

Minutes of Regular Meeting October 8, 2008

Present: Trustees Fred Abraham, Sargent and Bill Habig, Fiscal Officer Kennedy

Guests: Travis Binckley  
Gregg Gaber, Gaber & Assoc.  
Ron Howard, 46 Clover Ct  
Steve Schneider, 109 Longford Dr  
Dena Mckinley, 382 Bryn Du Dr,  
Kraig Koester, 108 Hawks Cove  
Peg Betts, 13 Sunset Hill  
Brian Miller, Sentinel  
Jim Patin, 141 Carrig Cain Dr  
Roger Dunifon, 3464 Loudon St  
Cristin Mustillo, DU  
Natasha Wright, DU  
Olivia Aguilar, 405 Burg St  
Jack Thornbough, 13 Donald Ross Dr  
Bill Mason, 465 Llanberis Dr

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

School District Superintendent Scot Prebles and Treasurer Peg Betts were present to give the Trustees information regarding the 1.7 mill permanent improvement replacement levy which will appear on the November ballot. They discussed the amount of money to be raised and the anticipated expenditures to be made with the funds. This levy will be voted on in November and if passed it will first collect in 2010.

DU professor Olivia Aguilar and several of her students, Cristin Mustillo and Natasha Wright were present to discuss with the Trustees the possible class projects to be conducted at Spring Valley Park by her students. Trustee Sargent discussed the historical swimming pool operation which had a great deal of community use. Trustee Habig indicated he spoke to Ms. Aguilar's class along with Craig McDonald who is the head of the township's land management committee.

On a motion by Trustee Habig and a second by Trustee Abraham, by a unanimous affirmative vote it was agreed to approve the list of possible student projects which included mapping and marking the boundaries of the park, development of trail maintenance guidelines and regulations, creation of a public relations program and the development of an environmental education program.

Trustee Sargent indicated that in order to comply with HB385, to clarify the trustee's position regarding the use of properties acquired with Open Space Levy funds, prior to September 12, 2008, the following motion must be passed:

On a motion by Trustee Sargent and a second by Trustee Abraham, by a unanimous affirmative vote the following resolution was passed:

WHEREAS, the Board of Granville Township Trustees has acquired, other than by appropriation, an ownership interest in land, water, or wetlands, or to restore or maintain land, water, or wetlands in which the Board has an ownership interest, not for purposes of recreation, but for the purposes of protecting and preserving the natural, scenic, open, or wooded condition of the land, water, or wetlands against modification or encroachment resulting from occupation, development, or other use (i.e. protecting or preserving “greenspace”); and,

WHEREAS, Ohio Revised Code Section 5705.19(HH) provides that such land is not acquired for purposes of recreation, even if the land is used for recreational purposes, so long as no building, structure, or fixture used for recreational purposes is permanently attached or affixed to the land; and,

WHEREAS, the Board has determined that it is beneficial to the residents of Granville Township for such land to be used for recreational purposes, so long as no building, structure, or fixture used for recreational purposes is permanently attached or affixed to the land; and,

WHEREAS, the Board has determined that such land can be used for recreational purposes without diminishing the efforts of the Township to protect and preserve “greenspace”; and,

WHEREAS, Ohio Revised Code Section 5705.19(HH) provides that land acquired by a township prior to September 12, 2008 may be used for recreational purposes if the board of township trustees adopts a resolution approving that use and no building, structure, or fixture used for recreational purposes is permanently attached or affixed to the land.

NOW, THEREFORE, BE IT RESOLVED by the Board of Granville Township Trustees that land acquired prior to September 12, 2008 for protecting and preserving “greenspace” may be used for recreational purposes provided that no building, structure, or fixture used for recreational purposes is permanently attached or affixed to the land.

Steve Schneider and Dena McKinley were present to discuss the resolution necessary to be passed by the school district, the village and the township. After a period of discussion, on a motion by Trustee Habig and a second by Trustee Sargent, by a unanimous affirmative vote the following resolution regarding the establishment of a joint recreation district was passed:

WHEREAS, the Board of Granville Township Trustees believes that a joint recreation district formed pursuant to Ohio Revised Code Section 755.14 may be an effective means of a) providing community programming in recreational, educational, social, cultural and athletic areas and b) acquiring property for, constructing, operating and maintaining parks, playgrounds, play fields, gymnasiums, public baths, swimming pools, indoor recreation centers or community centers for governmental, civic, educational or recreational activities for the benefit of all citizens; WHEREAS, Board of Granville Township Trustees has determined that it is in the best interest of the residents of Granville Township to, in conjunction with the Village of Granville and the Granville Exempted

Village School District, establish a joint recreation district, the boundaries of which should be the boundaries of the Granville Exempted Village School District; WHEREAS, the Board of Granville Township Trustees believes that it is in the public's interest to obtain board representation on the governing body for such a joint recreation district; WHEREAS, the Board of Granville Township Trustees, shall make the contributions designated by it on the attached Exhibit B, in consideration of and in reliance on the Village of Granville and the Granville Exempted Village School District make the contributions likewise designated to be made by them in the attached Exhibit A and Exhibit C, and the putative contributions of the Granville Recreation Commission in Exhibit D;

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

1. Contingent upon passage of a similar, mirror image resolution by the Village of Granville and the Granville Exempted Village School District, hereby is established a joint recreation district, pursuant to Ohio Revised Code § 755.14(C), which shall be known as the Granville Recreation District, the boundaries and territory of which shall be the boundaries and territory of the Granville Exempted School District.
2. In consideration of and in reliance on the above, and the contributions made to the Granville Recreation District by Village of Granville and the Granville Exempted Village School District, on attached Exhibits A and C, respectively, and the putative contributions of the Granville Recreation Commission in Exhibit D, the Board of Granville Township Trustees makes the contributions to the Granville Recreation District contained in Exhibit B.
3. The Granville Recreation District shall have all of those powers enumerated under Ohio Revised Code Sections 755.12 et seq.
4. The Granville Recreation District shall be governed by the Granville Recreation District Board of Trustees, which shall consist of five (5) trustees. Every trustee on the Board of Trustees shall reside in the Granville Recreation District. The Granville Village Council, the Granville Township Trustees and Granville Exempted Village School District Board of Education shall have the discretion to designate one individual to serve on the Board of Trustees of the Granville Recreation District. In the event that any entity with discretion to designate an individual to serve a trustee fails to do so within sixty (60) days of being notified in writing of a vacancy, the vacancy shall be filled by majority vote of the remaining trustees on the Board of Trustees of the Granville Recreation District. In voting to fill a vacancy, the Board of Trustees of the Granville Recreation District shall endeavor to fill the vacancy with a resident under the jurisdiction of the body failing to make such designation, but the Board of Trustees is not obligated to do so, except in the case of a Board of Education designee who must reside within the School District.

Each entity herein shall choose its respective representative to the Granville Recreation District Board of Trustees within forty-five (45) days of the last date of passage of this resolution by the three government entities establishing the Granville Recreation District. Not later than thirty (30) days after the last date of designation of the initial representative by the governmental entities, the remaining two (2) at-large Trustees shall be selected by a majority vote of the three (3) initial government entity representatives.

5. Each Trustee on the Board of Trustees of the Joint Recreation District shall serve a three (3) year term, with the exception that the initial terms, in order to stagger the respective terms, shall be as follows:

1. Village designee: 3 Year
2. Township designee: 2 Years
3. School District designee: 3 Years
4. At-Large: 1 Years
5. At-Large 2 Years

6. It is found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board and that all deliberations of this Board and of any of its committees resulting in such formal action, were in meetings open to the public, in compliance with the law, including Section 121.22 of the Revised Code of Ohio.

#### **EXHIBIT A VILLAGE OF GRANVILLE CONTRIBUTIONS**

Use of Wildwood park and revenue from the use of the shelter house and community gardens

Provide office space in Village offices for Granville Recreation District staff, as available

In-kind donation – continue equivalent of \$8,000 in-kind donation that is being made today, primarily maintenance of Wildwood Park

Provide legal assistance during formation of the Granville Recreation District

Develop a separate written agreement between the Village and the Joint Recreational Board which defines terms and use and liability as related to property, facilities, and equipment

#### **EXHIBIT B – Granville Township Contributions**

##### Continuation of existing support:

The Granville Township Trustees have certain properties that are presently owned or may be owned in the future by Granville Township that they wish to make available for use by the Granville Recreation District under written agreement. At the present time these properties include Raccoon Valley Park, McPeck Lodge and Spring Valley Park. Use or management of these properties will be subject to periodic needs of the Trustees and various township boards as well as any pre-existing arrangement that may be in place between the township and third parties.

It is anticipated that various sources of rental income from these properties will be retained by the Granville Recreation District subject to the assumption of various operating expenses - such as utilities, insurance, maintenance and repairs, grass mowing, tree maintenance, snow plowing and property taxes if at some point the properties are declared to be no longer tax-exempt by the State of Ohio, as outlined under separate written agreements for each property.

Proposed Additional Support of Granville Recreation District:

Upon the passage of an operating levy by the to be formed Granville Recreation District the Granville Township Trustees agree to request that the Licking County Auditor not collect the current 1.0 mill continuing township recreation/parks levy.

Further, at the option of the Granville Recreation District, and only after the passage of an operating levy by the District, the Township Trustees agree to cancel their contract with the Granville Community Recreation Commission Inc. at the end of calendar year preceding the collection of the Granville Recreation District levy. In addition, the Township Trustees will not oppose the transfer of any and all assets owned by the Granville Community Recreation Commission Inc. to the new Granville Recreation District.

**EXHIBIT C GRANVILLE EXEMPTED VILLAGE SCHOOL DISTRICT CONTRIBUTIONS**

Provide the Granville Recreation District with use of indoor and outdoor school facilities when they are not being used for school functions

Provide legal assistance during formation of the Granville Recreation District

Develop a separate written agreement between the District and the Joint Recreational Board which defines terms and use and liability as related to property, facilities and equipment

**EXHIBIT D GRANVILLE RECREATION COMMISSION CONTRIBUTIONS**

The Granville Recreation Commission shall, at the option of the Granville Recreation District, transfer all of its assets, including liquid assets, to the Granville Recreation District to be used by the Granville Recreation District in furtherance of its purposes

On a motion by Trustee Habig and a second by Trustee Abraham, by a unanimous affirmative vote the minutes of the September 10<sup>th</sup> and 24<sup>th</sup> meetings were approved as previously presented.

Trustee Abraham reported that he and Trustee Sargent participated in a tour of Licking County sponsored by the Soil and Water Conservation Agency.

Trustee Sargent indicated he had been approached by a resident of the township about the trustees adopting a sole residential trash hauler in the township. There was recently an article in the paper about St. Albans Township taking this step and the lower trash hauling prices they received as a result of competitively bidding the service. Sargent had looked into the matter and discovered that Hanover, Monroe, McKean, Etna and recently St. Albans townships in Licking County all have single hauler programs. When he talked to some of the officials he determined that they obtained lower prices for their

residents (including an extra discount for seniors), had received free service for township government and in his opinion perhaps the best feature was that a sole hauler program limited the number of garage pickup trucks using the township roads. Presently there are at least three haulers picking up residential trash, each driving separate trucks on the roads. The sole hauler program also enabled the townships to control the pickup times to prevent conflict with heavy school traffic times and to have the entire township picked up on one day. Trustee Sargent indicated he would be interested in working on such a program to determine if it would be beneficial for Granville Township. On a motion by Trustee Habig and a second by Trustee Abraham, by a unanimous affirmative vote it was agreed to have Trustee Sargent continue to gather information about the possibility of a sole residential trash hauler for the unincorporated area of Granville Township.

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

1. The township's architect, Gregg Gaber, was present to make a recommendation from the garage bids that were opened on September 10<sup>th</sup>. He indicated he has evaluated all of the bids, the paperwork and the references of the contractors. Based upon his evaluation he recommended Robertson Construction Inc with its combo bid of \$763,405.00 which includes Alternate 1 which increases the building from 12,000 to 16,000 square feet in size and Alternate 2 regarding construction of the salt bin as the lowest and most responsible bidder. After a short period of discussion, on a motion by Trustee Abraham and a second by Trustee Habig, by a unanimous affirmative vote, it was agreed to accept the \$763,405 combination bid (including Alternates 1 and 2) from Robertson Construction Inc as the lowest and most responsible bidder, as recommended by Architect Gaber for the construction of the new 16,000 sq ft township garage.

Mr. Gaber indicated he would work with Trustee Abraham through out the close out of the project. There will be weekly progress meetings to make sure the project is on schedule and on budget. There will be no cost modifications without change orders approved by the trustees. Trustee Sargent stated that he would contact the township's zoning inspector to determine the need for any variances for the project. Superintendent Binckley reported that Hankinson Construction has completed the installation of the new driveway back to the Columbus Road farm property which will also include the garage site.

2. Superintendent Binckley reported that the employees have completed their first pass at picking up roadside debris from the September 14<sup>th</sup> windstorm. The complete pickup of debris has now begun. He and F.O. Kennedy attended a meeting with FEMA representatives to provide estimated cost figures in hopes of having the windstorm declared as a disaster eligible for cost reimbursement.
3. Superintendent Binckley indicated he and Trustee Abraham interviewed several applicants for the open equipment operator's position and would like to recommend that Jack Bishop be hired for the job. On a motion by Trustee Habig and a second by Trustee Sargent, by a unanimous affirmative vote, it was agreed to hire Jack Bishop as an equipment operator at an hourly rate of \$16.65 per hour to be effective October 13th.

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

1. Superintendent Binckley reported the employees are picking up debris from the windstorm and have replaced six water line hydrants and repaired a leak.
2. There was one funeral since the previous meeting.

The following matter was discussed with respect to the parks department:

1. Trustee Sargent reported that Jim Kiricofe at Licking County Soil and Water is going to work with Kirk Waterstradt at Ohio Division of Wildlife to see that willow plantings are set in the erosion area of Raccoon Valley Park. There will be no cost to the township.

F.O. Kennedy indicated that B&C Communications replaced two backup batteries in the tornado siren on River Road. At that time he asked B&C to provide an annual service agreement proposal which he has now received. The proposal is for a total of \$960 (two sirens at \$480 each) for certain testing and tri-annual battery replacement, plus additional work at \$105 per hour during normal business hours. He discussed the proposal with Steve Smith (Assistant L/C EMA Director) and they both believe that the major problem with the sirens should be periodic replacement of the batteries for which they now have a supplier source. Mr. Smith indicated they had no maintenance agreements for any of the other sirens in the County. The trustees decided not to purchase annual maintenance on the sirens at the present time.

F.O. Kennedy presented the September 30, 2008 bank reconciliation for the Trustees review and approval.

F.O. Kennedy presented a new Amended Certificate containing additional estimated revenues for 2008 and a listing of proposed appropriation amounts. On a motion by Trustee Abraham and a second by Trustee Habig, by a unanimous affirmative vote, it was agreed to accept and record the following estimated revenue amounts and to record the following appropriations as recommended by F.O. Kennedy:

Estimated Revenues

General Fund

1000-531 Inheritance	\$343,673.54	
1000-802 Rentals	6,000.00	
1000-803 Return of demolition costs	18,396.22	\$368,069.76

Recreation Commission Fund

2192-599 Intergovernmental grant		4,210.56
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Opera House Fund

2193-701 Interest	2,570.00	
2193-892 Return of demolition costs	14,889.51	17,459.51

FEMA

2903-511 Snow Disaster Expense Reimb		10,469.00
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Appropriations

General Fund

1000-110-599-0000 Other \$368,069.76

Recreation Commission

2192-760-740 Playground grant reimb 4,210.56

Opera House

2193-110-599-0000 Other 17,459.51

FEMA

2903-330-599 Highway, other 10,469.00

On a motion by Trustee Sargent and a second by Trustee Habig, by a unanimous affirmative vote the following other appropriation transfers were approved:

From 1000-110-314-0002	General – St Cem Levy Coll fees	3,000.00
To 1000-110-314-0003	General – St. Est. Tax Coll fees	3,000.00
From 1000-110-314-0000	General – Auditor & Treas fees	1,001.00
To 1000-110-319-0000	General – Prof & Tech Serv	1,001.00
From 2021-330-420-0000	Gas – Operating Expenses	45,000.00
To 2021-760-730-0000	Gas – Site Improvement Exp	45,000.00
From 2031-330-360-0000	R&B – Contract Services	6,500.00
To 2031-330-420-0001	R&B – Paint & Supplies for Striping	6,500.00
From 2031-330-420-0001	R&B – Striping	6,500.00
To 2031-330-430-0000	R&B – Street Signs	6,500.00
From 2191-220-599-0004	Fire – Other	500.00
To 2031-220-510-0000	Fire – Dues & Subscriptions	500.00
From 1000-110-315-0000	General – Election Expenses	7,000.00
To 1000-760-720-0000	General – Buildings	7,000.00
From 1000-110-315-0000	General – Election Expenses	100.00
To 1000-110-342-0000	General – Postage	100.00
From 1000-410-314-0000	General – Cem, Auditor fees	1,525.00
To 1000-410-211-0000	General – Cem, OPERS	1,525.00
From 2031-330-360-0000	R&B – Contract Services	2,500.00
To 2031-330-430-0002	R&B – Tires	2,500.00

On a motion by Trustee Abraham and a second by Trustee Habig, by a unanimous affirmative vote the following warrants, debit memos and EFT's and any Then and Now Certificates included herein, were approved for payment:

E1703	Abraham	874.83	E1704	Barnhill	288.29
E1705	Baucher	108.42	E1706	Binckley	2537.91
E1707	Borden	1484.49	E1708	Bowman	1628.29
E1709	Butt	1147.75	E1710	Coyle	433.89
E1711	Curtis	1677.60	E1712	DuBeck	201.62
E1713	Duncan	318.31	n/a	Engle	.00
E1714	Essick	467.80	n/a		.00
E1715	Gottfried, N.B.	64.38	E1716	Habig	558.00
E1717	Hall	1469.86	E1718	Harrison	187.86
E1719	Henry	788.98	n/a	Hill	.00
E1720	Huhn	1203.05	E1721	Hussey	2370.57
E1722	Jones, A	990.83	E1723	Jones, B	387.44
E1724	Kennedy	32.85	E1725	Lynn	332.36
E1726	May	1188.81	n/a		.00
E1727	Meisenhelder	802.79	E1728	Moore	43.52
E1729	Polk	811.16	E1730	Principe	137.10
E1731	Reece	952.20	E1732	Riley	248.15
E1733	Sargent	491.47	E1734	Smith, D	345.61
E1735	Thomas	345.61	E1736	Thompson	1548.73
E1737	Ufert	1020.55	5497	Downes Hurst	1007.95
5498	Mary Taylor, AOS	1050.00	5499	B&C Communications	633.10
5500	Nextel Communications	173.65	5501	USPO	168.00
5502	MT Business Systems	22.95	5503	PNB VISA	2294.11
5504	Newark Winnelson	191.25	5505	Kevin Henry	75.00
5506	Travis Binckley	300.00	5507	Zach Huhn	75.00
5508	Joshua Butt	75.00	5509	Wendy Lewis	60.00
5510	Curb Appeal Lawns	1000.00	5511	DANR Electric	189.19
5512	Gaber & Assoc	15602.46	5513	KPS/NAPA	1052.04
5514	Arwebb Office	84.65	5515	Continental Research	169.62
5516	Wright Bros Power	652.85	5517	Fackler Country Gardens	108.76
5518	ELM Recycling	432.63	5519	Cintas Corporation	718.90
5520	Waste Management	187.53	5521	Granville Village Mkt	245.71
5522	Certified Oil	4257.12	5523	Newspaper Network	104.30
5524	Southeastern Equip	3500.00	5525	Ohio Fire Academy	50.00
5526	Granville Lumber	144.29	5527	Lifelink	200.00
5528	Sir Speedy	70.00	5529	CVS Pharmacy	44.97
5530	Jan's In Stitches	271.00	5531	Fire House	155.00
5532	Ohio Health	122.40	5533	Triad Fire Apparatus	600.00
5534	Verizon Wireless	44.60	5535	Time Warner	44.95
5536	NFPA	390.00	5537	DMO Security	360.00
5538	Reese Pyle Drake	18.50	5539	Bishop Scovell Insurance	73.00
5540	P&W Paging	1429.50	5541	James Kennedy	2450.00
5542	Benjamin Rader	2450.00	DM85	Anthem BC/BS	7644.70
DM86	Windstream	448.83	DM87	AEP	694.70
DM88	Village of Granville	112.30	DM89	Columbia Gas	206.40
5543	Ohio Police & Fire PP	10581.40	5544	PNB – OPERS	6193.73
5545	Deferred Comp	1575.00			

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

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Norman S. Kennedy, Fiscal Officer

Trustee Sargent indicated that he wished to present a letter of resignation from his position as Trustee. He said he had given this decision a great deal of thought. His township trustee position blended into his retirement from State Farm. He had originally thought about running for one more four year term; then he thought about completing his present term which ends on December 31, 2009 but is burned out and believes that now is the time to leave and do something else. He had hoped to have the cemetery records project finished but knows that it is well under way. He thanked the other elected officials both present and past that assisted him in his efforts as Trustee. Trustee Abraham indicated that people don't appreciate the amount of time that is devoted to these part-time elected official jobs. There is no paid staff to assist the officials. Sargent's letter of resignation states that his resignation will be effective December 31, 2008. After a short period of discussion, on a motion by Trustee Habig and a second by Trustee Abraham, with Habig yes, Abraham yes and Sargent abstaining it was agreed to accept Sargent's letter of resignation which is effective December 31, 2008, with regrets.

On a motion by Trustee Sargent and a second by Trustee Abraham, with Trustee Abraham yes, Trustee Habig yes and Trustee Sargent yes the meeting was moved into executive session for the purposes of discussing possible property acquisition in accordance with ORC section 121.22(G)(2).

After a period of discussion on a motion by Trustee Habig and a second by Trustee Abraham, by a unanimous affirmative vote it was agreed to return to regular session.

The meeting was adjourned at 8:22 PM.