

Minutes of the Board of Licking Township Trustees, Regular Meeting held at the Fire Co., Station 3, Jacksontown, OH at 7:00pm on July 19, 2010.

The Pledge of Allegiance was recited.

Mr. Hart called the meeting to order with the following members present: Joseph Hart, Ronald Acord, David Miller and Jill Linn.

Others Present: Naomi Compton, Joe Walker, Bill Ours, Marshall Eubanks, Mike Wilson, Jason Biggs, Ross Kirk, Mike Hostasa, Pedro, Charles Prince, Anita Chaffins and Steve Patterson.

Naomi Compton, running for Licking County Commissioner, attended the meeting. She had contact cards and asked questions to the Trustees at the end of the meeting.

The financial reports were given to the Trustees.

Mr. Miller made a motion to approve the expenditures totaling \$12,909.91. Mr. Acord seconded the motion. Roll call: Hart, yes; Acord, yes; Miller, yes.

There are funds on hand or in the process of collection to pay the attached listed bills. \_\_\_\_\_, Fiscal Officer.

#### CORRESPONDENCE

1. Received a card from Paul Krauss with \$100 donation.
2. Received Resolution 63-90 from the Licking County Commissioners.
3. We will be receiving \$22,891.74 in estate tax from Pierce Wallace.
4. Received an invitation to dedicate the North Shore boat ramp.
5. Received press release from the LCHD that they will hold a scrap tire drop off.

We received one bid from the Shelly Co. in the amount of \$130,860.70. The Trustees went through each road. The starting date will be August 16<sup>th</sup> and the completion date is October 15<sup>th</sup>. A discussion followed regarding the amounts. Mr. Hart had not been able to get an answer from anyone from the Evans Foundation but was able to contact Mr. Riddle who had no direction regarding the railroad track. Mr. Hart asked Ross Kirk from the Shelly Co. if he knew if the Evans Foundation was going to continue with the bike bath. Ross Kirk said that they are not doing the bike path this summer.

Mr. Miller made a motion to accept the Shelly Co. bid at \$130,860.70. Mr. Acord seconded the motion. Roll call: Hart, yes; Acord, yes; Miller, yes.

Mike Wilson mentioned that the Fire Co. received an EMS grant for \$5950 which can be used for equipment and/or training. He mentioned that they will be doing dry hydrant training and certifying. Naomi Compton asked how many members they have and she was told 40 members with 1 full time and 17 part time. Marshall Eubanks asked if they had a fire code book at the station. Mike told him that the book is old and they use the internet.

Joe Walker turned in 3 permits totaling \$500.00. The burnt house of Overdrive is in litigation and they are not sure of the owner. Mr. Walker will call Judy White to keep her informed.

Steve Patterson mentioned that truck 2 is back and running better. Truck 1 will be going in for the kingpins in about a week. He mentioned that they could use a compactor for putting in culverts. Harbor Freight has the compactors for \$499.00. Steve will pick it up tomorrow. The culvert for the railroad crossing is in.

Mr. Miller mentioned that the Notice to Proceed will need to be done on the Hupp Road Project. He mentioned that we may have to move an August meeting.

Mr. Miller mentioned that he wanted the estimates for the trees that need to be cut or removed in the cemeteries be separated by cemetery. The Trustees postponed it until the next meeting.

Mr. Miller mentioned that he received an estimate for the fence.

Mr. Hart authorized Mr. Miller to spend up to \$1000 on the fence issue. Mr. Acord seconded the motion. Roll call: Hart, yes; Acord, yes; Miller, yes.

Mr. Miller will sign and fax the estimate.

The Licking Township Zoning Commission submitted a proposed map amendment to the Board of Trustees. The letter from Dale Wise was read. The public hearing will be held on August 2 for the proposed map amendment. Mr. Hart mentioned that the Trustees act on the Licking Township Zoning Commissions recommendation and the letter that was read from Dale Wise did not include their recommendation so Dale will re-write the cover letter. Mr. Hart asked Joe Walker if he had looked at the maps and he said that he has. A discussion took place regarding the map.

The Fiscal Officer mentioned that she looked in to the fire cabinets but that they were quite expensive at \$2400.00. Mr. Miller said that he will check with Buckeye Outdoors.

Jason Biggs, owner of Papa Boos, wanted his side heard. The occupancy permit being proposed by an Avondale resident has no such noble origin. After falling to make hay on the issue of his new stage and parking area they have resorted to a new tactic, that of restrictive legislation. He read an excerpt from The Beacon in which Rhonda Carte asked about the status of using occupancy permits to control crowds at Papa Boos and Captain Woodys. He would urge the Trustees to reject any legislation that has its' origins based on the lowest of human motivators, those of revenge and spite. Mr. Hart mentioned that Jason identified the wrong person, and that it was himself who brought up and believe that the Trustees need to pursue occupancy permits in all the township bars and restaurants in the township. The reason behind that is there have been several complaints about safety. Mr. Hart stated that if he lived in that area, and he has recommended to the residents who come and complain, he would take a petition up to shut down the liquor license at a specific location, which can be done precinct specific, if he was experiencing some of the problems that they complain to this board. The Trustees do have some moral and legal obligations to attempt to address those concerns. Mr. Hart said that they are not trying to

inhibit them from making a profit in their business but the things that affect the safety and well being of the people in their business that the township has to service with their fire people they will take a look at. Mr. Miller mentioned that he frequents his restaurant and doesn't have a problem and the people who live there know that there was a bar there when they moved in. Mr. Acord mentioned that he talked with Jim Miller, Prosecuting Attorney, said that the one who is making the complaint needs to go to the health department. Mr. Hart asked Mr. Acord and Mr. Miller if they think that the Trustees should not pursue asking for occupancy permits throughout the township. Mr. Miller said that he didn't say that but Mr. Acord is saying that. Mr. Miller said that he will hold off on his comments until we hear from Jim Miller.

Marshall Eubanks said that some of this is in the fire code.

Mr. Hart said that our fire prevention officer does not set the occupancy. The County Building Code currently sets the occupancy. Once the occupancy is set then the fire prevention officer has the authority to site against over occupancy.

Mike Hostasa, who owns the property at Captain Woodys, said that this is a very seasonal business and they have to have the patrons to stay opened to pay the bills. They try to do the best that they can and it's hard to control the 3% that are causing the trouble.

Marshall Eubanks said that if it is a safety issue, regardless of what their problems are, it's not worth someones life.

Joe Walker mentioned that if there is an issue with people being out of control, Mr. Hostasa and Pedro have a hired deputy and that is what he gets paid to do. If the deputy is not doing his job then you need to complain to the sheriff.

Mr. Acord mentioned that he would like to go with Mr. Hart when he goes to see Jim Miller. Mr. Hart will call Jim Miller to see if it would be going against the Sunshine Law.

Naomi Compton asked if we received any Issue II money. Mr. Miller said we did this year. She also asked if the commercial/business tax base was higher than the ag/residential tax base. The Trustees said no. She asked if we contract out with anyone else other than Franklin Township. She was told Bowling Green Township. She asked about the amount of township roads. Mr. Miller told her approximately 42.6 miles. She asked about the road crew. Mr. Miller told her that we have 1 full time, 1 part time and 1 on an on call basis. She asked how many active (lots available) cemeteries we have. She was told 1. She asked if we had any problems getting our settlements from the auditors office. She was told no. She asked if we were satisfied with the turnaround from the prosecutors office. She was told yes. She asked if we were totally boarded by Perry County. She was told no. She mentioned that the Trustees ran a very well organized and professional meeting. The Trustees thanked her.

Minutes of the May 3, 2010 meeting were read, approved and signed by the Trusees.

Minutes of the May 17, 2010 meeting were read, approved and signed by the Trustees.

Mr. Acord asked Bill Ours if he knew if there was a reason that there is equipment sitting of the lot on Amherst. Bill said that the guy is sick and is getting better so hopefully it will be out of there.

Mr. Miller made a motion to adjourn the meeting at 9:01pm. Mr. Acord seconded the motion. Roll call: Hart, yes; Acord, yes; Miller, yes.

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Attest

