

Minutes of the  
Board of Trustees of Troy Township  
Regular meeting held September 28, 2009

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

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

The agenda for tonight's meeting was reviewed and approved as amended.

New Business: 1.) DCRPC Exterior Property Maintenance Code 2.) 2009 Township Officials Training – November 14<sup>th</sup> 3.) Truck License Plates 4.) Ohio Plan Form – Insurance CDL Training 5.) Delco Water covers and valves above ground being hit by mower.

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

**OPEN COMMENTS**

None.

**ZONING REPORT BY ZONING INSPECTOR**

Mr. Charlie Cooperider, Zoning Inspector, reported that he had 30 phone calls, 2 deck permits and 3 code violations. Charlie sent out letters to Breys and Canodes. Charlie said that 3 people are trying to buy the 2 story model home on Rt. 23 N. – one for a plumbing business the other 2 as resident. Looks like Emlich's leased out his building on Rt. 23 N. to someone for a car lot, Charlie saw the new sign. Someone is interested in the old Tracy's Restaurant for RV and boat storage. The property north of Delaware State Park with 3 buildings and the goats, the owner took the privacy fence from his property on Rt. 229 and is putting up on the property on Rt. 23 N.

Doug Price suggested that Charlie send a letter to the property owner.

**MINUTES**

The Chairman dispensed with the reading of the minutes of the August 17, 2009 regular meeting. Copies were available.

Mr. Paul Price mentioned a change on page 1 under Open Comments, last paragraph, it should read, "The current small truck is a one ton truck, which is usually full of asphalt 1 or 2 days and cannot be used...." Also on page 2, remove sentence "*The big truck should be used for hauling brush, debris, etc.*"

**Mr. Earl Lehner moved to approve the August 17, 2009 regular meeting minutes as amended. Mr. Paul Price seconded. All voting yes, the motion passed.**

**TRUSTEE REPORTS**

**Mr. Earl Lehner submitted the following report:**

09-04-09      Returned Bob Lortz phone call

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- 09-04-09      Called Prosecutor with question
- 09-07-09      Called Bob Lortz with Prosecutor response  
                 Trustees could mow right of way if there is a visibility problem.  
                 Mr. Lehner doesn't want to be involved in neighbor to neighbor dispute.  
                 Invited neighbor to come before the board.
- 09-08-09      Attended construction meeting for Fire Station.

**Mr. Paul Price submitted the following report:**

- 08-17-09      Magill and I checked with Delaware County doing hot patching on roads. Picked up 7,040 lbs of cold mix from County. Applied some of it on Clear Run Rd.  
                 7 ½ hours
- 08-18-09      Magill and I applied cold mix on Penry, Willey, and Hills Miller roads. Repaired running board on small truck. 6 ½ hours
- 08-19-09      Attended Railroad Task Force Meeting. Talked with Ryan Mraz at County about corner post at Mathers on Kelly McMaster Rd. She was concerned about its removal and wanted it back. Ryan said the county would take care of it. Picked up new back up beeper for small truck from County. Went to McWherter Petroleum to obtain records of gas used from tank at Pete Prices for 2008. There is a concern about amount of fuel that would have been left in tank, when moved to Jim Prices.
- 08-20-09      Magill and I put new back up beeper on small truck. Put cold mix on Willey Rd. Checked a hole on Downing Rd. at 320 driveway (Harold McCurdy). Put remaining cold mix on Hills Miller Rd. West. 7 ½ hours
- 08-26-09      Magill and I applied berm stone, 3.3 tons on Downing Road and ½ ton on Penry Rd. manually. Put 3.35 tons on Hills Miller Rd. Put 3.3 tons on Short Cut Road, with the use of my tractor and blade. Repaired mirror bracket on small truck with fiberglass washers. 6 ½ hours
- 08-28-09      Mowed on Troy Rd. 2 ¾ hours
- 08-31-09      Mowed on Troy Rd. and worked on road mower after pin came out at Mrs. Baxter's. It was necessary to take my loader there to lift mower arm to take back to my shop for further repair. Luckily I found the pin on Troy Rd. 5 hours
- 09-01-09      Magill and I put 18.18 tons of berm stone on Penry Rd., East, with my tractor and blade. Finished repair of mower arm. Mowed on Hills Miller Rd. 7 ¾ hours
- 09-02-09      Mowed on Hills Miller Rd. 3 hours
- 09-03-09      Mowed on Troy Rd. 8 ½ hours
- 09-04-09      Magill and I went to the cemetery to get straw, seed and dirt, for was at Mrs. Thompson's on Kelly McMaster Rd. No grass seed found. Made trip to Ohioagro for

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- 09-08-09 purchase of seed. Went to Mrs. Thompson's to seed wash. 5 hours. Called County about dead deer at Brent Baxter's on Troy Rd.  
Mowed on N. Section Line Rd. 6 ½ hours
- 09-09-09 Mowed on N. Section Line and Buttermilk Hill roads. 6hours
- 09-10-09 Mowed n Penry Rd. Trimmed intersection of Troy and Hills Miller roads. Also the bridge at Delaware Run on Hills Miller Rd. 7 ¾ hours
- 09-11-09 Magill and I put 14.15 tons of berm stone on Hills Miller and Penry roads. Used my tractor and blade. 5 hours
- 09-14-09 Attended the LEPC executive meeting. Mowed Miller and on Troutman roads 6 hours
- 09-15-09 Called John Link about bridge on Miller Rd. It had deterioration on surface. He said he would take a look at it.
- 09-16-09 Attended the Railroad Task Force meeting. Talked to John Link concerning the Miller Rd. bridge. He thought the stone, on the sides, was moving outward causing the damage. May have to close the road for repair. Could receive one way bridge signs.
- 09-17-09 Mowed on Troutman, Willey, Downing and Coover roads. 9 hours
- 09-18-09 Mowed and trimmed on Hills Miller Rd. West. 2 ½ hours
- 09-19-09 Spoke with Mr. Paul Cooperider on Hills Miller Rd. (across from Chad's) about ditch washing out at Lehner's field culvert.
- 09-21-09 Called John Link to look at above culvert. He will look at it.  
  
Spoke to John Link about the culvert, again. He recommended extending the culvert pipe and adding riff raff, or putting riff raff in wash out to slow water flow. Could be caused by someone spraying ditch.

Total hours: 101 ¼ work hours, plus meetings, phone calls and direct contacts.

**Mr. Doug Price submitted the following report:**

- 09-03-09 Spoke with John Link about the hole in bridge on Miller Rd.
- 09-04-09 Spoke with Eldon Johnson about the culverts on Hills Miller Rd.
- 09-08-09 Went to Parrott's and picked up a belt for one of the cemetery mowers. Spoke with Clarence Fraley about top soil for graves and installation of new road.
- 09-10-09 Called Chad's about servicing the big truck.
- 09-23-09 Dropped off big truck to Chad's for servicing.

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09-24-09 Spoke with Mrs. Ufferman about the cemetery, there are approximately 600 new sites coming available. She informed me that someone was bit by an unleashed dog at the cemetery.

09-27-09 Picked up the speed limit sign on Case Road that was run over in an accident.

09-28-09 Spoke with Mike at S&S Volvo the new truck is almost done and may be delivered at the end of the week.

Made multiple calls to Brian Dilley with engineer's office about Kelley McMaster culvert.

**CEMETERY REPORT**

**CEMETERY SEXTON REPORT** - Marilyn Ufferman

08-15-09 Received a call from Rodman Funeral Home – a funeral set for 8-109 at 3:30 pm.

08-15-09 Called Clarence Fraley to set dig time for grave.

08-16-09 Went to cemetery, met Clarence Fraley to show where to dig.

08-18-09 Funeral 3:30 to 5:30 p.m.

08-19-09 Mailed check and info.

08-19-09 Received a call asking about J-46 Room? For 1 or 2?

08-25-09 Received a call asking about prices (Cremation) (Barber)

09-03-09 Went to cemetery – meet to look at grave 2:00 p.m.

09-04-09 Sold two grave sites – filled out info and mailed to Clerk

09-09-09 Received a call from Fuller – section – lot – etc. info

09-09-09 Called Clarence Fraley to plan date for bases to be installed.

**FIRE DISTRICT**

Mr. Earl Lehner reported that they fire district would like to have the 1997 GMC Jimmy declared surplus to be placed on GovDeals.com auction site. Replaced the bumper on Engine-334.

Regarding health insurance Physician's Assurance Corp. has filed for bankruptcy, this is the company they were going to go with at the cost of \$42,711.48. Now going with Blue Cross Blue Shield for \$46,884.96, but is still cheaper than United Health Care which they had before.

During the Point (Rt. 36/37) Construction, September 8 – November 2<sup>nd</sup> there will be additional manpower – extending hours Monday through Friday 7:00 a.m. to 5:00 p.m.

Stand by Generator – the transfer switch has developed a noise, the cost for a new switch is \$2600. Need to find an electrician to do the switch over.

**FISCAL OFFICER'S BUSINESS**

The Fiscal Officer presented the cash journal for the month of September 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. Earl Lehner moved and Mr. Paul Price seconded that funds be released to pay the pending warrants. All voting yes, the motion passed.**

Correspondence:

Warrants signatures  
Grassroots magazine – September and October 2009  
Purchase Order signatures  
2010 Posted Roads  
Snow and Ice Removal  
Cemetery Deed

Regarding 2010 Posted Roads, form was filled out. Buttermilk Hill Rd: Troy Rd. to N. Section Line Rd.; Penry Rd.: Troy Rd. to N. Section Line Rd.; and N. Section Line Rd.: Radnor Rd. to Marlboro/Radnor Twp. line.

Snow and Ice Removal Agreement between Delaware City and Troy Township. City will maintain Clear Run hill; Township will maintain road from TSC to end.

City will maintain Hills Miller Rd to Oakhurst Drive. Township will maintain road from Oakhurst to the West.

**OLD BUSINESS**

**Untable Motion to Approve Zoning Resolution: Mr. Doug Price moved to untable the matter of the zoning resolution approval. Mr. Earl Lehner seconded. All voting yes, the motion passed.**

Mr. Doug Price reported that the Delaware County Prosecutor's office still has not reviewed the amendments to the zoning resolution.

**Mr. Paul Price moved to retable the matter until the next Trustee meeting. Mr. Earl Lehner seconded. All voting yes, the motion passed.**

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**A RESOLUTION OF  
TROY TOWNSHIP TRUSTEES**

**Resolution No. 2009-6**

**A Resolution**

To make an intrafund transfer of monies from account 1000-110-141 (Salary – Legal Counsel) to 1000-110-410 (Office Supplies).

The Board of Trustees of Troy Township, Delaware County, Ohio met in regular session on September 28, 2009 at the Troy Township Hall, 4293 State Route 23 North, with the following members present:

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

Mr. \_\_\_\_\_ moved the adoption of the below resolution:

There are not sufficient funds in account 1000-110-410 for the purpose of Office Supplies and there are excess monies contained within account 1000-110-141 Salary – Legal Counsel and it has become necessary to transfer monies from account 1000-110-141 Salary – Legal Counsel to account 1000-110-410 Office Supplies in the amount of \$10.00.

Mr. \_\_\_\_\_ seconded the motion and the roll was called on the question of its adoption.

The vote was as follows:

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

The above resolution was adopted on September 28, 2009 by:

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

Attested to this date by:

Mrs. Pam Starling, Fiscal Officer \_\_\_\_\_

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**A RESOLUTION OF**

**TROY TOWNSHIP TRUSTEES**

**Resolution No. 2009-7**

**A Resolution**

To make an intrafund transfer of monies from account 1000-110-311 (Accounting and Legal Fees) to 1000-110-410 (Office Supplies).

The Board of Trustees of Troy Township, Delaware County, Ohio met in regular session on September 28, 2009 at the Troy Township Hall, 4293 State Route 23 North, with the following members present:

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

Mr. \_\_\_\_\_ moved the adoption of the below resolution:

There are not sufficient funds in account 1000-110-410 for the purpose of Office Supplies and there are excess monies contained within account 1000-110-311 Accounting and Legal Fees and it has become necessary to transfer monies from account 1000-110-311 Accounting and Legal Fees to account 1000-110-410 Office Supplies in the amount of \$41.00.

Mr. \_\_\_\_\_ seconded the motion and the roll was called on the question of its adoption.

The vote was as follows:

Mr. Doug Price, Chairman \_\_\_\_\_  
Mr. Earl Lehner, Vice Chairman \_\_\_\_\_  
Mr. Paul Price, Trustee \_\_\_\_\_

The above resolution was adopted on September 28, 2009 by:

Mr. Doug Price, Chairman \_\_\_\_\_  
Mr. Earl Lehner, Vice Chairman \_\_\_\_\_  
Mr. Paul Price, Trustee \_\_\_\_\_

Attested to this date by:

Mrs. Pam Starling, Fiscal Officer \_\_\_\_\_

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**A RESOLUTION OF  
TROY TOWNSHIP TRUSTEES**

**Resolution No. 2009-8**

**A Resolution**

To make an intrafund transfer of monies from account 1000-110-315 Election Expense to 1000-110-410 Office Supplies.

The Board of Trustees of Troy Township, Delaware County, Ohio met in regular session on September 28, 2009 at the Troy Township Hall, 4293 State Route 23 North, with the following members present:

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

Mr. \_\_\_\_\_ moved the adoption of the below resolution:

There are not sufficient funds in account 1000-110-410 for the purpose of Office Supplies and there are excess monies contained within account 1000-110-315 Election Expense and it has become necessary to transfer monies from account 1000-110-315 Election Expense to account 1000-110-410 Office Supplies in the amount of \$10.00.

Mr. \_\_\_\_\_ seconded the motion and the roll was called on the question of its adoption.

The vote was as follows:

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

The above resolution was adopted on September 28, 2009 by:

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

Attested to this date by:

Mrs. Pam Starling, Fiscal Officer \_\_\_\_\_

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**A RESOLUTION OF  
TROY TOWNSHIP TRUSTEES**

**Resolution No. 2009-9**

**A Resolution**

To make an intrafund transfer of monies from account 1000-110-190 Other Salaries to 1000-110-410 Office Supplies.

The Board of Trustees of Troy Township, Delaware County, Ohio met in regular session on September 28, 2009 at the Troy Township Hall, 4293 State Route 23 North, with the following members present:

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

Mr. \_\_\_\_\_ moved the adoption of the below resolution:

There are not sufficient funds in account 1000-110-410 for the purpose of Office Supplies and there are excess monies contained within account 1000-110-190 Other Salaries and it has become necessary to transfer monies from account 1000-110-190 Other Salaries to account 1000-110-410 Office Supplies in the amount of \$10.00.

Mr. \_\_\_\_\_ seconded the motion and the roll was called on the question of its adoption.

The vote was as follows:

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

The above resolution was adopted on September 28, 2009 by:

Mr. Doug Price, Chairman \_\_\_\_\_

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Mr. Earl Lehner, Vice Chairman \_\_\_\_\_

Mr. Paul Price, Trustee \_\_\_\_\_

Attested to this date by:  
Mrs. Pam Starling, Fiscal Officer \_\_\_\_\_

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**A RESOLUTION OF  
TROY TOWNSHIP TRUSTEES**

**Resolution No. 2009-10**

**A Resolution**

To make an intrafund transfer of monies from account 1000-110-330 Travel and Meeting Expense to 1000-110-410 Office Supplies.

The Board of Trustees of Troy Township, Delaware County, Ohio met in regular session on September 28, 2009 at the Troy Township Hall, 4293 State Route 23 North, with the following members present:

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

Mr. \_\_\_\_\_ moved the adoption of the below resolution:

There are not sufficient funds in account 1000-110-410 for the purpose of Office Supplies and there are excess monies contained within account 1000-110-330 Travel and Meeting Expense and it has become necessary to transfer monies from account 1000-110-330 Travel and Meeting Expense to account 1000-110-410 Office Supplies in the amount of \$381.41.

Mr. \_\_\_\_\_ seconded the motion and the roll was called on the question of its adoption.

The vote was as follows:

Mr. Doug Price, Chairman \_\_\_\_\_

Mr. Earl Lehner, Vice Chairman \_\_\_\_\_

Mr. Paul Price, Trustee \_\_\_\_\_

The above resolution was adopted on September 28, 2009 by:

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Mr. Doug Price, Chairman \_\_\_\_\_

Mr. Earl Lehner, Vice Chairman \_\_\_\_\_

Mr. Paul Price, Trustee \_\_\_\_\_

Attested to this date by:

Mrs. Pam Starling, Fiscal Officer \_\_\_\_\_

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**A RESOLUTION OF  
TROY TOWNSHIP TRUSTEES**

**Resolution No. 2009-11**

**A Resolution**

To make an intrafund transfer of monies from account 1000-110-342 Postage to 1000-110-410 Office Supplies.

The Board of Trustees of Troy Township, Delaware County, Ohio met in regular session on September 28, 2009 at the Troy Township Hall, 4293 State Route 23 North, with the following members present:

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

Mr. \_\_\_\_\_ moved the adoption of the below resolution:

There are not sufficient funds in account 1000-110-410 for the purpose of Office Supplies and there are excess monies contained within account 1000-110-342 Postage and it has become necessary to transfer monies from account 1000-110-342 Postage to account 1000-110-410 Office Supplies in the amount of \$1,000.00.

Mr. \_\_\_\_\_ seconded the motion and the roll was called on the question of its adoption.

The vote was as follows:

Mr. Doug Price, Chairman \_\_\_\_\_

Mr. Earl Lehner, Vice Chairman \_\_\_\_\_

Mr. Paul Price, Trustee \_\_\_\_\_

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The above resolution was adopted on September 28, 2009 by:

Mr. Doug Price, Chairman \_\_\_\_\_

Mr. Earl Lehner, Vice Chairman \_\_\_\_\_

Mr. Paul Price, Trustee \_\_\_\_\_

Attested to this date by:

Mrs. Pam Starling, Fiscal Officer \_\_\_\_\_

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**A RESOLUTION OF  
TROY TOWNSHIP TRUSTEES**

**Resolution No. 2009-13**

**A Resolution**

To make an intrafund transfer of monies from account 1000-110-381 Property Insurance Premiums to 1000-110-121 Salary – Township Fiscal Officer’s Office.

The Board of Trustees of Troy Township, Delaware County, Ohio met in regular session on September 28, 2009 at the Troy Township Hall, 4293 State Route 23 North, with the following members present:

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

Mr. \_\_\_\_\_ moved the adoption of the below resolution:

There are not sufficient funds in account 1000-110-121 for the purpose of Salary – Township Fiscal Officer’s Office and there are excess monies contained within account 1000-110-381 Property Insurance Premiums and it has become necessary to transfer monies from account 1000-110-381 Property Insurance Premiums to account 1000-110-121 Salary – Township Fiscal Officer’s Office in the amount of \$4,300.00.

Mr. \_\_\_\_\_ seconded the motion and the roll was called on the question of its adoption.

The vote was as follows:

Mr. Doug Price, Chairman \_\_\_\_\_

Mr. Earl Lehner, Vice Chairman \_\_\_\_\_

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Mr. Paul Price, Trustee \_\_\_\_\_

The above resolution was adopted on September 28, 2009 by:

Mr. Doug Price, Chairman \_\_\_\_\_

Mr. Earl Lehner, Vice Chairman \_\_\_\_\_

Mr. Paul Price, Trustee \_\_\_\_\_

Attested to this date by:

Mrs. Pam Starling, Fiscal Officer \_\_\_\_\_

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**NEW BUSINESS**

**County Exterior Property Maintenance Code:** Discussion was held. Not a bad thing to a certain degree, i.e. Orange & Liberty Townships, but denied.

**License Plates:** Need to get new ones/replacements for the trucks. Doug Price to check on this.

**Junked Cars:** 655 Willey Rd.

**Unmowed Lots:** 565 Willey Rd and 137 Downing Rd. and lot West end of Penry Rd. on the South side.

**Drive Culverts on Hills Miller Road:** Received letter from County Engineer's office. Had two options. Mr. Lehner and Mr. Doug Price liked Option 1. Discussion was held. Need cost of culverts and a drawing before considering work. Maybe homeowners will correct their culverts.

**Fuel spent for past year:** Mr. Paul Price got copy of fuel amounts from McWherter Petroleum. Discussion was held on what was spent last year vs. this year.

**Mr. Earl Lehner moved to adjourn. Mr. Doug Price seconded. All voting yes, the motion passed.**

**The next township meeting is scheduled for Monday, October 19, 2009 at 8:00 p.m.**

Mr. Doug Price, Chairman \_\_\_\_\_

Mr. Earl Lehner, Vice Chairman \_\_\_\_\_

Mr. Paul Price, Trustee \_\_\_\_\_

Attest: Ms. Pam Starling, Fiscal Officer \_\_\_\_\_

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Attest: Ms. Kelly Williams, Zoning Secretary \_\_\_\_\_

DRAFT