

**RECORD OF PROCEEDINGS
MINUTES OF THE REGULAR MEETING OF THE
SHERWOOD VILLAGE COUNCIL
MARCH 21, 2022**

The Council for the Village of Sherwood met in regular session at 6:00 p.m. on Monday, March 21, 2022, in the Community Room. Mayor Jack Stantz called the meeting to order. Also present were Council President Scott Rohrs, Council Members Kyle Vance, Jim Hohenberger, Robert Valle, Mike Sudholtz, and Jamie Vogelsong, Zoning Director Gilbert Montez, Administrator/ Fiscal Officer Sherri Ramey, and Billing Clerk, Faye Escalera. Other attendees were Judith Speiser, Cary Mallett, Jason Etchison, April Rock, Ann Hange, Carol Hull, Luke Kuhn, Jeff Hange, Lesley Hange, Mark Weaner, Ken Vogelsong, Gina Montez, Mark Shininger, Beth Kroust of *The Crescent News*, Cliff Scher (Senior director, Cepheus solar), and Shanelle Evens Montana, (director of development, Cepheus solar).

The Pledge of Allegiance was recited.

Citizens

Kenny Vogelsong asked about his rights to alter a T-shaped property, where-in after he purchases it, could he split the property, then after purchase he would sell a portion to his mom so that it could be used for farming purposes. Parcel ABD would remain as-is and would be rented out. The FGH portion, which would be altered, is just grass, now. S. Rohrs asked if the drive to the house would be affected. M. Sudholtz inquired about the rest of the property. K. Vogelsong said it would be merged, therefore, eliminating the need for subdivision regulations, as it would be reverting to farmland. J. Hohenberger stated he thinks it seems like a logical move. K. Vogelsong reiterated that he wanted to bring it to council to get advance approval before moving forward. Council had no issue with his plan.

M. Weaner wanted to know if there would be a Question-and-Answer opportunity after C. Scher speaks. The answer is yes, but also after the meeting.

Zoning - Gilbert Montez

G. Montez stated that he went to 9 houses citing for junk in the yard. At one of the homes, he delivered a notice for removal of debris at the side of the house. He wondered if the pontoon that is on the property, 9902 N. Harrison, is no longer considered a nuisance if it is covered. The wording in the legislation is a bit confusing. The question of the wording is in relation to any vehicle currently unlicensed if it is left uncovered and open. Council will investigate and clarify exactly what the statute means.

There was a citation given as well for an unlicensed vehicle at 215 Elm. G. Montez asked if there were anything to add. The administrator told G. Montez that he should add 420 W Maple to the nuisance list because they have not been using a trash pickup service and instead, have been putting their trash behind the house.

C. Scher introduced his colleague, S. Montana, director of development for the Cepheus project. She stated that she has been going on sort of a whirlwind tour to the places where solar projects are slated. Her job is to help direct where the community donation and benefits go. She is wanting to reach out to the Sherwood community and to determine what the community would want to use Cepheus' "good neighbor" donation towards. She wonders what the communities' reaction towards using the

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Defiance Foundation 501c3 for community giving is. She stated that Cepheus is just like other corporation community giving, seed companies and fertilizer companies have the same sort of "good neighbor" outreach. She directs funds, and in the past, they've identified a community's needs by discussing it with its government officials. She was hoping to identify the priority for our area and would like to have that conversation.

A. Rock stated that she'd start the conversation here and said, "First of all, we'll take your money, but are you buying our support? Because we don't want you here". S. Montana said she appreciates the comment, but it is nothing new to donate to a community, as they are looking to be a good partner even if they aren't necessarily welcome at first. It was asked about whether the proposed money would be given upfront, as in, would it be before or after it's a "said and done" deal. S. Montana said the giving happens when construction starts. That sometimes they will make exceptions and do "one of's", like giving to the fair, but she's really looking at the large community-giving the Sherwood community would receive and where the community residents would like it appropriated.

L. Hange asked if it would be like what was given to the community for Cepheus' Lima project, such as offering to pay for Lima to turf their field, or concert tickets. S. Montana said they had offered to help with the stadium and Lima is then permitted to do what they want with the funds, and deciding where the money that's given is spent, is not their initiative. Just that they can get the money to where the community deems needs it the most.

A. Rock said that she would hate to give any suggestions because she does not want it to be misconstrued as support for the solar project. She feels like the corporation is essentially throwing money at the village and the commissioners trying to buy the community's support.

Several in attendance attested that the Community stands strong in not wanting the solar project to move forward in our area.

S. Montana stated that Cepheus does this on every project, just like other companies do. They do not want to be presumptuous about what your community needs and delegate the money towards something that won't aid the Sherwood community.

M. Weaner asked if the money would come in continuously throughout the life of the project and if there was an upper limit to what Cepheus was willing to spend. S. Montana stated that they were looking to give \$200,000. And there was a bit of flexibility as to how that would be dispersed. That it depends on how it's structured. For instance, if it is given in grants year by year then it could be arranged so that it would be given out throughout the life of the project.

A. Rock asked if the funding would come now? S. Montana said that the company is flexible to what the community would want. A. Rock stated that the community is against it, and what they really want, is for this solar project not to be here. Asking the village, city, township, county, school district.

J. Speiser spoke and said that in her opinion accepting the solar project would be a terrible idea for the community of Sherwood for several reasons. Namely, because it would block growth, both residential and commercially. It would decrease all property values; due to the unsightly view the solar fields would provide. She voiced concerns for the wildlife, such as birds, and for the water supply damage that would occur as a direct result of having the solar fields in place. Stating that the science and

research is incomplete she suggested that Cepheus look elsewhere toward building the project in an unpopulated area.

J. Hohenberger agreed that it would be like enclosing the town, reminding S. Montana that the village voted no to the solar project. The township voted no to the solar project. And the county voted no to the solar project. He added that this should be enough to convince Cepheus that the people in this community don't want it. And that personally, he cannot say it would do any good for the village.

K. Vance said that What S. Montana is doing essentially is asking us to sell out Sherwood for \$200,000. J. Vogelsong reiterated that the community input that should be considered is the project is unwanted here.

J. Speiser asked B. Kroust directly to ensure that it is noted in the paper the community is united against the project. Defiance commissioners and Delaware trustees are against it. And hopefully the Board will say no, as well.

Legislation

Ordinance 22-03-01-An ordinance amending the appropriation ordinance of the Village of Sherwood, Ohio for 2022 and declaring an emergency.

Motion	J. Hohenberger
Seconded	S. Rohrs
Kyle Vance	Y
Robert Valle	Y
Mike Sudholtz	Y
Jamie Vogelsong	Y

Resolution 22-03-01- A resolution for the transfer of funds from the general fund into the parks and recreation fund.

Motion	J. Hohenberger
Seconded	R. Valle
Scott Rohrs	Y
Kyle Vance	Y
Mike Sudholtz	Y
Jamie Vogelsong	Y

Administrator

Buildings-

As to the maintenance garage, Wagner did come out and replaced the ridge cap and taped seams inside the building. Jeff will continue to monitor the insulation, but as of now it is still wet, but it hasn't had a chance to dry.

The library front door has been in for months. We are still waiting on hardware, but when that comes in Dilly Door will be here to replace the front door.

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For Village Hall, Richmond Roofing was contacted for a quote for the siding, and they said they would be out sometime this week or next.

Land-

The Pearl St property paperwork has been completed. We have bought that parcel that is over by the Pearl St lift station.

Equipment-

The plows and the salt spreader have been removed from the 550 and the Top Kick.

Parks-

We are readying the ball fields for the upcoming season. We put some new spikes on the old drag, will be pulling the fence on field #3, and putting sand on #2 and maybe #1, as well. We will be removing some bleachers as well, to enable chairs to be situated behind home plate.

Water and Sewer-

There were fifteen shut off notices delivered, and one was shut off but they have since paid and been turned back on. As a reminder, the utility bills can only be taken care of on Mondays, Wednesdays, and Fridays only from 8am – 4 pm. Utility credits going back to October of last year are included in the council packet for approval. A lot were issued because of misplacements.

Regarding the water tower, there was a pre-construction meeting held on March 10th and they will be breaking ground in mid-April. We will need to close the park in September for the construction for a couple of weeks. This is for safety factor, just in case, as they are construction the water tower, something would happen. It will be painted in Spring of 2023 and the demolition of the old tower will be done by the second week of August 2023.

Miscellaneous-

- The food pantry is set for Wednesday, April 20th from 8am- 10am. And the office will be closed on April 15th in observance of Good Friday.
- S. Ramey will be attending the annual Local Government Officials Conference that is taking place on April 13th and 14th.
- The annual Village clean-up is scheduled for Saturday April 30 from 8am to noon. No early drop-offs are permitted. Levi and Garret will be offering pick-up for a charge, and they are not affiliated with the village.
- Sunshine laws training needs to be done by council members and should be completed every four years.
- The Senior recognition parade is slated for Saturday, May 28th at 6pm
- Need a motion to take J. Hurtig off the Sherwood Village bank accounts and add Mayor Stantz to them.

Motioned to add J. Stantz to the accounts	R. Valle
Seconded	J. Vogelsong
M. Sudholtz	Y
K. Vance	Y
J. Hohenberger	Y
S. Rohrs	Y

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Committee Reports

Parks-

In attendance were J. Hurtig, R. Valle, S. Rohrs, and S. Ramey. Matt Stantz reached out to R. Valle and informed him that he would not be meeting with the committee any time soon. Due to his disinterest and his apparent full schedule, the committee moved forward with creating a new ball association. With that, they decided to go with "The Sherwood Rec League" whose president is R. Valle, vice president is J. Hurtig, and secretary/treasurer is M. Weaner. Writing up the by-laws, the village council will have a president seat and will have the ability to appoint one position. There is a need for three positions but no more than five. This will allow council to have input and oversight for the village property. Also adopted in the by-laws, there must be two signatures for money spent, which would be the president and treasurer. M. Weaner will be working on the 501c3. For anyone who has previously donated to the Sherwood Ball Association, they request that they should contact M. Stantz on the standing of their donation. The job posting will be available as soon as possible which was interviewed today, March 21, 2022. S. Rohrs stated himself and M. Sudholtz will be getting the batting cages ready once weather breaks. Which has been done. They are looking into getting dirt to put onto the fields to get yet this year and then after the season, tearing up field 2. With council approval, they will now continue to look about adding the two new fields and continuing with the nature grant. J. Hurtig will begin tearing up the fence on field 3 to begin getting ready for the season. S. Rohrs contacted Open Bible Church to see if they're interested in doing the concessions. Their youth program is no longer, so they unfortunately will not be able to help with the concessions. They decided to go with a free-will donation on any food that isn't prepackaged, and this will eliminate the need to get a food license. The next meeting will be scheduled for some time in March.

J. Stantz stated that he spoke to J. Hurtig earlier and was wondering if the Timbrook family donated money to have the fence built on field 3. Because if they did donate, perhaps we should mention it to them before its removal. The sign acknowledging them is on the first base fence so it wouldn't be affected. The fence has been up for many decades, and the solicitor says there is no limitation as far as respect to donation, however, since it has been up for so long, it's not likely that they would feel it is disrespectful. S. Rohrs said that if they have seen how wore down it has become, they would understand the need to have it removed. Jeff stated he would let them know that we are pulling it down.

R. Valle made some inquiries into who could help the Park Board with running the concession stand. He remembered K. Stantz saying that she had talked to someone about helping with concessions. Tiffany Betz was the one she had spoken with. R. Valle asked T. Betz if she thought the wrestling team would still be willing to work with the village regarding working the concessions. R. Valle stated that he has given her the Spring ball schedules and she believes the wrestling team is willing to help.

Jeff Hurtig said that the regular season ball schedules will be available by the end of April.

The Park committee will discuss paying the concession workers at their next meeting. The new applicant might be willing to do summer league concessions. S. Rohrs stated that if there is extra interest, the work can be split it up with the wrestlers.

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Financial reports approval

Motioned	S. Rohrs
Seconded	M. Sudholtz
Robert Valle	Y
Kyle Vance	Y
Jim Hohenberger	Y
Jamie Vogelsong	Y

Minutes from February 14, 2022, approval

Motioned	J. Hohenberger
Seconded	S. Rohrs
Robert Valle	Y
Kyle Vance	Y
Mike Sudholtz	Y
Jamie Vogelsong	Y

Old Business

K. Vance said that he does not appreciate being lied to. Then he stated he'd like to make a motion that if you're a sitting member of council, and your term is about to expire, that you must file the correct and timely paperwork to be put on the ballot for election, or no longer be on the council. R. Valle stated that he will second the motion, but only if it is legal to make it a requirement.

The solicitor offered clarification, saying that that is *not* a decision that council can make.

K. Vance then asked if there was a way council could possibly form a resolution or an ordinance, or whatever it would take, to make this law.

The solicitor replied that off the top of his head he'd say no, because it is the Ohio revised code which sets the qualifications for election. He suggested that the remedy is not to vote for who isn't wanted on the council. Because that is how elections work. Council can't set its own qualifications.

New Business

- K. Vance stated that it is his understanding that after the last snow event, there was a guy on Oak Street that said he had asked the Village to push the snow back further from the end of the pavement at the far end of the road. He stated that the guy told him that he had been told by someone that it was too soft to push the snow back any further, the guy said that he called up and said use the skid steer instead of the truck.
However, the consensus is that it is not ethical to give partiality to anyone or do special favors, like making special trips with equipment.
J. Hurtig stated it was certainly way too wet, regardless, because while he was at the intersection of Maple and Inman, his 550 truck tire went a bit off the road, and he felt it sink several inches down. So, the Top kick, which is heavier, would not work. It would take special equipment and a special trip to track the skid steer down, which is not permissible.

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- M. Sudholtz proposed that council buy plaques to honor the 2021 softball State Champions. S. Ramey stated that she would get some quotes on having signs made. J. Hohenberger asked if it would be a separate sign or something that would be attached to what the village has already. S. Ramey informed council that she would be meeting with David Brown, who is designing the new “Welcome to Sherwood” sign and ask him if it can be added to the design he has been working on. Using Kleem, which is the company the Village uses for its other signs, would make it easy to go with the state standards.
- S. Rohrs asked about obtaining the 501c3, if having our lawyer get it more quickly, perhaps, than M. Weaner could. M. Weaner said that it is a topic for discussion at the Parks meeting.
- J. Hohenberger heard a complaint about flags and signs at the Village Food Emporium obstructing the view down 127 to the North. He wanted to ask Deputy Crites, but the deputy did not come to the meeting. S. Ramey will email him and see if they think it is an issue.

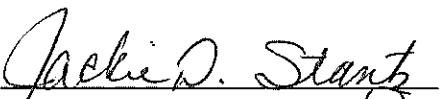
Bills

Motioned	J. Vogelsong
Seconded	S. Rohrs
M. Sudholtz	Y
R. Valle	Y
K. Vance	Y
J. Hohenberger	Y

Adjourn

Motioned	J. Vogelsong
Seconded	R. Valle
S. Rohrs	Y
M. Sudholtz	Y
K. Vance	Y
J. Hohenberger	Y


Faye Escalera, Utility Billing Clerk


Jackie D. Stantz, Mayor

