

RECORD OF PROCEEDINGS

Minutes of Austinburg Twp.

Meeting

Held September 18,

2007

The regular meeting of Austinburg Township held September 18, 2007 was called to order at 7:30pm by Chair Lynn Frank. Trustees Spade and Burke were present. Audience present were Ted and Ginny Seifert, Byron Dutton II, Eileen Kusar, John Beninato, Shelley Kelner, Molly Smith, Marcy Hejduk, Dave Irons, Mike Schaab, Connie Coons, John Kusar Jr., Diane Mongenel, and Sarah Masek.

Discussion was held on the minutes from the Sept. 10 meeting.

Janie stated she wants to see receipts from the bills. The fiscal officer said Janie had previously requested to see invoices, and she has complied with that request.

The CAT rental bill was discussed. It charged for an extra week, that the company had verbally told Pete would be free due to inclement weather. Barb will contact the company for a new invoice.

Res. 771-07 Lynn moved to pay the bills as the lawful obligation to the township. Jerry seconded. The roll call vote; Frank, aye. Burke, aye. Spade, aye, noting she is asking for receipts.

Receipts were \$23,344.42. Bills totaled \$67,716.50.

Res. 772-07 Lynn moved to re-certify the street light assessments, they will remain the same. Jerry seconded. The roll; Burke, aye. Spade, aye. Frank, aye.

In correspondence, a letter was received from Time Warner Cable reflecting a channel line up change.

Res. 773-07 Jerry moved to purchase 150 tons of salt/sand mixture from the county, and approximately 10 -12 loads of cinders at \$150.00 per load from CIR. These materials to be used for ice control. Janie seconded. The roll call vote; Burke, aye. Frank, aye. Spade, aye.

Jerry reported the lights in the shop are getting weak. Bulbs are expensive so he would like to look into new lights. He will bring information back to the board.

Jerry said the road dept. needs a new combo pack. The batteries in the current one will no longer hold a charge. He would like to get a new set.

Res. 774-07 Jerry moved the road dept. purchase a new combo outfit, for a maximum of \$400.00. Lynn seconded. The roll; Spade, aye. Burke, aye. Frank, aye.

Jerry addressed the old International the township is looking into selling. Bill Golden gave him an approximate worth, and Jerry suggested setting it out by the road and taking bids. A deadline would be set for the bids. Janie stated she would like to still advertise it in the OTA news magazine. Jerry will follow up on this, and also look to see if a local entity is looking to purchase a used truck. Jerry said the trucks need some work, and we should look into a new snow plow. Jerry can work with Pete and get prices.

Res. 775-07 Janie moved that Jerry work with Pete to get prices on the truck repairs and plow prices. Jerry seconded. The roll; Spade, aye. Burke, aye. Frank, aye.

Jerry stated the walk bridge on Rt. 307 still needs painting. A letter should be sent to the state on that issue, and also expressing displeasure on the allowance of curb cuts for Waffle House. Janie stated she heard from Growth Partnership about two weeks ago, that ODOT refused those curb cuts. Zoning Administrator John Beninato has been corresponding with Waffle House representatives. John will follow up on the issue of curb cuts. Lynn will write the letter about the walk bridge.

Res. 776-07 Jerry moved to sell the old tar truck and any other junk for scrap. Lynn seconded. The roll call vote; Burke, aye. Spade, aye. Frank, aye.

Janie discussed the web page for the township.

Res. 777-07 Janie moved to begin the process of acquiring a domain name and gather other pertinent information for the establishment of a township web page. Lynn seconded. The roll; Frank, aye. Spade, aye. Burke, aye.

Jerry said if the weather stays good, Mill Creek Rd. should be done this week. It will possibly be opened on Friday.

Lynn reported that CEI has agreed to cut the heavy tree limbs that are in the wires on Mrs. Lindburgh's property. This will lighten the tree. CEI will contact Mike Petro to schedule the work. Lynn will notify Mrs. Lindburgh.

Regarding the work to the zoning text that has been discussed, Jerry stated he has spoken with John Beninato about it.

The fiscal officer will be attending a LUCA workshop on October 3.

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Jerry stated Larry Meaney has not contacted him about the easement yet.

In audience participation, John Beninato said he has no report at this time. He did address the underground gas tanks at the old gas station.

Connie Coons asked who to write to concerning curb cuts. Lynn stated it is ODOT, District 4 manager Eric Czetli

Mike Schaab inquired about the letter Lynn read at the last meeting from Albert Dispenza. Lynn stated she has not reviewed the letter yet pertaining to Mike's questions and will do that for next meeting.

John Kusar Jr. asked if the trustees are going to sign the easement form for the sewers. Lynn said the board opted to send the form back requesting a meeting with Larry Meaney. John said as a tax payer he would like the board to take a stand, and say no to the easement until costs are lowered. This would show the board is behind the residents. The township could use Sartini to fight this. Lynn stated the board will take John's comments under advisement, and will meet with Larry Meaney to get further information. John said the easement only allows them to tear up the ground. If easement forms are not signed, they will have to 1) fight with ODOT to put sewers in the right of way or 2) take each landowner to court. John said at a meeting with Larry, he will only inform the board what is going to be torn up for the sewer to be installed. He believes the county is wrong and should have run the sewers down Rt.45 originally.

Ted Seifert said he understand what John is saying. Tom Sartini represents both sides of this issue. If the township asks for his help, and there is a conflict, then he will excuse himself and the county will appoint outside council for each.

John Kusar said the board has the right to ask Mr. Sartini to represent the township. Janie stated she thinks the board should meet with Larry Meaney first. John said that meeting would not have anything to do with Sartini helping the township and he should be asked.

Res. 778-07 Jerry moved to get in touch with County Prosecutor Tom Sartini and ask him to represent the township in these sewer and easement matters. Janie seconded the motion. The roll call vote; Burke, aye. Spade, aye. Frank, aye. Lynn asked if Jerry will take care of this. Jerry stated he will.

Connie Coons asked about the easement for the township that had been discussed. This easement only concerns township property. Each property owner involved received their own form.

David Irons discussed the area proposed for the pumping stations. The area floods during heavy rains. This will cause possible back ups, and Mr. Irons suggested writing a letter to the commissioners informing them of the potential problem.

Res. 779-07 Lynn moved to send a letter to the commissioners informing them of the potential flooding where the pumping stations are to be placed. Jerry seconded. The roll; Frank, aye. Burke, aye. Spade, aye. Lynn will write the letter. A copy will be sent to the ACDES and the sewer committee.

Res. 780-07 Janie moved to adjourn the meeting. Lynn seconded. Meeting adjourned at 8:37pm.

Barbara Schaab
Jerry Burke