

RECORD OF PROCEEDINGS

Minutes of

Meeting

Etna Township Trustees Regular Meeting

GOVERNMENT FORMS & SUPPLIES 644-224-3338 FORM NO. 10148

Held _____ November 1, _____ 20 _____ 2022

The Etna Township Board of Trustees met on Tuesday, November 1, 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 moved to amend the agenda to add the following: Under Old Business OPWC Application Resolution and Under New Business ODOT Grant Extension Number 2 for Global Parkway Part 2.

Trustee Johnson seconded the motion. Discussion: Trustee Evans explained the ODOT Grant Extension is required for Global Parkway to extend until next year to complete outstanding items. The OPWC Grant deadline is November 4, 2022. The roll call on the motion was as follows: Evans, yes; Johnson, yes; and McKee, no; passed 2-1.

The roll call on the motion to adopt the agenda as amended was as follows: Evans, yes; and Johnson, yes; and McKee, no; passed 2-1.

Trustee McKee moved to approve the minutes for September 7th, September 13th, and September 20th, of 2022. The motion was seconded by Trustee Johnson. Discussion: Trustee Evans stated the minutes do not accurately reflect the business of the board and do not abide by Roberts Rules of order regarding inclusion of motions made, if approved he would ask the Fiscal Officer to not certify them or certified to include addendums stating the motions made to correctly reflect the business of the board. It was discussed whether the Fiscal Office can include addendums that were not approved by the board. The roll call was as follows: Evans, no; Johnson, yes; and McKee, yes; passed 2-1.

Public Comments –

Larry Taylor with Trebel Energy wanted to provide information regarding the electric aggregation letters to be sent out to residents notifying them of the .0467 rate. They will send out on the seventh to the residents available for the program. The certification to the PUCO that has to be done every two years has been completed. The electric aggregation program in the past thirty months has saved the residents of Etna Township, that participate in the aggregation program, just under six hundred thousand dollars. There is still volatility in the gas market and Mr. Balcastro is working on a twelve month deal that would be between seventy-two and seventy-four cents.

Judy Cafemyer of 29 Roma Court thanked Mr. Singleton for the email regarding the Solar and Wind Farms not being permitted in Etna Township and would still like the resolution passed making Etna Township an Exclusionary Zone and provided the Trustees copies of resolutions used in other townships.

Teresa Ogershok of 484 Trail West stated she saves money with the company she has for electric compared to what we presently have in Etna Township. On April 18th Etna Township voted to hire the management consultant to see if the township needs to hire a township administrator. She feels it has been enough time to determine if the township needs a full-time Township Administrator and one is needed.

Ryan Davis of 8807 Watkins Road discussed the meeting minutes falling behind. Mr. Davis serves on the NCA Board which will oversee the new park. He has been in contact with Alexi Fitzsimmons and Brad Cottrell with the Licking County Auditor's office regarding things that need to happen so they can collect taxes this year. Mr. Davis inquired if Trustee McKee has any updates on when they will be able to collect taxes. Mr. Davis will continue as a board member to do what he can to get the taxes collected.

Gary Burkholder of 254 Trail East requested a public update during the meetings on Scannell, Mink Street, and Rhino Storage. Mr. Burkholder inquired on the Trustees interviewing other Aggregation Providers. Trustee Evans stated for the record that he has already asked for that.

Judy Newman of 9630 Lynns Road discussed Scannell and requested an update. They have been sited with two county violations and she thought they were supposed to be working on the drainage. She discussed the negative impacts with noise, lights, and fumes in her yard. Judy Newman requested that Trustee Evans take over Scannell. Trustee Evans is willing to do what he can and work with Mr. Vance.

New Business

John Foster resigned from the township for October 7, 2022, and his last day was October 5, 2022 and it was decided that a formal motion accepting his resignation was not needed.

Reduce the Road Load Limits

Resolution 22-11-01-01: Mark Evans moved to adopt resolution 22-11-01-01 to reduce the road load limits on the following streets in Etna Township, Licking County, Ohio as presented.

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The motion was seconded by Trustee Johnson. Discussion: This will be forwarded to the Licking County Commissioners to be certified. The motion passed by unanimous affirmative vote.

629 Grant Extension

Trustee Evans moved to authorize Mark Evans to sign the second addendum to Jobs and Commerce Economic Development Agreement Extension of date only. The motion was seconded by Trustee McKee. Discussion: The original extension was done on April 28, 2022 to extend until the end of this year. There are still several punch list items that need to be completed for the county and they have agreed to extend this until the end of next year. The developer plans on using fifty thousand dollars towards landscaping and the other fifty thousand to be donated to Etna Township but the township does not have signed agreement regarding this. This is just to extend the deadline date only. The motion passed by unanimous affirmative vote.

Old Business –

Pavement Technologies Invoice

Trustee McKee moved to request that the Licking County Prosecutors Office investigate the resolution and invoices related to the reconciled Pavement Technology Incorporated Invoice #13990. I also include in this same motion that Trustee comments be limited to three minutes upon any second to this motion being received that would allow for discussion. Trustee Johnson seconded. Discussion: Trustee Evans stated they don't want to pay this but also want to limit Trustee discussion from the ten minutes in Robert's Rules to three minutes. Trustee McKee discussed Roberts Rules and limiting debate to three minutes is up to the Board. Trustees Evans stated per Roberts Rules of Order 43-8 it is ten minutes of debate. Trustee Evans asked why we are not paying for services rendered. It is clear in the lengthy discussion by the board that the intent to treat all roads in Orchard Glen, including Rome Road, which was missed due to an error caused by all of the delays and having no Engineer's Estimate possible. The additional amount was under my authority given during the Organizational meeting on January 4, 2022, that was not exceeded. If the few side streets would have been completed over by Laurel Drive it would have exceeded the amount approved and would this board have refused to pay that since it was just an estimate as stated in their document and the few side streets that were not completed can be treated next year. Again, they provided the service and they should be paid. The roll call on the motion was as followed: Evans, no; Johnson, yes; and McKee, yes; motion passed 2-1.

Township Building Security

Trustee McKee moved that the Etna Township Board of Trustees accept the proposal of Kevin Wolfe to preliminary investigate or analyze the specifics associated with my understanding that is at least one individual did utilize the Etna Township Hall Security and used it for a surveillance purpose and I also include in this same motion that Trustee comments be limited to three minutes upon any second to this motion being received that would allow for discussion and the results of this preliminary investigation analyze be made available to the Licking County Prosecutor's Office. Trustee Johnson seconded. Discussion: Trustee Evans wanted to know where the security system is right now and it contains records of the township. How does covering the camera with a bag prevent audio if that was a concern, who told members that the system was hacked or compromised and how was that determined, who authorized the changing of the password removing access from myself and our Fiscal Officer, there are outstanding records request for the video and have the video records been preserved and when will they be provided, why didn't other board members set up remote access, it is standard in security systems, and when this was approved it was stated that there should be no audio and others were responsible for this set up. Has it been verified that there was audio? If the questions of our residents will not be answered will you answer the questions of a fellow Trustee. F/O Varian inquired as the public records official and custodian of the records where are the records and the server, screen, and sd cards. Trustee McKee stated they are preserved. The roll call on the motion was as followed: Evans, no; Johnson, yes; and McKee, yes; passed 2-1.

Trustee Johnson moved to authorize John Singleton to secure his office. The motion was seconded by Trustee McKee. Discussion: Trustee Evans stated this is against the Employee Handbook that all Trustees have access to all areas and contrary to our legal representatives. Files and information can not be withheld from another Trustee. Trustee Johnson stated Mr. Singleton's office is open during regular business hours. Trustee Evans stated that after hours he had files hidden from him. Trustee McKee stated that files have come up missing in his office. The roll call was as follows: Evans, no; Johnson, yes; and McKee, yes; passed 2-1.

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OPWC

Trustee Evans presented a resolution to submit for the OPWC Grant Application. He has not entered anything into the OPWC system and is waiting for the board to authorize him to apply. The estimate to pave these roads is three hundred and fifty-five thousand dollars.

Fiscal Officer Report

Motion to pay the bills and approve purchase orders

Resolution 22-11-01-03: Trustee McKee moved to approve purchase orders removing Pavement Technologies. The motion was seconded by Trustee Johnson. Discussion: Trustee Evans feels this is inappropriate that we are refusing to pay this bill and we are going to destroy our relationships with vendors. It was verified that the mileage reimbursement for Trustee McKee was revised. The roll call was as follows: Evans, no; Johnson, yes; and McKee, yes; motion passed 2-1.

Trustee McKee moved to ratify the payment of the above listed bills for November as shown on the Payment Listing with the exception of the check number 10582 to Bricker & Eckler LLP for \$3,533.50, 10583 to Payment Technology Inc for \$154, 730 dollars, and 10584 to Payment Technology Inc for \$2,498.95. The motion was seconded by Trustee Johnson. Discussion: Trustee Evans feels this is inappropriate to not pay our Fiscal Officer's legal bills and Pavement Technologies provided the service. The legal bill to Brosius and Griggs was discussed and the amount originally authorized has been exceeded. The Trustees discussed approving the payment of bills and what falls under the \$2,500 dollars authorized in January. The roll call was as follows: Evans, no; Johnson, yes; and McKee, yes; motion passed 2-1.

2023 Budget Questions

Trustee McKee verified that F/O Varian is working on the 2023 budget. F/O Varian would like to have it be approved in December so that it can be a permanent budget for 2023. She provided a report for the end of September and the year-to-date expenditures was two million six hundred thousand and the year to date revenue is 4.4 million. Currently we have two hundred and twenty five thousand dollars left over from the Taylor Road project that appears to be completed and fifty thousand dollars from the 629 Grant. The township could consider transferring that two hundred and seventy five thousand dollars to the general or road and bridge for future projects. She is still projecting a four million dollar carry over into 2023. F/O Varian provided a packet for a F/O Assistant and feels that with all the current and future economic development that her office warrants an assistant with a salary range of twenty and twenty-eight per hour. This can be discussed at the November 18, 2022 meeting to be hired in December. The Trustees approve the salary for this person. This person would work from home. Trustee Evans is fully in support of hiring an assistant.

Announcement and Trustee Comments –

Trustee Evans announced a discussion at the town hall on November 29 at 6:00 p.m. house regarding the Department of Developments house on Tollgate and their two houses on Palmer Road west of Mink Street next to Russell Heights. The provider of the house will be in attendance. Trustee Evans requested this meeting be added to the township website for everyone to see.

Trustee Evans moved to adjourn at 7:00 p.m. The motion was seconded by Trustee Johnson and passed by unanimous affirmative vote.

[Signature of Rozland McKee]
Rozland McKee, President

[Signature of Julie Varian]
Julie Varian, Fiscal Officer

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