

# MINUTES

## CONCORD TOWNSHIP BOARD OF TRUSTEES

### REGULAR SESSION

Held: February 6, 2007

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The Board of Trustees of Concord Township convened in regular session from 9:30 A.M. to 11:10 A.M. in the Township Hall. William Whidden called the meeting to order with the following members present: Sue Campbell, Robert Shook, and William Whidden. Fiscal Officer Patricia Quillen and Road Superintendent Neil Rhoades were also present. Visitors included Gary Campbell (2955 Monroe-Concord Road), Glenn Honeyman (2645 Peebles Road), Miami County Sheriff Deputy Eric LaChey, and Troy Daily News Reporter Ron Osburn. Bill Whidden led the Pledge of Allegiance.

**Minutes:** Pat Quillen read the minutes of the meeting of January 16, 2007 and no changes were made.

**Guests:** Deputy LaChey reported that the recent cold snap had caused an increase in calls. Bill Whidden asked for Deputy LaChey's sense of noise complaints. He replied that a Resolution would provide teeth for the department to deal with noise problems. Deputy LaChey reviewed other local ordinances and provided copies of some that he keeps in a binder in his car. He also described methods used to abate barking dogs.

#### **Clerk's Report:**

- The reconciled bank statement of January 31, 2007 was circulated for Trustee signatures
- The January Receipt and Payment Registers and February 5, 2007 Fund Status Report were distributed
- Resolution 03-2007 to Set the 2007 Permanent Appropriations was presented. Bill Whidden sponsored the Resolution and was seconded by Robert Shook and passed unanimously as shown by signature. It will be presented to the Miami County Auditor.

**Communications:** Of the items listed on the Agenda, the following items will be filed: *Grassroots Clippings*, the Troy Fire Department Report, the Surdyk, Dowd, & Turner letter, and the Deed and Declaration of Restrictions for 1121 North County Road 25-A. Pat Quillen reported that the e-mail from Perry Sheaffer regarding daytime meetings was the second of its kind. She had replied to the first in October, but Mr. Sheaffer later denied sending it. She did not respond to the second and none of the Trustees offered to do so. Bob Shook reported having replied to an e-mail asking for directions to the Eldean Park. Bill Whidden reported that the Neal Farms is seeking an expedited annexation and the Township has no standing to object.

#### **Road Superintendent:**

Neil Rhoades reported:

- Doug Christian is encouraging the Township to install walkways in Eldean Park from the parking lot to the shelter and from the shelter to the bridge. Dalton Concrete Construction submitted an estimate of \$1485.00 for a 70 linear foot by 4 foot walkway. He could add color and flagstone stencil for an additional \$720.00. Sue Campbell moved to contract with Mr. Dalton to install the walk with the color and stamping. Bill Whidden seconded and the roll was called: Bill Whidden - aye; Sue Campbell - aye; Bob Shook - aye.
- 19 Christmas trees were collected
- Mrs. Stafford of 2733 Rosewood Drive called to report water running over the road for many years. Neil Rhoades went out to the site, but he and Roger Finfrock were not able to find the source. He suggested installing a drain behind the curb. Bill Whidden will accompany Neil to the location to

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view the problem.

- Truck Bids: Ford has the State Bid in the four wheel drive extended cab pick-ups this year. Troy Ford is able to match the state bid. Bob Shook would prefer to keep the purchase local, if possible. He made a motion to purchase a new Ford pick-up at a cost to not exceed \$32,000.00. Bill Whidden seconded and the roll was called: Sue Campbell - aye; Bob Shook - aye; Bill Whidden - aye. The two old Dodge pick-ups will be kept.
- A parking problem on Greenlawn Drive was reported by a Sheriff's deputy.
- The stop sign at Lincolnshire and Greenlawn has been put back up.
- The quote on a new backhoe has expired. Neil Rhoades will begin the quote process again.

#### **Old Business:**

##### Trustees:

Sue Campbell:

- Some old records have been transferred to the Troy Historical Society. Others are in the process with the Ohio Historical Society;
- Attended a January 18 watershed tour of northeast Miami County;
- Asked Bill Whidden for a minor clarification related to his recent column in the Troy Daily News.

Bob Shook reported that Tom Favorite will accept the increase in his Medical Mutual health insurance premiums. He has an appointment set with OPERS to discuss retirement and/or disability.

Bill Whidden presented copies of a draft Resolution regarding noise abatement. He had contacted Miami County Prosecutor Gary Nasal and was advised that the document in its present form addresses only amplified noise and contains an error related to the severity of the offense. Mr. Nasal suggested that the Township may want to add barking dogs. However, he did caution against adding language regarding motor vehicle noise complaints. Bill Whidden stated his opposition to addressing motor vehicle noise and was supported by Bob Shook. Bill Whidden asked that the Trustees review the information and return to the next meeting with ideas.

#### **New Business**

A. DPL Energy sent a letter offering the Township the option to restructure the contract signed in 2006. The change is a result of DPL Energy plans to provide electric generation and transmission service options for local governments' municipal operating facilities. This aspect has little effect on Concord Township and the Trustees unanimously agreed to continue with the current contract.

#### B. Trustees

Sue Campbell

- Attended the Ohio Township Association Winter Conference and brought information on a new law related to Public Records and training requirements and on a road sealant;
- Distributed copies of portions of Ohio statutes related to the construction, improvement, etc. of a town hall and control and leasing of the same. She moved that the Board ask the County Prosecutor for an interpretation of these text passages to see if they apply to the proposed Hine building purchase. There was no second of her motion.

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Bob Shook reported that he had attended the OTA Conference.

Bill Whidden:

- Distributed copies of a "state of the township" newsletter he had drafted and asked be put on the web site. Pat Quillen stated that it had been sent to the web designer and she would follow up on its posting thereto.
- Has written a position paper on the purchase of the Hine Building and wants to have it posted on the web site. He made a motion to that effect and was seconded by Bob Shook. The roll was called: Bob Shook – Aye; Bill Whidden – Aye; Sue Campbell – No.
- Wants to be on record as believing the purchase of the Hine Building is good for the Township. In the discussion that followed, Sue Campbell denied that her request for an easement on the present Township Building was tied into the purchase of the Hine Building as was suggested in the Troy Daily News article on January 30.

#### Guests:

Glenn Honeyman stated his opposition to the Hine Building purchase. He would have liked to have had a public hearing or seen the issue place on the ballot. He also renewed his complaint about the meetings of the Board of Trustees being held in the mornings rather than in the evenings. Bill Whidden reviewed the data on meeting attendance in 2000 through 2006 which showed that only a few issues of special interest caused citizens to attend meetings.

Gary Campbell asked why Concord Township has never filed a countersuit against Trafalgar Corp. Bob Shook responded that our insurer covers the defense of a suit, but the Township would have to pay all expenses related to an action it initiates. The Township counsel has never advised any such action be taken. Mr. Campbell also agrees with Glenn Honeyman regarding the Hine Building. Bill Whidden replied that he has spoken with many residents who do think the purchase is a good idea.

**Payments:** Bob Shook made a motion to approve and pay January checks 18102 through 18134 and February checks 18135 through 18141. Bill Whidden seconded and the vote was recorded: Bill Whidden – Aye; Sue Campbell – Aye; Bob Shook – Aye.

No further business was presented and the meeting was adjourned until February 20, 2007 at 9:30 A.M. at the Township Hall.

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Robert Shook

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Sue Campbell

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William Whidden

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Patricia M. Quillen, Fiscal Officer

All formal actions of the Board of Trustees of Concord Township concerning and relating to the adoption of resolutions and/or motions passed at this meeting were adopted in a meeting open to the public, in compliance with the law, including Section 121.22 of the Ohio Revised Code.