

**MINUTES**  
**CONCORD TOWNSHIP BOARD OF TRUSTEES**  
**REGULAR SESSION**  
**APRIL 11, 2018**

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The Concord Township Board of Trustees met in regular session on Wednesday, April 11, 2018 in the Township Building. Bill Whidden called the meeting to order at 10:00 a.m. and led the Pledge of Allegiance. Pat Quillen called the roll: Trustees Bill Whidden and Don Pence were present, but Tom Mercer was absent. Fiscal Officer Pat Quillen and Road Superintendent Neil Rhoades were also present.

**Minutes:** Don Pence made a motion to approve the Minutes of March 14, 2018 as distributed. Bill Whidden seconded the motion both Trustees signed in favor.

**Guests:**

1. Mark Schoewe of 1910 Creekwood Drive had two issues to discuss and came for information and advice:
  - Construction of a new development at the end of Creekwood Drive is in the planning stages;
  - There have been stormwater flooding issues on Creekwood Drive for the past two to three years and flooding occurs if a rain event exceeds two inches. He also asked about the maintenance of Boone Creek which runs along Swailes Road at the bottom of Creekwood Drive. He reported that the flow in that creek has been affected by fallen trees and a buildup of soil. He has spoken with Miami County Engineer Paul Huelskamp regarding the logjams that cause erosion at the base of the bridge supports.
2. John Wiegman of 1911 Creekwood Drive stated that he, too, has water in his yard after heavy rains. He said that the storm sewers become overwhelmed and he said that he has cleaned out some of the creek's logjams himself.
3. John Sawchek lives at 401 Swailes Road just to the east of the bridge and described his flooding problems. He has had water covering his driveway and it flooded his car at one point.
4. Mark Schmitt of 1845 Creekwood Drive echoed the concerns expressed previously and has had water problems.
5. Steve Kershner of 225 Countryside Drive North addressed the Trustees about a different issue. He stated that the owners of the property to the rear of his own had put up two large barns and are now running a business from their property. He said that workers arrive every morning between 6:00 and 7:00 and while they prepare for the day, they leave their diesel engines idling. He played an audio that he had recorded on his phone. Mr. Kershner did contact Tim Glisson from the Miami County Department of Development and reported that Mr. Glisson had driven by the home on Rosewood around 9:00 one morning, but there was no business activity at that time. Steve Kershner has not had much success contacting Planning & Zoning and hopes that the Trustees can help him.
6. J. J. Frigge of 1635 Peters Road described his own issues with high water and supported Mark Schoewe's comments.
7. Dan Reke of 1630 Creekwood Drive stated that he has lived at the top of the hill for thirty years. He has noted that flooding has increased over the years and attributes it to blocked flow in Boone Creek. He also commented on a proposed development near him and has heard that Creekwood Drive will be extended to Peters Road. He expressed concerns regarding increased traffic, particularly construction traffic, and construction vehicle parking. He asked if the Township would have to re-configure the Creekwood Drive cul-de-sac to accommodate the new development and he noted that the pavement there is beginning to deteriorate and will need some work. Adding to those comments, Mark Schoewe remarked that there is little curb left due to pavement overlay.

Bill Whidden began his comments by stating that Thom and Pat Robinson had their Peters Road property annexed into the City of Troy several years ago. The Township has not received any notices of pending annexation or zoning changes. The Township has no say on any of the City of Troy properties and he told the group that the Trustees had recently attended a meeting during which Miami County Prosecutor Tony Kendell advised the Trustees that they have almost no authority regarding annexations. Concord Township can step in regarding the issue of construction traffic and commercial parking on Township roads. Bill Whidden recommended that everyone contact the City of Troy for information on the proposed Denlinger development on the former Robinson property. Don Pence stated that Concord Township will contact the City of Troy for information on the extension of Creekwood Drive.

Bill Whidden stated that Boone Creek is the responsibility of the property owners. Don Pence volunteered to speak with Miami County Engineer Paul Huelskamp regarding the water flow there. Bill Whidden stated that both Peters and Swailes are County Roads and the Township is not responsible for their maintenance.

Bill Whidden responded to Steve Kershner and said that he will contact Tim Glisson at the Miami County Department of Development and see what type of business operation permit, if any, has been issued to the property owners on

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Rosewood Drive. Regarding the noise coming from the diesel vehicles, Miami County Sheriff's Sgt. R. Slusher stated that that noise probably would not qualify for a citation for being in violation of the Township's Noise Resolution.

Bill Whidden reviewed the elements of the Township's Commercial Parking Resolution and told Dan Reke that if engineering and construction vehicles continue to park on Creekwood Drive, he would follow up with the authorities.

Dan Reke offered to contact Bart Denlinger and ask for a neighborhood meeting with him. Bill Whidden stated that the Township has a very good relationship with the City and the Miami County Sheriff's Office.

8. Troy Fire Department Assistant Chief Gary Stanley distributed copies of the March incident report and asked the Trustees for any questions or concerns, but none were noted.
9. Miami County Sheriff's Office Sgt. R. Slusher delivered his office's report of incidents for the past month, but had nothing else to add.

**Fiscal Officer's Report:** Pat Quillen

- Distributed copies of the March and April 2018 Receipt and Payment Registers;
- Provided the April 10, 2018 Fund Status Report;
- Circulated the reconciled Bank Statement of March 31, 2018 for Trustee signatures
- Reported that the Auditor of State's representative, Carmen Siefing, began the audit of 2016 and 2017 this past Friday. Once again, it will be an AUP (Agreed Upon Procedures) audit, focusing more on financial matters and not including much in the way of policy issues.

**Communications:** The Trustees reviewed the items listed on the Agenda. The Troy Fire Department Report for March 2018 will be filed. The Annual Stormwater Report from the Miami Soil & Water Conservation District will be given to Tom Mercer for his review; Don Pence thanked Mark Schmitt (who was in the audience) for his e-mail about securing two GAR emblems for graves in the Thomas Cemetery. The Trustees will get reports from the Miami County Sheriff's Office before deciding support or oppose any liquor license renewal, but the letter from the Department of Liquor Control with the instructions will be filed. The e-mail from Openthebooks.com and the Township's reply will be filed. None of the other items required action and none was retained.

**Road Superintendent's Report:** Neil Rhoades

- Received a number of calls last Tuesday night (April 3) after the three inches of rain that fell;
- Is still cleaning corn and bean stubble from the ditches and catchbasins and expects to have another 20 truckloads;
- Received a complaint from a Windmere Drive resident about water coming into his driveway and garage during the recent rains. The ditch across Windmere was full of honeysuckle branches which captured trash and blocked the outlet. Neil Rhoades and the staff will clean it out and trim back the brush.
- Reported on flooding across Forest Hill Road between Fenner Road and State Route 718 and would like to see if the County Engineer's Office would recommend a new culvert. The Trustees authorized sending a letter to the Miami County Engineer for help in assessing the situation.

Don Pence asked that another letter be sent to the Engineer requesting that they look at Boone Creek near the Creekwood development.

**Old Business:**

- A. Flooding on Forest Hill Road at State Route 41: The Trustees had time to review the letter from the Miami County Engineer that was received last month. Neil Rhoades shared the Engineer's reply with the landowner's representative and send a copy of the letter. There is nothing more that the Township can do.

**New Business:**

- A. Resolution 2018-03 To Adopt the Miami County Multi-Jurisdictional Hazard Mitigation Plan was introduced. The Miami County Emergency Management Agency sent a letter noting that the current five-year plan was expiring and it is time to renew. Bill Whidden made a motion to adopt the Resolution and was supported by Don Pence. Both Trustees signed the document affirmatively and it will be conveyed to the Miami County EMA this week for future action by the Miami County Commission. Don Pence stated that he had been a member of the Mitigation

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Committee and told the audience that Boone Creek was not in the Plan, but other waterways have been prioritized. He said the Plan is on the internet.

- B. Truck Leaking Oil on Walnut Ridge Drive: A letter to the owner was sent on March 28, asking him to move the vehicle from the Township road. He did not reply and the truck was still on the road as of yesterday. Because it was parked facing the wrong way, a call was placed to the Miami County Sheriff's Office.
- C. Billboard: Early this week, Huntington Outdoor sent a request to place a sign on the Township property on State Route 718. Don Pence and Bill Whidden want time to review the request and asked to have the issue tabled until the next meeting.

**Guests:** Bill Whidden thanked the guests who remained for the entire meeting and said that he wishes the Board could solve all of their problems. Mark Schoewe said that he had talked with Miami County Engineer Paul Huelskamp regarding the weather events known as 50-Year Storms. It seems that these storms are becoming more frequent than every 50 years and Mark Schoewe believes that the designs of retention and detention ponds are outdated. He would like to have some method of compelling landowners to clean up streams and creeks adjacent to their properties.

**Payments:** Bill Whidden made a motion to approve and pay Charges 69- through 103-2018 and Warrants 24600 through 24612. Don Pence seconded and all three Trustees signed the warrants.

**Adjournment:** No further business was presented and the meeting adjourned viva voce at 11:20 a.m. The next meeting will be held on Wednesday, April 25, 2018 at 10:00 a.m.

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Bill Whidden

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Donald D. Pence

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ABSENT

Thomas N. Mercer

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Patricia M. Quillen, Fiscal Officer

All formal actions of the Board of Trustees of Concord Township concerning and relating to the adoption or resolutions and/or motions passed at this meeting were adopted in a meeting open to the public, in compliance with the law, including Section 121.22 of the Ohio Revised Code.