



TMRA Amateur Radio Beacon

May 2014



The Prez Sez

We received the 2m D STAR repeater from Icom a couple of weeks ago, and we have been notified by the Ohio Area Repeater Council that our application for the frequency pair of 146.235/146.835 has been approved, with the understanding that it is conditional on not interfering with the K8NWD repeater in Clarkston, MI on 146.240/146.840. Clarkston is 80 miles due north Toledo, and K8NWD is an analog, not a D STAR repeater, and we have agreed with the OARC that there will be a six month testing period. The TMRA 2m D STAR repeater is now up and running, but not in its final form, as the 2m cans that we will use for it have to be retuned.

The Audit Committee met and reviewed the financial records for the last financial year, and we'll have the report at the May General meeting.

Now that all the expenses and income from the 2104 Hamfest are in, the Budget Committee met and drafted a proposed budget for the financial year July 2014-June 2015. It will be reviewed by the Executive Committee at its May meeting (Wednesday May 28th, 7:30pm at the Maumee #2 fire station), and presented to the general membership at the June General meeting. For the 2015 Hamfest, we now have a signed contract with Owens Community College.

The June General meeting will also be election night for Officers – if you'd like to run for an office – let me or Ron, N8RLH, know, we are the Nominations Committee.

Don't forget that we have a bus to Dayton for the Hamvention – contact Mike, WA8SYD, to reserve a seat.

Field Day this year is again at the Wolcott House grounds on River Road in Maumee – the last full weekend in June, June 28th and 29th. We'll have SSB stations on 10, 15, 20, 40, and 80 meters, and digital stations on one or more bands. Stations on the other permitted bands are welcome – contact Steve, W8TER, or Glenn, W8MUK, for more information and to register. 73, Brian WD8MXR.

The annual TMRA bus to Dayton on May 17 still has seats available. Only \$30 will reserve a nice comfortable one for you. See Mike, WA8SYD, or one of the TMRA officers at the next TMRA meeting.

Recent VE Test Session Results

Results from Hamfest test session:

Tech:

Raz, KD8WZI; Grant, KD8WZK; Fred, KD8WZL; Steve, KD8WZM; James, KD8WZN; Doug, KD8WZO; Dennis, KD8YBD.

General:

Paul, N8XDB; Paul, KD8UOP; Juan, KD8UOT; Jeremy, KD8VSQ; David, KD8WOD; Dennis, K8DTB; Richard, KD8WCB.

Extra:

Jeff, KA8ZAW.

Thank you to these VE's:

KC8TVW, KB8OTP, KE8UE, KD8COO, KD8UOX, N8GBU & KD8EVN.

Results from Tech Class Session:

Tech:

James, KD8YJA; Michael, KD8YJE; Daniel, KD8YJB John, KD8YJC; Justin, KD8YIZ.

General:

James, KD8JSD.

Extra:

Ed, KD8WBY.

Thank you to these VE's:

KC8TVW, KA9IVY, WD8MXR, KC8UFV, KB8OTP, K8EEE, N8ZAK & KD8NJY.

Field Day 2014

Field Day is only a month away! It's time to dust off your outdoor gear, check your radio equipment, and make plans to be at the grounds of the Wolcott House in Maumee, Ohio on June 28 and 29. We will set up in the morning on Saturday, June 28 and begin operating at 2:00 pm.

All hams are invited to operate or to just come and observe. This is a family event so everyone is welcome!

If you haven't already contacted one or more of the band captains to reserve some operating time, you should do so soon. If you want to bring your own rig, you may use one the antennas that will be set up for each band. We ask that you contact the appropriate band captain to coordinate your radio set-up and operating time. You are welcome to bring your experimental or other special antenna, but be sure to discuss location and set-up with the band captain to minimize interference.

Not planning to operate? Volunteers are needed to log contacts, erect antennas, set up tents, and give lots of advice.

Remember, if you are new to being a ham or to Field Day, don't be concerned. There are many experienced hams that will be happy to show you what to do. Plan on coming to Field Day, study their rigs and set-up, and assist them in logging and making Field Day contacts.

Don't forget to invite your friends and neighbors to join us at Field Day. Why not introduce your children and their friends to the excitement of ham radio! Join us for good food and fellowship. You'll go home with new friendships, many practical ideas, and lots of worthwhile experience.

Steve Bellner, W8TER, Field Day Chairman
Glenn Ingersoll, W8MUK, Assistant

May TMRA Meeting - First Reminder

1. The Toledo Mobile Radio Association meeting will be Wednesday May 14, 2014 at 7:30 pm EST at: Electrical Industry Facility, 727 Lime City Rd. Rossford, OH 43460
2. The newsletter can be found at: <http://www.tmrahamradio.org/>
3. Remember that there is a "Newcomers and Elmers Informational Net" Sunday night at 8:00 pm on 147.270.
4. The antenna build party will be at the Maumee Fire Station #2 located at 450 W DUSSEL DR MAUMEE, OH 43537 on May 10, 2014 at 11:00 am. (location in front of water tower) For questions contact Dan, KE8UE, dlcunn@sbcglobal.net. I believe that "Anderson Power Poles" will also be discussed.
5. Membership year will end June 30, 2014 – which means it is time to renew your membership. Many have already renewed, and I thank you for it. If you are unsure if you are current or not, please send me an email. Dues are \$20.00 per year for a regular membership. Family memberships are available. I ask that you fill out a new membership form when you renew. The form can be found at: http://www.tmrahamradio.org/TMRA_Membership_App.pdf . The by-laws state that everyone must fill out a new form every year, even if you are over 70. Your cooperation is appreciated.

[Trivia: Did you know that the word “membership” is mention 67 times in our by-laws, and the word “dues” 32 times.]

K8EEE, Ernie Ducey,
Membership Chairman,
(cell 567-225-7644)
educey@roadrunner.com

News From The Section Government Liaison..

By: Nick Pittner, K8NAP – SGL
Goodsonrd@netwalk.com

Court of Appeals ends Village of Swanton Tower Case

In a surprise move, the Court of Appeals for the 6th Appellate District dismissed the Village of Swanton’s appeal in the amateur radio antenna zoning case brought by Gary Wodtke, WW8N. The ruling, issued on April 3, was based on the fact that the trial court’s decision that the Village could have appealed was issued on August 20, 2013. The judgment that the Village attempted to appeal was issued by the trial court on January 21, 2014. Since the August 20 decision was a final order of the trial court the Village was required to appeal that decision within 30 days or lost its right to appeal. The Village never filed a Notice of Appeal from the August 20 decision. The ruling, in essence, means that the August 20 decision of the trial court is now final and Mr. Wodtke wins the right to erect his tower as applied for.

The specific issue that caused the confusion was a provision in the trial court's August 20 decision awarding attorney fees to Mr. Wodtke. Since appeals can only be taken from "final" decisions, the attorney fee award, in the view of attorneys for both sides, meant that the decision was not yet final since the amount of fees had yet to be determined. But, while Mr. Wodtke's attorney had sought an award of attorney fees in his original complaint, the amended complaint which was ruled on by the trial court on August 20 had no request for attorney fees. The Court of Appeals noted, "Ordinarily, when an award of attorney fees is asked for in a complaint but not ruled on, and order disposing of the rest of the case is not final and appealable (citations omitted) ***. However, in the instant case, a claim for attorney fees was not pending once court entered the August 20, 2013 judgment. Therefore, the order was final and appealable on August 20, 2013."

The Court of Appeals also noted that, though both counsel for the Village and for Mr. Wodtke had filed motions for reconsideration of the August 20 decision, neither of the motions, nor the trial court's later decision on January 21, 2014, had the effect of extending the appeal time that had begun to run on August 20, 2013 and expired 30 days later. The Court noted, "It is well settled that a motion to reconsider does not stay the time to file a notice of appeal."

The Court of Appeals' April 3, 2014 decision ends the Village's appeal of the trial court's ruling in favor of Mr. Wodtke's tower application and that ruling is now final. However, the Court of Appeals' decision could yet be reviewed by the Ohio Supreme Court. Appeal of such decisions is not available as a matter of right, and the Village would be required to file a Memorandum in Support of Jurisdiction to convince the Ohio Supreme Court why it should hear the appeal. Any such attempted appeal would need to be commenced in the Ohio Supreme Court within 45 days of the Court of Appeals' April 3 decision.

We can only hope that the taxpayers of the Village of Swanton will not be required to bear the cost of yet another attempted appeal, and that this matter has now reached an end. The record submitted to the Court of Appeals in connection with the Village's appeal was replete with examples of Village zoning authorities cavalierly ignoring Mr. Wodtke's rights under PRB-1. Perhaps their tax dollars could be better used to obtain appropriate legal advice and training for their zoning officials.

The ARRL had commissioned the filing of a "friend of the court" brief in support of Mr. Wodtke's case in the Court of Appeals and retained my firm, Bricker & Eckler LLP, as local counsel for that purpose. Fortunately, it appears that the filing won't be necessary in this case. However, the Ohio Municipal League seems intent on challenging H.B. 158 in court, and will likely try to do so in some other case if the challenge is not available in this one. We're keeping the research files open.

73, Nick, N8NAP

The TMRA Amateur Radio Beacon is published monthly by the Toledo Mobile Radio Association. #265
Editors: Brenda, KB8IUP and Chuck, KB8FXJ.
Email, kb8iup @ arrl.net

Is Your FCC License Information Accurate?

This year TMRA increased the number of Hamfest reminder postcards sent by about 2000. This was done by using the FCC amateur license database. Before finalizing the mailing, we removed TMRA members and anyone on the existing mail list. Of this 2000 new mailings, over 10% (more than 200) were returned by the Post Office as undeliverable because of address problems. One ham had moved at least 3 times since he lived at the address on his license. Most of the returns were for address changes over 2 years old. Check your address on the FCC database and make the necessary corrections. It's easy. You can do it on line.

Dale's Tales for May

Greetings all.

Good-Fat-Grief! What a happening. The ARRL Centennial, that is. This has to be the greatest operating event since someone developed Field Day. It is like operating Field Day all year long, maybe better. I know I commented on it a couple of months ago in this blurb, but it just gets better. I have received many, many complimentary comments from fellow ops on the air about how much they are enjoying this event. Many have said it has brought them back on the radio after considerable absence. Several have expressed hope that this type event could be continued. Several others have stated that whoever conceived the Centennial event should get a medal. I must agree with all.

I have had loads of fun just simply responding to "CQ ARRL Centennial" and giving the OP 200 points as a Vice Director. Their surprised reactions are wonderful. I have had a few mini-pileups when I have managed to find some operating time just to get on have some fun. It has always been rewarding, and hearing comments from members as well as those holding various appointments and offices really puts the cap on the program.

Interestingly, I see a camaraderie developing within the ham radio community that was not so apparent in the recent past. One hears a lot of "Thank you" and similar complimentary comments from hams world-wide. Surprising, is the amount of participation from so many DX stations as well. Now is a good time to show your pride as a ham.

If you have not yet participated, please give it a shot. The contacts mount up quickly and you can track your scores via Logbook of the World. Look for "Leader Board" on the LoTW home page.

73, see you on the bands. Get on, burn up the ether!!

Dale Williams WA8EFK
Vice Director, Great Lakes Division
wa8efk@arrl.org

from "WEAVER'S WORDS" May 1, 2014

Help Needed!

The Toledo Memorial Day Parade has asked for our help again this year. The date is May 24th and Line-up time starts at 8:30, Parade Step-off time is 10:00 and should be complete by 11:30. Please let me know at k8rks@arrl.net or 419-471-0573 if you can help or if you have questions.

Thanks!

Rick, K8RKS

-

THE TOLEDO MOBILE
RADIO ASSOCIATION
P.O. BOX 9673,
TOLEDO, OH
43697-9673

President, Brian,
WD8MXR;
Vice-President, Steve,
W8TER;
Secretary, Ron, N8RLH;
Treasurer, Brenda,
KB8IUP.

Board Members: Glenn,
W8MUK; Joe, KJ0EYT;
James, WD8IOL; Dan,
KE8UE; Dave, KD8EVN.

TMRA Home Page
[www.tmrahamradio](http://www.tmrahamradio.org)
[.org](http://www.tmrahamradio.org)

Webmasters, Tom,
KB8PAI & Joe, KJ0EYT

TMRA W8HHF
Repeaters; 147.270+,
224.140-, 442.850+
(TMRA 2 meter, 220,
and 440 repeaters
operate with a 103.5
"PL", or a touch-tone
access code of 1-2-3)
D-Star Repeater:
442.750
APRS: 144.390

The TMRA meets at
7:30 PM on the second
Wednesday of every
month in
The Electrical Industry
Building, Lime City Rd.
Rossford, Ohio.