

Violet Township Board of Trustees

May 6, 2009

Regular Meeting

Mr. Myers called the meeting to order at 7:30 p.m.

Mr. Smith called the roll and Mr. Myers, Mr. Dunlap and Mr. Weltlich were present. Other Township employees present were: Greg Butcher, Township Engineer, Bill Yaple, Director of Operations and John Eisel, Fire Chief; Doug Barr, Assistant Fire Chief.

Mr. Myers asked the audience to join with him in the Pledge of Allegiance and to remain standing for a moment of silence in honor of those that safeguard our freedoms around the world and here at home.

Recognition of Guests:

Greg Chamblin, Chairman of the Violet Festival was present to promote the Violet Festival. He thanked the Trustees for their support with the festival.

Public Comments

Peggy Portier of 9841 Refugee Road was present to represent as a Trustee Mingo Estates Civic Association in a noise complaint regarding Doolin's Bar. Ms. Portier stated they have had a problem for over a year and have tried to complain to the Bar Owner with no success. Ms. Portier reported they have gone to the City Manager and attended a City Council meeting last night. There is loud music when they have a band. There are motorcycles and patrons that circle the parking lot. They understand the bar in question is not in the Township but they would appreciate any influence the Township Trustees would have with the City of Pickerington.

Rocco Sabatino of 8198 Chevington Chase was present. Mr. Sabatino was present to talk about the Township's current zoning regulations. Mr. Sabatino spoke about his three properties at Refugee and Milnor Road and the fact that it is surrounded by the City of Pickerington on two sides. He spoke about a proposed business that must be in C-3 zoning when it could be C-1 or C-2. Mr. Sabatino assured the Trustees that he would like his business to remain within the Township. Mr. Sabatino requested if the Zoning Commission to consider changes to the regulations that govern businesses that deal with automotive products and services.

Currently the Township zoning regulations states that any such business can only operate within a parcel that is zoned C-3.

Mr. Sabatino thought this classification was unfair for lighter automotive businesses such as dealerships and retail services and that such establishments should be allowed to operate within a C-2 district.

Mr. Yaple stated that if you change the zoning it would have to be Township wide. Mr. Weltlich stated we would have to address this as a wholesale issue and not property specific. Mr. Dunlap added that the Trustees are looking at a way to revisit this issue and make a recommendation of bringing these two retail uses back into C-2. Mr. Weltlich stated we are not investigating but trying to find a way to do it.

Mr. Yaple will with Mr. Loveland and the Zoning Inspector to come up with some wording.

Mr. Weltlich stated for the record that in the discussion phase the intent (not the words) of any motion was to have the Zoning Commission respect our request to make a Township wide zoning classification change and not an investigation.

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Mr. Dunlap made a motion that the Zoning Commission consider moving auto repair, maintenance and retail from C-3 to C-2. Mr. Weltlich made a statement for the record. Roll call vote: Mr. Dunlap, yes; Mr. Myers, yes; Mr. Weltlich, yes. Motion A2009-0506 is passed.

Mr. Weltlich made a motion for the Trustees to support a motion to write a 'plea' to the City of Pickerington asking them to review our Noise Ordinance and to help our citizens mitigate this noise issue. Seconded by Mr. Myers. Roll call vote: Mr. Weltlich, yes; Mr. Myers, yes; Mr. Dunlap, yes. Motion B2009-0506 is passed.

Christy Rice, General Manager for Club 33 in Canal Winchester was present regarding the Noise Ordinance. She stated she has issues with two residents across the street. She feels the ordinance is very vague and unconstitutional. She would like it to be re-visited. They are not just a bar – they are a bar and grill.

Mr. Dunlap stated that when the noise ordinance was passed it went through the County Prosecutor, the City Prosecutor, the Sheriffs office and our Law Director. It was looked at for constitutionality.

Ms. Rice stated the ordinance is so vague there are no stipulations on time limitations, on meter readings. With the changes and the buildings that is going on it is all commercially zoned. When this was written it was not commercially zoned. She is asking if there is something they can do to help change it.

Mr. Dunlap stated that unfortunately our code has to apply next door here and cannot be 'site specific' and it has to be for the entire Township. Mr. Weltlich advised going to the neighbors and to try to come to a mutual understanding.

County Authorities

None

Fire Department

Chief Eisel reported they have been busily working on getting a policy out to the media and general public regarding the swine flu (H1N1) and equipment and decontamination.

Mr. Weltlich commended Chief Eisel for his proactive approach and positive impact.

Chief Eisel reported painting has begun at Station 592 and so far he is very pleased with the workers and quality of work.

They are still working on getting a package together to replace the generator at Station 1. He hopes to have a resolution next meeting.

Chief Eisel reported on the refurbishing for Engine for 593. Pierce Manufacturing came in. We now have a second quote and will do a conference call.

The insurance committee (consisting of Bill Yapple, Rochelle Menningen, John Eisel, Doug Barr, Greg Eisenacher and Chris Smith) will have a recommendation on how to proceed with the insurance by the next Trustee meeting.

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Mr. Weltlich made a motion to adopt Resolution 2009-0506-01 – Purchase New Medic. Seconded by Mr. Dunlap. Roll call vote: Mr. Weltlich, yes; Mr. Dunlap, yes; Mr. Myers, yes. Resolution 2009-0506-01 is adopted 3-0.

Mr. Dunlap made a motion to adopt Resolution 2009-0506-02 – Purchase Used 2004 International Box Truck. Seconded by Mr. Myers. Roll call vote: Mr. Dunlap, yes (with the word 'Ford' removed); Mr. Myers, yes; Mr. Weltlich, yes. Resolution 2009-0506-02 is adopted 3-0.

Township Engineer

Mr. Butcher recommended hiring Lockwood, Lanier, Mathias & Noland, Inc. to provide us with contract administration services for the Jefferson Drive Culvert Replacement Issue One Project. It was more cost effective to contract this work.

Mr. Butcher also recommended hiring Lockwood, Lanier, Mathias & Noland, Inc. to provide us with professional surveying and engineering services for design of a culvert replacement on Busey Road, just west of Pickerington Road. Their proposed fee is \$9,000.00.

Mr. Butcher reported he met with Brian Bosch and two other ODOT employees regarding Taylor Road exit ramp. ODOT will be installing a 'quick-curb type median' along the centerline of Taylor Road from where the existing median stops, south to SE204. A timeframe has not been provided. Mr. Butcher also had a meeting with the Safe Routes to School committee and was told that the ramp is slated for resurfacing next year. We are unsure what effect that will have on the new median.

Mr. Butcher reported the design of the Stonecreek Drive improvements is progressing. Mr. Butcher had a meeting with Fairfield County Utilities and the City of Pickerington officials to discuss preliminary plans. We will wait until this fall to submit an Issue One application for this project for the project.

Mr. Butcher reported interviews have been conducted with three short listed firms for Mingo Estates, Phase 2 improvements. Mr. Butcher along with personnel from Fairfield County Utilities and the City of Pickerington will be coordinating a future scope and cost proposal with the firm of EMH&T who graded the highest in the interview process.

Mr. Butcher reported there is a culvert section that has fallen into a drainage ditch in Huntington Hills. Additionally, there is significant erosion that has occurred. It is the belief by both the County & Soil Water Engineers Office that since this culvert ties directly to storm water runoff from a roadside ditch, that the Township can perform repairs. Mr. Butcher is working on a cost estimate. Mr. Butcher believes that we have a responsibility to fix this. **Mr. Weltlich made a motion to use the Force Account process to repair concrete culvert sections that have fallen and remediate soil erosion that has occurred in drainages ditch that runs between Kennington Square and Shadybrook Drive within the Huntington Hills Subdivision. The culvert conveys stormwater collected in Township Right-of-way road ditch along Kennington Square. Seconded by Mr. Dunlap. Roll call vote: Mr. Weltlich, yes; Mr. Dunlap, yes; Mr. Myers, yes. Motion C2009-0506 is approved 3-0.**

Mr. Butcher stated we used the PAW personnel with a Special Duty Deputy last week to pick up trash along Township roads.

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Mr. Butcher met with Rick Bennett with The Shelly Company to look at identifying roads for 2009 resurfacing. Once the costs are generated Mr. Butcher will share the information with the Trustees. Mr. Weltlich asked if he included punitive damages in the contract. Mr. Butcher stated he did include it in the 'request for proposal' and the contract was given until August 5th to complete the work.

Mr. Butcher reported he had a meeting with ODOT, the City of Pickerington and PLSD regarding the Safe Routes to School. The bulk of the work is in the Township. This is still a joint cooperative effort.

There is a section of Winding Creek that is a temporary access road where residents are concerned about people running four wheelers, parties, cut throughs to the other section of Winding Creek off Rocky Springs and Birchbrook Loop. The road also goes from Milnor Road to the other Diyanni Section. The Trustees asked Mr. Butcher to recommend the Fairfield County Regional Planning Commission to remove the temporary road leading to Winding Creek since the public improvements are completed.

Mr. Dunlap moved to adopt Resolution No. 2009-0506-03 - Authorize Hiring of Lockwood, Lanier, Mathias & Noland, Inc, to Provide Engineering Design and Consulting Services to Provide Survey & Construction Plans for Busey Road Culvert Replacement. Seconded by Mr. Weltlich. Roll call vote: Mr. Dunlap, yes; Mr. Weltlich, yes; Mr. Myers, yes. Resolution 2009-0506-03 is adopted 3-0.

Mr. Dunlap moved to adopt Resolution No. 2009-0506-07 – Authorize Hiring of Lockwood, Lanier, Mathias & Noland, Inc. to Provide Contract Administration Services for the Jefferson Drive Issue One Culvert Replacement Project. Seconded by Mr. Weltlich. Roll call vote: Mr. Dunlap, yes; Mr. Weltlich, yes; Mr. Weltlich, yes. Resolution 2009-0506-07 is adopted 3-0.

Director of Operations

Mr. Weltlich made a motion to hire Dills Greenhouse to do the landscaping for the entrance of Violet Township Administrative offices for a cost not to exceed \$1300.00. Seconded by Mr. Myers. Discussion: Mr. Dunlap asked if we would have more fertilizer or more active plants this year than last. Mr. Yapple stated there would be perennials that will come back next year. Roll call vote: Mr. Weltlich, yes; Mr. Myers, yes; Mr. Dunlap, yes. Motion A2009-0506 passed 3-0.

Mr. Yapple reported the Prayer Walk for the Pickerington Ministerial Association is tomorrow May 7, 2009.

Mr. Yapple had passed out some articles that were pulled off the website from Pickerington This Week about the writing of the fireworks. Our cost is \$12,000.00.

Mr. Yapple spoke to the property owner for the vacation of the street in the Village of Waterloo. He had a price of \$300 - \$500 for the writing of the legal description. He asked if the Trustees would pay half of that. The Trustees stated they would not pay half of this cost.

Mr. Yapple passed out information on the stimulus money from Sherrod Brown.

Mr. Yapple met with the Dog Park Committee and they have collected about \$14,000.00. They have some other commitments that may come to about

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\$20,000.00. They were trying to pick apart the construction estimate. We told them we cannot do anything until we get a design plan and submit to the City of Pickerington. We also told them we have applied for a grant the Department of Natural Resources but we have not gotten any word yet. This would be for money to spend in 2010. Mr. Myers stated they are trying to walk them through what has to take place.

Mr. Yapple reported he has had a recycling company approached him about wanting to put green and yellow dumpsters that are (paper only dumpsters) at the new shop. The township would get \$20 to \$200. Mr. Dunlap asked if this would take any money away from Fairfield County Recycling. They would only want newspapers and magazines. The Trustees decided unanimously against this as they felt we have enough in the community.

Mr. Yapple had a copy of the revised Policy Manual changes that have been made. The changes are highlighted. Mr. Yapple would like comments by May 15th. Sara Rose is ok with the changes.

We have a few alternate positions in the Zoning Commission available. Mr. Yapple passed out a few applications and would like comments back by May 15th.

Mr. Dunlap moved to adopt Resolution 2009-0506-05 – To Hire Blake Rafeld & Associates for Landscape & Architecture & Civil Engineering Services for Busey Road Park Project. Seconded by Mr. Weltlich. Discussion: Mr. Myers asked Mr. Yapple to explain what we are doing with this. Mr. Yapple stated this is the full plan design so that we can go to Canal Winchester with the location of the cabins, parking lots, storm sewers, storm detention designs and everything need to get a permit to start the project. Mr. Yapple thinks they could have it for us by the end of June. Roll call vote: Mr. Dunlap, yes; Mr. Weltlich, yes; Mr. Myers, yes. Resolution 2009-0506-05 is adopted 3-0.

Fiscal Officer

Mr. Smith reported they have attended a number of very productive meetings for the health insurance.

The Fiscal Officer and Assistant spent two days at the Convention Center getting educated on 'Fiscal Officer' information. Mr. Smith stated there are some things that need to be 'cleaned up'.

Mr. Weltlich moved to adopt Resolution 2009-0506-04 – Supplemental Appropriations. Seconded by Mr. Myers. Roll call vote: Mr. Weltlich, yes; Mr. Myers, yes; Mr. Dunlap, yes. Resolution 2009-0506-04 is adopted 3-0.

Mr. Weltlich moved to adopt Resolution 2009-0506-06 – Transfer of Funds. Seconded by Mr. Dunlap. Roll call vote: Mr. Weltlich, yes; Mr. Dunlap, yes; Mr. Myers, yes. Resolution 2009-0506-06 is adopted 3-0.

Trustees Reports

Mr. Weltlich attended a City Council meeting last evening. They voted 4-3 for the second reading for the fireworks for the 4th of July, 2009.

Mr. Weltlich has received 5 complaints about the signage for the new maintenance building. They feel the sign is not big enough and cannot tell what the building is.

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Mr. Dunlap attended the Tournament of Roses official invitation. They will go back to the Tournament of Roses for the fourth time. Once they go they have to wait four years. OU band from Athens is going as well as the Columbus School for the blind band. Mr. Dunlap presented a throw from the Bicentennial and the proclamation welcoming them. Mr. Dunlap also represented the City on behalf of Mayor O'Brien for the key to the City.

Trustees Out of Office Meetings

None

Old Business

None

Tabled Business

None

New Business

Mr. Dunlap would like to have someone look at the sign in front of the Violet Township Administration Building. The purple on it is fading and thinks it needs to be repainted.

The Trustees asked if they could have a sign on both entrances outside of the new building similar to the one at the Administrative building.

Mr. Yapple reported we received a call from a resident in Countrywood, Brian Decker thanking us for the new street signs and poles that were put in the Countrywood subdivision.

Mr. Myers moved to pay the bills. Seconded by Mr. Weltlich. Roll call vote: Mr. Myer, yes; Mr. Weltlich, yes; Mr. Dunlap, yes. Motion carried 3-0.

Mr. Dunlap moved to adjourn the meeting. Seconded by Mr. Myers. Roll call vote: Mr. Dunlap, yes; Mr. Myers, yes; Mr. Weltlich, yes. Meeting adjourned at 9:42 pm

Respectfully Submitted,

Christopher H. Smith, Fiscal Officer Joniann Goldberg, Administrative Assistant

Approved By:

Harry W. Myers, Jr., Chairman

Terry J. Dunlap, Sr., Vice-Chairman

Gary P. Weltlich, Trustee

Date: _____