

RECORD OF PROCEEDINGS

Minutes of

Meeting

REGULAR MEETING

DAYTON LEGAL BLANK, INC., FORM NO. 10-111

JUNE 2, 2008

Held

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The Atwater Township trustees held their regular meeting at 7 p.m. Atwater town hall located at 1219 State Route 183 Atwater, OH 44201

ATTENDING

Those attending the meeting were; Cindy Werab, James Conley, Danny Derreberry, Rebecca Bennett, Don Knapp, Maxine Knapp, John Kovacich, Bernice Wesche, Martha Bevard, Naomi Wise, Linda Whittlesey, Beckie Whittlesey, Marie Dollison, Tom Nellis, Maggie Kane, Melvin Russell, Don DeCrane, Claude Custer, Walter Bainey, and Peggy Bainey.

CALL TO ORDER

Chairman Derreberry called the meeting to order at 7 p.m. Roll call Cindy yes, Jim yes, Danny yes.

MINUTES

Motion by Cindy Werab to approve the minutes of the special meeting as written. Second by James Conley. Roll call Cindy yes, Jim yes, Danny yes. Motion carried.

Motion by Cindy Werab to approve the minutes from the previous regular meeting as written. Second by James Conley. Roll call Cindy yes, Jim yes, Danny yes. Motion carried.

FIRE DEPARTMENT

Chief Russell gave the fire report for the month of May. No fires, emergency medical calls, 3 transports to Robinson, 2 to Alliance, 2 to other facilities, 3 non-transports. For a sub total of 10, 3 other instances, no mutual aid given and no mutual aid received. A total of 13 calls for the month of May, and a total of 116 calls for the year.

Motion by Cindy Werab to reimburse Melvin Russell from mileage to attend an EMS advisory Board meeting for \$11.07. Second by James Conley. Roll call Cindy yes, Jim yes, Danny yes. Motion carried.

Motion by Cindy Werab to appoint Anthony Dibona as a probationary member of the fire department. Second by James Conley. Roll call Cindy yes, Jim yes, Danny yes. Motion carried.

Upcoming events June 9th the Atwater fire Department will participate in the Bicentennial Parade. On the 12th of June we will have a comp test for two of our trucks. On June 17 we will participate in safety town at the elementary school. We will take a smoke trailer and one of our engines. On June 23 at 7:45 p.m. we will have our med-vac training at the high school.

Chief Russell requested to go into executive session to discuss personnel with the board.

Don DeCrane gave the board a list of purchase order requests.

Motion by Cindy Werab to approve the purchase of 500 run sheets and 500 notices of privacy sheets from Quick Print Center for \$340. Second by Danny Derreberry. Roll call Cindy yes, Jim yes, Danny yes. Motion carried.

Motion by Cindy Werab to amend the previous motion for candy purchase for the Memorial Day parade from \$125 to \$126.76. Second by James Conley. Roll call Cindy yes, Jim yes, Danny yes. Motion carried.

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Motion by Cindy Werab to reimburse the Atwater firefighters Association \$110 for the assessment exam taken by Jayme Hunt. Second by James Conley. Roll call Cindy yes, Jim yes, Danny yes. Motion carried.

Motion by Cindy Werab to terminate our services with American Messaging and go to USA Mobility, for wireless pagers at \$4.25 per pager, 25 pagers, per month. Second by James Conley. Roll call Cindy yes, Jim yes, Danny yes. Motion carried.

Motion by Cindy Werab to purchase five sets of turnout gear from Warren Fire Equipment for \$11,070,00 plus shipping. Second by James Conley. Roll call Cindy yes, Jim yes, Danny yes. Motion carried.

Chairman Derreberry asked if there were any questions. Claude Custer asked about the longevity of the turnout gear. Don replied that depends on the use, the ones we purchased in 2003 are still used today and are in good condition.

CEMETERY

Cindy Werab stated there is no report from the cemetery at this time.

ROAD DEPARTMENT

James Conley stated he has received no report from Tim at this time.

ZONING

Cindy Werab read from a written report from Bob Bain. Zoning issued 5 construction permits for total income of \$475. The magistrate from portage County Common Pleas court is still deciding on a particular case that is pending. Had one citation issued for 1060 State Route 183, nuisance and prohibited uses. Inspection revealed signs of rats and other vermin open mobile home with trash & debris. A non-operating motor home. They are waiting for information back from the health district about the spreading of dehydrated chicken manure.

The board held a discussion pertaining to Issue II. Rebecca Bennett called Becky Carter to ask about the final amount pertaining to the grant. (no answer-left message)

Motion by Cindy Werab to reimburse Laurel Fisher \$22.89 for postage pertaining to zoning. Second by Danny Derreberry. Roll call Cindy yes, Jim yes, Danny yes, motion carried.

Motion by Cindy Werab to accept the resignation of Laurel Fisher as an alternate of the zoning commission and zoning Board of appeals. Second by James Conley. Roll call Cindy yes, Jim yes, Danny yes. Motion carried.

The board asked if there was anyone present for interviewing purposes for the position of assistant zoning inspector. Chairman Derreberry stated he has attempted, several times to contact the applicants, some have stated they are no longer interested and some have not returned my calls.

EXECUTIVE SESSION

Motion by James Conley to go into executive session for purposes of personnel and wages for zoning and fire department. Second by Cindy Werab. Roll call Cindy yes, Jim yes, Danny yes. Motion carried.(7:30pm)

Motion by James Conley to go back into regular session. Second by Cindy Werab. Roll call Cindy yes, Jim yes, Danny yes. Motion carried.(8:22pm)

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Motion by Danny Derreberry to pay EMT's \$20.00 per emergency transport. Second by Cindy Werab. Roll call Cindy yes, Jim yes, Danny yes. Motion carried.

Chairman Derreberry explained the \$20.00 per person is for personnel that involved in transporting patients involved in emergencies and that it legates the \$5.00 show up fee.

Motion by Danny Derreberry to hire James Donovan for the remainder of 2008 as an assistant zoning inspector for \$200 per month. Second by James Conley. Roll call Cindy yes, Jim yes, Danny yes. Motion carried

James Conley stated three years ago the board gave Mr. Bane a \$200.00 increase to perform the duties of zoning inspector with out an assistant. Instead of taking the \$200.00 we decided to take only \$100.00

Motion by James Conley to reduce the pay of Bob Bane by \$100.00 to help with the pay of an assistant zoning inspector. Second by Danny Derreberry. Roll call Cindy yes, Jim yes, Danny yes. Motion carried.

Motion by Cindy Werab to appoint Ron Dubinsky as chairman of the Zoning Board of Appeals. Second by James Conley. Roll call Cindy yes, Jim yes, Danny yes. Motion carried.

Motion by James Conley, to place an advertisement for zoning Board of appeals and zoning commission members. Second by Danny Derreberry. Roll call Cindy yes, Jim yes, Danny yes. Motion carried.

Motion by James Conley to advertise for the position of zoning secretary. Second by Cindy Werab. Roll call Cindy yes, Jim yes, Danny yes. Motion carried.
After a short discussion of the board decided to run the ad for two weekends and on a Wednesday.

ISSUE II

Resolution 4-2008

A Resolution authorizing James Conley to have prepared and submit an application to participate in the Ohio Public Works Commission State Capital Improvement Program and to execute contracts as required.

Whereas, the State Capital Improvement Program and Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to infrastructures, and

Whereas, the Atwater Township Board of Trustees is planning to make capital improvements on the project named the Prospect St. and other roads Project, and

Whereas, Project Prospect St. and other roads consist of the following roads in Atwater Township. Prospect st. (T.H.421 18'W, 0.11 miles, Ramona St. (T.H.422) 18'W, 0.11 miles, Weber St. (T.H.423) 18'W, 0.11 miles, Washington St. (T.H.424) 18'W, 0.11 miles, Oak St. (T.H.425) 18'W, 0.1 miles, and Chittenden St. (T.H.426) 18'W, 0.13 miles, and

Whereas, said infrastructure improvements to Prospect St and other roads project to include drainage and resurfacing, and

Whereas, the infrastructure improvement herein above described is considered priority need for the community and is a quailified project under the OPWC program, and

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Whereas, said project is estimated at \$174,000.00. Atwater township has agreed to pay \$78,300.00 which is 45% of said project.

Now Therefor, Be it resolved by the Atwater Township Board of Trustees:

The above resolution was made at a regular meeting on June 2nd, 2008 of the Atwater Township Trustees. Motion by Cindy Werab, second by James Conley. Roll call Cindy yes, Jim yes, Danny yes. Resolution approved.

James Conley announced, we have received some phone calls complaining about individuals riding their horses in the park area, where the kids have their ballgames. Cindy Werab asked if there were people at the park during this time. Jim answered they were setting up the field for a ballgame to begin. I am hoping that they would at least stay away from there, were the kids play. Due to safety concerns. They also stated they were riding through the cemetery in the Church area.

BILL PAY

Motion by James Conley to pay the bills as written. Second by Danny Derreberry. Roll call Cindy yes, Jim yes, Danny yes. Motion carried.

I, Rebecca Bennett, fiscal officer do hereby certify there are ample funds to pay the bills as written.

date	Ch#	payee	amount
6-2-08	27313	Cindy Werab	\$29.54
6-2-08	27314	Danny Derreberry	940.00
6-2-08	27315	Finney Construction	875.00
6-2-08	27316	Ohio Edison	446.52
6-2-08	27317	Stuver Auto Spring	108.00
6-2-08	27318	Sprint	42.50
6-2-08	27319	Medical Mutual	3555.06
6-2-08	27320	Emergency Medical Products	99.95
6-2-08	27321	Robinson Med. Center one	674.70
6-2-08	27322	Melvin Russell	8.80
6-2-08	27323	William White	12.00
6-2-08	27324	Robert Bane	528.50
6-2-08	27325	James Conley	733.96
6-2-08	27326	Cindy Werab	677.72
6-2-08	27327	David Alldredge	718.46
6-2-08	27328	Don DeCrane	220.07
6-2-08	27329	Danny Derreberry	366.97
6-2-08	27330	Laurel Fisher	196.06
6-2-08	27331	Joseph Corbin	332.12
6-2-08	27332	Melvin Russell	453.32
6-2-08	27333	Richard Myers	466.13
6-2-08	27334	Rebecca Bennett	578.05
6-2-08	27335	Tim Whittlesey	1038.86
6-2-08	27336	voided	0
6-2-08	27337	Laurel Fisher	22.89
6-2-08	27338	Dominion East Ohio	525.81
6-2-08	23739	Time Warner	89.95
6-2-08	23740	Postmaster Atwater	84.00
		total	\$13,824.94

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Motion by James Conley to go back into regular session. Second by Danny Derreberry. Roll call Cindy yes, Jim yes, Danny yes. Motion carried.

NEW BUSINESS

Bernice Wesche asked, Bob Bane stated in the last meeting about the post office, posting entrance and exit signs. Are we responsible for the post office? Chairman Derreberry replied no, there have been some complaints about the noise level and the traffic pattern.

Rebecca Bennett requested permission from the board to purchase postage stamps. Motion by James Conley to purchase the stamps. Cindy Werab asked, is that for \$42. Rebecca stated \$42 or roll, for two rolls it would be \$84. Second by Cindy Werab. Roll call Cindy yes, Jim yes, Danny yes. Motion carried.

Chairman Derreberry stated he brought the information pertaining to the Dura-patcher for those who had requested to review it at the last meeting. (No response.)

Martha Bevard asked to see a copy of an apology letter to Tim. Danny stated he was instructed not to write the letter. Martha, asked who instructed you not to. Danny replied the prosecuting attorney. Martha asked why. Danny answered, that was his recommendation.

Martha then asked what the township decided to do about the website for Atwater. Danny stated we did get a response back from the group that gave the demonstration. I have a problem with the total cost, which is around \$2000. Cindy stated we need to do further research. Rebecca stated the Ohio Township Association also provides website set up. Neighboring townships have used the OTA for their websites, I believe the initial setup fee is \$300.

John Kovacich asked what the procedure was for reimbursements from the township for mileage. It goes before the board, correct, then you vote on it, correct. Rebecca Bennett answered either that. John interrupted and said I am asking the board. Cindy stated unless it is an emergency they would contact us in the next meeting we would address that. Rebecca stated as a member of the board, if a person is knows they are going on a trip for township business travel reimbursements is requested. John then asked the special meeting held on May 19. It was advertised correctly, I might add, but the regular meeting should have been immediately following, the zoning meeting that is how it was ran. I would have been here if I would have known it started at 7pm. Cindy asked if he had a copy of that advertisement. Rebecca stated the prosecutor had advised that if the special meeting ran late it would be best to note the regular meeting would follow. If the special meeting ended before 7 p.m., it would be best to start our regular meeting at our regular time. Cindy stated we never made a motion to go immediately into our regular session following the special meeting. So I cannot answer on that.

John Kovacich stated he had a public records request I would like you, Becky, to deliver them this time. Rebecca stated whoever is available to deliver them, will be the one to deliver them. John said the last time I know you were busy with Lions Club stuff with the award ceremony at the high school. I was home all day and to pick that up would only take a couple minutes, but I was home all day and waited because you said you were busy and I waited until 4:30 p.m. like you said. Rebecca stated the awards ceremony was not the only thing I had to do that day.

Chairman Derreberry asked if there were any more questions.

Beckie Whittlesey asked how many hours Becky Carter has worked on the Issue II Grant. Danny stated I don't know at this time. Jim stated she had to go out of town right now due to family illness. Beckie Whittlesey then asked who's idea was to use Issue II Money to do the side streets between Whittlesey and Wilson. James Conley stated we applied for

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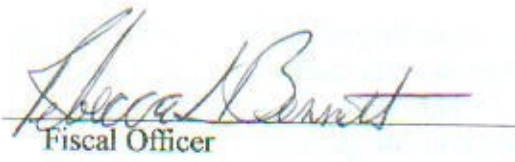
it before but we could not reach the matching money, so we did some chip and seal work and had decided to try again for it in the next year. Beckie asked is there a reason why we chose those roads over any of the others. Jim stated those with a next in line to be done. Cindy Werab stated I can't speak on the roads at all. Jim stated the ones after that would be the side roads off a Bank street.

John Kovacich stated Becky you called to inform me on the 19th of the special meeting, 24-hour notice, not 11:30 a.m. on the meeting day, 24-hour notice.

Motion to adjourn by James Conley. Second by Danny Derreberry. Roll call Cindy yes, Jim yes, Danny yes. Motion carried. (9:22pm)


Chairman


Trustee


Fiscal Officer


Trustee