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RECORD OF PROCEEDINGS

Minutes of

Etna Township Trustee

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held August 1, 2006 20

The Etna Township Board of Trustees met on August 1, 2006 at the Etna Township Hall to hold a regular meeting. President Burkholder called the meeting to order at 7:00 p.m. and the pledge of allegiance was recited. Roll call showed President Burkholder, Trustee Knapp, Trustee George and Fiscal Officer Digel-Barrett present.

The motion to adopt the agenda was made by Mr. Knapp, seconded by George. Mr. Knapp moved to amend the agenda to add Item J under old business – Set date for public records training. George seconded the amendment and the vote in favor of the amendment and motion was unanimous.

ADOPTION OF MINUTES

Mr. George moved to adopt the July 18, 2006 meeting minutes. Knapp seconded and the vote in favor was unanimous.

Mr. Knapp moved to adopt the July 25, 2006 special meeting minutes. Burkholder seconded.

Roll Call: Knapp, yes; Burkholder, yes; George, abstain

PUBLIC COMMENTS

Delores Trevitt, 10371 Taylor Road, discussed her problem with the Southwest Licking Community Water & Sewer District (SWLCWSD) in trying to get water and sewer for residents on south Taylor Road. She was told by a SWLCWSD employee that she lived in Reynoldsburg.

Irene Parker, 9806 Taylor Road, questioned why SWLCWSD would need to purchase easements for south Taylor Road and Burkholder replied that the present right-of-ways would not be sufficient when the road is improved to three lanes with curbs and gutters in the future.

Madelyn Corwin, 232 Georgian Drive, said a citation was issued to her neighbor with the miniature pony and the neighbors are now causing her problems. Mr. Robinson said paperwork for an appeal to the decision was obtained but not returned and will investigate on noise control.

John Cowan, 128 Beechwood Drive, said the trucks from the corporate park will travel west on National Road to Taylor Road to connect with I-70 to save time and fuel costs.

Dallas Maynard, 959 Pike Street, said he informed the Board on May 15th about the encroachment of the township alley on his property and he would like to have a decision on what the Board intends to do about this matter in writing. President Burkholder said further information needs to be collected.

Jennifer Ryan, 59 Daisy Drive, inquired on the progress of the ditch petition for Willowbrook.

Wendy McGlothlin, 539 Laurel Drive, said there is an easement along her property where the pipe is collapsing causing the sink hole in her yard and believes it is the township's responsibility to fix. She does not think the ditch petition will be approved and the problem needs immediate attention.

Mr. George said he received a fax from the Licking County Prosecutor's Office saying the township can not legally go on private property and spend taxpayer's money to fix the collapsed drainage pipe. President Burkholder said he has called the Ohio Public Works Commission concerning emergency funds to correct the problem.

Jim Van Dyne, 7173 Refugee Road, asked questions on the contractor and was told it would be under the county's jurisdiction if there is approval for the ditch petition. Also thinks that Brandy Mills' residents should be included in the ditch petition.

Claudette Van Dyne asked if the list of property owners for the ditch petition had been updated.

Tom Dixon, 8467 Hazelton-Etna Road, asked if there was any new information on the broken drain tile on his property and the trees planted in the drainage easement. Mr. Knapp and the zoning inspector will meet with Mr. Dixon tomorrow morning on his property to view the complaints.

John Antritt, 35 Fifth Avenue, thanked the Board for the crosswalk and sign for the church and said there is still standing water on Route 40.

Bob Trevitt asked on the progress of a new township hall.

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CORRESPONDENCE

- MORPC – Open House on August 9th.
- Licking County Health Department – Demolition extension for 13830 National Road till 8/24; facts on adulticide and mosquitoes and newsletter
- Licking County Board of Commissioners – Resolution 52-34 on replat of Brandy Mill’s lots, resolution 52-35 on correction of resolution 51-507 and notice of Bicentennial meeting
- Licking County Recycling & Litter Prevention -- notice of collection for hazardous household waste and tires
- Ohio Bureau of Motor Vehicles – June statistics report
- Asebrook & Co. – information on architectural services
- BWC – course information and referral on case
- DLZ – news publication
- Ohio State University Extension – OTA study

REPORTS

Fiscal Officer

For the month of July

	Receipts	Expenditures
General Fund	11,444.26	20,746.73
MV License Tax	1,577.73	1,577.44
Gasoline Tax	3,204.52	5,571.38
Road & Bridge	854.20	6,950.66
Special Assessments	0.00	252.90
Misc Debt Service	0.00	1,689.33
Misc Capital Projects	0.00	56,274.97
Total	17,080.71	93,063.41

Funds Total July 31, 2006 - \$1,285,498.65

President Burkholder moved to set a public hearing for August 15th at 7:15 p.m. to consider text amendments to the zoning resolution under Section 910 (GB) general requirements to replace permitted uses and conditional uses section and to add NAICS Codes to Article 2 – definitions. Knapp seconded and the vote in favor was unanimous.

Roads

Written report submitted

Resolution 06-08-01-01: President Burkholder moved to approve the expenditure of \$535.09 for Baker Automotive for 55 gals. Of Rotella oil (446.15), 30 shop towels (59.70) 10 tubes of grease (20.90) and 6 gals of washer fluid (8.34). Knapp seconded.

Roll Call: Knapp, yes; Burkholder, yes; George, yes

Mr. George reported that trucks and cars are driving on south Taylor Road during the paving project even though it is closed to residential traffic only.

Resolution 06-08-01-02: President Burkholder moved that the road crew supervisor have the authority to close Taylor Road for a minimum of four hours, not to exceed a single day, so the stripping by Griffin can be done and for the road to be open to Taylor Road residents. George seconded

Roll Call: Knapp, yes; Burkholder, yes; George, yes

President Burkholder moved to approve vacation for Mark Smith for August 16th through August 18th. Knapp seconded and the vote in favor was unanimous.

President Burkholder moved to approve a vacation day for Laura Brown for August 18th. George seconded and the vote in favor was unanimous.

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President Burkholder moved to approve a vacation day for Mike Waller for August 25th. George seconded and the vote in favor was unanimous.

Water and Sewer

Dave Goll said a questionnaire was sent to the south Taylor Road residents but the results have not yet been evaluated. President Burkholder asked that this item be placed on the SWLCWSD agenda for the next meeting because of the conflicting information being distributed by the district.

Zoning

Written report submitted

Stan Robinson said he is waiting for signed copy of the developer's text for the Cumberland Crossing plat and has not received a response from the prosecutor's office on the Arrowwood fence violation. Mr. Knapp and Mr. Robinson met with ODOT officials regarding the enforcement of signs in state road right-of-ways and was told that the state has jurisdiction and permits are required for signs. Any complaints on signs are to be directed to ODOT.

Zoning Commission

Letter was received from the zoning commission seeking guidance on what the trustees would like to see regarding building square footage limitations.

At 8:37 p.m., President Burkholder moved for a 5 minute recess, George seconded and the vote in favor was unanimous.

OLD BUSINESS

A. Motion to initiate text amendments to Section 910 (GB), Section 909 (LB), Section 911 (AB) of the zoning resolution regarding building square footage limitation.

Mr. George said he would like to see another General Business District created with limitations on square footage. Mr. Knapp said he would like to see limitations on retail size. Mr. Robinson suggested two GB districts; one district for smaller retail establishments and another district requiring a larger acreage so there would be no discrimination leveled against the township.

President Burkholder moved for each trustee to send their concerns and comments on text amendments to Section 910 (GB), Section 909 (LB), Section 911 (AB) to the zoning commission prior to August 12th. Knapp seconded and the vote in favor was unanimous.

B. Road and Bridge levy for November 2006 ballot, work session 8/17/06

Mr. Knapp said it would be beneficial for Mr. Waller to be present at the meeting and would like to have the road information that was used to prepare the Transportation Improvement Plan in February.

C. MORPC 310 corridor work group update (Burkholder report)

Written report submitted.

D. Issue I 2006 application; Palmer Road resurfacing or Jardin Manor storm drainage project

President Burkholder said it was his understanding that the township could apply for funding for the entire storm drainage project in Jardin Manor.

F. Motion to approve updated Etna Township Zoning Map

Resolution 06-08-01-03: Mr. George moved to approve the updated zoning map. Knapp seconded.

Roll Call: Burkholder, yes; George, yes; Knapp, yes

E. Incorrect zoning resolution on website, need to update booklets with amendments (update)

Resolution 06-08-01-04: Mr. Knapp moved to approve the approved text amendments to the Etna Township Zoning Resolution from 3/1/02 through 7/14/06. George seconded.

Roll Call: Knapp, yes; George, yes; Burkholder, yes

G. Need for engineering representation at county technical review committee meetings

Mr. George said he could not justify spending taxpayers money when the township could use the services of the Licking County Engineer and LCPC. Mr. Knapp said that the trustees could ask the engineering firms that will be present at the joint meeting with the zoning commission for guidance on this subject.

H. Motion to go into executive session per O.R.C. 121.22 G (2) to consider the purchase of property for public purposes.

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At 9:12 p.m., Mr. Knapp moved to go into executive session per O.R.C. 121.22 G (2) to consider the purchase of property for public purposes. George seconded.

Roll Call: Burkholder, yes; Knapp, yes; George, yes

At 9:37 p.m., Mr. George moved to come out of executive session. Knapp seconded.

Roll Call: Burkholder, yes; Knapp, yes; George, yes

Resolution 06-08-01-05: Mr. Knapp moved to respond and decline the offer made regarding the purchase of public property. George seconded

Roll Call: Burkholder, yes; Knapp, yes; George, yes

Resolution 06-08-01-06: Mr. Knapp moved authorize President Burkholder to explore Option B for the purchase of public property. Burkholder seconded.

Roll Call: George, yes; Burkholder, yes; Knapp, yes

I. Motion to approve printing and delivery costs for Etna Township Community Map and Information Guide with Municipal Communications, Home, PA

President Burkholder said the cost would be approximately .075 cents per household.

Resolution 06-08-01-07: Mr. Knapp moved to approve the printing and delivery costs for a Etna Township Community Map and Information Guide with Municipal Communications. George seconded.

Roll Call: Knapp, yes; Burkholder, yes; George, yes

J. Set date for public records training

President Burkholder moved to hold a joint public records training session and with Harrison Township and any other entity who would like to attend. George seconded and the vote in favor was unanimous.

Mr. Knapp moved to coordinate a date with Harrison Township and any other county level entity for the training session to take place in October. George seconded and the vote in favor was unanimous.

NEW BUSINESS

A. Brief discussion of tax increment financing presentation at Pataskala City Council on 7/25/06

Mr. Knapp moved to invite Gregory Stype, attorney for Squire, Sanders & Dempsey LLP to give a presentation on tax increment financing to the Board, at a regular meeting, at his earliest convenience.

George seconded and the vote in favor was unanimous.

Mr. Knapp will contact Mr. Stype.

B. Motion to approve resolution authorizing \$16,000 expenditure as Etna Township's portion for the MORPC SR 310 Traffic Study

Resolution 06-08-01-08: President Burkholder moved to rescind Resolution 06-07-06-10 on the \$15,000 expenditure to MORPC. George seconded.

Roll Call: George, yes; Burkholder, yes; Knapp, yes

Resolution 06-08-01-09: President Burkholder moved to adopt the resolution to enter into a contract with the Mid-Ohio Regional Planning Commission to conduct the SR 310 Corridor Traffic Study. Be it resolved by the Etna Township Board of Trustees that:

1) Etna Township will participate with \$16,000 towards the budget of the SR 310 Corridor Traffic Study contingent upon funding commitments by the other participating agencies

2) Gary Burkholder is authorized to enter into agreement with the Mid-Ohio Regional Planning Commission to provide the funds and for MORPC to perform the study. George seconded.

Roll Call: Knapp, yes; Burkholder, yes; George, yes

C. Etna drug and alcohol testing training

Mr. Knapp said he asked Ohio Health Consortium if he needed training since he was the designated township representative and was told the training was optional. However it was suggested that the trustee over roads go through training. There was discussion on both Burkholder and Knapp attending a training session in October.

Mr. Knapp moved to pay the following bills. George seconded and the vote in favor was unanimous.

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3025	James Wyrick	504.91	3042	Midland	708.04
3026	Mark Smith	954.54	3043	Ace truck Equip	312.63
3027	Phillip Waller	1535.10	3044	Redskin Transport	1574.26
3028	AEP	36.54	3045	Shelly Materials	476.77
3029	Columbia Gas	7.78	3046	Brewpro	3680.00
3030	Nextel	122.40	3047	Medical Mutual	4070.34
3031	Embarq	312.01	3048	OPERS	4730.53
3032	Gordon Flesch	47.52	3049	Park National	1654.20
3033	Stanley Robinson	80.55	3050	Treasurer of State	582.96
3034	Postmaster	50.00	3051	OH School Tax	88.79
3035	Paul George	182.24	3052	Gary Burkholder	752.95
3036	Gary Burkholder	205.33	3053	Paul George	689.83
3037	Richard Knapp	240.00	3054	LC Commissioners	500.00
3038	Loveland & Brosius	1200.00	3055	Robert Perriman	483.53
3039	Void		E00148	Barbara Digel-Barrett	998.86
3040	M. Smith/LC Treasurer	163.39	E00149	Laura Brown	809.62
3041	Kleem	218.80	E00150	Richard Knapp	791.78
			E00151	Stanley Robinson	1143.01
	Total	30409.21			

I do hereby certify that the funds for payment of the above obligations were lawfully appropriated and are on hand or are in the process of collection

Barbara Digel-Barrett
Fiscal Officer

At 10:07 p.m., Mr. Knapp moved to adjourn the meeting seconded by Burkholder and the vote in favor was unanimous.

Barbara Digel-Barrett
Fiscal Officer

Gary Burkholder
President