

Minutes of Regular Meeting July 11, 2007

Present: Trustees Lyle King and Wes Sargent, Fiscal Officer Kennedy

Absent: Trustee Havens

Guests: Travis Binckley
Jeff Hussey
Don Andrews
Roger Dunifon, 3436 Loudon St, G
Chuck Peterson
Ross Kirk, The Shelly Company
Ken Kerns, The Kokosing Company
Jim Mangus, USDI
Ken Oswald, Licking County Ass't Prosecutor

The meeting was called to order at 7:00 PM following the Pledge of Allegiance.

Fiscal Officer Kennedy reported that two bids had been received for the initial 2007 roadway paving. Upon opening the bids were Shelly Company \$104,674 and Kokosing Company \$113,907.25. On a motion by Trustee King and a second by Trustee Sargent, by a unanimous affirmative vote, it was agreed to accept and hold the bids. F.O. Kennedy was authorized to enter into a contract with the apparent low bidder upon determination that the bid paperwork is in order.

Trustee Sargent indicated that since the last meeting the Prosecutor's Office has been working with Mr. Annarino's attorneys in the preparation of an Agreement Concerning his Resignation.

Mr. Oswald indicated that the negotiations to develop an Agreement based upon the terms discussed at the last township meeting were successful. He presented the following Resolution for the consideration and approval of the Trustees:

**RESOLUTION TO ENTER INTO RELEASE AND SETTLEMENT
AGREEMENT CONCERNING RESIGNATION OF TOWNSHIP EMPLOYEE**

The Board of Township Trustees of Granville Township, Licking County, Ohio, met in regular session on the 11th day of July, 2007, with the following members present:

<u>Mr. King</u>	<u>Mr. Sargent</u>	<u>Absent</u>
Lyle King	Wes Sargent	James Havens

Mr. Sargent moved the adoption of the following:

RESOLUTION

WHEREAS, the Board previously requested that the Licking County Prosecutor's Office work with Township employee Frank Annarino's legal counsel to

finalize the terms of his proposed voluntary resignation of his employment with the Township (the terms of which had been tentatively agreed to in principle by the Board) and that all necessary documents be prepared to effectuate that proposed agreement; and,

WHEREAS, the Board has been advised that such an agreement has been finalized; and,

WHEREAS, a copy of that agreement has been presented to the Board for its review and consideration; and,

WHEREAS, the Board has been advised by legal counsel that formal action approved by a majority of the Board will be necessary to accept Frank Annarino's voluntary resignation; and,

WHEREAS, the Board has also been advised by legal counsel that formal action approved by a majority of the Board will be necessary to enter into the aforementioned agreement; and,

WHEREAS, the Board finds the agreement (Release and Settlement Agreement) to be in the best interest of the Township.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby accepts the voluntary resignation of Frank Annarino pursuant to the terms of the aforementioned agreement.

BE IT FURTHER RESOLVED THAT the Board formally approves the aforementioned agreement (Release and Settlement Agreement).

BE IT FURTHER RESOLVED THAT this approval is conditioned upon Frank Annarino presenting a signed copy of the agreement (Release and Settlement Agreement) to the Board by July 12, 2007.

Mr. King seconded the Motion, and the roll being called upon its adoption, the vote resulted as follows:

Yea: Mr. King Mr. Sargent _____

Nay: _____

Dated this 11 day of July, 2007.

Norman Kennedy
Granville Township Fiscal Officer

APPROVED AS TO FORM:

Robert L. Becker
Licking County Prosecutor

After execution of the Agreement Mr. Oswalt indicated that he would provide the agreement to Annarino's attorney to have the Agreement signed by Mr. Annarino.

Trustee Sargent reported that he attended a meeting on June 20th at the request of Denison University to discuss the possible installation of flood water monitoring

equipment on the Raccoon Creek. The monitors would give Denison advance warning of rising creek levels in time to sandbag the heating utility plant next to the creek. The cost of installation was projected at \$57,000 less 50% funding that is available thru early July. The original annual maintenance/monitoring was projected at \$12,500 less 32% funding. The township was asked to contribute 1/3 of the net costs equal to \$9,500 and \$2,833 respectively. Trustee Sargent asked James Mangus with the US Department of the Interior (USGS) to attend tonight's meeting to explain how the monitoring system would work.

Mr. Mangus explained that providing stream information to the national weather service would allow it to predict floods based upon computer modeling. There are some 200 measuring units in Ohio. Denison started this initiative because of the potential flooding of its low lying heating plant. There are already rain gauges installed along the creek but they are not automated. Real time data as to the amount and rate of creek rise would permit more accurate predictions of flooding. The Trustees asked questions regarding the project. F. O. Kennedy indicated he was not sure a township could expend money for such a purpose and asked Mr. Mangus to provide the names of townships that have paid for such monitoring equipment so that he might contact them. The Trustees made no commitment as to plans to finance this project.

The following matters were discussed with respect to the roads department:

1. See bids taken for phase 1 of 2007 paving roadwork above.
2. F O Kennedy reported that three vehicle bids were received from Coughlin Automotive in Pataskala. A) 2007 Fleet Chevrolet Truck CC4500, ABC dump body quote and miscellaneous other \$63,141.58; B) 2008 Retail Ford Super Duty F-550, 17950# GVW with Zoresco Equipment \$59,497.50, C) 2008 Retail Ford Super Duty F-550, 17950# GVW with ABC equipment \$57,322.50, D) 2008 Retail Ford Super Duty. With 19000# GVW with ABC equipment \$58,082, E) new 2005 Chevrolet 4500 \$60,809

On a motion by Trustee King and a second by Trustee Sargent, by a unanimous affirmative vote it was agreed to accept these bids and have F.O. Kennedy determine that the paperwork is in order and that Trustee King, in conjunction with Acting Superintendent Binckley review the bid and determine which is the most responsive bid to the township's needs.

3. F.O. Kennedy indicated that he had received a notice from the Village that it will begin construction on July 16th of the replacement of the Clear Run Culvert (bridge) on Welsh Hills Rd just north of Granger ST. At the present time they anticipate the project will be completed on August 28th barring unforeseen complications. Welsh Hills Rd at this point is a Village roadway and the project is being funded with Federal dollars. Fire Chief Hussey indicated that he had worked with the Village regarding construction of a temporary roadway around the site but it could not be worked out with the adjoining property owners. He stated that the closure of this bridge will result in an increased emergency response time of 8 to 10 minutes by having to go around Jones or Cambria Mill roads.

4. Acting Road Superintendent Binckley presented a report on the various work projects completed since the last meeting.

The following matters were discussed with respect to the cemetery department:

1. Trustee Sargent reported that he talked with the cleaner of the cemetery and she is not interested in cleaning at the road facility. For the time being the cleaning schedule will continue as is and could be changed later in the year.

2. Acting Superintendent Binckley reported that the cemetery surveying project continues. He plans to have a meeting with the Jobs & Henderson representative in the next two weeks.

3. F.O. Kennedy reported that the cemetery legal description should be completed in time for the transfer of the Maple Grove Cemetery simultaneously with the filing of the 514 acre annexation to the Village of Granville. Attorney Michael Whitehead is working on the filing to consolidate the parcels and make the transfer. On a motion by Trustee Sargent and a second by Trustee King, by a unanimous affirmative vote it was agreed to permit any one of F.O. Kennedy, Trustee Sargent or Trustee King to sign the cemetery property transfer agreement with the Village of Granville.

4. Acting Superintendent Travis Binckley presented two deeds (#02310 and 02311) for execution by the trustees.

5. Acting Road Superintendent Binckley presented a report on the various work projects completed since the last meeting.

The following matters were discussed with respect to the fire department:

1. Chief Hussey presented Charles Dutton as a new volunteer member. On a motion by Trustee Sargent and a second by Trustee King, by a unanimous affirmative vote it was agreed to accept Charles Dutton as a probationary volunteer member of the fire department. His oath was administered by Trustee Sargent.

2. Chief Hussey reported that the County Fire Chief's have requested that the County Commissioners make changes to the operation of the 911 emergency dispatch center. He was involved in establishing the Franklin County 911 center and has offered to be of assistance where possible.

3. The Chief reported on two recent serious incidents. - A death in McKean Township as a result of a tractor roll-over on Lafayette Rd and a tractor trailer fire on Morse Rd which is being investigated by the state fire marshal's office.

4. The fire department received 57 applications for the three full-time positions to replace three part-time positions. The initial testing will be administered on July 28th at Denison University. He is pleased with the caliber of the applicants.

5. Fiscal Officer Kennedy reported that the present one-mill continuing fire department operating levy was last voted on in 1993. Due to HB 920 the effective millage of a levy continues to decrease each time there is an inflationary increase in the property valuation. This particular levy is now collecting at approximately 51% of its voted residential and agricultural rate. According to the County Auditor replacement of the existing 1 mill levy would raise \$305,986 which less collection fees and compared to present estimated collections would result in an additional \$143,000 of tax revenue for the Fire Fund. Replacement of the levy to its original voted 1.0 mill amount will cost \$14.85 per \$100,000 of owner occupied residential market value. F.O. Kennedy

indicated that the money will help to replace the revenue being lost to the discontinuance of the tangible personal property tax. After a short period of discussion Kennedy presented the following resolution to request certification from the County Auditor:

RESOLUTION TO REQUEST THAT
THE COUNTY AUDITOR CERTIFY VALUATION
AND REVENUE INFORMATION PURSUANT TO R.C. 5705.03(B)

The Board Granville Township Trustees met in regular session at the Granville Township House on July 11, 2007, with the following members present:

Trustee Lyle King, Trustee Wes Sargent

Mr. King moved adoption of the following resolution:

A RESOLUTION DETERMINING THAT IT IS NECESSARY TO LEVY A TAX OUTSIDE THE TEN-MILL LIMITATION FOR FIRE PROTECTION AND REQUESTING THE LICKING COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE TOWNSHIP AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY A ONE MILL CONTINUING LEVY.

WHEREAS, this Board finds that the amount of taxes that may be raised within the ten-mill limitation will be insufficient to provide for the necessary requirements of Granville Township and it is necessary to levy a tax outside the ten-mill limitation; and

WHEREAS, pursuant to Division (B) of Section 5705.03 of the Revised Code, this Board must request certified information from the Licking County Auditor before submitting the question of a tax to the electors.

NOW THEREFORE BE IT RESOLVED by the Board of Granville Township Trustees:

Section 1. This Board declares that it is necessary to levy a fire and emergency services property tax outside of the ten-mill limitation for the purpose of providing and maintaining fire apparatus, appliances, buildings, or sites therefore, or sources of water supply and materials therefore, or the establishment and maintenance of lines of fire alarm telegraph, or the payment of permanent, part-time, or volunteer firefighters or fire-fighting companies to operate the same, including the payment of the firefighters employer's contribution required under Section 742.34 of the Ohio Revised Code, or to purchase ambulance equipment, or to provide ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company,

as authorized by Section 5705.19(I) of the Ohio Revised Code, and that it intends to submit the question of the addition of that levy to the electors at an election on November 6, 2007.

Section 2. This Board requests the Licking County Auditor to certify to it both (i) the total current tax valuation of the Township and (ii) the dollar amount of revenue that would be generated by a one mill replacement levy.

Section 3. The Township Fiscal Officer is authorized and directed to deliver promptly to the Licking County Auditor a certified copy of this resolution.

Section 4. This Board finds and determines that all formal actions of this Board and of any of its committees concerning and relating to the adoption of this resolution were taken, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were held, in meetings open to the public, in compliance with the law.

Section 5. This resolution shall be in full force and effect from and immediately upon its adoption.

The resolution was seconded by Mr. Sargent.

Upon roll call on the adoption of the resolution, the vote was as follows:

Yea: King, Sargent

Nay: none

Dated this 11 day of July, 2007.

Norman Kennedy
Granville Township Fiscal Officer

FISCAL OFFICER'S CERTIFICATION

I hereby certify that the foregoing is a true and accurate copy of a Resolution adopted by the Board of Granville Township Trustees in regular session on July 11, 2007.

Norman Kennedy
Granville Township Fiscal Officer

July 12, 2007
Date

APPROVED AS TO FORM:

Robert L. Becker, Licking County Prosecuting Attorney

The next step will be to consider the information provided by the County Auditor and pass a resolution requesting the Board of Election place the issue on the November ballot.

The following matters were discussed with respect to the Parks Department:

1. Trustee Sargent reported that he, Trustee King, F.O. Kennedy and Acting Superintendent Binckley met with Jim Mickey, LCPC Environmental Planner and Jim Kiracofe, LC Soil & Water Conservation to review the erosion problem at Raccoon Valley Park on June 26th. Jim Mickey has followed up and indicated that the US Fish and Wildlife Service is interested in partnering with the township with some funding for trees and shrubs to help reestablish the riparian corridor. F. O. Kennedy indicated that he has contacted consultant Brad Maurer from R. D. Zandee & Associates regarding the need to develop a new plan that will be acceptable to all of the participating parties.
2. Trustee Sargent indicated that he has called NuWay Excavating to obtain updated estimates for the removal of the concrete pool at Spring Valley. This will be a significant and costly project.

Fiscal Officer Kennedy presented the June 30, 2007 bank reconciliation for review and approval by the Trustees.

F.O. Kennedy also reported that he received the second quarter's pooled securities statements from Park National and Huntington National.

F.O. Kennedy further reported that he provided OPERS with copies of the township's 1984 resolutions adopting its retirement pickup plan and the IRS Revenue Letter Rulings approving the adoption of these plans. OPERS will review this information and determine if any updates are required to comply with current IRS regulations. On a motion by Trustee Sargent and a second by Trustee King, by a unanimous affirmative vote it was agreed to authorize F.O. Kennedy to execute any and all documents that might be necessary to update the township's retirement pickup plans.

F.O. Kennedy commented on the newly created \$25,000 market value exemption for all property owners aged 65 or older. Applications for the exemption in 2008 must be submitted to the County Auditor by October 1. The form is available on the Auditor's website at WWW.LCounty.com. The Auditor indicated that he will have no estimate as to the impact on local property tax receipts until all of the applications are received. The State has indicated it will reimburse all of the school districts for lost tax receipts but there has been no indication as to other property taxes.

On a motion by Trustee Sargent and a second by Trustee King, by a unanimous affirmative vote the following appropriation transfers between June 27 and July 11, 2007 were approved:

From	1000-110-599-000	Gen Misc	3,500.00
To	1000-990-990-0000	Suspense	3,500.00

On a motion by Trustee Sargent and a second by Trustee King, by a unanimous affirmative vote the following warrants, debit memos, EFT's and any Then and Now Certificates included herein, issued since the last meeting, were approved for payment:

E705	Annarino	473.43	E706	Barnhill	385.41
n/a	Baucher	.00	E707	Binckley	1160.39
E738	Bowman	2640.77	E709	Butt	640.41
E710	Coyle	269.39	E711	DuBeck	396.83
E712	Essick	861.01	E713	Giles	951.42
E714	Gottfried, A	124.57	E715	Gottfried, B	76.72
n/a	Gottfried, N.B.	.00	E716	Hall	1663.20
E717	Harrison	193.53	E718	Havens	22.25
n/a	Hill	.00	E719	Huhn	640.41
E720	Hussey	2273.48	E721	Johnson	85.58
E722	Jones, A	935.39	E723	Jones, B	533.47
E724	Kennedy	515.85	E725	King	331.50
E726	Lynn	647.13	n/a	N/A	.00
E727	May	629.98	E728	McDonald	296.61
E729	Meisenhelder	579.44	E730	Polk	567.90
E731	Principe	378.34	E732	Reece	305.66
E733	Riley	125.37	E734	Sargent	266.06
n/a	Simmons	.00	E735	Swick	439.72
n/a	Thomas	.00	E736	Thompson	1907.29
E737	Westall	43.77	4232	Mary Taylor, AOS	990.00
4233	PNB – VISA	126.93	4234	Arwebb	101.47
4235	Wendy Lewis	60.00	4236	Granville Milling	6070.88
4237	Hope Timber	282.00	4238	Kokosing Materials	494.07
4239	Shelly Materials	196.35	4240	United Aggregates	1167.29
4241	Fred Abraham	2000.00	4242	Ohio Transport	122.36
4243	KPS/NAPA	112.61	4244	Wince Welding	757.00
4245	Continental Research	365.80	4246	Kimball-Midwest	239.27
4247	Ohio Dept Admin Services	100.00	4248	Cintas Corporation	364.32
4249	Waste Management	259.71	4250	Certified Oil	2056.15
4251	Lifelink	160.00	4252	Granville Lumber	39.54
4253	Granville Village Mkt	104.11	4254	Time Warner Cable	44.95
4255	Jan's In Stitches	78.00	4256	Ohio Health	122.40
4257	Downes, Hurst & Fishell	492.50	4258	MT Business Technologies	39.91
4259	Bishop Scovell Insurance	318.00	4260	American Safety Institute	225.78
4261	Capital Consulting	175.00	4262	Fire House	8148.00
4263	Boehm Inc	68.12	4264	Howell Rescue Systems	21705.00
4265	Ben Rader	2450.00	4266	James Kennedy	2450.00
4267	Deferred Comp	477.00	4268	OPERS – buyback	613.11
4269	OPERS – Buyback	250.00	DM	AEP	1039.79
DM	Columbia Gas	318.19	DM	Windstream	505.42
EM	Village of Granville	112.70			

I hereby certify that the funds were on hand or in process of collection and properly appropriated for payment of the aforementioned warrants.

Norman S. Kennedy, Fiscal Officer

The meeting was adjourned at 9:00 PM.