

Minutes of the
Board of Trustees of Troy Township
Public Hearing and Regular meeting held February 18, 2008

The public hearing of the Troy Township Trustees was called to order by Chairman Doug Price at 7:30 p.m. at the Troy Township Hall, 4293 U. S. Route 23 North, Delaware, Ohio 43015.

The Fiscal Officer advertised the legal notice in the Delaware Gazette and posted the notice at the Township Hall regarding the public hearing.

The public hearing is regarding the consideration of a motion adopted by the Troy Township Zoning Commission which has proposed an amendment to the Troy Township Zoning Resolution.

The proposed amendment would, if adopted, revise the following textual provisions of the Troy Township Zoning Resolution: Article XXI – General Development Standards; Article XXII – Signs and Billboard Regulations; and Article XXIII – Landscaping.

Mr. Cooperider, Zoning Inspector, informed those in attendance that the amendments basically were wording changes.

Mr. Doug Price had a question regarding Article XXIII – Landscaping, page 243, paragraph L. Did the Zoning Commission put a definition in for a service structure? Mr. Cooperider said they are working on the definitions now.

Regarding Article XXI – General Development Standards, Mr. Doug Price asked about general definitions in parking. The standards for all regulatory districts, does the Zoning Commission need to put anything in to exempt FR1 from the aisle ways? They should have taken it out as sight distances. All driveways are permitted by the county. We need to put refer to county under driveways.

Mr. Doug Price questioned Article XXI – General Development Standards, Section 21.01 paragraph d. Parking in front of a main structure may be permitted only if not more than 40% of the front...

Mr. Doug Price inquired about single family residence requiring 4 per dwelling unit on required parking spaces under Article XXI – General Development Standards.

Regarding Article XXI – General Development Standards, Mr. Doug Price questioned page 211 Minimum Setback Distances and whether the Zoning Commission brought back the Class C roads. Mr. Cooperider thought they did away with Class C roads. He thought they were only going to have A or B and file for a variance for Class C. Mr. Cooperider will check on this.

Regarding Article XXI – General Development Standards, Home Occupation, Section 21.14, page 216, was renamed Limited Home Occupation. The Prosecuting Attorney told Mr. Doug Price they prohibit certain things on the next page. Mr. Doug Price did not know if they wanted to mention the specific prohibited items. The way it is now, because they did not change it, they are open to anything if they leave something out.

Mr. Paul Price moved to adopt Article XXII – Sign and Billboard regulation as proposed. Mr. Doug Price seconded. All voting yes, the motion passed.

Mr. D. Price moved to table Article XXI – General Development Standards and XXIII – Landscaping until our next meeting March 17, 2008 to let the Zoning Commission answer

the above questions. Mr. Paul Price seconded. All voting yes, the motion passed.

Mr. Paul Price moved to adjourn the public hearing at 8:08 p.m. Mr. Doug Price seconded. All voting yes, the motion passed.

The regular meeting was called to order by Chairman, Doug Price at 8:08 p.m. at the Troy Township Hall, 4293 U. S. Route 23 North, Delaware, Ohio 43015 with Trustee's Doug Price, Paul Price, Fiscal Officer, Pam Starling, Zoning and Trustee Secretary, Kelly Williams, and Zoning Inspector, Charlie Cooperider, all being present.

Mr. Earl Lehner was excused due to a family emergency.

Mr. Doug Price led those in attendance in the Pledge of Allegiance to the Flag.

The agenda for tonight's meeting was reviewed and amended as follows: Old Business: 1:) Blow out on Section Line Road; 2:) Bret Davis letter of interest in Zoning Commission Board opening; Under New Business: 1:) New power washer, 2:) Mowing Troy Road to Radnor Road for the County.

Mr. Paul Price moved to approve the agenda as amended. Mr. Doug Price seconded. All voting yes, the motion passed.

OPEN COMMENTS

Mr. Bret Davis was present and introduced himself and gave the Trustee's a letter of interest for an opening on the Zoning Commission Board.

Dale Maleport's wife passed away. The Township officials gave their sympathies.

Mr. Tommy Thompson was present to introduce himself and see what our township is doing.

Mr. James Mong was present and notified the Trustees that the Public Utilities Commission has been down Hills Miller Road and is going to take out part of his septic system. He is asking that the Township give him their support. He said it is similar to the water problem that they had before. Mr. Paul Price said the Township could not get involved in the water problem before because it did not involve the entire Township only a portion. It is a distribution line now. Mr. Mong cannot do anything about it except get paid for the damage and the land they will take. The Township supports him but they really can't do much about what is happening.

ZONING REPORT BY ZONING INSPECTOR

Mr. Cooperider, Zoning Inspector, had one permit for a new deck and had a sign complaint. He had five phone calls.

MINUTES

The Chairman dispensed with the reading of the minutes of the January 21, 2008 regular meeting. Copies were available.

**Mr. Paul Price moved to approve the January 21, 2008 regular meeting minutes as written.
Mr. Doug Price seconded. All voting yes, the motion passed.**

TRUSTEE REPORTS

Mr. Paul Price submitted the following report:

1/22/08 Mr. Paul Price called John Link at county to go ahead with guardrail repair on Hills Miller Road by the Red Cross building on north side. 1/23/08 Checked blowout on west side of North Section Line Road. The hole is getting larger. 1/28/08 Put up safety reflector sign at blowout on Section Line Road. Put up weight limit signs on Buttermilk Road and Penry Road West. Replaced school bus stop ahead sign on Hills Miller Road across from Radnor Repair. Both trucks were washed. Tightened lift cylinder seal on the large snow plow. Chuck Magill helped. 1/30/08 and 1/31/08 Attended the Ohio Township Association Winter Conference. 2/4/08 Took road improvement forms to Jerry Ungaschick at county. He plans to look at the road and may want to chip and seal road first. 2/10/08 Delivered \$100.00 check and resolution for Bi-Centennial Founders Day committee at JVS North. A flag was given to the Township. Paul attended the program that followed. 2/15/08 Craig Markley called to complain about speeders on Hills Miller Road West. This has caused some to end up in his ditch which he has to repair. 2/16/08 Picked up new weed eater head at Ostrander Implement. 2/18/08 Picked up dead deer at 860 Hills Miller Road. Ms. Montgomery called from AEP to inform the Township that they intend to place substation somewhere on Penry Road East. Also, the lines will be updated on Troy Road and Penry Road.

Mr. Doug Price submitted the following report:

1/23/08 Called Delaware Roofing to get gutter repaired on storage building at cemetery. Gutter has been repaired. Called Eldon with the Engineers Office about Issue II money for Kelly McMaster Road culvert. 1/24/08 Submitted a request to Ryan Marz at the Engineers Office for engineering assistance on the Kelly McMaster Road culvert. Spoke with Matt Weber at the City of Delaware's Engineering Office about the water line project along Hills Miller Road. Matt informed about the status of the water line, the tentative construction start date is August of this year, but that is subject to securing all of the necessary easements along Hills Miller Road, they are starting the easement process now. Also right now they are getting ready to start doing soil bore testing along Hills Miller Road and a letter should have been sent out to the property owners about the borings. Matt also informed me that the project cannot even be bid out until all easements are secured. 1/25/08 Spoke with a resident of Coover Road who informed me that AEP has intentions of building an electrical sub-station on Penry Road near the Railroad tracks and another sub-station along Hanover Road. This is what all of the survey stakes along Troy Road are for. 1/31/08 Attended the Regional Planning Commission meeting. 2/6/08 Spoke with a township resident about any plans for a new Township Hall. Plowed and salted roads.

CEMETERY REPORT

The gutter on the shed was fixed. There is a leak in the water line that will need to be fixed as soon as possible.

FIRE DISTRICT

Mr. Doug Price reported for Mr. Earl Lehner that they have hired an architect and they are looking at two alternative financing avenues for the sub-station.

FISCAL OFFICER'S BUSINESS

The Fiscal Officer presented the cash journal for the month of February as of the date of this meeting and certified that the amounts required to meet the obligations has been appropriated and were in the treasury.

Mr. Doug Price moved and Mr. Paul Price seconded that funds be released to pay the pending warrants. All voting yes, the motion passed.

Correspondence:

- Preservation Parks – Information regarding grant information

OLD BUSINESS

Resolution 2008-3

**A RESOLUTION OF
TROY TOWNSHIP TRUSTEES**

Resolution No. 2008-3

A Resolution

The Board of Trustees of Troy Township, Delaware County, Ohio met in regular session on February 18, 2008 at the Troy Township Hall, 4293 State Route 23 North, with the following members present:

- Mr. Doug Price, Chairman
- Mr. Paul Price, Vice Chairman
- Mr. Earl Lehner, Trustee

A resolution to authorize the transfer of the unexpended balance in the Capital Projects Fund – Township Hall 4901 to the Township General Fund by the Troy Township Board of Trustees.

PREAMBLE

WHEREAS, the Delaware County Prosecutor filed a Petition for Transfer of Restricted Funds with the Delaware County Court of Common Pleas on February 6, 2008 under Case Number 08-CVH-0185 in accordance with Troy Township Resolution 2008-2; and

WHEREAS, the Court of Common Pleas by Judge Duncan Whitney executed an Order Granting the Petition for Transfer of Restricted Funds on February 7, 2008; and

WHEREAS, said Order authorizes Troy Township to transfer the balance of the Capital Projects Fund-Township Hall 4901 to the Township General Fund in accordance with R. C. §5705.14(D); and

WHEREAS, the Troy Township Board of Trustees seeks to transfer the unexpended balance of the Capital Projects Fund – Township Hall 4901 to the Township General Fund; and

RESOLUTION

NOW THEREFORE, BE IT RESOLVED, that the Troy Township Fiscal Officer shall be authorized to transfer the remaining balance of the Capital Projects Fund - Township Hall 4901 in the approximate balance of \$250,000.00 to the Troy Township General Fund.

Voted on and signed this 18th day of February, 2008, in Troy Township, Delaware County, Ohio.

APPROVED:

Doug Price, Chairman

Paul Price, Vice Chairman

Earl Lehner, Trustee

**Board of Trustees of
Troy Township,
Delaware County, Ohio**

DISAPPROVED:

Doug Price, Chairman

Paul Price, Vice Chairman

Earl Lehner, Trustee

**Board of Trustees of
Troy Township,
Delaware County, Ohio**

Blowout on Section Line Road – The blowout is getting larger. The estimate from the Delaware County Engineer's Office was approximately \$2,400.00. The Trustee's will talk to Mr. Earl Lehner to find out if he requested any other estimates.

NEW BUSINESS

Zoning Commission Board Appointment- Mr. Bret Davis submitted a letter of interest to be on the Zoning Commission Board. He was present and introduced himself to the Trustees and those in attendance at the meeting.

Mr. Paul Price moved to appoint Bret Davis to the Zoning Commission Board and he will replace Charlie Cooperider whose term expires on December 31, 2008. Mr. Doug Price seconded. All voting yes, the motion passed.

Fleet One Charge Account – The account is active and the Trustees can now use it for fuel only.

Verizon Wireless - The Trustees were sent notification that they are eligible for an upgrade to their existing cell phone on their current account. They are not interested. The Trustees will keep their current cell phone and their current account.

Delaware County Engineer's Office Material Bids for 2008 – The Fiscal Officer made copies for the Trustee's for their information. She will keep a copy on file also.

Delaware County Engineer's Office Road Improvement Program 2008 – Mr. Paul Price took the report to the Engineer's Office and the Fiscal Officer will file her copy. The Trustees will receive a pricing from the Engineer's Office so they can determine which roads they want to include in the program in 2008.

Auditor of State, Local Government Official's Conference, March 26 – 28, 2008 – The Fiscal Officer will attend the conference and they have a session on public records.

Pesticide Training Meeting – Mr. Paul Price reported that the State of Ohio now requires anyone who handles pesticide must attend a training in Reynoldsburg. There are several dates in March and April. This training is through the State of Ohio. Mr. Paul Price will get more information so the Trustees know who must attend the trainings.

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Bureau of Worker's Compensation Conference – Mr. Paul Price announced that the BWC will have workshops at the convention center. They will have booths on safety equipment and signs. To go through the booths is free but to go to the conference there is a fee. He will give us dates for the conference at the March meeting.

Power washer - Mr. Price has checked prices for a power washer. They range from \$200 - \$600. He will continue to look around and compare more prices and then the Trustees will decide on which power washer to purchase.

Mowing on Troy Road for the County – When the Trustee's talked about this before the county paid the Township approximately \$82.00 per mile. The Trustee's will think about this and bring it up at a later meeting.

Kelly McMaster Road Culvert – The cost estimate for the culvert to be repaired on Kelly McMaster Road is \$41,000.00 and that does not include fixing the road and if the Township needs to get a right-of-way. The Trustees will talk further about this issue.

Mr. Paul Price moved to adjourn. Mr. Doug Price seconded. All voting yes, the motion passed.

The next Troy Township Trustee meeting is Monday, March 17, 2008 at 8:00 p.m.

Doug Price, Chairman _____

Paul Price, Vice Chairman _____

Earl Lehner, Trustee _____

Attest: Pam Starling, Fiscal Officer _____