

RECORD OF PROCEEDINGS

Minutes of

Meeting

Etna Township Trustees Regular Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

October 7th,

2008

Held

20

The Etna Township Board of Trustees met on Tuesday October 7th, 2008 in the Etna Township Hall for the purpose of conducting a regular meeting. The meeting was called to order at 7:01 p.m. by Vice-President George. Jeff Johnson led the prayer and the pledge of allegiance was recited. Roll call showed Jeff Johnson, Paul George, and Tina Taylor present. Trustee Dick Knapp arrived at 7:30 p.m.

Jeff Johnson moved to adopt the agenda. Paul George seconded and the vote in favor was unanimous.

ADOPTION OF THE MINUTES

Jeff Johnson moved to approve the September 15th, 2008 special meeting minutes. Paul George seconded. Roll Call: Johnson, yes; George, yes;

Jeff Johnson moved to approve the September 16th, 2008 regular meeting minutes. Paul George seconded. Roll Call: Johnson, yes; George, yes;

The September 26th special meeting minutes will be tabled. Paul George did not attend this meeting and the minutes will be approved when Dick Knapp is present.

PUBLIC COMMENTS

Neil Ingle 71 Trail East questioned the citizen being on the agenda under Spikerush Court and inquired if this is available to all citizens and how long in advance do you request it. Neil Ingle asked if they would be limited to the 3 minute/5 minute per person time restraint. Paul George stated as far as he is concerned it would be and needs to be to the Trustees prior to Thursday prior to the posting of the agenda.

Gary Godwin 63 Trail East discussed the parking in Spikerush Court. He is concerned with safety and if there was a fire in this court. If the township is going to restrict parking in the cul-de-sac it needs to be in all the cul-de-sacs. He would like the signs to be consistent with the other signs in the development. Does not want commercial, agricultural, and trailers permitted to park on the road.

Gilbert Guttentag 70 Runkle Drive read a letter addressed to the Trustees regarding the appointment to the Southwest Licking Water and Sewer Board. He feels the Board is in violation regarding David Goll's appointment creating a conflict of interest. The letter referenced attorney general opinions.

CORRESPONDENCE

- Pataskala Area Chamber of Commerce – November Luncheon
- Pataskala Area Chamber of Commerce – Directory
- Pataskala Area Chamber of Commerce newsletter
- West Licking Historical Society newsletter
- Ohio Department of Natural Resources
- Kenneth Oswalt – Public Records Request
- Chester Willcox & Saxbe – Pataskala Bank
- Ohio Bureau of Motor Vehicle – License statistic report
- Bricker & Eckler – seminars
- Ohio Township Association Grassroots Clippings
- The federal and State Wage-hour seminar
- OPERS – Employer Notice
- Star Ohio
- The Ohio Plan Healthcare
- OPERS – Employer Notice
- Park National Bank – CDARS
- Time Warner Cable – 2009 Pricing for Pataskala Area
- Ohio Township Association – Brd of Director's Elections
- Time Warner Cable – Switchnet Digital Video
- OTARMA – Ohio Township Association annual report for 2007
- Secretary of State – 2008 Ohio Issues Report

REPORTS

Road Report – Next meeting.

JEDZ I and II – The checks will be cut for the entities in JEDZ I in the two weeks.

Water & Sewer Report – David Goll stated the minutes are available on the website. They are proceeding with the Reynoldsburg School Board regarding service for the new school on Summit Road. They are putting together a loan package to prepare for the loss in the economy. David Goll discussed the agreement with Kirkersville that is being updated, phase one is just for State Route 158. David Goll explained the rate increase to resident Gil Guttentag.

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Jeff Johnson moved to approve Laura Brown attending the UAN Cemetery Training on October 14, 2008. Paul George seconded and the motion passed unanimously.

Trustee Dick Knapp arrived at approximately 7:30 p.m.

Jeff Johnson moved to approve October 17th and December 5th vacation time for Laura Brown. Paul George seconded and the motion passed unanimously.

OLD BUSINESS

New Community Center Update – The footers were poured today and the building is scheduled to be completed in March.

Gateway Landscape for State Route 301 and Route 40 – Dick Knapp explained the cost will mainly be for the labor. Dick Knapp has spoken with Mr. Coles from the Southwest Licking Schools and they will take on the project of providing a landscape design. This will be discussed in the future.

JEDZH Compensation Agreement – Brian Marsh representing ProLogis provided the Trustees with an update on the documents. This was previously approved and signed by the township. Eric Fox with the Licking County Prosecutor's office recommended amending the documents and reapproving. Paul George spoke with Eric Fox also.

Resolution 08-10-07-01: Board of Township Trustees of Etna Township, Licking County, Ohio Resolution 08-10-07-01 in the matter of approving an updated development and compensation agreement with the City of Newark, Licking County and ProLogis for Development of an industrial park in the township. This day, 7th, 2008, the Board of Trustees of Etna Township met in regular session, members present Jeff Johnson, Paul George, and Dick Knapp. Paul George moved to adopt and Jeff Johnson seconded and the vote in favor was unanimous.

Spikerush Court/Cul-de-sac no parking regulations –

Pat Shrayner 10 Spikerush Ct – Discussed the issues of safety. The Fire Chief stated there are no safety issues. He feels this no parking ban needs stopped. He feels this needs banned everywhere not just one cul-de-sac. He stated the cars being parked on Trail East will be a safety issue. His property rights have been taken away. He has met with an attorney. Paul George stated the Fire Chief agreed there was a safety hazard when the cars were parked illegally along with the boat. Jeff Johnson verified Mr. Shrayner could park along his property on Trail East.

Gil Guttentag 70 Runkle Drive agrees if everyone parks appropriately there is not a problem. He also agrees that the Trustees cannot pick one cul-de-sac in the township. He discussed the boat parked along the street and a vehicle with flat tires. The parking regulations need to be enforced and residents need to follow the rules.

Beth Green 15 Spikerush Court stated the boat was parked there for three weeks while an engine was replaced two years ago. She can provide documentation from the company where they store the boat. The boat was parked near the curb.

Gary Burkholder 254 Trail East stated it was a safety issue. He was in Spikerush Court during snow removal. The street on Trail East is 32 feet wide and two vehicles can be parked there. He used to feel that cars being parked on the street were a safety issue and still does to a certain degree. The Licking County Planning, technical review state the cars parked on the street create a calming effect. Instead of having people like Beth Green speeding through there at 45 to 50 mph people have to follow the 25 mph speed limit so that kids do not get run over. Speeding is a problem in Cumberland Trail. Gary stated the driveways should have been longer. DiYanni Homes did not layout the streets it was the developer in conjunction with the township and the county.

Beth Green wanted to address Gary Burkholder's comment. Dick Knapp stated this needs to be addressed outside of the meeting.

Ryan Green 15 Spikerush Court discussed the head in parking. The mail truck will not be able to deliver the mail. He has concerns with break in issues with parking on the main road. He suggested they write tickets if they are parked illegally.

Paul Shrayner 10 Spikerush Court has concerns with vehicles being broken into. He has witnessed attempts to break in vehicles. He does not understand what residents living on Trail East have to do with the parking in the cul-de-sac.

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Gary Godwin 63 Trail East discussed the vandalism to cars and feels it is irrelevant to safety. He feels this should be addressed in all the cul-de-sacs. The standard needs to be set while the building in the area has stopped. He does feel the recreation vehicles need restricted for safety because they pose hazards at night.

Rich Green 15 Spikerush Court stated the trash trucks pick up trash every week. He stated a school bus hit a car on Trail East because of two cars parked on Trail East. This is a safety issue. The cars will be moved for snow removal. He stated the police have no laws to come out and enforce.

Gil Guttentag 70 Runkle Drive asked if there was a federal law regarding mailboxes being blocked. Dick Knapp stated there is no law. He discussed the importance for non-motorized vehicles not being allowed to park along the road and suggested \$100.00 fine for each violation.

Neil Ingle 71 Trail East stated there is no law where you park but the postmaster will not get out delivering the mail but the trash truck driver will dump your trash.

Beth Green 15 Spikerush Court stated Mr. Ingle does not live in the cul-de-sac and stated they do not have a problem with the mail being delivered.

Paul George stated the prosecutor's office provided the resolution and this is not illegal. Dick Knapp discussed this emotional issue and stated it seems to be a neighbor issue. Chief Weber is satisfied if the cars are parked legally. The Trustees voted on the 100 feet ban prior to the test by Chief Weber. Dick Knapp stated illegally parked cars are not a Trustee or township issue. Paul George is satisfied with the test. Dick Knapp stated the Ohio Revised Code stated no parking 10 feet from the stop sign.

Resolution 08-10-07-05: Dick Knapp moved to rescind the previous resolutions and reserve the right to further look into safety issues within the township. Paul George seconded. Jeff Johnson, no; Dick Knapp, yes; Paul George, yes and the motion passed 2-1. The 100 foot ban has been lifted.

NEW BUSINESS

Resolution 08-10-07-06: Paul George moved to release the bond to M/I homes Cameron Chase Refugee Road improvement bond. Dick Knapp seconded and the motion passed unanimously.

Resolution 08-10-07-07: Paul George moved to release the bonds to Dominion Homes Columbia Road improvement bond. Dick Knapp seconded.

Paul George moved to declare October 30th from 6:00 to 7:30 p.m. for Halloween. Dick Knapp seconded. Discussion: This is consistent with Pataskala. The motion passed unanimously.

Resolution 08-10-07-08: Paul George moved to post signs regarding 50% weight restrictions for Palmer Road from Mink to Taylor, Taylor Road, Summit Road, Refugee Road, Columbia Road, and Smoke Road from the recommended dates from the county. Dick Knapp seconded and the vote in favor was unanimous.

Resolution 08-10-07-09: Dick Knapp moved to appoint Paul George, Claudette VanDyne, and Len Fatica to serve on the two year term on the JEDZ II Board. Jeff Johnson seconded and the vote in favor was unanimous.

Paul George updated Dick Knapp on the letter presented by Gil Guttentag regarding David Goll serving on the board. Paul George suggested obtaining legal advice.

Jeff Johnson moved to table the motion to advertise for the Etna Township's Representative for the Southwest Licking Community Water and Sewer Board. Dick Knapp seconded and the vote in favor was unanimous.

Public Comments

Gary Godwin 63 Trail East discussed the parking on the cul-de-sacs and non-motorized vehicles permitted in the township.

Gil Guttentag 70 Runkle Drive discussed the Fire Chief supporting the double parking. He stated Pataskala has or is doing the same thing.

Mark Schaff 7461 National Road is excited about the landscape along State Route 40 and suggested looking to the east of the township. He mentioned the Adopt a Highway program and maybe the homeowners along the green islands to help with the maintenance.

Pat Shrayner 10 Spikerush Court thanked the Trustees.

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October 1 st , 2008	Receipts	Expenditures
General Fund	185,301.97	40,362.63
MV License Tax	1,476.24	916.80
Gasoline Tax	9,559.89	2,264.45
Road and Bridge Fund	21,010.85	29,084.70
Special Assessment	1,331.53	261.31
Misc. Special	0	0
Misc. Debt	9,945.00	2,740.43
Total	228,625.48	75,630.32

Funds Total September 20, 2008 - \$1,304,869.03

Resolution 08-10-07-02: Dick Knapp moved to transfer \$1,200 from account 1000-110-599 which is the miscellaneous expenses to 1000-110-240 which is unemployment compensation. Paul George seconded and the vote in favor was unanimous.

Resolution 08-10-07-03: moved to transfer \$235.91 from miscellaneous expenses account 1000-110-599 to 1000-110-314 which is tax collection fees. Paul George seconded and the vote in favor was unanimous.

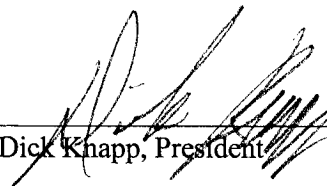
Tina Taylor discussed the purchase order for Morton Salt. She would like to appropriate half to 2008 and then half to 2009. Dick Knapp discussed in the past the township did not have to issue a purchase order for the entire amount.

Resolution 08-10-07-04: Paul George moved to appropriate for 35 thousand tons of salt. Jeff Johnson seconded and the vote in favor was unanimous.

Tina Taylor discussed that Park National Bank is insured for up to \$250,000 and Star Ohio is not insured. She recommends leaving the \$240,000 at Park National Bank.

Dick Knapp moved to pay the bills. Paul George seconded and the vote in favor was unanimous.

Paul George moved to adjourn at 8:59 p.m. Dick Knapp seconded and the vote in favor was unanimous.


 Dick Knapp, President


 Tina Taylor, Fiscal Officer