

RECORD OF PROCEEDINGS
MINUTES OF THE REGULAR MEETING OF THE
SHERWOOD VILLAGE COUNCIL
AUGUST 16, 2021

Mayor Jack Stantz called the meeting to order with council members Jim Hohenberger, Scott Rohrs, Michael Sudholtz, Robert Valle, Kyle Vance and Jamie Vogelsong present. Also present were Becky Alberlam, Janet Baden, Steve Baden, Kenneth Bauer, Derek Beardsley, Lynette Beardsley, Steve Beardsley, Tom Brogan Jr., Randy Bryan, Tim Burgener, Dawn Buskirk, John Buskirk, Domanic Chamberlain, Lt. Daniel Crites, Cathy Delaney, Curt Dhaenus, Susan Dhaenus, Crystal Dippman, John Dippman, Sheriff Doug Engel, Judy Hasch, Ann Hange, Don Hange, Jeffrey Hange, Lesley Hange, Jamey Hinschlager, Kathy Holtsberry, Carol Hull, Diane Johns, Lindsay Jordan, Jana Lucas, Judith Kuhn, Levi Kuhn, Luke Kuhn, Ron Kuhn, Steve Mallett, Zoe McMaster, Eric Moquin, Bob Miller, Bobbie Miller, Bill Moats, Arlene Murphy, Denise Pollard, Matt Pollard, Cara Potter, Sherri Ramey, Frank Robey, April Rock, Steve Rohrs, Todd Rosebrock, Bridget Russell, Cliff Scher, Holly Wendling, Bill Wendling, Chris Walker, Mark Weaner, Eli Willm, Rolland Wolfrum, Dan Volz and Jenn Volz.

The Pledge of Allegiance was recited.

Cliff Scher, representing Lightsource bp informed those present that there would be a public meeting held on September 9, 2021 from 6 pm-8 pm at the Delaware Township Fire Hall. Scher gave a presentation about the Cepheus Solar Project which included an introduction to Lightsource bp who purchased the project from 7X Solar. Information presented stated that Lightsource bp has a vested interest in the long-term success of the project and plans to maintain and operate it for its entire lifetime and that they would deliver high quality projects using proven technologies and top tier equipment, maintain them to ensure optimal operation and safety and have financial strength to ensure they deliver. Scher stated that safe and ethical behavior is an essential component of everything Lightsource bp does and that a comprehensive emergency response plan will be developed to manage all emergency scenarios and that strict COVID-19 protocols will be adhered to. Scher presented the Cepheus Solar project details including the area which will be included in the project, that it would be a 68 megawatt solar-powered electric generation facility and that the land which is leased will be returned to the owners in its original condition at the end of project operations. Scher also presented the Economic and Community Benefits, the Landscape Plan and Screening plan and information about Solar Panel Safety. He stated that the solar panels to be used are constructed to achieve long-term field durability to withstand harsh environmental conditions for 25 years or more and that the panels are required to pass the EPA's Toxicity Characteristic Leaching Procedure test confirming that these solar panels are non-hazardous under federal law and that Lightsource bp is committed to recycling solar panels. Scher presented information stating that based on available studies there are no significant negative effects on nearby property values and that the positive impact of solar projects includes the lack of smell, sound or emissions as compared to alternate uses and that landscaping around residences reduce visual impact. Scher stated that the Cepheus Solar Project will utilize less than 0.3% of Defiance County agricultural land and that a Stormwater Pollution Prevention Plan for erosion control and stormwater management will be developed under the Ohio EPA NPDES permit. Scher informed the public about the local and regional benefits which include approximately \$240,000 per year to go to Central Local School District and thanked those present for the opportunity to conduct business within the community and asked if there were any questions.

Several local residents asked question concerning the Cepheus Solar Project which Scher answered. There was more audience discussion concerning the project.

Todd Rosebrock, who owns property on US Highway 127/Rt 18 stated that he has pulled out a significant amount of land which was to be included in the Cepheus Solar Project so that Sherwood may continue to expand businesses in the area. He stated that he is sacrificing by not including part of his land in the project and that he still cares very much about the community and feels strongly that the project needs to be completed for the future of Sherwood and the Central Local School District. He stated that as a businessman he knows how rigorous the EPA testing will be on the Solar Panels and he does not believe that Lightsource bp will be able to use solar panels that are not extremely safe.

Bill Moats expressed concern about local activists requesting that zoning laws be changed in area communities and stated that if this happens everyone's personal choices will be restricted. He stated that property owners should have the right as a property owner to do what they want with their property.

Lesley Hange, representing many people in the audience, again expressed concerns about the Cepheus Solar project. She stated that for every study presented by C. Scher about the projects safety she could present scientifically documented information showing the opposite. She asked where we stand on information about current EFM Radiation in the area and area drainage run-off in the area. She expressed concerns that "big business" will just "use" the farmland in the area and that projects like this are tearing communities apart. She stated that maybe the Village cannot stop the project but people like herself and others in the audience can voice their concerns and testify against the project. She stated that government agencies, such as the Ohio Power Siting Board, have started to listen to the concerns of communities and that if projects are not in the best interest of the community it may be denied. She informed those present about a project which was recently not allowed to come into a community because of that very reason.

C. Dippman expressed fear that the value of her home will be reduced and that \$240,000 per year will not really help the Fairview School that much, when they really need a new school which will cost millions. She stated that she feels that only a few people will benefit from the Cepheus Solar project and many people will not.

Community members may file testimony for or against the project to the Ohio Power Siting Board, the address is 180 E Broad St. Columbus, OH 43215. The project is Case No 21-0293-EL-BGN-Cepheus Solar. Also contact OPSB@puco.ohio.gov or file a comment at opsb.ohio.gov.

Mayor Jack Stantz thanked all those who contributed to the meeting's discussion.

All but Kenneth Bauer, John Buskirk, Lt. Daniel Crites, Sheriff Doug Engel, Judy Hasch, Ann Hange, Jeff Hange, Lesley Hange, Kathy Holtsberry, Luke Kuhn and Mark Weaner left.

Lt. D. Crites gave his monthly report. He stated that there were 104 business checks, 25 traffic stops and 12 rescue runs. There were no major thefts but dog complaints were up. He reminded those present that school would be starting soon and that residents need to be mindful of watching for children and school buses.

Several council members expressed concern about people driving through the village at 45 or more miles per hour and trucks are still using Jake brakes.

Sheriff Engel asked that residents call with complaints as soon as they happen. Lt. D. Crites stated that there are 3 or 4 road units always coming in and out of Sherwood and that if the sheriff's department does not know about complaints they cannot do anything about them.

S. Ramey expressed concern about stopped trains at the CXS Railroad.

Sheriff Engel replied that the railroad has been cited 55 times but prosecution has been ceased because it is considered federal transportation. He stated this is being worked on at the state and federal level but there is no quick fix.

Lt. Daniel Crites and Sheriff Doug Engel left.

K. Bauer expressed concern about the flags at the Village Food Emporium. When the wind is blowing in the wrong direction it is hard to see vehicles turning out.

Mayor J. Stantz stated he will talk to the owner about the situation.

M. Weaner informed council about a pick-up that is a nuisance at 305 W. Maple St.

Village Administrator Sherri Ramey stated that there is no zoning report since Gilbert Montez is not at the meeting.

Ordinance 21-08-01, an emergency ordinance amending the Appropriation Ordinance for 2021 was presented.

S. Rohrs made a motion to approve emergency Ordinance 21-08-01. M. Sudholtz seconded the motion. A roll call vote was taken. S. Rohrs voted yea, M. Sudholtz voted yea, R. Valle voted yea, K. Vance voted yea, J. Vogelsong voted yea and J. Hohenberger voted yea.

Resolution 21-08-01, a 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 was presented.

J. Hohenberger made a motion to suspend the rules, waive the three readings and approve Resolution 21-08-01 as an emergency. R. Valle seconded the motion. A roll call vote was taken. J. Hohenberger voted yea, R. Valle voted yea, K. Vance voted yea, J. Vogelsong voted yea, S. Rohrs voted yea and M. Sudholtz voted yea.

Village Administrator, S. Ramey presented her report for the month. Ramey informed the council that we have ordered the new brick facade for the library and Siebenaler Construction is trying to get us scheduled in the next couple of weeks to complete the work. She informed council that there is some leaking from the storm in the back room of the library and we are not sure about the issue because it seems to be coming up from underneath. She reported that Buckeye Roofing will soon be scheduling the repairs to the Community Room roof. Ramey stated that the roof of the maintenance garage is still leaking and as far as we know Wagner Metals has not come out yet to inspect the situation. Ramey told council that she has discussed Ball Park Drive with the homeowners at the Crystal Fountain area. She has received no reply from the homeowners, so we will proceed with the auction, after the final survey has come in.

Ramey informed council that the Vine St. paving project began last Wednesday when the street was milled and the paving was completed today. We will be getting a new quote for the area by the Village Hall because we need a new drain put in before that portion is completed.

Ramey reported that the Challenger is still at Heritage Farm Equipment in Van Wert being repaired for multiple problems and we are working with Case to see if we can utilize the warranty.

For utilities, Ramey reported that there were 9 three-day notices delivered in July and 4 shut offs which were paid and turned back on. Ramey informed council that Dangler Excavating will soon be starting work on the Fountain St. water line looping project. An extension was requested and hopefully the project will be completed by the end of August. Ramey requested that the council give approval for the CDBG allocation agreement between the Defiance County Commissioners and Dangler Excavating LLC for the Fountain St. Water line project.

K. Vance made a motion that the CDBG allocation agreement be approved. R. Valle seconded the motion. A roll call vote was taken. K. Vance voted yea, R. Valle voted yea, J. Vogelsong voted yea, S. Rohrs voted yea, M. Sudholtz voted yea and J. Hohenberger voted yea.

S. Ramey informed council that the Village of Sherwood has been awarded \$500,000 in grant funding from OPWC for the N. Harrison St. project. We have already received \$42,476.56 in funding from the American Rescue Plan Act from the State of Ohio. We will receive another \$42,476.56 next year and the funds need to be used for one project. We cannot use the funds toward the Water Tower because it cannot be used in conjunction with our other grants. We are looking at other possibilities such as moving the pump station or aerators at the lagoons. The funds do not need to be used until 2026.

Ramey reminded those present that the next Food Pantry is on Wednesday, August 18th from 8:00 AM to 10:00 AM. She reported that the storm last Tuesday evening caused a yard waste cage to blow across the road and caused damage to a truck. We are waiting on estimates before we can file an insurance claim. Ramey reported that we received a letter from Curt and Susan Dhaenens opposing the Solar panel project. She presented an invitation to join a campaign kick-off event for the reelection of Ohio Secretary of State Frank LaRose at Iron Horse Brews on Wednesday, September 1, 2021 from 5:00-7:00 PM. Ramey informed those present that the office will be closed on Friday, September 3rd and Monday, September 6th for Labor Day.

C. Walker informed council that we still have not served the papers for the pending nuisance lawsuit because we do not have a good address.

There was no Park Board Report. Ramey reminded council that new members need to be appointed to the Park Board.

Darrel Rock entered.

D. Rock presented an application for Tyler Adams to be a firefighter for the Village of Sherwood. He already has a Michigan certification which needs to be transferred to Ohio. He also presented an application for Amanda Grubb to be an EMT for the Village of Sherwood. He asked that council approve the applications.

R. Valle made a motion that, pending approval from the Fire Chief and a successful background check that Tyler Adams be approved to be a firefighter and Amanda Grubb be approved as an EMT for the Village of Sherwood.

D. Rock reported that the drywall is done and the fire wall at the new Fire/EMS building will be inspected this week. He informed council that we are 50 runs above normal for this time of the year and 3 people are almost finished with classes. He reported that the main squad has an oil leak so we will be getting a bill for the repair.

Darrel Rock left.

The financial reports for July 2021 were presented.

J. Hohenberger made a motion to accept the financial reports for July 2021. J. Vogelsong seconded the motion. A roll call vote was taken. J. Hohenberger voted yea, J. Vogelsong voted yea, R. Valle voted yea, K. Vance voted yea, S. Rohrs voted yea and M. Sudholtz voted yea.

J. Hohenberger asked what the status is on choosing what to put on the Village Seal.

S. Ramey informed council that the online vote is basically tied between the tree and cornstalk.

The council decided to vote on whether to put the tree or cornstalk on the seal. M. Sudholtz and J. Vogelsong voted for the cornstalk and R. Valle, K. Vance, S. Rohrs and J. Hohenberger voted for the tree. The trees will be put on the Village Seal.

The minutes of the regular meeting of the Sherwood Village Council held on July 19, 2021 were presented.

M. Sudholtz made a motion to accept the minutes of the regular meeting of the Sherwood Village Council held on July 19, 2021. R. Valle seconded the motion. A roll call vote was taken. M. Sudholtz voted yea, R. Valle voted yea, K. Vance voted yea, J. Vogelsong voted yea, S. Rohrs voted yea and J. Hohenberger voted yea.

In old business, S. Rohrs asked when certain trees within the village will be cut down.

S. Ramey stated that she and Jeff have a list already of trees needing to be cut down and they will look around the area and add to the list. Goliath Tree Service is about 4-6 weeks away from being able to cut trees in the Village.

In new business, R. Valle expressed concern about feral cats in the area.

C. Walker stated that we can only do something about nuisance cats if we know the owner. Another option might be to call in an animal control service.

J. Hohenberger expressed concern about how dark the corner of US Highway 127 and St. Rt 18 is.

S. Ramey stated that she will check with AEP to see whether an additional light could be added. If we don't add a new meter it should not cost too much.

J. Vogelsong made a motion that all bills for the month of July 2021 be paid. S. Rohrs seconded the motion. A roll call vote was taken. J. Vogelsong voted yea, S. Rohrs voted yea, R. Valle voted yea, K. Vance voted yea, M. Sudholtz voted yea and J. Hohenberger voted yea.

J. Vogelsong made a motion to adjourn the meeting. R. Valle seconded the motion.



Dawn Buskirk, Fiscal Officer



Jackie D. Stantz, Mayor