

RECORD OF PROCEEDINGS

Minutes of

Meeting

Etna Township Trustees Regular Meeting

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 10148

Held July 5, 20 2022

The Etna Township Board of Trustees met on Tuesday, July 5, 2022 in the Etna Township Administration Building for the purpose of conducting a regular meeting. The meeting was called to order at 6:00 p.m. by Trustee McKee. Jeff Johnson led the invocation and Rozland McKee led The Pledge of Allegiance. Roll call showed Trustees Jeff Johnson, Mark Evans, Rozland McKee-Flax and Fiscal Officer Julie Varian present.

Trustee McKee moved to adopt the agenda. The motion was seconded by Trustee Johnson. Discussion: Trustee Evans requested modifications and additions to the agenda, but the agenda remained as presented. The roll call on the motion was as follows: Evans, no; Johnson, yes; and McKee, yes; passed 2-1.

Trustee McKee moved to approve the minutes from the May 3rd and May 17th, 2022 as presented. The motion was seconded by Trustee Evans. Discussion: Trustee Evans requested the motion that are made and not seconded be included unless they are withdrawn. The secretary, Laura Brown, requested the Board provide her direction regarding this request. The Prosecutor's office said to follow the majority of the Board of Trustees regarding this issue. The roll call on the motion was as follows: Evans, no; Johnson, yes; and McKee, yes; passed 2-1.

Public Comments –

Judy Thorpe of 12156 Palmer Road discussed the work session meetings and Bill Vance explained how the work sessions work and how the public is notified. Judy Thorpe stated for the record this is not what we voted for.

Ron Sabatino owner of the Cumberland Trail Golf Course stated they are approaching the deadline for the fireworks and requested the decision from the Trustees on whether they want to proceed with the fireworks this year. He is willing to host this year until the park is open.

Ryan Davis of 8807 Watkins Road discussed the motions being in the minutes when they are not seconded and inquired why Trustee Evans items were not added to the agenda. Rozland McKee explained that the items are added and some of the items will be added to the work session agenda and sixteen items would make for a long meeting. Ryan Davis agrees the public does not want to be at a meeting all night either. Ryan Davis would like to see Mark Evans and Bill Vance to work together. Ryan Davis inquired if the residences on Pike Street have been notified regarding the road paving project.

Judy Cafmeyer of 29 Roma Court thanked them for coming out regarding the water issues in her neighborhood, discussed the solar farms and wind developments and the land that is destroyed from them and requested a resolution to protect Etna Township as an Exclusionary Zone, Pike Street project and the cost and she suggested that Bill Lozier come to a Comprehensive Planning Committee (CAC) meeting to discuss, requested the live streaming by the township, and inquired on the annexation concerns with the City of Reynoldsburg.

Josh Yardley of 96 Nantucket was inspired by the videos to attend the meetings and suggested a different angle and upgrading the live streaming along with a LCD screen that will help keep the residents informed, stated the website needs updated, and suggested a tracking program that would show who was assigned to a project.

Chuck Bundy of 10254 Tollgate Road discussed what is being done in the meetings and recommends the township live stream the meetings.

Ashley King of 75 Trail East discussed Mr. Vance working with Mr. Evans and understands why Mr. Vance wants to work with Mr. Evans in a public setting. There is not an option for Mr. Vance to go to HR regarding concerns with Mr. Evans and the way Mr. Evans slandered Mr. Vance.

Michelle Hall via email – Mark Evans read the email regarding her concerns on the Pike Street Road Improvements. She has concerns with resident's property being taken up to their front porches and the impact on parking along Pike Street. She does not support the wide sidewalks and bike paths but does support the repaving and drainage/sewage work.

Rachel Zelazny of 10141 Tollgate Road thanked them for coming to her property to review the storm drains and she likes the work session platform but would like to see more discussion on the items.

John Kennard of 10785 Palmer Road discussed the sixteen items that Mark Evans had on Facebook, the food truck at the park, the new committee that will establish funds from the warehouses, and the previous Trustees paid for trash for the residents. Mr. Kennard stated Mr. Winer keeps complaining about the past Trustees, complains about the present Trustees, brags about what he does, and what nobody else does. He feels the money from that committee would touch more people paying for trash instead of encouraging food trucks. One bad apple ruins the whole batch, well it's happening because it seemed like we couldn't get anything done when he was president and now that he is not, he is always bashing the other two.

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Reports

Road Report - A report was provided by Don Copley. Trustee Evans reported they have been mowing and sealing the streets and doing a great job.

Zoning Report – A Zoning Report was provided by John Singleton. Trustee Evans inquired on the ponds in the township and Steven reported they inspected and violations were issued.

Operations Report –

Bill Vance reported on Scannell the Fedex site regarding updates from Dan Harrington with Scannell Properties regarding the stormwater concerns, the lighting shields are still on go for July, and he is making headway on the specifics with potentially raising the sound wall. The next meeting is scheduled for the end of July.

Bill Vance and the staff took a site visit to the property Tollgate Road and will be doing some follow-up with Licking County Soil & Water on some concerns along with the township Road Department and will be back in touch with the property owner before the first meeting in August.

Bill Vance, staff, and Licking County Soil and Water went out to Royal Acres to investigate the situation and will meet with them on some permit clarifications this week and will be back in touch with the property owner.

Bill Vance and staff met with adjacent property owners to Storage One regarding stormwater concerns, issues with the pond, and lighting. They will be meeting with the property owner regarding these issues and will continue to follow-up with the Board of Trustees.

Trustee Evans inquired on holding back on the incentives for the second building until the issues are resolved for the residents. The property owner was looking into a JEDD7 amendment for Scannell and Mr. Evans does not want to move forward with any economic incentives until the issues are addressed. Mr. Vance is not aware of any discussions regarding the JEDD7 amendment that Mr. Evans was negotiating.

Trustee Evans was working on a number of stormwater issues in the township and wanted to know if Mr. Vance wanted all of the locations regarding issues concerning soil and water. Mr. Evans stated there are multiple on Palmer Road and on Smoke Road. Mr. Vance recommended that specifics could be discussed at the work session. Mr. Vance has been prioritizing the issues and addressing them. Trustee Johnson recommended providing Mr. Vance the list of concerns.

Trustee Evans discussed the Blue Monkey along with the adjacent motel. Mr. Vance stated they are working on these issues and will be contacting the adjacent property regarding the lighting. Trustee Evans has been informed by residents regarding the light pollution.

Water & Sewer – Mr. Stepp provided a report.

Cemetery - Nothing to report at this time regarding the cemetery.

Parks – Trustee McKee reported that JBW closes on July 6 and the Snider/Garon property closed Thursday, and the Langel property is in escrow with the township's portion completed.

Fire District – Trustee Johnson stated nothing new at this time. Having the fire department use the barn on the park property for training was discussed. Trustee Evans discussed Hebron joining this district. Trustee Johnson is not sure what details can be released at this time and will provide information when it is available.

JEDZ1&2 and JEDDs - Bill Vance reported on the meetings regarding the JEDD's focusing on annual revenues and the debt obligations along with legal bills that have been paid since 2013. Trustee Evans discussed the JEDD7 regarding a pilot and Bill Vance stated the City of Reynoldsburg is reviewing what is being proposed and it will be presented to the Trustees for approval. Trustee Evans discussed using different entities for partners for future JEDDs.

Fiscal Officer Report

F/O Varian requested to be included in the meetings regarding the JEDDs and anything financially.

Motion to pay the bills and approve purchase orders

Trustee McKee moved to pay the bills as presented. The motion was seconded by Trustee Evans and passed by unanimous affirmative vote.

Resolution 22-07-05-01: Trustee Johnson moved to approve purchase orders as presented. The motion was seconded by Trustee Evans and passed by unanimous affirmative vote.

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Old Business

Harassment Policy

Trustee Johnson moved to approve the Discrimination, Harassment, and Bullying policy as presented. The motion was seconded by Trustee McKee. Discussion: This policy will be added to the employee handbook and the policy was emailed to the Trustees for review. This policy was what the township's labor attorney recommended the township approve. The motion passed by unanimous affirmative vote.

Consideration of Closing Costs Adjustments (Park Land)

Trustee McKee moved to authorize payment to the Title Connect Agency for \$3,416.12 for the closing costs for the park properties and to cut the check after the meeting for the closing tomorrow and to issue the purchase order. The motion was seconded by Trustee Johnson Discussion: Trustee McKee explained there were adjustments made which caused additional costs for the closing scheduled for July 6, 2022. There were \$3,322.70 for the Garon Property and \$93.42 was for JBW. The motion passed by unanimous affirmative vote.

Trustee Evans moved to approve Trustee McKee to sign the closing documents for the park land purchases outside of the meeting. Trustee Johnson seconded and the motion passed by unanimous affirmative vote.

Pavement Management Group

Trustee Evans provided an overview from the Pavement Management Group and discussed requesting engineering assistance from the Licking County Engineer. Trustee Evans will be meeting with Pavement Management Group this Friday to go over their specific recommendations and estimates. The majority of the township roads are in good/excellent condition with a few that need attention which is Pike Street on the east side.

The roads have not been selected yet and would require board approval. Mr. Evans wanted approval to have Jared Knerr get time on his schedule for this instead of waiting for the last minute. After the close out meeting and based on budgeting he will have the list of roads. The Trustees requested a list of roads. Trustee Evans explained what Pavement Management Group provides. The Engineer's Assistance request can be signed outside of a meeting once you have a list of roads with two Trustee's signing the form. Trustee Evans is concerned with delays. The Trustees discussed the list of roads and budget for paving. Trustee Evans stated Violet Township uses Pavement Management Group.

Resolution 22-07-05-02: Trustee Evans moved resolution to request Engineering Assistance.

The motion was seconded by Trustee Johnson. Discussion: Trustee Johnson and McKee requested a list of the roads. Mark Evans does not have a list of roads or a budget amount for the cost to pave. Trustee Evans will meet with Pavement Management Group on Friday. The OPWC Grant application was discussed and who will apply for the grant this year. The township's budget for paving was discussed. The Trustees discussed this request is vague. Trustee Evans is just trying to lock in Jared Knerr's time and Trustee Evans will add the list of roads. The roll call on the motion was as follows: Evans, yes; Johnson, abstain; and McKee, abstain; the board discussed whether the motion passed are died.

Trustee McKee moved to recess 7:28 p.m. The motion was seconded by Trustee Evans. Discussion: Should only need to recess for five minutes to set up for the presentation regarding Pike Street and to research whether the above motion passed. The motion passed by unanimous affirmative vote.

Trustee McKee moved to come out of recess at 7:36 p.m. The motion was seconded by Trustee Evans and passed by unanimous affirmative vote.

The township will verify with the Licking County Prosecutor's office regarding the above motion and whether it has passed or failed following Robert's Rules of Order and paving will be on the next Trustees meeting.

Refugee Road Project

Trustee Evans provided an updated on the Refugee Road Project regarding the Intergovernmental Agreements (IGA) two and three. Currently the township only has an approved MOU. Trustee Evans stated right now there is nothing binding the township to financing the project. There has been a change in the original calculation from two forty and it is actually on the high side is three hundred thousand and the low side went from one eighty to the low two hundreds. The biggest development is the developer, TPA, and Trustee Evans stated the development purchase fell thru on that property. The township was anticipating using the JEDD revenue to pay for the financing, they were also contributing four to five hundred thousand dollars towards that initial 3.5 million dollars. There was some discrepancy with sewer capacity and the landowners did not want to give them more time to secure it and TPA did not want to move forward with the closing with no guarantee on sewer within a certain amount of time. One seller wanted to give them more time and one seller did not.

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The Trustees discussed possible funding for the project, other funding options, and whether the township should move forward with this project. The City of Pataskala and the county TID needs a decision from Etna Township. The final decision on financing the 3.5 million dollars has not been made.

Bill Lozier explained that time is of the essence. Mr. Lozier's understanding was the JEDD money from Ashley Furniture was going to cover the debt. Mr. Lozier was not aware of the lack of sewer capacity. Mr. Lozier was not prepared to discuss Refugee Road this evening. Mr. Lozier stated the TPA Development was not even around when they first discussed the Refugee Road project. Mr. Lozier stated the impact of Ashley Furniture on Refugee Road was part of the initial discussions prior to Trustee Evans being elected. Mr. Lozier explained they are working on part two of the Intergovernmental Agreement, which is a modification of part one regarding right-of-way acquisitions within the next week. Trustee Evans stated it was based on the future development where TPA was proposed to develop. Mr. Lozier stated this is why the City of Pataskala requested the MOU with Etna Township. The payment is estimated between four hundred to six hundred thousand a year divided by two for Etna Township. Previously Trustees Evans and McKee supported the Refugee Road Project and Trustee Johnson voted against it.

NEW BUSINESS

MORPC Application for Pike Street Attributable Transportation Grant Funding

Bill Lozier provided a handout of the Pike Street Project along with a power point presentation. The proposal will have two eleven foot lanes, two eight foot parking lanes, seven foot sidewalks, ten foot path lane for pedestrians and bicycles. There is a Federal requirement to provide the lanes for bicycles. The right-of-way is eighty foot wide and all of this can fit into the existing road right-of-way. The original project was planned to be done in two phases. The initial projected cost was at 8.1 million dollars which included the construction engineering. The township could qualify for Federal Funds for eighty percent which would be 6 ½ million dollars. The township could apply for OPWC funds for five hundred thousand dollars which would leave about one million dollars to be paid for by the township. Mr. Lozier discussed phasing the project by completing the east side first. The current condition of Pike Street was discussed. The Highpoint Development was discussed and how this development is going to connect to Pike Street. The Final Development Plan has been approved for the Highpoint Development. Pike Street needed to be placed on the Federal Aid System so the township could apply for Federal Funds. Mr. Lozier is requesting to submit a preliminary application. The interconnectivity was discussed and whether this would go across US40 to the new park. Etna Township has already spent money on the engineering for the Pike Street Project. Mr. Lozier discussed applying for the entire Pike Street Project versus doing this in two phases. This is a screening application to MORPC with the final application due in September. Mr. Lozier explained there will be public involvement meetings with Trustee Evans requesting them to held now and the Trustees discussed when to start holding them. The township is working on the Comprehensive Plan and the Pike Street Project will be discussed with Mr. Lenner.

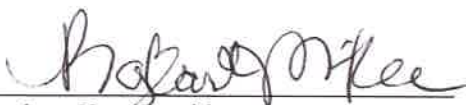
Paula Davis of 811 Pike Street discussed the benefits of the improvements to Pike Street by adding the sidewalks for safety. She likes this community for the historical purposes and she is proud to be living in Doctor Watkins house. She is in favor of and supports the Pike Street Project. Paula Davis inquired on the negative impact of doing the Pike Street Project and the seventeen foot sidewalks were discussed.

Resolution 22-07-05-03: Trustee Johnson moved "Resolution authorizing President of the Board of Trustees Rozland McKee to execute the Application for MORPC Attributable Transportation Funding for Pike Street as Presented with the draft copy of such application attached." The motion was seconded by Trustee McKee. The motion passed by unanimous affirmative vote.

Announcement and Trustee Comments –

Trustee Evans stated he has been trying to work with the board and consultant.

Trustee Johnson moved to adjourn at 8:41 p.m. The motion was seconded by Trustee McKee. The roll call was as follows: Evan, no; Johnson, yes; and McKee, yes; passed 2-1.



Rozland McKee, President



Julie Varian, Fiscal Officer

All the resolutions as presented are on file with the Fiscal Officer.