

**MINUTES OF THE WAYNE TOWNSHIP BOARD OF TRUSTEES MEETING
HELD MAY 16, 2023**

Ms. Colvin called the meeting to order at 7:00 pm.

Roll call: Mr. Jacobs – present; Mr. Patrick -present; Ms. Colvin - present.

The following staff were present: Donald Edwards, Administrator; Paul Scherer, Fire Chief; Stacey Lowing, Zoning Inspector; and Darrell Coffman, Fiscal Officer.

The following guests/residents were present: Chris Colvin, Dale Edwards, and James Danis

Ms. Colvin led all present in the pledge of allegiance to the flag.

Ms. Colvin asked for a motion to approve the May 2, 2023, minutes. Mr. Patrick motioned to approve the minutes, and Ms. Colvin seconded the motion. All were in favor.

ADDITIONS, REMOVALS OR DISCLOSURES FROM THE POSTED AGENDA:

Resolution 2023-39 was added to the agenda.

CITIZENS' COMMENTS: none

DEPARTMENT REPORTS

ROAD DEPARTMENT:

Scott Camery, Road Superintendent, provided the following report:

1. 1st round of mowing is underway.
2. Chip-Seal bids were opened on 9 May 2023. After looking at the bid tab breakdown I discovered an error with our total square yards. I have been working with the Engineers Office to get this discrepancy rectified.
3. I spent a good bit of time cleaning up after the deluge rain event last week. Consequently, I have some additional ditching to do, as well as a culvert pipe to install for a resident.
4. Wedging is still on the list, whenever we get the right weather conditions.
5. All Road Department Equipment is available for use.

FIRE DEPARTMENT:

Paul Scherer, Fire Chief, provided the following report:

2009 PL Squad was picked up on the 3rd. All they wanted was the Box for a re-chassis.

102 (Battalion) got new tires and alignment

Finishing up annual protocol on Monday night.

New Seagrave Engine

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ZONING DEPARTMENT:

Stacey Lowing, Zoning Inspector, provided the following report:

There is a public hearing tonight due to the change in the approved site plan for Bentley's Pawsome Resort. The change is in the parking lot design as well as the addition of a canopy on the front of the building.

ADMINISTRATOR REPORT:

Donald Edwards, Administrator, provided the following report:

Chip Seal Bids:

Low bidder was Allied Construction at \$2.11 per square yard.

Last year's price was \$1.65 and this year's estimated price was based on \$1.75 per SY.

Seagrave Fire Apparatus:

Update:

[received documents requested and distributed to Trustees. Asst. Prosecutor, Adam Nice has weighed in and I'm requesting items on the surcharge list be shown with "cost of bid" vs. "cost of procurement". If we can get satisfactory verification on calculation methodology, then we can proceed with negotiating the addendum.]

[unable to provide procurement prices because of confidentiality agreements with suppliers that block sharing specific OEM pricing information. Don't have all the invoices yet on our build. Overburdensome and time consuming request. I offered a settlement price last Friday. Waiting for counteroffer.]

Latest: 5.16.2023

Upon further discussions and negotiations Seagraves has declined every offer I have sent them and they will not move any farther on the surcharge due to being "under-water" on building our engine. The prosecutor's office has told us that we have to make a business decision on walking away from the contract or take the negotiated terms in the "Amendment to the Contract". I have a resolution tonight to approve the Amendment and to pay for it out of our ARPA funds by using three units and the remainder from the proceeds of the sale of the 2009 Squad that was sold as surplus.

FD Staffing:

Request a work session on fire department staffing and funding issues at a future meeting date in order to determine if we need to present anything to the electorate in November.

June 6, 2023, Trustees Meeting: There will be a speaker from Warren County Water and Soil Conservation District.

Aggregation:

Wayne Township Community Electric Aggregation Notification letters will be going out this week. AES on May 18th and Duke customers on May 19th. Letters explain three ways customers can opt out. By Mail, Phone and Website. The New electric generation rate will be 6.83 cents per kWh.

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OLD BUSINESS:

- A. Website update status- no update
- B. Other

NEW BUSINESS:

A. Questions or Concerns Regarding the Bills:

B. Legislation:

RESOLUTION 2023-32 APPROVING A QUOTE FROM “PAVEMENT TECHNOLOGY INC.” FOR THE USE OF “RECLAMITE ®” ASPHALT SEALING ON COOK-JONES ROAD WITHIN WAYNE TOWNSHIP

Ms. Colvin motioned to adopt the resolution. Mr. Jacobs seconded the motion and upon call of the roll thereon the vote resulted as follows: Mr. Patrick– yea; Ms. Colvin – yea; Mr. Jacobs – yea. The resolution was therefore adopted the 16th of May 2023.

RESOLUTION 2023-33 WAYNE TOWNSHIP 2023 RECLAMITE REJUVENATOR PROJECT
A RESOLUTION AUTHORIZING EXPENDITURES FROM THE AMERICAN RESCUE PLAN ACT FUNDS USING “THE STANDARD ALLOWANCE” AND ITS PRESUMPTION OF REVENUE LOSS DUE TO THE PUBLIC HEALTH EMERGENCY

Ms. Colvin motioned to adopt the resolution. Mr. Patrick seconded the motion and upon call of the roll thereon the vote resulted as follows: Ms. Colvin – yea; Mr. Jacobs – yea; Mr. Patrick – yea. The resolution was therefore adopted the 16th of May 2023.

RESOLUTION 2023-34 REQUESTING THAT THE COUNTY AUDITOR CERTIFY TO WAYNE TOWNSHIP THE TOTAL CURRENT TAX EVALUATION OF WAYNE TOWNSHIP; AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY EACH 1.0 MILL OF NEW TAX LEVY

Mr. Patrick motioned to adopt the resolution. Mr. Jacobs seconded the motion and upon call of the roll thereon the vote resulted as follows: Mr. Patrick – yea; Ms. Colvin – yea; Mr. Jacobs – yea. The resolution was therefore adopted the 16th of May 2023.

RESOLUTION 2023-36 WAYNE TOWNSHIP 2023 CHIP-SEALING PROJECTS
A RESOLUTION AUTHORIZING EXPENDITURES FROM THE AMERICAN RESCUE PLAN ACT FUNDS USING “THE STANDARD ALLOWANCE” AND ITS PRESUMPTION OF REVENUE LOSS DUE TO THE PUBLIC HEALTH EMERGENCY

Ms. Colvin motioned to adopt the resolution. Mr. Jacobs seconded the motion and upon call of the roll thereon the vote resulted as follows: Mr. Patrick – yea; Mr. Jacobs – yea; Ms. Colvin – yea. The resolution was therefore adopted the 16th of May 2023.

RESOLUTION 2023-37 RESOLUTION TO APPROVE AN AMENDMENT TO RESOLUTION 2021-08 FOR PURCHASE OF A FIRE ENGINE THROUGH SEAGRAVE FIRE APPARATUS, LLC.

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Ms. Colvin motioned to adopt the resolution. Mr. Jacobs seconded the motion and upon call of the roll thereon the vote resulted as follows: Mr. Patrick – yea; Ms. Colvin – yea; Mr. Jacobs – yea. The resolution was therefore adopted the 16th of May 2023.

RESOLUTION 2023-38 WAYNE TOWNSHIP 2023 SURCHARGE AMENDMENT TO SEAGRAVE FIRE ENGINE CONTRACT PROJECT
A RESOLUTION AUTHORIZING EXPENDITURES FROM THE AMERICAN RESCUE PLAN ACT FUNDS USING “THE STANDARD ALLOWANCE” AND ITS PRESUMPTION OF REVENUE LOSS DUE TO THE PUBLIC HEALTH EMERGENCY

Mr. Jacobs motioned to adopt the resolution. Ms. Colvin seconded the motion and upon call of the roll thereon the vote resulted as follows: Mr. Jacobs– yea; Mr. Patrick – yea; Ms. Colvin – yea. The resolution was therefore adopted the 16th of May 2023.

RESOLUTION 2023-39 RESOLUTION AUTHORIZING THE SUBMISSION OF A “FRANKLIN STREET PHASE II WATER MAIN AND STREET IMPROVEMENTS” APPLICATION AND MULTI JURISDICTIONAL PARTICIPATION THEREOF BY THE VILLAGE OF WAYNESVILLE, OHIO, AND THE WAYNE TOWNSHIP BOARD OF TRUSTEES IN THE OHIO PUBLIC WORKS PROGRAM

Mr. Patrick motioned to adopt the resolution. Mr. Jacobs seconded the motion and upon call of the roll thereon the vote resulted as follows: Mr. Jacobs – yea; Ms. Colvin – yea; Mr. Patrick – yea. The resolution was therefore adopted the 16th of May 2023.

CORRESPONDENCE:

Mr. Edwards received a letter from the Warren County Commissioner’s Office regarding updates to the Warren County subdivision regulations and the thoroughfare plan. He also received a letter from Warren County grants administration about the Community Development Block Grant program.

Mr. Coffman had received a copy of the Warren County Health District monthly newsletter.

C. Other:

Public Hearing: 7:30 P.M.

Site Plan Review, Bentley’s Pawsome Resort site plan modification

Ms. Lowing shared a PowerPoint and information on the revised site plan for Bentley’s Pawsome Resort. The applicant added a canopy and revised the parking lot layout, which required a public hearing before the Trustees to consider the major changes to the previously approved site plan. Ms. Lowing recommended several conditions for the site plan approval.

Mr. Danis, the applicant, from Construction Managers of Ohio, explained changes that have been made, which included the canopy, the parking changes, and stone on the building.

There were no proponents or opponents in the audience.

There were no further questions from the Trustees.

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Ms. Colvin made a motion to close the public hearing, which was seconded by Mr. Jacobs. All were in favor.

There was discussion about the proposed site plan conditions, including the landscaping.

RESOLUTION 2023-35 CONCERNING AN APPLICATION FOR SITE PLAN APPROVAL FROM JAMES DANIS, AGENT FOR BENTLEY’S PAWSOME RESORT, FOR A MAJOR MODIFICATION TO PREVIOUSLY APPROVED SITE PLAN, 4488 E. ST. RT. 73 (PID: 0507200002) FOR A DOG RESORT/GROOMING/DAYCARE/TRAINING AND PATRON CAFÉ

Ms. Colvin motioned to adopt the resolution. Mr. Jacobs seconded the motion and upon call of the roll thereon the vote resulted as follows: Ms. Colvin – yea; Mr. Patrick – yea; Mr. Jacobs – yea. The resolution was therefore adopted the 16th of May 2023.

ELECTED OFFICIAL’S COMMENTS: Ms. Colvin expressed her sympathy regarding the death of Mr. Campbell, owner of Miami Valley Power Equipment. Mr. Jacobs stated that he would like to invite the Superintendent of Wayne Local Schools to make a presentation to the Board of Trustees.

WORK SESSION: none

EXECUTIVE SESSION: none

ADJOURNMENT: With no further business, at 7:49 pm Ms. Colvin motioned to adjourn. Mr. Patrick seconded the motion, and all were in favor.

President, Board of Trustees