

RECORD OF PROCEEDINGS

Minutes of Austinburg Township

Meeting

Held April 6,

2009

The Bid Opening and Regular meetings of Austinburg Township held April 6, 2009 were called to order at 7:00pm. All trustees were present as well as Bill Wilms, Mike Petro, Russ Nank, Jeff Baker, Bruce Tomasello, Judy Sims, Nelson Hejduk, Joe Hejduk, and Byron Dutton II.

Bids for stone materials were presented from Arms Trucking and Kinder Morgan/ Pinney Dock. Bids on emulsions and cold patch were presented from Hughes Contracting, Inc., Frank Martuccio Asphalt and Paving Co., and Russell Standard Corp. Complete copies of all bids received are available in township files upon request.

Res. 1131-09 Jerry moved to accept the bid from Kinder Morgan/Pinney Dock for all stone aggregates. Janie stated she would second that motion with the addition of pending acceptance from the County Engineer and County Prosecutor. Jerry questioned why that was needed. Janie said we always have to run it through the engineer's and prosecutor's offices. The roll call vote; Spade, aye. Kusar, aye. Burke, aye.

Res. 1132-09 Janie moved to accept the bid from Frank Martuccio Asphalt and Paving Co. for Cold Patch, MC 30, CRS2, and RS2-P delivered and applied with equipment stated, bid to be approved by County Engineer and Prosecutor. John seconded. The roll; Burke, aye. Kusar, aye. Spade, aye.

Res. 1133-09 Janie moved to accept the bid from Russell Standard for AEP, delivered and applied as stated, with County Engineer and Prosecutor approval. John seconded. The roll; Kusar, aye. Spade, aye. Burke, aye.

Res. 1134-09 Janie moved to accept the bid from Hughes Contracting for MC 70 delivered and applied as stated, with County Engineer and Prosecutor approval. John seconded. The roll call vote; Burke, aye. Spade, aye. Kusar, aye.

Bids were presented for the township clean up day from AIM, River Valley Recycling, All County Disposal, and PennOhio. Copies of bids are available in township files upon request. Russ Nank from PennOhio commented on the bid presentation as per publicized specs, and market scrap metal pricing.

Res. 1135-09 John moved to accept the bid from PennOhio for the township clean up day. Janie seconded. The roll; Burke, aye. Spade, aye. Kusar, aye.

Immediately following the bid opening, the regular meeting was opened with the pledge.

Res. 1136-09 John moved to approve the minutes from the previous regular meeting as presented. Janie seconded. The roll call vote; Burke, aye. Spade, aye. Kusar, aye.

Res. 1137-09 John moved to approve the payment of the upcoming seminar registration fees for zoning personnel as requested by Commission Chair Jackie Krysa. Janie seconded. The roll; Kusar, aye. Spade, aye. Burke, aye.

Res. 1138-09 Janie moved to pay the bills as the lawful obligation to the township. Jerry seconded. The roll; Spade, aye. Kusar, aye. Burke, aye.

Receipts totaled \$39,558.75. Bills totaled \$22,640.39.

Discussion was held on rubbish collection and mowing of township cemeteries and park. John stated All County Disposal will continue the town hall collection for April until quotes are considered.

Res. 1139-09 Jerry moved to advertise for quotes for rubbish collection at the town hall and park, same specs as last year, to be opened on April 20, 2009 at the regular meeting. Janie seconded. The roll call vote; Burke, aye. Spade, aye. Kusar, aye.

Res. 1140-09 Jerry moved to advertise for mowing quotes, same specs as last year, to be opened on April 20, 2009 at the regular meeting. Janie seconded. The roll; Kusar, aye. Spade, aye. Burke, aye.

In correspondence the township received notice the back flow devices need their annual inspection.

Res. 1141-09 Jerry moved that Copper Mechanical do the required tests. John seconded. The roll; Kusar, aye. Spade, aye. Burke, aye.

Zoning Administrator John Beninato gave his zoning report at this time. He stated the liquor permit applied for by Mr. Kastela perhaps should have been looked into more, to see if he had ample retail space and met the criteria for sales. Discussion was held on the liquor

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permit and the uses of property at the location.

Janie addressed the change of use permits. She said she called other townships and inquired about their fees. Some stated that if the use remained the same, such as retail to retail, there was no fee. Some had a fee if there was a change in occupancy. She stated we need to clarify what is being done here. John Beninato stated if there is no change in operation, there is no fee. When there is a change in use, not a continuation, there is a charge. Our fees might be somewhat high, he stated, but most are in line with other townships. The trustees can review the fees.

Pete gave a road dept. report. He received a request for a sign indicating Pelton Rd. ahead to be placed on Rt. 307. The trustees said they are ok with it, but Pete would have to go through the state since it involves a state route.

Pete discussed the work to be done for drainage on the Vargas property. Jerry will speak with Ted Seifert regarding the past drainage issue and catch basin near his property.

Clean up work at the Tote Rd. boat ramp needs to be done. Maintenance is being completed on equipment as needed. Removal of trees in the park and cemeteries was discussed. Pete had received some quotes on the work.

Res. 1142-09 Jerry moved we go with Randolph Tree Removal for this work. Janie seconded. The roll; Kusar, aye. Spade, aye. Burke, aye.

Bill Wilms, Fire Chief, gave a fire dept. report. He mentioned he would like to attend the chief's conference in July again. Discussion was held on fire districting. John stated he believes if the fire dept. is not interested, then we should not be.

Res. 1143-09 Jerry moved that two cord reels be installed in the fire hall from ceiling, at a quote of \$250.00. John seconded. The roll; Burke, aye. Spade, aye. Kusar, aye.

John reported the newsletter has been mailed.

John stated Aaron from Capri Cafaro's office notified him there is another round of stimulus funding coming. Our sewer project is a number one priority.

Janie reported on the April 1, 2009 NAD meeting. A complete copy is available for review. The next NAD meeting is May 6 at 6:00pm.

Janie stated she attended a meeting at the Geneva Lodge on March 25 with Delaware North. She said there are 66 weddings scheduled there, and occupancy is up.

Janie said the ACTA meeting is this Thursday here at the town hall. Dinner at 6:30, and she would like to provide refreshments with a budget of \$150.00.

Res. 1144-09 Janie moved the township spend \$150.00 for food for the ACTA meeting. John seconded. The roll; Spade, aye. Kusar, aye. Burke, aye.

Janie reported one of the topics of discussion at the ACTA meeting is the Commissioners' request for funds from the townships for the Sheriff Dept.

Janie addressed Memorial Day. She has lined up the Junior High band, and asked for ideas for a speaker.

Janie said she attended the ARC meeting. It was interesting, and Janie said she would like to look into possible help with funds to offset the township's sewer assessments costs. It would entail a match grant.

Jerry discussed the installation of the fire hall doors. He got a quote from Haas Enterprises for \$425.00 to install.

Res. 1145-09 Jerry moved to hire Haas Enterprises to install the fire hall doors. John seconded. The roll; Spade, aye. Kusar, aye. Burke, aye.

Jerry said the town hall sign is in and will be dropped off next week.

Jerry said Little League got hold of him and said that Sidley will donate sand for the league. They wanted to know if the township will haul it for them.

Res. 1146-09 John moved the township move the sand for Austinburg Little League. Jerry seconded. The roll call vote; Kusar, aye. Burke, aye. Spade, aye.

Jerry addressed a drainage problem on Glenwood Dr. A 4" tile running across a piece of property is plugged, and water runs across the road creating problems. He checked and this property is owned by out of town owners. He would like to write and send a registered letter requesting permission from them to access the property and clean out an open ditch there. The board agreed.

Jerry spoke about the connection of the town hall to the fire dept. generator.

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The electrician he spoke with came up with a price of \$1,182.00 to do the hook up.

Res. 1147-09 Jerry moved to do the hook up at a cost of \$1,182.00. Janie seconded. The roll; Kusar, aye. Spade, aye. Burke, aye.

In audience participation, Byron Dutton inquired about the township egg hunt.

Byron also addressed the Zoning Board looking into signage. He said as a business owner in the AC district, he can request the trustees have the Commission look at allowing electronic signs, or get petitions signed by other business owners who support electronic signs. Jerry stated he feels the trustees shouldn't steer the Zoning Commission and felt petitions are the way to go. John Kusar said if petitions are signed by all owners in favor of these signs, the Commission would have to look into allowing these signs. Byron said it should be researched now while they are currently looking at the signage part of the text.

Joe Hejduk said he had a business owner tell him that our Zoning Administrator contacted him after regular business hours. Joe felt these calls should be made between 8:00am and 5:00pm. John Beninato said he had apologized to the business owner when making that call, and was told it was certainly not a problem. John stated he is often contacted outside of his business hours at home. The circumstances of that call warranted the time of callback, but Joe's comments would be noted.

Res. 1148-09 Jerry moved to adjourn the meeting. John seconded. The meeting adjourned at 9:50pm.

Jerry Burke
Board Chairman

Barbara Schack