

CLAY TOWNSHIP

Board of Trustees Meeting

November 7, 2016

The regular meeting of Clay Township Trustees was called to order by Trustee President Dale Winner at 6:00 pm. The Pledge of Alliance was said and a moment of silence was observed for our veterans and first responders serving our community and country.

Roll call: Mr. Vore, present, Mr. Woolf, present Mr. Winner, present

Trustee Winner moved to approve the minutes from the October 17, 2016 trustee meeting, seconded by Trustee Vore.

Roll call:

Vore – Yes

Winner – Yes

Woolf – Yes

Hearing from the Public:

Representative Perry Walls from Walls Brothers Asphalt Company, the contracting company for the Pleasant Plain Issue II project, apologized for the delay and gave an update on the Issue II project that appears to have been stalled. He indicated that they have been wrapping up big projects in Greenville and a school. The company has committed to start the Pleasant Plain Issue II project Wednesday. They plan to complete the project in about week and a half. Trustee Vore expressed concern with the delay starting the project after our preparation was done. We do not appreciate that we had to call to get an update with the status of the project and having to respond to a lot of residents. Road Superintendent Chris Maleski will be available Wednesday to help. Trustee Woolf asked if the school needed to be contacted for road closures for this period of time and other companies such as trash. Mr. Walls indicated that they do not expect road closures except maybe five minutes periodically as they work on the project. Walls Brothers Asphalt indicated they will post "Traffic Maintained" signs for through traffic.

Mr. Argast inquired the status of a maintenance code for the Township. Trustee Vore indicated that the Prosecuting Office after the initial review indicated that the document was not really useable as there items in the Maintenance Code that are not in the ORC and could not be enforced; only items in the ORC can be enforced. The Township cannot do anything that is not in the ORC. Mr. Argast indicated that he had heard other Townships had maintenance codes. Trustee Vore indicated that those other Townships

probably were home ruled or limited rule townships which allowed them to have maintenance codes that were similar to those of cities and villages. We are not a home ruled or limited rule township. Trustee Vore indicated that the Prosecuting Attorney provides townships legal guidance. Jonathan Ketter from the Prosecuting Attorney office stated the maintenance code drafted contained many items that were not enforceable for our township. Mr. Argast commented that we are making a big mistake not going forward with it as he believes a property maintenance code is needed in the township. Trustee Vore indicated that Zoning Enforcement Officer (ZEO) Justin Brown is working on properties in the township with items that are in violation of the ORC to enforce a "clean up" of those properties, which are kept on a spreadsheet, to do what we can to get those properties cleaned up. Mr. Argast indicated that he will meet with ZEO Justin Brown to discuss properties that he has concerns about for possible action.

Gary Horstman from the Zoning Board reported that the Zoning Board had been working on a maintenance code document for many years and when they found out the maintenance code was being dropped they were frustrated and disgusted with the decision. Mr. Argast indicated that Butler Township send issues directly to court. Trustee Vore indicated that many of the problem properties we have are on the real estate tax delinquent list and the township is mowing several vacant lots which the costs will be assessed to those properties.

Department Reports:

Police – Sargent Hawkins, Chief VanGundy on vacation, nothing to report.

Resolution 2016-039 Update of Policy and Procedure Manual was presented by Trustee Vore which incorporated the position of Sargent in proper sections and other updates. Trustee Woolf moved to accept Resolution 2016-039. Trustee Winner seconded the motion.

Roll call:

Vore – Yes

Winner – Yes

Woolf – Yes

Trustee Vore gave recognition of Officer Corcoran for the outstanding job on the recent tragedy at the Speedway in Brookville along with the support of Sargent Hawkins and Officer Scott. Officer Corcoran was involved with the apprehension of the suspect.

Sargent Hawkins reported that the recent Ghostly Night Out at Brookville Community Park had the largest attendance ever and was a great success for the community.

Trustee Vore reported that Chief VanGundy has had great success in getting business donations for the upcoming Veterans dinner and receive a compliment for the effort from the Brookville Chief of Police. Trustee Woolf affirmed the appreciation of the involvement our police department in the event.

Road & Cemetery – Chris Maleski, Road/Cemetery Superintendent, reported they are getting caught up mowing the Township’s ditches; spending extra time to get things ready for winter. The Wengerlawn Road work has been completed and they are very satisfied with the job done.

Cemetery Superintendent Maleski reported that the cemetery building gutter is up and finished with the addition of the ice guards.

As discussed earlier, the Pleasant Plain Issue II project is scheduled to be started this week.

Trustee Woolf reported that the Pansing Road Phase 2 Issue II project has been approved after years of work on the project and may be schedule to start in 2017.

Road Superintendent Maleski indicated that they will asphalt the cross cuts on future projects to be ready for unexpected delays as what occurred on the Pleasant Plain Issue II project. Trustee Vore indicated that future contracts should have a penalty clause to avoid delays like we are having on the Pleasant Plain Issue II project.

Trustee Woolf wanted to be sure to encumber funds on the upcoming Issue II project if it is accepted.

Zoning Report – Zoning Enforcement Officer (ZEO) Justin Brown indicated his report distributed had all updates and would entertain any questions. ZEO Brown indicated that he is getting good responses on knocking on doors following up with residents to address issues concerning their properties.

Fiscal Officer:

Blanket Certificate and Purchase Orders were presented. Trustee Winner moved to approve as presented and Trustee Vore seconded the motion.

Roll call:

Vore – Yes

Winner – Yes

Woolf - Yes

Reallocations of Appropriations were presented and Trustee Winner moved to approve as presented and Trustee Vore seconded the motion.

Roll call:

Vore – Yes

Winner – Yes

Woolf - Yes

Fiscal Officer Limbert presented the warrants through November 7, 2016 for approval. Trustee Winner moved to approve, Trustee Woolf seconded the motion.

Roll call:

Vore – Yes

Winner – Yes

Woolf – Yes

Fiscal Officer Limbert presented for the Trustees to approve the sale of two cemetery plots and a deed transfer. Trustee Winner moved to approve the sales and transfer. Trustee Vore seconded the motion.

Roll call:

Vore – Yes

Winner – Yes

Woolf – Yes

Fiscal Officer Limbert presented a listing of delinquent trash bills for the 3rd quarter Trash District assessments totaling \$8,136.08 to turn in to the Montgomery County Auditor. After general discussion, Trustee Woolf moved to approve the list for assessment. Trustee Vore seconded the motions.

Roll call:

Vore – Yes

Winner – Yes

Woolf – Yes

Fiscal Officer Limbert presented Resolution 2016-040 To Add Huntington Bank as a Designated Depository per ORC 125.12. Trustee Vore moved to accept the resolution. Trustee Winner seconded the motion. Fiscal Officer Limbert updated the trustees on the progress of moving our banking to Huntington Bank in meeting with their representatives to get the necessary paperwork completed such as the resolutions prepared for tonight and start the process of ordering checks and deposit slips. The change will probably take about two months as direct depositors need to be notified of the change, changing auto pays, etc.

Roll call:

Vore – Yes

Winner – Yes

Woolf – Yes

Fiscal Officer Limbert presented Resolution 2016-041 To Use Authorized Facsimiles at Huntington Bank. Trustee Vore moved to accept the resolution. Trustee Winner seconded the motion.

Roll call:

Vore – Yes

Winner – Yes

Woolf – Yes

Unfinished Business:

There was discussion concerning the refund of the recent health insurance refund to eligible 2015 participants. Fiscal Officer Limbert did not have the worksheet for the proposed allocation and the approval of the refund was tabled until the next meeting.

Trustee Woolf presented the following resolutions for appointments to the JEDD Board beginning 2017:

Resolution 2016-042 for the Appointment of William Kindred to the JEDD Board of Directors with Steve Argast as Alternate was presented by Trustee Woolf. Trustee Woolf moved to accept the resolution. Trustee Vore seconded the motion.

Roll call:

Vore – Yes

Winner – Yes

Woolf – Yes

Resolution 2016-043 for the Appointment of Mike Kincaid to the JEDD Board of Directors with Ilene Rachford as Alternate was presented by Trustee Woolf. Trustee Woolf moved to accept the resolution. Trustee Vore seconded the motion.

Roll call:

Vore – Yes

Winner – Yes

Woolf – Yes

Resolution 2016-044 for the Appointment of James Borland to the JEDD Board of Directors with Steve Argast as Alternate was presented by Trustee Woolf. Trustee Woolf moved to accept the resolution. Trustee Vore seconded the motion.

Roll call:

Vore – Yes

Winner – Yes

Woolf – Yes

Fiscal Officer Limbert will forward the approved resolutions to Kevin Schweitzer, City of Clayton, Finance Officer.

New Business

None

Trustee Committee Reports:

Trustee Woolf gave an update on the Brookville Area Chamber of Commerce Annual Awards Banquet on November 11 at the Event Center in Brookville and that he will be

unable to attend. Trustee Woolf will provide additional information about the event for one of the trustees to attend. If someone cannot attend, he will contact the Chamber to let them know.

Trustee Woolf reported the Department of Economic Development of Montgomery County (DEDMC) is making visits to all JEDD members. Trustee Woolf was able to join them when they visited the new owners of Melody Pool. Trustee Woolf will forward the information obtained about the new owners to ZEO Brown to follow up in introducing them to the Township. DEDMC is reaching out to see what the needs are of small businesses in the county and is working with various governmental entities to see what can be done to help businesses in Montgomery County.

Trustee Vore moved to adjourn the meeting. Trustee Woolf seconded the motion.


Roll call:

Vore – Yes

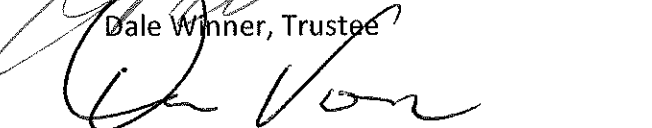
Winner – Yes

Woolf – Yes

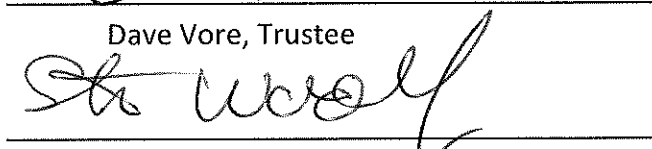
Meeting adjourned at 6:43pm.



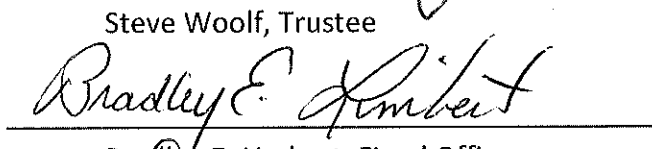
Dale Winner, Trustee



Dave Vore, Trustee



Steve Woolf, Trustee



Bradley E. Limbert, Fiscal Officer