

# RECORD OF PROCEEDINGS

Minutes of Austinburg Township

Meeting

Held November 3,

2008

The regular meeting of Austinburg Township held November 3, 2008 was called to order at 7:30pm by Chair Jerry Burke with the Pledge. Trustees Kusar and Spade were present. Audience present were John Beninato, Byron Dutton II, Joe Bocchi, Jake brand, Winnie Cerbin, Marcy Hejduk, and Nelson Hejduk.

Res. 1036-08 Janie moved to approve the minutes from the previous meeting as presented. John seconded. The roll call vote; Burke, aye. Spade, aye. Kusar, aye.

Res. 1037-08 John moved to pay the bills as the lawful obligation to the township. Janie seconded. The roll; Spade, aye. Kusar, aye. Burke, aye.

Receipts were \$29,599.19. Bills totaled \$23,725.60.

In correspondence we received a letter from Catherine Colgan, Assistant Prosecutor, in answer to Trustee Kusar's questions on motorcycle noise regulations as discussed in the Federal Code of Regulations. It is Catherine's opinion that the township cannot adopt these regulations. John has informed Mr. Farinacci, who raised these questions to John.

A letter was received from The Illuminating Co. regarding their agreement with NOPEC. Kinder Morgan sent notice they are decreasing their fuel surcharges.

Price quotes on ice grits were received from Simak Trucking.

The fiscal officer reported on township property and liability insurance premium savings if deductibles are raised. Prices were discussed on \$500.00 and \$1,000.00 deductible amounts

Res. 1038-08 Jerry moved to raise the deductibles to \$1,000.00. John seconded. The roll call; Kusar, aye. Spade, aye. Burke, aye.

Zoning Administrator John Beninato gave his report. The new office hours are working well. Marcy Hejduk asked John about campers parked near Jewell's Dance Hall. John will check on this matter.

John Kusar reported the newsletter will be ready for review at next meeting.

John stated he attended the County Commissioners meeting on Tuesday, and they voted to have Smolen Engineering work up a design of the vacuum system. The total price for this service will be \$18,500.00. John discussed the break down of fees within Smolen's quote. These are due to the Dec. 1, 2008 deadline. John referred to Joe Hejduk suggestion that grants for sidewalk replacement be researched now. He stated Aaron at Capri Cafaro's office stated there are grants available during road rehab where a school is in the area. It is a Federal program and they will check on it further.

John said the newsletter will contain an application for zoning positions that residents may fill out if interested.

John stated concerning the zoning boards, he would like to see a rotation set up so that as positions are filled for a five year term, the member would eventually work their way up and fill in one year as Chairman. He said trustees have the right to regulate procedures, and thinks this needs to be done, as it was very hard to fill the Chairman position on the Zoning Commission. Jerry agreed this is a good idea.

Janie reported she received a proposal from Tony Long for converting the fiscal officer's old computer to the zoning computer. A wireless card will be approximately \$35.00 to \$40.00. It would take about 3 to 4 hours to transfer and should take about 2 to 3 hours. This should equal about \$225.00 maximum for the work.

Res. 1039-08 Janie moved to have Tony Long transfer the zoning files to the newer computer, provide a wireless card, up to a maximum of \$225.00. Jerry seconded. The roll; Kusar, aye. Burke, aye. Spade, aye.

Janie reported the NAD meeting is this Wednesday at 6:00pm in the NAD building.

Jerry reported last week some lights were not working and the zoning office heater was not working. The sump pump was shorting out, causing the problem.

Jerry said we received two loads of cinders from CIR and that is all we can get. Discussion was held on where we may get more, and prices. Pete and Jerry will work on this.

Jerry said the recycle bin is in place. Jake Brand from Dept. of Environmental Services presented an overview of what may and may not be placed in the bin. Brochures were passed out on the rules. Jerry said he would like to see a sign put in place so people may readily see what needs done with their recyclables.

Jerry said the road crew is going over equipment and making it ready for winter. New tires are needed for the International, they will cost about \$1,200.00 to \$1,400.00.

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In audience participation, Byron inquired about Pete's shoulder. Jerry said he is doing well. Joe Bocchi asked if Austinburg could do anything about barking dogs. He was told the Sheriff Dept. should be notified. He also discussed voting preferences.

Marcy Hejduk asked if boards might be placed around the mulch that was put around the new playground equipment. The boards will be put in place.

Nelson Hejduk asked if there was any way that Cindy Hejduk could be reimbursed for one of her ZBA hearing fees she paid. Each one was \$100.00. Janie asked what had transpired with the multiple hearings. It was explained that the first hearing was held, and after going to view the property in question, the Hejduks did not return to the town hall for the remainder of the meeting. Subsequently, the ZBA voted no on the request before them. Another hearing was scheduled later for the same request. Both were advertised. John said he would like to see one of the fees reimbursed, since it was the same variance discussed at both meetings.

It was decided to table the matter, Janie said she would like to review minutes of the hearing to catch up on what had gone on. Jerry said he can see it both ways. Discussion will be taken up later.

Marcy Hejduk asked why Cindy had to provide a list of neighbors before her variance hearing. John Beninato explained that is part of the application process. Neighbors within 500 feet of the area in question are notified of the ZBA hearing.

Res. 1040-08 With no other business to come before the board, Jerry moved to adjourn the meeting. John seconded. The meeting adjourned at 8:45pm.

*Herold Burk*

*Board Chairman*