

# RECORD OF PROCEEDINGS

Minutes of Austinburg Township

Meeting

Held November 17,

2008

The regular meeting of Austinburg Township held November 17, 2008 was called to order at 7:30pm. Trustees Burke, Kusar, and Spade were present. Audience present were Nancy Frazier, Colleen Fobes, Winnie Cerbin, Ginny, Ted Seifert, and Nelson Hejduk.

Res. 1041-08 Janie moved to approve the minutes from the previous meeting as presented. John seconded. The roll call vote; Burke, aye. Kusar, aye. Spade, aye.

Res. 1042-08 John moved to pay the bills as the lawful obligation to the township. Janie seconded. The roll; Spade, aye. Kusar, aye. Burke, aye.

Receipts totaled \$13,533.45. Bills totaled \$29,391.28.

The fiscal officer reported the premiums for insurance on the township cemeteries as follows; \$5,000.00 coverage, \$1,000.00 deductible, \$25.00 per year for all five cemeteries. \$10,000.00 coverage, \$1,000.00 deductible, \$50.00 per year for all five cemeteries.

Res. 1043-08 John moved to add the cemeteries to the township insurance, \$10,000.00 coverage limit at a premium of \$50.00 per year. Jerry seconded. The roll call vote; Spade, aye. Kusar, aye. Burke, aye.

In correspondence, a FAX was received by the fiscal officer from Jennifer Harmon regarding a Green Initiative program for the township.

John stated he forwarded a copy of the letter from Catherine Colgan to Mr. Farinacci regarding federal regs on motorcycle noise. Mr. Farinacci has sent John a copy of ORC language indicating that the township can enforce these previously mentioned noise regulations. John has sent the information over to Catherine Colgan.

John reported he received an e-mail from Aaron at Capri Cafaro's office, indicating there is no money available for sidewalk grants. He informed John of a ODOT program, Safe Routes to Schools. John will follow up on this grant possibility. Jerry said he had spoken with Janice Schweitzer at the ACDES office, and she will also look into grant possibilities for sidewalks where schools are involved. John reported Mike Schaab has been in touch with Capri Cafaro's office on grant money available for the park improvement. Mr. Schaab will get more information.

John spoke with Larry Meaney about the Dec. 1 deadline for the sewer project. Larry said we will make that deadline. Larry will forward drawing of both systems to John in electronic form.

John said Shelley Kelner phoned him about having a Christmas parade in conjunction with Shawn Shannon's Christmas tree lighting. The parade will start at 6:00pm at the church and process to the town hall. The date is Dec. 12, 2008. She asked the township to sponsor the parade. She will contact the Sheriff Dept. and fire dept. for traffic control.

Res.1044-08 John moved the township sponsor the Christmas parade providing the Sheriff and fire dept. is contacted to escort the parade. Jerry asked the fiscal officer contact the insurance company for any advice, he seconds the motion providing the insurance company is ok with it. The roll call vote; Spade, aye. Burke, aye. Kusar, aye.

The trustees will have a work session to discuss appropriations and setting aside money for equipment on Monday, Nov. 24 at 7:00pm.

The newsletter was presented for the Board to review.

Janie reported the NAD meeting was Nov. 5. A complete report is available in the township files upon request. There were 256 district calls year to date. This is 204 calls over last year for the whole district. The next NAD meeting is Dec. 3 at 6:30pm.

Janie stated JLS Computer Services has transferred files over to the new zoning computer.

Jerry reported he spoke with a gentleman from the Army Corps of Engineers regarding the debris being placed in Mill Creek. He came out to view the area. All he is going to do is write a letter to the resident placing the debris, and inform him it must stop. The debris is not required to be moved.

Jerry said while speaking with Janice Schweitzer about sidewalks in the sewer area, he also mentioned checking for grants for storm sewers that may be torn up during sewer installation.

Jerry stated the township needs to look for a small tractor for roadside mowing.

Discussion was held on clothing allowances for the road crew.

Res. 1045-08 Janie moved the full time roadmen again receive up to \$200.00 for work clothing and safety shoes. Jerry seconded. The roll; Kusar, aye. Burke, aye. Spade, aye.

Jerry brought up the previously tabled discussion on the refund of a \$100.00 variance fee to

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Cindy Hejduk. Janie stated there is a cost to the township for these hearings. The members are paid as well as advertising. Jerry said he agrees with Janie on the cost factor. He stated emotions ran high that night, resulting in Hejduks not returning to the hearing and the resulting ZBA vote on the variance was no. Jerry stated it is his opinion that no reimbursement be made for the second hearing as it could have been finished on the first night. John Kusar said he feels Cindy should be reimbursed. It is a non-conforming lot and he feels they should not have had to pay for a variance hearing in the first place. John Beninato said maybe a 50% reimbursement would be a good faith gesture on the part of the township, since there are still costs to the township. Nelson Hejduk inquired how often the ZBA visits property in question. John Beninato stated they are very diligent in viewing properties.

Res. 1046-08 John Kusar moved to reimburse the Hejduks 50% of their \$100.00 variance fee for one hearing. Janie seconded the motion noting the understanding that there is costs involved. The roll call vote; Kusar, aye. Burke, no. Spade, aye.

John Beninato gave his zoning report. Discussion was held on the Woodside Dr. property. Catherine Colgan will forward a letter to the trustees regarding the tearing down of the house there. Jerry stated a controlled burn of the house would be the least expensive way to go. The trustees will wait for Catherine's letter.

Janie asked if the new zoning computer is working. John said more programs have to be installed as well as virus protection. Janie said we can install Norton Anti-Virus on it since the computer is located in the same building. She will check on the Norton program and update.

John B. said the campers at Jewell's Dance Hall will be handled after January 1, 09 with the ZBA. John's opinion is they should get a conditional use permit, since that would be temporary, a variance runs with the land. The owner is willing to do what is necessary concerning the camper.

In audience participation, Nancy Frazier and Colleen Fobes of the Ashtabula Co. Humane Society spoke about their need for an occupancy permit to move a shelter into 2806 Rt. 307. They are a 5013C organization, and request the fee for the permit be waived. Discussion was held on permitted uses in that district. There will be offices in the location and dogs and cats will be housed while waiting for homes. John Kusar asked if this use is ok with all zoning concerns. John Beninato stated he believes it is.

Res. 1047-08 John moved to waive the fee for the occupancy permit since the agency is a volunteer organization. Janie seconded. The roll; Burke, aye. Kusar, aye. Spade, aye.

Ginny Seifert stated Rita Linahan replaced the battery in the town hall clock and straightened the curtains that were hanging badly.

Ginny said her family has some memorial money they would like to donate to the township to begin the process of replacing the names on the tablets of the Civil War monument. Last time Ted Seifert looked into it, it was about \$8.00 per letter with a new stone. He will check into it again. Byron Dutton suggested the possibility of having a bronze or aluminum plaque made with the names and reface the existing monument. That would only be about 40 cents per letter. Jerry asked Ted to follow up and research options. He stated the township appreciates the donation, and we will put it on hold for now. Winnie Cerbin suggested letting others know about it, and perhaps they might like to donate also.

Ted Seifert confirmed Val Danish has moved and turned in her zoning materials.

Res. 1048-08 Jerry moved that since Val Danish has turned in her materials, the trustees consider her resigned and declare there is a vacancy on the Zoning Commission. John seconded. The roll; Burke, aye. Spade, aye. Kusar, aye.

Res. 1049-08 Jerry moved to send a letter of thanks to Dave Irons who made the new zoning file cabinet lockable, and authorize an additional 10 hours maximum to Sarah Masek to do organizational filing for zoning. John seconded. The roll; Spade, aye. Kusar, aye. Burke, aye.

Res. 1050-08 John moved to adjourn the meeting. Janie seconded. The meeting adjourned at 8:45pm.

*Heald Burke*

*Barbara Schaub*

*Board Chairman*