TROY TOWNSHIP, DELAWARE COUNTY
Regular meeting
July 17, 2017

Regular Meeting called to order at 8:00 p.m.

Pledge of Allegiance

Roll call: Trustees Earl Lehner, Doug Price and Charlie Cooperider were present, along with Zoning Secretary Kelly Williams, Zoning Inspector Richard Lehner and Fiscal Officer Sharon Malcom.

Guests: Marvin Philpott, Mrs. Hiddleson, Health Commissioner, Jodi and Justin Kuhn, Trina Tatman and Doug Riedel.

Approval and/or amendment(s) to the agenda

*Trustee Price made a motion to accept the agenda with the following additions: Old Business – Ohio Public Works Commission project and New Business – Township website and Coover Rd. Trustee Cooperider seconded the motion.

Roll Call: All voting yes, the motion passed.

Approval and/or amendment(s) to the minutes

*Trustee Price made a motion, seconded by Trustee Cooperider to approve the June 19, 2017 regular meeting minutes.

Roll Call: All voting yes, the motion passed.

Open comments – limited to ten minutes per person per issue. The Trustees reserve the right to limit repetitive comments.

Mrs. Hiddleson, Health Commissioner, reported that the youth assessment was complete and the Trustees could see a presentation or view the assessment on line. Details will be coming. She also reported there was no evidence of West Nile virus at this time but there were two zika reported cases. She said that the Health Dept will apply larvaside for mosquitoes if needed and will do private homeowners if they request – free of charge.

Justin and Jodi Kuhn addressed the trustees regarding an altercation with Zoning Inspector Richard Lehner at their home at 2310 Troy Rd on July 6, 2017 regarding a shed in their back yard. Mrs. Kuhn indicated that the zoning inspector was there as Troy Township and she would only address the trustees and not Zoning Inspector Lehner. Her issue was how she was treated by Mr. Lehner, and per Mrs. Kuhn, Lehner indicated that her children would die in a fire in the shed (paraphrasing). Mrs. Kuhn could still not wrap her head around how they were treated and questioned the trustees hiring of the zoning inspector. Trustee Cooperider said to give them more time for Trustees to review. Prosecutor may or may not do anything but no one should be……

Mr. Kuhn indicated that he called Delaware County and was told because the building was 200 sq ft or less he would not need a building permit. (Zoning Inspector Lehner disagreed with this comment.)

Zoning Inspector Lehner said he did not step on the Kuhn's property.

Trustee Cooperider said as of right now nothing is being done as they are waiting on a response from Richard and to talk with the Sheriff. Per Richard Lehner the file with the sheriff is closed because he received the information from them. The Kuhn's indicated they were not aware of anything being closed as they had not heard from the Sheriff's Dept. Trustee Price gave copies of the report Lehner had obtained from the sheriff to members of the board. The Trustees did not receive a written complaint from the Kuhn's; Trustee Cooperider received a call from the Kuhn's.

Mr. Kuhn expected a formal apology from the Zoning Inspector in regard to how he treated his wife. He also could not comprehend Mr. Lehner talking in front of his children the way he did as his children attended school with Lehner's grandchildren.

Mr. Kuhn then asked the Trustees if here was anything they needed from him for a permit and if so what would the amount be. Zoning Inspector Lehner said he told them early in April they would need a permit. Trustee Cooperider instructor Zoning Inspector Lehner to issue them a permit. Trustee Price indicated it would be $50.00. Mrs. Kuhn wrote the check for the permit and they received the permit at the meeting.

Trustee Cooperider told the Kuhn's the Trustees only had one meeting a month and the next meeting is August 21 and the Trustees will look into it.

Trina Tatman addressed the Trustees on her address being put on the Township website as part of her being on the Zoning Commission. Discussion centered around her address being public record. Zoning Secretary Kelly Williams will poll the Zoning Commission and Board of Appeals to determine who does or does not want their address on the website. Trustee Price will talk with Prosecutor's Office to determine if it needs to be listed. Note: This was the topic Trustee Price was going to discuss under new business for the amended agenda.

Doug Riedel from the Delaware County Engineers Office talked to the Trustees about road construction in the County and passed out a road construction guide. He updated the trustees on the Penry Road project and indicated he had talked with AEP regarding the substation work on Penry Road and they will stay off the road once Penry Road construction starts. The Trustees ask about a culvert on Case Road and Mr. Riedel will get in touch with Trustee Price and discuss.

Zoning Inspector report – Mr. Lehner said he had issued three permits: The shed issued tonight, a swimming pool and a deck. He also reported on the issue with the trailers on Downing Road and that the property owner had worked well with the Zoning Commission but the Zoning Commission asked him to move the trailers. Zoning Inspector gave him until January. Another property on Downing Road is also being cleaned up per R. Lehner.

Trustee Reports

Trustee's reports were submitted in writing and are attached to these minutes. Trustee Cooperider also indicated he met with Zoning Inspector Lehner and Trustee Price on July 6, 2017 after the Kuhn complaint.

Cemetery report – Larry Starling, Cemetery Sexton's report is attached as part of these minutes. Trustee Price said that Starling has an informal policy that 4 x 4 lots are used for cremations. FO Malcom indicated

that the policies for the Cemetery should include this type of information so the public will know and that the Prosecutor's office, ie Chris Betts, is willing to work with the Trustee's on Cemetery policy.
Trustee Price indicated we received an opinion from the Prosecutor on disinterment cremation and the number that could be interned in one grave.

Fire District report – Trustee Lehner provided the Fire District Report that is attached to these minutes.

Fiscal Officer Report

Trustees were presented with a warrant register for July, 2017 along with bank reconciliation for June, 2017. Also presented was a July, 2017 appropriation summary, a revenue summary, payroll detail and a fund balance summary for their review and approval.

*Trustee Cooperider made a motion to approve payment of warrants, bank reconciliation and financial reports as presented by the Fiscal Officer. Trustee Price seconded the motion.

Roll Call: All voting yes, the motion passed.

Res. 2017-011

Trustee Price made a motion to approve the following fund and increase revenues and appropriations to account for receipts and expenditures for the Issue II project.. Trustee Cooperider seconded the motion.

Fund 4401 – Capital Projects – Issue II

Increase Revenues:	$236,834
Increase appropriations:	$236,834

Roll Call: All voting yes, the motion passed.

Note: Local Share budgeted in Fund 2021 – Gasoline Tax

Other Items:

- Audit for 2015-2016 will being on or around August 1, 2017. Auditors may use Township Hall to perform audit.

- Fraud Hotline information posted on Troy Township section of website. Elected officials and employees will be asked to sign off on acknowledgement of this form.

- First Commonwealth credit cards issued to Trustees Lehner and Price. Also, cemetery sexton Larry Starling. Trustee Cooperider will receive his sometime this week.

- Budget planning for 2018 fiscal year is beginning. Revenue estimates due to County Auditor by August 15, 2017.

Old Business

New Business

Res. 2017-012

Trustee Price moved, seconded by Trustee Cooperider to approve the new funding model as presented by Sean Miller from Emergency Management Assistance. The Funding model would move to a census based model.

Roll Call: All voting yes, the motion passed.

Trustee Price discussed with the trustees that the County is micro sealing their section of Coover Road as part of their program so we may consider doing our section next year. He explained that we may want to do that as part of the budget for next year if we don't get the 2018 OPWC grant for Troutman Road which odds are 50/50 in getting the 2018 grant since we received one for 2017.

Hills Miller Road is on schedule since revising project ending date to end of July. Doug Riedel informed the Trustees of personnel changes at the DC Engineer's office (Joe Warner taking over for Phil Viers who retired). FO Malcom asked Riedel about fiscal questions on the Township's OPWC project and he referred her to Abbey as a good resource.

Doug Price said Richard Lehner needs to put his recollection of the Kuhn incidence in writing for his side of the story. R. Lehner said he submitted something to the Sheriff's office and also said he had 3 witnesses that dispute.

Doug Price updated the Trustees on Harvest Hills Ministries – 670 Hills-Miller Rd (Note: address in question). He indicated that Zoning Inspector Lehner and several officials from other agencies visited the property to help determine the proper zoning. Trustee Lehner asked about the agri-tourism category. It could not be determined what the exact nature of the business was to determine the type of zoning. Trustee Cooperider said it in no way meets FR 1 zoning code, the current zoning for that property. He also said he told the property owners they would need a change in the zoning law when he talked with him in his capacity as zoning inspector a few years ago. Trustee Price will meet with Chris at Prosecutor's office to discuss situation.

Adjournment

*There being no further business to come before the board Trustee Price moved and Trustee Cooperider seconded a motion to adjourn the meeting at 9:27 p.m. All voting yes, the motion passed.

Earl Lehner, Chair _____

Charles Cooperider, Vice Chair_____

Doug Price, Trustee_____

Attested to by Fiscal Officer, Sharon Malcom_____