

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held November 20, 2007 20

The Etna Township Board of Trustees met on November 20, 2007 at the Etna Township Hall to hold a regular meeting. President Knapp called the meeting to order at 7:00 p.m. with a moment for silent prayer and the pledge of allegiance was recited. Roll call showed President Knapp, Trustee Burkholder, and Fiscal Officer Digel-Barrett present. Trustee George was absent

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

ADOPTION OF THE MINUTES

Mr. Burkholder moved to approve the October 16, 2007 meeting minutes, Knapp seconded.

Mr. Burkholder moved to correct the spelling on the last page of Dickson to Dixon. Knapp seconded the correction and the vote in favor of correction and motion was unanimous.

Mr. Burkholder moved to approve the November 8, 2007 meeting minutes, Knapp seconded.

Discussion: Mr. Burkholder moved to add to the first paragraph on the fourth page to include his comment: "that Mr. Robinson had not been happy with the township because he was not given a pay raise". Mr. Burkholder felt that this statement was significant and was Mr. Robinson's motivation and intent for filing his grievance. There was no second to amendment.

Mr. Burkholder requested that the minutes of this meeting reflect his motion and comments.

Roll Call: Burkholder, no; Knapp, yes

PUBLIC COMMENTS

David Goll, said the Board of Zoning Appeals is faced with a situation similar to fences. Before Mr. Robinson became zoning inspector, there was no enforcement of sign permits. Some signs have permits and some do not and said a solution is needed to handle old signs erected. Mr. Goll feels there will be a snowball effect with one BZA hearing after another and that the possibility of waiving the penalty fee for not obtaining a permit could be considered

Mr. Burkholder said ignorance of the law is no excuse.

President Knapp said that letters could be sent to all violators of the sign permit and if they comply, the late fee could be waived. If the violator does not comply, then the late fee could be charged.

PRESENTATION

Jan Rice and Vince Mazeika, with the Central District Office of the EPA were in attendance because the township plans to update the land use plan. They requested that the township consider the impact of development along waterways. The EPA is responsible for protecting water quality and streams and rivers in the state and the quality of life. Development should be restricted along streams and river corridors.

CORRESPONDENCE

- Labors Employers Cooperation & Education Trust – seminar on Prevailing Wage
- Ohio Department of Commerce, Division of Liquor Control – renewal applications
- Multi-State Information - pamphlets
- Pataskala Are Chamber of Commerce – newsletter
- Care Works – third quarter case management report

REPORTS

Fiscal Officer

As of November 20, 2007

	Receipts	Expenditures
General Fund	4,517.75	44,122.34
MV License Tax	0.00	372.69
Gasoline Tax	0.00	80,000.00
Road & Bridge	10,031.43	164,786.71
Special Assessments	0.00	261.90
Misc Debt Service	0.00	2,740.43
Total	14,549.18	292,284.07

Funds Total November 20, 2007 - \$1,190,914.22

Road – written report submitted

RECORD OF PROCEEDINGS

Minutes of

Etna Township Trustee

Meeting

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07-11-20-01: Mr. Burkholder moved to approve the expenditure of \$130.94 to Wheelsport for sharpening chains, bar oil and chains. Knapp seconded and the vote in favor was unanimous.

07-11-20-02: Mr. Burkholder moved to approve the expenditure of \$355.54 to Ace Truck Equipment for hydraulic pump and strobe lights for the International truck. Knapp seconded and the vote in favor was unanimous.

Zoning – written report submitted

Mr. Burkholder said he would not support a 20' setback. Regarding obstructions in the road right-of-ways, it is okay for the zoning inspector to write draft resolutions but the final resolution should be written by an attorney, the Licking County Prosecutor's Office.

MORPC

Mr. Burkholder said the Board will need to renew its membership with MORPC and thinks membership in this organization is worthwhile.

Water and Sewer

Mr. Goll said Kikersville is supposed to sign the water agreement and will be responsible for the infrastructure for the water lines on Route 158 to Flying J. The water and sewer board will bill Kikersville with one bill and they will be responsible for billing the customers. There will be no tap fees collected for the water lines on Route 158. New customers will be charged tap fees and the District will receive 90% of those fees.

OLD BUSINESS

A. Motion to appoint township record official

Legal opinion has not been received from the Licking County Prosecutor

B. Update and discussion regarding ProLogis JEDZ II development and compensation agreement

President Knapp said the township has not received the information regarding the compensation agreement.

Mr. Burkholder expressed concerns that ProLogis wants to move forward with the CRA agreements and other agreements before the JEDZ II or compensation agreement is completed. He does not think any of the JEDZ money should go back to the developer for infrastructure since the improvements are on their property and they are receiving tax abatements. The site plan does not show a path to I-70 and MORPC said an interchange will not be built there even though some county officials believe an interchange will be built. All the traffic from this development and the one in Pataskala will be funneled down Route 40. Mr. Burkholder would like to preserve the opportunity on this site to connect to I-70 and does not support 100% tax abatements and more warehousing.

C. City of Pataskala Refugee Road re-paving/reconstruction project update

There was discussion on the unanimous vote at the last meeting of approving up to \$10,000 to Pataskala for the Refugee Road repaving project. Mr. Burkholder said according to Pataskala Councilman King, the expense for addressing the drainage problem will not be included on the Issue I funding and will be an add on project. Pataskala is supposedly spending an extra \$3600 for the drainage line to the condominiums. Fixing the drainage is a safety issue and if the township does not help, then the drainage issue will not be addressed because of Pataskala's budgetary constraints.

President Knapp said he thought the expenditure of \$10,000 was for supplies, that he township road crew would make the drainage repairs and that the money would not be given directly to Pataskala. He learned that the township has a maintenance agreement with Pataskala and Pataskala is responsible for this section of Refugee Road, not the township and said township money should not be used.

Mr. Burkholder said the expenditure of money was authorized on the contingency that Mr. Waller and Trustee George meet with Pataskala officials to see what will be accomplished. The paving project is under time constraints. President Knapp will contact Mr. King and the item will be on the next agenda.

D. Township employee vacation approvals

Mr. Burkholder moved to approve Mark Smith's vacation 12/24 through 12/31. Knapp seconded and the vote in favor was unanimous.

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Mr. Burkholder moved to approve Mike Waller's vacation from 11/26 through 11/30, 12/20, 12/21, 12/24 and 12/31. Knapp seconded and the vote in favor was unanimous.

E. Review the Schedule of Records Retention and Disposition

The last page of the records retention schedule was missing when approved and the trustees reviewed the missing items.

07-11-20-03: President Knapp moved to add items 07-00048 through 07-00055. Burkholder seconded and the vote in favor was unanimous.

F. SR 310 Corridor Study

Mr. Burkholder recommended that the Board adopt the plan for the SR 310 Corridor at the first meeting in December. The township needs a guideline for the developers to follow.

G. New township hall update

President Knapp said the architect is requesting that the 3570 square footage for the township hall be approved so he can proceed.

Mr. Burkholder said he advocated increasing the hallway to the restrooms to 6' to enable better facility for handicap people.

Mr. Burkholder moved to approve a 44' x 82' building with square footage of 3608. There was no second to the motion.

President Knapp said he wanted the full Board present to vote.

NEW BUSINESS

A. New township hall groundbreaking committee

President Knapp said he would like for the Economic Development Committee to chair this event.

B. Ohio Department of Liquor Control renewal objections

President Knapp said this item will be placed on the next agenda when the full Board is present.

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

PUBLIC COMMENTS

Jin Van Dyne, 7173 Refugee Road, had questions on the Kikersville agreement with the water and sewer district. Thought the zoning commission addressed the set backs and said the zoning inspector is to enforce the zoning resolution and not write it.

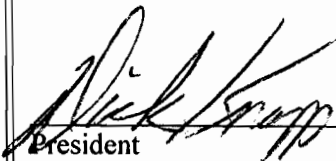
David Goll said there is not any documentation that permits were needed for fences but there was documentation that permits were needed for signs.

Kathy Johnson, 254 Trail East, said whether Mr. Burkholder is on this Board or not, she is still a citizen of Etna Township. She asked President Knapp that she not be disrespected because she takes notes.

Claudette Van Dyne said she does not understand how the Board could make a decision on the SR 310 Corridor Study because the information and answers to question have not been submitted to MSI Design for modifications to the plan.

At 9:03 p.m., Mr. Burkholder moved to adjourn the meeting, Knapp seconded and the vote in favor was unanimous.


Fiscal Officer


President