

# RECORD OF PROCEEDINGS

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## BOWLING GREEN TOWNSHIP

### BOARD OF TRUSTEES

Held August 28, 2012

Bowling Green Township Board of trustees opened this regular meeting at 7pm with roll call. All trustees and Fiscal Officer were present.

**VISITORS:** Assistant Prosecutor Amy Brown Thompson, Prosecutor Ken Oswalt, Patty Volland, Dee Krier, Mark Burgess, Geary Stepp, Will Kern, Jeanette DeRenne, Ed Monroe, Dennis Allison, David Skinner, Jack Hedges, Barb Wiseman, Harold Wiseman, Nichole Younkins, Ronald Duval, Jim Waktins, Barb Selegue (zoning inspector), Bob Wess, Patricia Wess, Donnie Uffner, Sally Bryan

**GUEST SPEAKER** Licking County Prosecutor Ken Oswalt introduced the Assistant Prosecutor Amy Brown Thompson. They were asked to come down to the meeting to address a couple issues the township is having. Ms. Brown-Thompson stated she has reviewed all the information she has on the trash contract. She didn't see any problems with the way the bid process was done and she doesn't see any problems with the contract. She will email a letter that can be used for companies that are not complying. If a company is still picking up in the township, the board of trustees will need to send a letter to the company. If they still don't comply, the prosecutor's office will get involved. Trustee Chorpenning asked why the board couldn't contact the vendors to let them know the board was taking bids. Mr. Oswalt said you run the risk of missing a vendor or if you do call a vendor, the others could accuse them of getting favorable information. Will Kern said there are residents in the township that are being billed more than they should. He has a bill. This was the first the board has heard of this. Patty Volland asked why Trustee Chorpenning isn't following trash contract when he should be upholding the laws of the township. Trustee Chorpenning said CMI is still picking up his trash and he isn't breaking the law. Mr. Oswalt stated his office will not continue to take the time to do bid packets, contracts, and legal opinions if they are going to be ignored. The township needs to designate someone to contact the trash companies that are violating the contract. Dave Skinner stated the dumpster in town Trustee Chorpenning is referring to his a commercial dumpster and would like Trustee Chorpenning to stop harassing him. Mr. Oswalt says the contractors are the problem not the residents. Trustee Chorpenning stated a letter has been sent by the board to CMI. FO doesn't remember, will have to look into it.

Ms. Brown Thompson said there was also a question about drug testing the employees. There was an opinion sent out by the prosecutor's office in 2010. She emailed it to the fiscal officer. Trustees should review. The board would need cause to test an employee, they cannot do random testing. The board would also have to pass a resolution that they will do drug testing if they have cause to do so, if the employee is coming in late frequently or some other lapse of job duties.

Ms. Brown Thompson said there was a question about whether or not the zoning inspectors phone records would be public record. What purpose would the board have in getting copies of the phone bill? Trustee Chorpenning said he has had residents request copies of phone records. If the phone bill is not used for township business, it's not a public record.

Ron Duval asked what to do about a Trustee Chorpenning not signing employee paychecks. If there is another Trustee absent from the meeting, how would the employee get paid. Mr. Oswalt said there are ways to remove public officials from office if the residents don't think they are doing their job.

Trustee Hupp called for a 5 minute recess.

Jeanette DeRenne from the Licking County Planning Commission was present to answer any questions the board had about the Comprehensive Plan that was presented to the board. The

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Comprehensive plan is something to protect the future of the township. Land use maps will prevent developments from going into areas where they aren't wanted. Trustee Chorpenning thanked the Comprehensive plan committee for all the work they put into the plan. Dee Krier said everything in the plan came from what residents said they wanted on the survey that was done. Trustee Chorpenning asked what steps it takes from here. Trustees would pass a resolution then there will be another public hearing at the planning commission meeting. If the planning commission passes the comprehensive plan it goes to the County commissioners. Trustee Chorpenning made a motion to read the resolution into the record. Motion seconded by Trustee Hupp. Roll Call: Chorpenning yes, VanBuren yes, Hupp, yes. FO read resolution into the record. The following is a portion of the resolution, full resolution on file with the FO. Now Therefore, be it resolved by the Bowling Green Township, County of Licking, State of Ohio, that it here by adopts the comprehensive plan which is included as a part of this resolution this 28<sup>th</sup> day of August, 2012, at 15490 Main St. Brownsville OH 43721. Trustee Hupp made a motion to accept the resolution prepared by the Licking County Planning Commission and read into the record. Motion seconded by VanBuren. All in favor, motion carried.

**CORRESPONDANCE** Trustee Chorpenning: notification Park Committee received grant from Operation Round-up in the amount of \$1,704, document from engineer's office showing township right of way, letter from John Parker requesting a meeting to review recommendations to the playground. Trustee Hupp would like to attend meeting also. Requested LCPC send letters to trustees also.

FO: letter from FEMA about storm damage about meeting. FO will attend.

### **REPORTS**

#### **SAFETY**

**ZONING INSPECTOR** Notified trustees there is a violation at 14124 National RD. 2 houses on one lot. Zoning inspector gave them 30 days to comply. 1 permit issued at 16436 National Rd for rebuild/ remodel. Need to have junk car meeting on September 11, 2012 at 7pm.

**PARK COMMITTEE** Nichole reported there was one building rental. The big bricks came in and the small ones will be in soon. The committee applied for the operation round-up grant. They requested \$2701 and received \$1704 for a hurricane spinner to replace merry-go-round. Next meeting will be September 18<sup>th</sup>.

#### **UNFINISHED BUSINESS**

Trustee Hupp volunteered to take care of any trash issues for the next 3 months.

Drug testing will be tabled until trustees can review info from prosecutor.

Driving records forms have all been filled out.

Culvert inventory- Trustee Chorpenning received a copy of the last inventory the engineer's office has but hasn't had a chance to look at it yet.

Trustee Hupp said he took care of the trash that was dumped on Gutridge Rd.

Trustee Hupp asked Trustee Chorpenning if he got a quote on the gutters. Trustee Chorpenning has not gotten a quote. He wanted to have the other trustees look at it.

#### **NEW BUSINESS**

90 Day employee review on new employees. Trustee VanBuren said he hasn't had any problems with any of the employees. Donnie Uffner said his shift has changed and doesn't want to work for the township anymore. Trustee Hupp made a motion to remove Donnie Uffner from payroll. Trustee VanBuren seconded the motion. Roll Call: Chorpenning yes, VanBuren yes, Hupp yes.

present

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#### PUBLIC COMMENT

Barb Selegue didn't think the merry-go-round would be removed. There are several residents that do not feel it should be removed. Trustee Chorpenning stated that the park committee has done everything in the public.

Dave Skinner asked if they could keep both pieces of equipment. Trustee Chorpenning says that the merry-go-round isn't up to code. Trustee Hupp said the park would have to be extended in order to do that. Barb asked trustees opinion about the merry-go-round. They both *VanBuren + Hupp* said their kids play on it.

Patty Wess asked if it is a park rule that shoes must be worn on the playground. The trustees said it isn't on the rules. Mrs. Wess asked how zoning violations are taken care of, are the reported or spotted while driving around. Zoning inspectors said both. Mrs. Wess said there has been the same junk car in the same places for 16 yrs. The fire department is still being called on them when they don't have a fire.

Mark Burgess said the trustees work for the public and would like to know if Trustee Hupp has been suspended or anything. Trustee Hupp said he won't be talking about his personal matter to the table upon advice from his lawyer.

Will Kern said the S curve sign on Cooperrider Rd is mangled. Trustee hupp said he received a call from Mr. Luv that the tree trimming company hit it. Barb Selegue feels there should be signs stated you are entering a zoned area on our roads.

Trustee Hupp made a motion to pay the bills; sign purchase orders and blanket certificates, and the bank statement. Trustee VanBuren seconded the motion. Motion Carried. It is lawfully certified that the amount \$177,449.95 is lawfully appropriated to pay the bills by the fiscal officer.

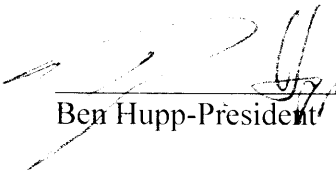
num	date	amount	payee
4028	8/27/2012	\$134.95	Newark Fire Extinguisher-inspection & repair
4029	8/27/2012	\$1,487.37	Englefield Oil Co.-bulk fuel
4030	8/27/2012	\$81.82	HYDRO SUPPLY COMPANY-parts
4031	8/27/2012	\$19.29	Agri-Trac Equipment-parts
4032	8/27/2012	\$1.30	JEFF CHORPENNING-reimbursement postage
4033	8/27/2012	\$622.37	BENJAMIN C. HUPP -payroll
4034	8/27/2012	\$620.93	DANIEL NELSON VANBUREN-payroll
4035	8/27/2012	\$889.61	Jennie Duval -payroll
4036	8/27/2012	\$623.08	JEFFERY DEE CHORPENNING -payroll
4037	8/28/2012	\$258.30	OHIO PUBLIC ENTITY CONSORTIUM-ins
4038	8/28/2012	\$104.93	MNCO-legal notice
4039	8/28/2012	\$49.61	Barb Selegue-reimbursement supplies/postage
4040	8/28/2012	\$1,019.00	ELM Recycling Co.-culverts
4041	8/28/2012	\$35.99	Beckert Chain Saw Supply-parts
4042	8/28/2012	\$419.05	Donald W. Watkins-payroil
4043	8/28/2012	\$493.77	Jack Richard Hedges-payroll
4044	8/28/2012	\$15,407.12	Hopewell Township Trustees-coverage
4045	8/28/2012	\$15,407.12	National Trail Fire Department Inc-fire coverage
4046	8/28/2012	\$15,407.12	LICKING TOWNSHIP TRUSTEES-fire coverage
4047	8/28/2012	\$119,500.00	Small's Asphalt Paving, Inc.-Chip & seal

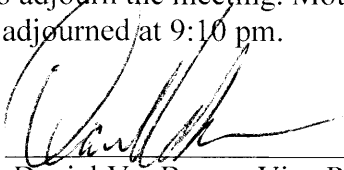
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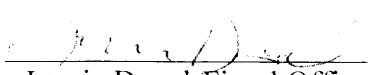
4048	8/28/2012	\$164.40	Small's Asphalt Paving, Inc.-cold mix
4049	8/28/2012	\$25.00	Ohio Treasurer Josh Mandel-driving rec. req.
EFT		3691.96	Anthem
EFT		\$877.33	Park National Bank
EFT		\$108.53	American Electric Power
		\$177,449.95	

Trustee Chorpenning made a motion to adjourn the meeting. Motion seconded by VanBuren. With business complete the board adjourned at 9:10 pm.

  
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 Ben Hupp-President

  
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 Daniel VanBuren- Vice President

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 Jeff Chorpenning- Trustee

  
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 Jennie Duval-Fiscal Officer