

# RECORD OF PROCEEDINGS

Minutes of Austinburg Township

Meeting

Held September 15,

2008

The regular meeting of Austinburg Township held September 15, 2008 was called to order at 7:30pm by Chairman Jerry Burke with the pledge. Trustee Kusar was present, Trustee Spade is unable to attend tonight's meeting. Audience present are Ted, Ginny Seifert, Winnie Cerbin, Joe Bocchi, Byron Dutton II, Nelson Hejduk, and Joe Hejduk.

Res. 1011-08 Jerry moved to approve the minutes of the previous meeting as presented. John seconded. The roll; Burke, aye Kusar, aye.

Res. 1012-08 John moved to pay the bills as the lawful obligation to the township. Jerry seconded. Roll call vote; Kusar, aye. Burke, aye.

Receipts were \$10,598.86. Bills were \$153,876.50.

Res. 1013-08 John moved to rescind the past resolution naming the fiscal officer as Chief Executive Officer for our OPWC project, and now name Jerry Burke as Chief Executive Officer as advised by the fiscal officer. Jerry seconded. The roll; Kusar, aye. Burke, aye.

Res. 1014-08 Jerry moved to approve the supplemental appropriation within the Road and Bridge fund as requested by the fiscal officer, to pay for CRS-2 application billed by Frank Martuccio Co. John seconded. The roll; Burke, aye. Kusar, aye.

In correspondence we received a copy of new partition fence law procedures from the OTA. Each trustee was given a copy.

John Beninato gave a zoning report. He stated the County prosecutor has contacted an attorney group representing Citi Financial regarding the 3785 Woodside Dr. property, to ask that probate on the property be expedited.

John discussed the possibility of extending the zoning office hours with the trustees. His suggestion is Monday, 5:30 to 7:30 with John Beninato, Tues., 2:00 to 4:00 with Don Narish, and Wed., 2:00 to 4:00 with both John and Don in the office.

Res. 1015-08 John Kusar moved to extend the zoning office hours adding Tues. afternoons, as suggested by John Beninato. Jerry seconded. The roll; Kusar, aye. Burke, aye. The new hours are to begin October 1, 2008.

John asked John B. to put together a zoning article for the next newsletter.

John reported that Mike Farinacci contacted him concerning our noise resolution, truck brake and motorcycle noise. John explained the township cannot enforce this, the Sheriff Dept. has to enforce this. Mr. Farinacci told John about a federal law in place to govern this. John asked him to write the legislators about it.

John stated Mr. Shook called him about the township trimming brush with our mower near his property, he was not happy with the trimming. Jerry said he and Pete went to Mr. Shook's property and saw some limbs are chewed up. Mr. Shook's wife stated there is a correct way to do this trimming according to arbor society recommendations. Jerry thought that after speaking with Mrs. Shook, they were satisfied, the township was in the road right of way, but he received another call from Mr. Shook. He is not happy with the job done.

John stated he called Larry Meany to find out if the sewer life cycle comparisons are going to be reviewed by the Commissioners and reissued. Larry suggested writing them to inquire. John did so, and received responses. John went through these questions and Commissioners' answers. Copies are available in township file. Discussion was held at this time on the additional engineering required to come up with biddable prints for the gravity and vacuum sewer systems.

Res. 1016-08 Jerry moved that the fiscal officer send a letter to the Commissioners, stating the trustees are in favor of and recommend the Commissioners spend up to \$20,000.00 in engineering costs for biddable profiles for both the gravity and vacuum sewer systems. John seconded this. Roll call vote; Kusar, aye. Burke, aye.

John stated limbs were down in the township after the winds, and are cleaned up.

John asked for newsletter articles by the first trustee meeting in October.

Jerry addressed the credit card the fiscal officer got from Andover Bank for road dept. fuel purchases. It is issued in the road supervisor's name, but now the supervisor said he does not want the credit card to be in his name. Jerry suggested asking roadman Bill Wilms if he minds the card be issued in his name to be used by the road dept. for fuel only.

Res. 1017-08 John moved that if it is alright with Bill, the credit card be re-issued in his name. Jerry seconded. The roll; Kusar, aye. Burke, aye.

Jerry reported Sandy from the bus garage contacted him regarding the township installing a

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turn around driveway on Lampson Rd. east of Wilms' property. Discussion was held on the matter of who should pay for this if it is installed.

Res. 1018-08 Jerry moved a turn around driveway be installed by the township for the buses, east of Wilms' property on Lampson Rd., with the Board of Education paying for this. John seconded. The roll; Burke, aye. Kusar, aye.

Jerry stated Norm Vowen is tied up for now, and will get to the tiling on Pelton Rd. soon. He will start on the east side of the road. Windstream has not moved their wires on the west side yet.

Jerry reported he met with Larry Devine from the Vo-Ed regarding the cemetery mausoleum being restored. Originally they were going to tuck up the brick only. They have decided they need to replace brick on the outside, and re-do the inside walls with block. This will be done at the cost of the material and porta-john.

Jerry had a call from a resident in Eagleville. Someone has a crane down there and is setting concrete abutments. Jerry asked John Beninato to look into this.

Jerry addressed the proposed zoning changes that the Zoning Commission asked the trustees to review with Ted Seifert, starting with some of the definitions contained in the text. Jerry stated he has many questions. The trustees will have a work session with the Zoning Commission at their regular zoning meeting on October 1, 2008 at 7:00pm.

In audience, Ted Seifert mentioned a zoning seminar coming up Nov. 14, 08. The fee is \$85.00, it is held in Westlake.

Res. 1019-08 Jerry moved the township pay the seminar fee for zoning personnel attending. John seconded. The roll; Burke, aye. Kusar, aye.

Joe Bocchi said Pete did a good job on the ditch on River Glen but inquired why the sod was removed. Jerry explained the sod is removed to facilitate drainage from the road.

Byron Dutton addressed the zoning changes and up-coming work session. As a business owner, he is very concerned with sign issues in the AC district. He stated he would like his input to be heard at the work session with zoning and the trustees.

Joe Hejduk gave Barb a public records request, asking for documentation of public notice being given, offering the public 30 days in which to contest the zoning changes proposed in the meeting held 06/11/1990.

Jerry stated the meeting with Al Dispenza, R.W. Sidley, Commissioners, trustees, and a representative from Pilot Oil will be held Sept. 23, at 10:30am in the Commissioners' office.

Byron asked if there is supposed to be a traffic light installed at GH Dr. and at Clay St. John answered yes.

Res. 1020-08 John moved to adjourn the meeting. Jerry seconded. The meeting adjourned at 9:00pm.

*Jerry Bond  
Bond Chairman*

*Barbara Schaub*