

Minutes of the Board of Licking Township Trustees, Regular Meeting held at the Fire Co., Station 3, Jacksontown, OH at 7:30pm on September 17, 2012.

Mr. Hart called the meeting to order with the following members present: Joseph Hart, David Miller, Ron Acord, and Andrea Lynch.

Others Present: Bill Ours; Ed Monroe; Julie Moreau; John Holman; Mike Wilson; Jerry Dixon; Rae Johnson; Charles Prince; Michael Heckmann.

The Pledge of Allegiance was recited.

Minutes of the previous meeting were read, approved, and signed by the Trustees.

The financial reports were given to the Trustees.

Mr. Miller made a motion to approve the expenditures totaling \$23,086.53. Mr. Acord seconded the motion.  
Roll call: Acord, yes; Miller, yes; Hart, yes;

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

Mr. Hart made a motion to authorize Andrea Lynch to serve as the primary FEMA representative and Dave Miller to serve as the secondary FEMA representative for Licking Township effective June 29, 2012. Mr. Acord seconded the motion.  
Roll call: Miller, yes; Acord, yes; Hart, yes.

Mr. Hart made a motion to authorize the fiscal officer to reinvest the Licking Township Cemetery Endowment CD with Park National Bank, in the amount of \$4500.00 for 24 months at the current interest rate of .4%. Mr. Acord seconded the motion.  
Roll call: Acord, yes; Hart, yes; Miller, yes.

CORRESPONDENCE:

1. Letter from Licking County Treasurer regarding Estate Tax in the name of Dean W. Bowman.
2. Email from Brian Weaver regarding light pollution.  
Mr. Hart requested the board review the letter and discuss at a future meeting.

Fire Chief Wilson stated that ladder testing and SCVA testing is complete. Mr. Wilson provided the board with the narrow-banding quotes obtained by Captain Mike Harris. Mr. Wilson requested vacation days, stated that he will arrange coverage, and requested his payroll check on 9/28/12.

Mr. Miller made a motion to approve expenditures up to \$3500.00 for an SCBA air pack. Mr. Acord seconded the motion. Roll call: Hart, yes; Acord, yes; Miller, yes.

Zoning Inspector John Holman submitted 2 zoning permits. One permit was issued for Tim Longstreth on Woodland Road for a room addition and one permit was issued for Michael Heckmann on Licking Trails Road for a sign. Mr. Holman provided the board with copies of the zoning permit application along with a conditional letter that was issued to Mr. Heckmann regarding the permit. Mr. Holman provided the board with an update regarding Mr. Russell Payne's property and recent communication received from Troy Warnock, Licking County Building Code Department.

Mr. Holman discussed recent communications he received from residents in the Avondale area concerning trash and junk cars. Mr. Holman noted that he receives several phone calls each week regarding matters of this nature and explained to the board that although there is a health department complaint form, many residents are often reluctant to complete the form. Mr. Holman stated that the Zoning Inspector does not have much authority in matters of this nature and referred the board to ORC 505.87 outlining that the responsibility rests with the board. Mr. Holman asked for direction from the board, and Mr. Hart suggested the board review the information and discuss at a future date.

Mr. Miller inquired about the sign permit and conditional letter for Mr. Heckmann and asked if the Freaky Forest was for profit or non-profit. Mr. Heckmann stated that the Freaky Forest raises funds for the Dave Thomas Foundation for Adoption. Mr. Heckmann stated that he was told by the former zoning inspector that it was okay under ag-entertainment and that he contacted the Department of Agriculture for a definition of ag-entertainment and they did not provide one.

A brief discussion took place regarding this matter. Mr. Hart relayed that he received a call from someone who identified herself as Mr. Heckmann's business partner. Mr. Hart stated that he advised her that they are to go through Mr. Holman and further explained that anyone has the right, under the Ohio Revised Code, to appeal a decision made by the zoning inspector by filing an appeal with the zoning board of appeals. Mr. Hart went on to explain that the board of zoning appeals can either uphold the decision or overrule it. Mr. Hart stated that if the zoning inspector's decision is upheld, the landowner has the option to pursue the matter in court. Mr. Hart stated that communication received from the prosecutor's office indicates that the Freaky Forest activity does not fall under ag-entertainment based on a court ruling. Mr. Holman stated that prior to issuing the permit, he confirmed with Mr. Heckmann that he had a copy of the communication from the prosecutor's office regarding the court ruling and was aware of the 9<sup>th</sup> District Court of Appeals ruling. Mr. Holman indicated that he advised Mr. Heckmann that his decision is based upon this ruling and Mr. Heckmann told him he would "see him on Friday night".

A brief discussion took place regarding Mr. Robert Snedden's property. Mr. Hart indicated that he personally thanked Mr. Snedden for cleaning up his property. Mr. Hart read a letter drafted by the Prosecutor's Office thanking Mr. Snedden and the board agreed to sign the letter.

A brief discussion took place regarding an email from the fiscal officer regarding the stipends of the zoning board of appeals and zoning commission members. Mr. Hart stated that a member can decline the stipend however we are not permitted to donate their stipend. Additionally, Mr. Hart suggested that the fiscal officer proceed with contacting the individuals with outstanding, un-cashed checks from 2009, 2010, and 2011 which was mentioned in the recent audit.

Mr. Hart made a motion authorizing the fiscal officer work directly with the prosecutor's office in effort to comply with the recommendation from the auditor's office to resolve the un-cashed checks from 2009-2011. Mr. Miller seconded the motion.

Roll call: Miller, yes; Hart, yes; Acord, yes.

A brief discussion took place regarding consistency in

payment of the zoning board members meeting stipends. Mrs. Lynch indicated that she has been working with Doug Price and Dale Wise and will suggest a consistent payment schedule going forward.

Mr. Acord made a motion to increase the stipend from \$10.00 per meeting to \$15.00 per meeting for the members of the zoning commission board and the zoning board of appeals. Mr. Hart seconded the motion. Roll call: Acord, yes; Hart, yes; Miller, yes.

Mr. Miller made a motion that the Board enter into executive session at 8:30 p.m. for the purpose of personnel, specifically to consider employment of a public employee for the position of Zoning Clerk. Mr. Acord seconded the motion. Roll call: Hart, yes; Miller, yes; Acord, yes.

At 9:31 p.m. executive session was exited and the regular meeting was reconvened.

Mr. Miller made a motion to hire Mrs. Rae Johnson as Zoning Clerk effective 9/17/12. Mr. Acord seconded the motion. Roll call: Acord, yes; Miller, yes; Hart, yes.

Mr. Miller indicated that Out On A Limb Tree Service would be assisting with tree clean-up from the storm on 6/29/12.

A brief discussion took place regarding the joint resolution with Franklin Township for Ohio Public Works funding for the Fairmount Road project. The total project estimated cost is \$432,300.00.

Mr. Miller made the motion to adopt the following resolution #2012-1:

*A resolution determining that Franklin Township and Licking Township will enter into a cooperation agreement to submit an application to the Ohio Public Works Commission for the Fairmount Road Resurfacing Project.*

*Franklin Township will provide funds equal to 13% of the total project cost. Such funds will come from the road and bridge fund.*

*Licking Township will provide funds equal to 13% of the total project cost. Such funds will come from the road and bridge fund.*

*Licking Township authorizes Franklin Township to serve as lead applicant and to sign all necessary documents.*

*Franklin Township agrees to pay its 13% of the cost as invoices are due/at the end of the project/as otherwise agreed upon.*

*Licking Township agrees to pay its 13% of the cost as invoices are due/at the end of the project/as otherwise agreed upon.*

Mr. Hart seconded the motion.

Roll call: Acord, yes; Miller, yes; Hart, yes.

Mr. Miller made the motion to authorize Captain Mike Harris for expenditures up to \$3500.00 to upgrade the road department radios. Mr. Acord seconded the motion. Roll call: Hart, yes; Miller, yes; Acord, yes.

The fiscal officer presented one cemetery deed #132 for Steve & Rebecca Patterson. The board signed this deed along with Jerry Dixon and Ed Monroe.

Mr. Miller made a motion to adjourn the meeting at 9:48 p.m. Mr. Acord seconded the motion. All in favor: Miller, aye; Hart, aye; Acord, aye.

The meeting was adjourned at 9:48 p.m.

---

---

---

---

Attest

September 17, 2012 minutes