayor Mallett asked the council what their opinion is about having 2 meetings a month.

W. Hall stated that he is definitely not interested in having 2 meetings in a month.

Mayor Mallett asked about having a ban on any medical marijuana cultivation, processing, retail dispensary facilities within the Village of Sherwood, OH.

W. Hall stated that is in the best interest of the Village of Sherwood that we have an attorney before doing anything. W. Hall made a motion to table doing anything about a ban until the next council meeting. J. Hohenberger seconded the motion. All council members agreed to table doing anything about a marijuana ban until next council meeting.

R. Bailey asked whether his being the Zoning Inspector could be a conflict of interest concerning the issue of marijuana regulations.

Mayor Mallett stated that we want to do things correctly with our attorney's approval and have three readings on any Ordinance permanently banning medical marijuana.

B. Alley expressed concern that she wants to hear all of an ordinance read out loud concerning a marijuana ban.

Mayor Mallett apologized that the Ordinance which imposed a temporary moratorium on medical marijuana cultivation, processing, retail dispensary facilities with the Village of Sherwood was not read in it's entirety out loud.

The council decided to wait on the Community Reinvestment Area Agreement between the Village of Sherwood and Ron Kuhn until Jerry Hayes could be present.

R. Montez expressed concern about the flooding that occurs on their property because of water that runs to the corner of Wilmont and Maple St. and asked whether a ditch with a slope could be built to prevent it.

S. Ramey stated that Defiance Co. Soil & Water could give us advice concerning a ditch and stated that they would have to get an easement from Mrs. Grant before anything could be done.


B. Alley expressed concern that water needs to be pumped continually at their home because a catch basin does not drain.

Ramey stated that the catch basins were cleaned out in October or November of 2017.

R. Montez stated that even with leaves cleaned out there is still flooding.

W. Hall made a motion to pay all of the bills for the month. C. Skinner seconded the motion. All council members voted yea.

W. Hall made a motion to adjourn the meeting. C. Skinner seconded the motion. All council members agreed.

  
Dawn Buskirk, Fiscal Officer

  
Cary C. Mallett, Mayor

