

Scioto Township Board of Trustees  
March 14, 2007  
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Richard Moxley called the March 14, 2007 meeting of the Scioto Township Board of Trustees to order at 7:00 p.m.

All in attendance joined in the Pledge of Allegiance.

Roll call was answered by: Richard Moxley, Sandra Stults and Theodore Luke.

Others in attendance: Calvin Finks, Bill Cox, Barbara Luke, Jerry Converse, Mona Converse, Rick Converse, Jim Bennett, Jason Hutchisson, Rodger C. Finks, Kim Cellar, Gary Beckley, Mike Knapp, Linda Bennett and Ben Collins, Assistant Prosecuting Attorney.

Sandra Stults made a motion to accept the minutes of the January 20, 2007 meeting as presented by the Fiscal Officer. Theodore Luke seconded the motion. Vote: unanimous.

There was no February meeting due to the weather and we were on a level 3 alert.

Guests were acknowledged and asked to limit their comments to three (3) minutes. Please direct your questions and/or comments to the board.

Bill Cox referring to the 2003-2004 Financial Audit concerning the overpayment of \$983.00 to the Clerk and the purchase of a tractor taken from state funds.

Mr. Moxley stated we had no information in front of us and we would have his answer at the next meeting.

Rodger C. Finks ask Thomas Brown, Zoning Inspector about a Public Hearing on CADS, Mr. Brown stated it had not been scheduled at this time. Rodger asked if it was the meeting that was scheduled for Wednesday, February 28<sup>th</sup>. That turned out as no meeting due to failure to make a quorum. The CADS sub-division is on the March agenda. The public meeting could be held in April or May.

Rodger C. Finks also ask about the pending bankruptcy hearings and possible judicial order to the DCRPC to allow a lot split. Rodger ask if it was Dornach. Mr. Brown stated it was Dornach. This was a very informal discussion.

Rodger C. Finks ask about the material he lent to Mr. Brown about manufactured homes. Rodger stated he would like to have the material returned to him.

Thomas Brown stated the Zoning Commission will address this in the next few months. I have copied over 40 pages including the definitions. I would be glad to give the material back at anytime. The update definitions and what makes it a foundation and difference between a mobile home and a permanent foundation for a manufactured home.

Rodger C. Finks stated our zoning is out dated and I am surprised you have not had a law suit. Zoning was established because we had no zoning against mobile homes. It is against ORC. Mr. Moxley will contact Ed Roberts tomorrow about this situation.

Bill Cox asks Thomas Brown if the public would be able to speak at the March Delaware County Regional Planning Commission meeting. Mr. Brown's response was that this will not be a public hearing and I am not sure about the public participation. Mr. Cox asks how the advisory board felt about the County Engineer dictating his wishes to be only three (3) lots on a CAD. Mr. Brown stated Mr. Blaney, speaking for County Engineer stated his position that he was opposed to any more than three (3) lots. Mr. Brown feels each can vote how they want. Mr. Cox referred to several county officials on this board to vote. Mr. Cox feels this is corruption.

#### FISCAL REPORT - SUSAN BECKLEY

	FEBRUARY 2007	MARCH 2007
Receivables	\$ 9,146.12	\$133,712.76
Payables	\$109,403.00	\$ 39,241.41

#### ZONING REPORT – THOMAS R. BROWN

In January 2007 there was no BZA action. The Scioto Township Zoning Committee meeting of January 8, 2007 was their organizational. Ed Roberts accepts nomination and elected as 2007 Chairperson. Alec Andrews accepts nomination and elected as 2007 Vice-Chairperson. The Commission forwarded to the Trustees to fill alternate vacancy and recommended an interview process for a member of the Zoning Commission. Continued discussion on Conservation Sub-division.

I had 3 zoning applications and I issued 3 zoning certificates:

3153 Newhouse Road	Garage/storage, FR1
1090 Tyler Road	residential addition, FR1
9708 Stults Drive	new residence, FR1

DCRPC meeting on January 25, 2007 had no Scioto Township activity.

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I have had 3 separate inquires involving agricultural designations, 100 year flood plan filling.

In February there was no BZA activity. The Scioto Township Zoning Committee met on February 12, 2007. It was a continued discussion on conservation sub-division, airfields, and "fiscal officer". Fiscal Officer the term now used instead of Clerk. Unplanned, open forum discussion about township growth, central sewer, and commercial corridor.

I had 1 zoning application and issued 1 zoning certificate:

9320 Marysville Road                      pool FR1

The DCRPC meeting February 28, 2007 was not a meeting for failure to make a quorum. Informal discussions of CAD sub-division regulations, pending bankruptcy hearings and possible judicial order to the DCRPC to allow a lot split.

Calvin Finks ask who is going to build the sewer line in Concord Township to Penn Road. Mr. Brown answered he did not know the answer. It usually is the developer that builds the sewer lines.

Mr. Moxley stated as he knew Don Kenny and Charles Vince would build the plant and it would be turned over to the county, subject to change.

#### **FIRE DEPARTMENT REPORT: MARVIN MCINTIRE, CHIEF**

Marvin stated the station was staffed the night of the storm, February 13, 2007. They had one run, took a dispatcher to work.

I do have a quote to clean and treat the carpet in the community room and entrance hallway and copy room from New System Carpet Cleaners with the quote at \$940.00. The fire department will share the cost.

I do have three (3) purchase orders which are to replace existing old equipment: Ostrander Implement – 3 Honda EU 2000i Generators at the cost of \$2100.00, Fire Safety Services, Inc. for 3 light kits for the generators at the cost of \$925.00 and Mercury Marine Government Sales for a 14 ft Hypalon Boat at the cost of \$3000.00.

Richard Moxley made the motion to issue the three -3- purchase orders; Ostrander Implement for \$2100.00, Fire Safety Service, Inc. for \$925.00 and Mercury Marine Government sales for \$3000.00. Theodore Luke seconded the motion. Vote: unanimous.

P O #	12-2007 Ostrander Implement	\$2100.00
P O #	13-2007 Fire Safety Services, Inc.	925.00
P O #	14-2007 Mercury Marine Gov. Sales	3000.00

Theodore Luke thanked the firefighters that manned the station the night of the storm and also thanked them for breakfast and lunch on the 14<sup>th</sup> of February for the maintenance crew and trustees were out very long hours plowing falling and drifting snow.

Richard Moxley also thanks the crew for their help and being ready for an emergency if need be.

Sandra Stults also thank the fire personnel for their part during the storm. Sandra also made mention that she attended one of their training sessions.

Marvin stated that last month he was going to ask for a PO to replace our air compressor which would be around \$20,000.00. I have waived that and had some work done on the compressor. I would like to take that money to purchase a pick-up truck to be used for a grass unit. Along with the compressor I went ahead and applied for a 50/50 match grant.

Marvin stated that we were housing one of Concord Township Engine's temporary. They are completing their facilities.

Marvin also informed all in attendance that the Fire Web site was up and running. [www.STFD370.com](http://www.STFD370.com). Thank you Brian Dilley for all your patients and hard work. It is a very impressive web site.

Marvin reported that Michael Halleck resigned from the fire department today, March 14, 2007.

#### OLD BUSINESS:

Sandra Stults stated that the Personnel Manuals were printed and delivered. Retro active to beginning at January 1, 2007.

Richard Moxley recognized the road crew that spent many long hours plowing snow, and the firemen who manned the facilities. A great job for the community. All of you are to be commended. THANK YOU!!

Ben Collins, Assistant Prosecuting Attorney spoke on the James & Aletha Blaney property. One of the township's buildings is less than two (2) feet on their property.

This is not a new building, built in the 60's, been on township property for 21 years. I see two (2) options, board could purchase that strip of land or do nothing until the township was ready to vacate the property and then in event of sale of property, the new owners would be required to remove the encroachment.

Mr. Moxley stated this has been discussed several months ago. We are aware the building does hang over the property line. We have cleaned up the area and are doing our best to maintain the area. We will not build a retaining wall. The trucks are over hanging when they are fueling, so that is for a short period of time. As for the rain water the gutters do come out in the Blaney's direction and we will re-route the water so it would flow into the water basin on our property.

Selling the property is not an option at this time, but if the right amount was offered I am sure we would re-consider. We want to be a good neighbor, we will continue to mow their property when we mow our lot.

Mr. Bennett assured Mr. Collins that the drainage would be taken care of immediately.

Mr. Collins stated the board has no liability to the Blaney's.

Mr. Moxley stated our Building and Fire Liability Insurance for building and equipment for here and other township building will expire at the end of March. The premium went down \$3000.00 this year; our risk factor went down due to no claims. We also have the option for keeping this renewal rate for another year but not paying in advance with no penalty, with the understanding if the rates do go down further we could take the lower rate from the Insurance Company.

Mr. Moxley brought up the subject of a cleaning or custodial fee for the use of the community rooms for residents and non residents. It is being worn by use, which is good. It needs painting and at sometime replacement of objects that are being used. A fee for everyone between \$25.00 to \$35.00 per individual. For organizations such as boy & girl scouts, 4-H clubs, and Senior Citizens we could to an annual fee that would not impact their organization.

Sandra Stults stated her family was setting up the tables and chairs for an event and the tables and chairs were not clean.

Theodore Luke stated other township charge for the use of their community room or rooms. Allen Township charges, Radnor Township charges \$50.00. I do not feel we need to charge \$50.00.

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Calvin Finks stated if we charge here we need to charge at the park. Mr. Moxley stated the park is being built with public money. Calvin stated this building was built with public money. Mr. Moxley stated the public money he was referring to was government grants and you can not charge for parks.

Mr. Cellar's stated most Townships do charge. Mr. Moxley stated our residents put a deposit down to use the facilities; there is a charge for non-residents.

Sandra Stults made mention that the paper products, cleaning supplies keep going up in price weekly.

Rodger C. Finks asked if we had contacted a cleaning service. Mr. Moxley informed Rodger that a cleaning service had been contacted and they are very expensive. At this time we are having Kenneth Fegley who has worked for the township and we are paying him for cleaning.

Rodger C. Finks asked how many non-residents have used the building. The answer to the question has been one (1) at \$325.00. Rodger also suggested that we offer the cleaning to an organization to do on a weekly or needed basis.

Bill Cox asked if we could use interest money to put in a fund to cover the cleaning fees. Mr. Moxley will have to look into this subject and will have an answer next month.

They was much discussion and the Trustees tabled the fee charges for a later date.

#### NEW BUSINESS:

Sandra Stults stated the Great American Clean-up was upon us and along with the Health Department they issue fee waivers to the township who participate in the clean-up. These need to be requested for by March 15<sup>th</sup>. Sandra informed us that she has already taken care of us receiving the fee waivers. Thank you, Sandra.

The Health Department is sponsoring a "Stand" Conference this week-end (March 17 & 18) at Greenwood Lake, Delaware, Ohio that I will be attending.

The Ohio Supreme Court is having a Conflict Resolution Conference and the Ohio Township Association will be paying for her to attend this conference.

The County Mapping Department has their new county maps available and I attended their meeting and picked up the new CD for the Township and Fire Department.

I had a call from a resident on Burnt Pond Road with a drainage problem. I took Gary Beckley with me to check out the drainage problem. This is not a township problem and I gave him the information he needs to get this problem solved.

A great appreciation to the snow plow drivers!

Mona Converse a resident on Fontanelle Road was in attendance to ask the trustees for help with the dams in Blues Creek. In the early 90's John Howison, Earl Scott and Jerry and Mona Converse were going to have Blues Creek cleaned so there was not all the surface water on their fields. There was one (1) of the dams cleaned and they took their equipment and left. Since that time John Howison has sold his property and it is getting worse and there are three (3) dams at this time. The water is always across Burnt Pond Road because of these dams. The banks and road are washing out.

Mr. Moxley asked Mr. Collins the legality of this problem. Mr. Collins will get back with legal advice. This could be a Soil and Water Conservation problem.

Bill Cox stated Union County and Sam Foos had the same type problem and we might want to contact them and see how this turned out for Mr. Foos.

Richard Moxley thanked the Converse's for attending the meeting and letting the Trustees know what problems were happening so we could check into the problem before they got ahead of us. Again thank you very much.

I will check with the Commissioners and Soil and Water Conservation and will get a legal opinion as to how to handle this situation for both of us.

Theodore Luke moved to pay bills. Richard Moxley seconded the motion. Vote: unanimous.

Richard Moxley moved to adjourn. Theodore Luke seconded the motion. Vote: unanimous.

Meeting adjourned at 8:35 p.m.

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Fiscal Officer

