

RECORD OF PROCEEDINGS

Minutes of

Etna Township Trustee Special

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

May 9, 2007

20

The Etna Township Board of Trustees met on May 9, 2007 at the Etna Township Hall to hold a special meeting. President Knapp called the meeting to order at 7:01 p.m. and the pledge of allegiance was recited. Roll call showed President Knapp, Trustee Burkholder, Trustee George and Fiscal Officer Digel-Barrett present.

The motion to adopt the agenda was made by Mr. George, seconded by Burkholder and the vote in favor was unanimous.

President Knapp said a situation arose and a light fixture at the township hall needs to be repaired. This item will be discussed at the next regular meeting. Trustees agreed to reschedule the work session on the employee manual when Mike Waller is able to attend.

PUBLIC COMMENTS

Gary Godwin, 63 Trail East, said he felt it was premature to discuss TIF's before the MSI plan is completed and TIF's take operating money from the residents.

Neil Ingle, 71 Trail East, said he supports legal representation for Stan Robinson, zoning inspector, at the May 22nd BZA hearing regarding the Wal-Mart permit. Also feels that TIF's support the developers and decreases funding for the school system.

Jim Van Dyne, 7173 Refugee Road, said that it is important that the zoning inspector have legal representation for the upcoming BZA hearing and questioned why there was none at the last BZA hearing. Mr. Burkholder replied that there was not an authorized expenditure for legal fees for the last hearing.

Claudette Van Dyne said the zoning inspector should have had legal representation at the last BZA hearing and the trustees should have made sure that he did. She does not feel that the \$8000 spent on legal fees produced positive results and did not improve the situation at Cameron Chase.

Mr. Burkholder replied that the township investigated what requirements had not been met with the Cameron Chase PUD and initiated the study for a traffic light to be moved to Refugee and SR 310 and Tina Taylor assisted when she got petitions.

President Knapp said the Board needs to reevaluate the costs for outside attorneys. He did call the law firm for representation for Mr. Robinson and said he was told that the township had a negative \$500 balance. He is not supportive in using this law firm for any further proceedings.

Mr. Burkholder said he did not tell Mr. Rodgers, attorney with Chester Willcox & Saxbe, not to represent Mr. Robinson and that the other trustees could have called a special meeting to approve funding.

Neil Ingle said he feels the zoning inspector needs legal representation at all BZA hearings.

Gary Godwin said the township should continue with the same law firm since they have done all the preparation work.

TAX INCENTIVE FINANCING

President Knapp said the Board needs to be better educated on the different types of TIF's available and would like for the prosecutor's office to do research on the different TIF's. The county can also create a TIF. He would like to meet with Pataskala to hear what their plans are and to influence decisions on matters that affect our township.

Mr. Burkholder said he is willing to meet with Pataskala but the township needs the information beforehand. Pataskala also needs to contribute to the I-70 and 310 interchange. Wal-Mart did not sign the contract to contribute the \$400,000 for SR 310 until January 8th.

President Knapp said we should ask MORPC how much it would cost to upgrade the 310 interchange.

MOTION FOR LEGAL COUNSEL FOR ZONING INSPECTOR FOR MAY 22 BZA HEARING

Mr. Burkholder moved to appoint and approve funds for legal counsel to represent the zoning inspector at the Etna BZA hearing on May 22nd. Burkholder questioned the date and was told the township received an email today that the date was the 21st. Burkholder asked that this item be placed on the May 15th agenda with the correct date.

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Mr. Burkholder said he would not be opposed if the other two trustees would like for another attorney to represent Mr. Robinson and said he feels that Chester Willcox & Saxbe has well served the township in legal matters. President Knapp said he would have other names for the next meeting.

There was discussion on how the law firm was notified on funds approved and accounting of those funds.

At 8:20 p.m., Mr. George moved to go into executive session per O.R.C. 121.22 G(2) to consider the purchase of property for public purposes. Knapp seconded and the vote in favor was unanimous.

At 8:40 p.m., Mr. George moved to come out of executive session. Burkholder seconded and the vote in favor was unanimous.

At 8:40 p.m., Mr. George moved to adjourn the meeting, Burkholder seconded and the vote in favor was unanimous.

Barbara Mijet-Burnett
Fiscal Officer

Rick Knapp
President