

MINUTES

CONCORD TOWNSHIP BOARD OF TRUSTEES

REGULAR SESSION

Held: June 6, 2006

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The Board of Trustees of Concord Township convened in regular session from 11:00 A.M. to 12:50 P.M. in the Township Hall. Sue Campbell led the Pledge of Allegiance and called the meeting to order with the following members present: Robert Shook, Sue Campbell, and William Whidden. Also present were Road Superintendent Neil Rhoades, Fiscal Officer Patricia Quillen and several guests.

Minutes: Pat Quillen read the minutes the regular meeting held on May 16, 2006. No additions, corrections, nor deletions were noted. She then read the minutes of the special meeting of May 22, 2006. The section dealing with the use of telephone, internet, etc. was amplified to reflect that employees may use these under the supervision of or at the request of the authorized individuals named in that section.

Guests: All guests in attendance were here to hear the discussion of the Hawk Nest Subdivision and comments were deferred until later in the meeting.

Clerk's Report:

- The May, 2006 Receipt and Payment Registers and May 31 Fund Status Report were distributed.
- The May 31, 2006 reconciled bank statement was circulated for Trustee signatures.
- The June, 2006 Receipt and Payment Registers and June 6 Fund Status Report were distributed.
- Purchase Order 3-2006 in the amount of \$62,444.00 to Navistar Financial Corporation was presented. It replaces Purchase Order 1-2006 to International Truck & Engine (\$67,000.00) which was voided because the name of the payee is not the same as the name used to place the order for a new dump truck. Bob Shook moved to approve the Purchase Order and was seconded by William Whidden. The roll was called: Sue Campbell - aye; Robert Shook - aye; William Whidden - aye.
- Copies of Resolution 11-2006 in Opposition to the Tax and Expenditure Limitation Amendment to the Ohio Constitution were sent to the Ohio Township Association and the Miami Valley Regional Planning Commission.
- The State of Ohio Audit of 2004 and 2005 began on June 1 by Keith Thomas and is estimated at \$4191.00.

Communications: The Troy Fire Department Report, Grassroots Clippings, and the BMV License Statistics Report will be filed. Bill Whidden will look at his calendar to see if he is free to attend the Miami County Farm Bureau luncheon on June 12. If not, he will advise Sue Campbell and she will attend. No other item required action.

Road Superintendent's Report:

- **Paving:** The paving schedule is due at the Engineer's Office soon. He listed Thornwood Court, Shenandoah Drive, Luray Drive, and Rockbridge Court and estimates a cost of approximately \$37,000.00. Sue Campbell wanted to include Peebles Road. Neil Rhoades agrees that Peebles does need something on the 300'-400' section near St. Rt. 718 and at the curve, but feels that strip patch by Wagner Paving would be adequate. He stated that with the price of asphalt increasing, roads may have to go longer intervals without full paving.
- **Septic:** Part of the old discharge pipe was dug up and a clean-out was installed. Ron Jackson from the Health District is satisfied with the work which was supervised by Wayne Wagner Plumbing and Wagner will monitor the situation.
- **Weeds:** Tru-Quality Services sprayed weed in the right-of -ways on May 24.
- **Washington Road-State Route 41 intersection work:** Jeff Poettinger of the Engineer's Office told Neil Rhoades that they want to use Stanfield Road as a detour during the closure which is estimated

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to last 45 days.

- Lodge Road Tile: The new tile was working well, then a planter got stuck in it. Later, rocks were piled up to block the drainage. Neil Rhoades suspects sabotage and will call the Sheriff next time.
- Methamphetamine Labs: The Miami County Sheriff's Department is holding a seminar at the County Garage on Thursday, June 8 to teach workers how to identify hazardous meth debris on roadsides. Neil Rhoades and Tom Favorite will attend.
- Tall Grass and Noxious Weeds: Neil Rhoades has received a complaint on Black Oak Drive. Bob Shook reported that he has other.
- Vacation: Will take off on June 15, 16, and 21.

Old Business:

Sale of Truck: Three bids were received on the 1991 Ford Dump Truck

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| Steve Zell Farm Equipment, Inc. | \$8800.00 |
| Jaydee Blair | \$6885.00 |
| Achterberg Lawn Services | \$8000.00 |

Bob Shook made a motion to accept the bid from Steve Zell which was seconded by Bill Whidden. The roll was called: William Whidden – aye; Sue Campbell – aye; Robert Shook – aye. Neil Rhoades will contact all bidders.

Hawk Nest Subdivision: Sue Campbell read portions of Miami County Prosecutor Opinion 06-27 regarding the Township's authority to institute traffic control measures on Jillane Drive as it adjoins the new development. The Township can make Jillane a one-way street if it is reasonable, not discriminatory, is of uniform operation, and has a real and substantial relation to its purpose. Coordination with all emergency services providers would be required. Alternatively, the landowners abutting the stub of Jillane can petition the Miami County Commissioners to have the section vacated and pass on to them for a fee.

Trustees:

Bill Whidden asked if the timetable for water and sewer on Conwood Drive had been determined. Neil Rhoades stated that the engineering report is done and the project is now being let for bids.

Bob Shook reported that the NIMS Compliance Self-Certification has been delayed. Requirements may change and he will advise as needed.

Sue Campbell:

- Received a call from Richard Brinkman, 2330 North Forest Hill Road, who reports increased flooding since the installation of the culvert near his property. However, he sustained no crop damage according to her visual assessment.
- Has secured a cabinet, countertop, microwave, coffee maker, and coat hooks for the garage. She asked if the provision of coffee were permitted. Bob Shook asked who would use it and who would be responsible for cleaning up. Bill Whidden reported that his employer requires them to buy their own coffee. The issued was tabled until a need is identified.
- Talked with Paul Huelskamp from the Miami County Engineer's Office regarding the proposed

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placement of a pond in Hawk Nest on the flood plain. He responded that the NFIP Permit will be issued and the pond has met all the requirements. Resident Conrad Sherwin called Sue Campbell regarding the amount of water already there before the development is even done. She asked Mr. Sherwin to call Paul Huelskamp to discuss the calculations.

New Business:

2007 Tax Budget: No modifications to the draft Budget distributed at the last meeting were made and no input was received from the audience. Pat Quillen stated that the Resolution to adopt the budget will be presented at the June 20 meeting.

Trustees:

Robert Shook

- Received a complaint letter from Ernest Lewis (1222 Spruce Street) regarding 1221 Spruce Street. Bob Shook reported that a Court order to raze the house will be issued soon.
- Received a letter from Carol Schnell (606) Amity Lane that stated that the 610 Amity Lane had been abandoned and the yard has not been mown. The Clerk will send a certified letter to Ronald and Rosalyn Cantrell.
- Tom Myers (2140 North Forest Hill Road) called to report that his house was flooded again. Bob Shook suggested that the culvert be enlarged. Bill Whidden will go out with Neil Rhoades to view the area and wants to reserve judgment until then..
- Received a notice from the Health Department that the house on the north side of State Route 718 at Washington road will be torn down.

Sue Campbell

- The Miami County Solid Waste will hold a hazardous waste event on June 10 for \$1.00 per pound.
- Computers and electronics waste event will be held on June 24 for \$.25 per pound.
- The Great Miami Clean-up will be held on July 14, 2006.

Bill Whidden - None

Guests:

Most guest comments concerned water issues resulting from the Hawk Nest Development as well as overall water issues in the Township:

- Sherry Timmers (1773 West State Route 718) expressed her concerns regarding protection of aquifers
- Jerry Huber (1720 Woodlawn Drive) asked if the Ohio Conservancy District offers help
- Sue Campbell stated that in 2007, the local watersheds will develop and action plan. Concord Township is in the Middle Great Miami Watershed.
- Bill Whidden gave an overview of regulations regarding run-off from development and suggested the Township clean out ditches to alleviate problems.
- Jerry Huber agreed that there is a surface water problem in Hawk Nest, but stated that the storm sewers there are probably not operating yet. He would like to have a Trustee attend any meeting between the Commissioners and representatives from Woodlawn-Jillane area regarding the traffic

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issue.

- Bob Shook would like to have an outside engineering firm (e.g. ADR from Newark Ohio or Mote from Greenville) come to give an estimate for a drainage plan. He made that into a motion to invite both to come and look at the matter. Sue Campbell seconded and the roll was called: William Whidden - aye; Sue Campbell - aye; Robert Shook - aye. Residents will be invited to return with input at the time any report is given.
- Mary Huber (1720 Woodlawn Drive) expressed her concerns with area-wide water problems and supported the idea of a large study.
- Sherry Timmers returned to the traffic matter at Hawk Nest. She believes that traffic coming out of Hawk Nest onto Jillane Drive needs to be controlled. Sue Campbell suggested she get together with the neighbors and present a case for one-way traffic going into the subdivision.

Payments: Bob Shook moved to approve and pay May checks 17670 through 17697 and June checks 17698 through 17703. Bill Whidden seconded the motion. Votes were: Robert Shook, Aye; Sue Campbell, Aye; William Whidden, Aye.

Adjournment: No further business was present and the meeting adjourned viva voce. The next meeting will be June 20, 2006 at 11:00 A.M. at the Township Hall.

Robert Shook

Sue Campbell

William Whidden

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.